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ESPACE 113
RECH 592
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IND 462
EU-GNSS 36
TRANS 698
AVIATION 277
MAR 208
TELECOM 451
MI 808
CSC 515
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CSDP/PSDC 766
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NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027

Delegations will find attached the latest version of the 4-column document in view of the Space Working party meeting on 15 November 2022.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027

2022/0039(COD)

[Version for Trilogue on 17 November, 2022]

11-11-2022 at 09h01

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
	Formula					
G	1	2022/0039 (COD)	2022/0039 (COD)	2022/0039 (COD)	2022/0039 (COD) Text Origin: Commission Proposal	G
	Proposal Title					
G	2	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing the Union Secure Connectivity Programme for the period 2023-2027 Text Origin: Commission Proposal	G
	Formula					
G	3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal	G

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Citation 1				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 189(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 189(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 189(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 189(2) thereof, Text Origin: Commission Proposal
Citation 2				
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission, Text Origin: Commission Proposal
Citation 3				
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments, Text Origin: Commission Proposal
Citation 4				
7	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure, Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
8	Whereas:	Whereas:	Whereas:	Whereas: Text Origin: Commission Proposal
Recital 1				
9	(1) There is a growing demand by the Union governmental actors for secure and reliable satellite communication services, particularly because they are the only viable option in situations where ground-based communication systems are non-existent, disrupted or unreliable. Affordable and cost-effective access to satellite-based communication is also indispensable in remote regions and in the high seas and airspace. For instance, where lack of high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access.	(1) There is a growing demand by the Union governmental actors for secure and reliable satellite communication services, particularly because they are the only viable option in situations where ground-based communication systems are ~~*non-existent,*~~ disrupted or unreliable. Affordable and cost-effective access to satellite-based communication is also indispensable ~~*in remote regions and in the high seas*~~***where there are no terrestrial networks, including over oceans*** and airspace~~*. For instance*~~***, in remote areas, and*** where ***terrestrial networks face serious outage or cannot be trusted in crisis situations. More globally, satellite communication can increase the overall resilience of communication networks, offering for example alternative in the case of physical attacks or cyber incidents on terrestrial networks, accidents or natural disaster*** ~~*lack of*~~	Moved to row 15a	*deleted* *Text Origin: Commission Proposal*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~*high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access*~~.		
Recital 2				
10	*(2)* The conclusions of the European Council of 19-20 December 2013 welcomed the preparations for the next generation of Governmental Satellite Communication through a close cooperation between the Member States, the Commission and the European Space Agency (ESA). Governmental satcom has also been identified as one of the elements of the Global Strategy for the European Union's Foreign and Security Policy of June 2016. Governmental satcom is to contribute to the EU response to Hybrid Threats and provide support to the EU Maritime Security Strategy and to the Union Arctic policy.	(2) The conclusions of the European Council of 19-20 December 2013 welcomed the preparations for the next generation of Governmental Satellite Communication through a close cooperation between the Member States, the Commission and the European Space Agency (ESA). Governmental satcom has also been identified as one of the elements of the Global Strategy for the European Union's Foreign and Security Policy of June 2016. Governmental satcom is to contribute to the EU response to Hybrid Threats and provide support to the EU Maritime Security Strategy and to the Union Arctic policy.	(2) The conclusions of the European Council of 19-20 December 2013 welcomed the preparations for the next generation of governmental satellite ~~Communication~~**communications** through a close cooperation between the Member States, the Commission and the European Space Agency (ESA). Governmental ~~satcom~~**satellite communications** has also been identified as one of the elements of the Global Strategy for the European Union's Foreign and Security Policy of June 2016. Governmental ~~satcom~~**satellite communications** is to contribute to the EU response to Hybrid Threats and provide support to the EU Maritime Security Strategy and to the ~~Union~~**EU** Arctic policy.	(2) The conclusions of the European Council of 19-20 December 2013 welcomed the preparations for the next generation of governmental satellite ~~*Communication*~~***communications*** through a close cooperation between the Member States, the Commission and the European Space Agency (ESA). Governmental ~~*satcom*~~***satellite communications*** has also been identified as one of the elements of the Global Strategy for the European Union's Foreign and Security Policy of June 2016. Governmental ~~*satcom*~~***satellite communications*** is to contribute to the EU response to Hybrid Threats and provide support to the EU Maritime Security Strategy and to the ~~*Union*~~***EU*** Arctic policy. Text Origin: Council Mandate
Recital 3				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
11	(3) On 22 March 2017 the Council Political and Security Committee endorsed High Level Civil Military User Needs for Governmental Satellite Communications [1] which were prepared by the EEAS on the military user's requirements identified by the European Defence Agency in its Common Staff Target adopted in 2014 and the civilian user needs collected by the Commission have been merged to produce the High Level Civil Military User Needs for Governmental Satellite Communications. _____ 1. CSDP/PSDC 152, CFSP/PESC 274, COPS 103.	(3) On 22 March 2017 the Council Political and Security Committee endorsed High Level Civil Military User Needs for Governmental Satellite Communications [1] which were prepared by the EEAS on the military user's requirements identified by the European Defence Agency in its Common Staff Target adopted in 2014 and the civilian user needs collected by the Commission have been merged to produce the High Level Civil Military User Needs for Governmental Satellite Communications. _____ 1. CSDP/PSDC 152, CFSP/PESC 274, COPS 103.	*deleted* *Content moved to Recital (5)*	*deleted* Text Origin: Commission Proposal
Recital 6				
11a	*(6)* The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity. Moved reference text	~~(6)~~ ***(3a)*** The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	~~(6)~~**(3a)** The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity. Moved from row 14	~~(6)~~ ***(3a)*** The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity. Text Origin: Council Mandate
Recital 7				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 11b	(7) The Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. _____ 1. COM(2021) 70 final. Moved reference text	~~(7)~~ ***(3b) The effect of hybrid operations in space can also have a significant impact on civil commercial activities that increasingly rely on space capabilities. In order to tackle this challenge*** the Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. _____ 1. COM(2021) 70 final. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	~~(7)~~**(3b)** The Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. _____ 1. COM(2021) 70 final. Moved from row 15	~~(7)~~ ***(3b)*** The Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. _____ 1. COM(2021) 70 final. Text Origin: Commission Proposal G
Recital 3c				
G 11c			**(3c) The Strategic Compass[1] for security and defence adopted by the Council on 21 March 2022 recognises that the space infrastructure of the Union and its Member States contributes to our resilience and offers key services that substitute or complement ground infrastructures for telecommunications, and proposes that EU space systems should offer**	***(3c) The Strategic Compass[1] for security and defence adopted by the Council on 21 March 2022 recognises that the space infrastructure of the Union and its Member States contributes to our resilience and offers key services that substitute or complement ground infrastructures for telecommunications. It therefore calls for the Union to work on the*** G

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			global connectivity to security and defence actors. It therefore calls for the Union to work on the proposal for an EU space-based global secure communication system. _____ **1. 7371/22.**	***proposal for an EU space-based global secure communication system.*** _____ ***1. 7371/22.*** Text Origin: Council Mandate
Recital 4				
G	12	(4) The EU adopted the GOVSATCOM component of Regulation (EU) 2021/696 on 28 April 2021, to ensure the long-term availability of reliable, secure and cost-effective satellite communications services for GOVSATCOM users. Regulation (EU) 2021/696 envisages that in a first phase, of the GOVSATCOM component until approximately 2025, existing capacity would be used. In that context, the Commission is to procure GOVSATCOM capacities from Member States with national systems and space capacities and from commercial satellite communication or service providers, taking into account the essential security interests of the Union. In that first phase, GOVSATCOM services are to be introduced by a step-by-step approach. It is also	(4) ***One of the important components of the Union Space Programme established by*** ~~*The EU adopted the GOVSATCOM component of*~~ Regulation (EU) 2021/696 ~~*on 28 April 2021,*~~***is GOVSATCOM, which aims*** to ensure the long-term availability of reliable, secure***, scalable*** and cost-effective satellite communications services for GOVSATCOM users. Regulation (EU) 2021/696 envisages that in a first phase, of the GOVSATCOM component until approximately 2025, existing capacity would be ~~*used*~~***pooled and shared through the GOVSATCOM Hub***. In that context, the Commission is to procure GOVSATCOM capacities from Member States with national systems and space capacities and from commercial satellite communication or service providers,	(4) ~~The EU adopted the GOVSATCOM component of~~**On 28 April 2021 the Union adopted** Regulation (EU) 2021/696 ~~on 28 April 2021,~~ **of the European Parliament and of the Council[1] establishing the Union Space Programme. One of the components of the Union Space Programme is GOVSATCOM, which was adopted** to ensure the long-term availability of reliable, secure and cost-effective satellite communications services for GOVSATCOM users. Regulation (EU) 2021/696 envisages that in a first phase~~,~~ of the GOVSATCOM component**,** until approximately 2025, existing capacity would be used. In that context, the Commission is to procure GOVSATCOM capacities from Member States with national systems and space capacities and	(4) ~~*The EU adopted the GOVSATCOM component of*~~***On 28 April 2021 the Union adopted*** Regulation (EU) 2021/696 ~~*on 28 April 2021,*~~ ***of the European Parliament and of the Council[1] establishing the Union Space Programme. One of the components of the Union Space Programme is GOVSATCOM, which was adopted*** to ensure the long-term availability of reliable, secure***, scalable*** and cost-effective satellite communications services for GOVSATCOM users. Regulation (EU) 2021/696 envisages that in a first phase~~,~~ of the GOVSATCOM component***,*** until approximately 2025, existing capacity would be ~~*used*~~***pooled and shared through the GOVSATCOM Hub***. In that context, the Commission is to procure GOVSATCOM capacities from Member States with national

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	based on the premise that if in the course of the first phase a detailed analysis of future supply and demand reveals that this approach was insufficient to cover the evolving demand, will be necessary to move to a second phase and develop additional bespoke space infrastructure or capacities through cooperation with the private sector, e.g. with Union satellite operators.	taking into account the essential security interests of the Union. In that first phase, GOVSATCOM services are to be introduced by a step-by-step approach***, in light of the scaling up of the GOVSATCOM Hub infrastructure capabilities***. It is also based on the premise that if in the course of the first phase a detailed analysis of future supply and demand reveals that this approach was insufficient to cover the evolving demand, will be necessary to move to a second phase and develop additional bespoke space infrastructure or capacities through cooperation with the private sector, e.g. with Union satellite operators.	from commercial satellite communication or service providers, taking into account the essential security interests of the Union. In that first phase, GOVSATCOM services are to be introduced by a step-by-step approach. It is also based on the premise that if in the course of the first phase a detailed analysis of future supply and demand reveals that this approach was insufficient to cover the evolving demand, **it** will be necessary to move to a second phase and develop additional bespoke space infrastructure or capacities through cooperation with the private sector, e.g. with Union satellite operators. **1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).**	systems and space capacities and from commercial satellite communication or service providers, taking into account the essential security interests of the Union. In that first phase, GOVSATCOM services are to be introduced by a step-by-step approach***, in light of the scaling up of the GOVSATCOM Hub infrastructure capabilities***. It is also based on the premise that if in the course of the first phase a detailed analysis of future supply and demand reveals that this approach was insufficient to cover the evolving demand, ***such approach*** will be necessary to move to a second phase and develop additional bespoke space infrastructure or capacities through cooperation with the private sector, e.g. with Union satellite operators. ***1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).*** Text Origin: Council Mandate
Recital 5				
13				

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	(5) It is now clear that the Union's current satellite communication assets cannot meet new needs of the governmental users who are moving towards higher security solutions, low latency and global coverage. Although recent technical progress has allowed non-geostationary-orbit (NGSO) communications constellations to emerge and gradually offer high-speed and low-latency connectivity services. There is a window of opportunity for addressing the evolving needs of the governmental users by developing and deploying additional infrastructure as filings for the frequencies necessary to provide the required services are currently available within the European Union. If not used, these filings will become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the EU may not get this opportunity again.	(5) ~~*It is now clear that the Union's current satellite communication assets cannot meet new needs of the*~~***In a rapidly evolving scenario,*** governmental users ~~*who*~~ are moving towards higher security solutions, low latency and global coverage~~.~~ ~~*Although*~~ ***to meet their needs.*** Recent technical progress has allowed non-geostationary-orbit (NGSO) communications constellations to emerge and gradually offer high-speed and low-latency connectivity services. There is ***therefore*** a window of opportunity for addressing the evolving needs of the governmental users by developing and deploying additional infrastructure as filings for the frequencies necessary to provide the required services are currently available within the European Union. If not used, these filings will become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the ~~*EU may not get*~~***Commission should seize*** this opportunity ~~*again*~~***and should conclude dedicated licensing agreements with those Member States providing the frequencies filings. This open and transparent process should take place for frequencies filings for the provision of governmental services based on the governmental infrastructure***.	(5) ~~It is now clear that the Union's current satellite communication assets cannot meet new needs of the~~**On 22 March 2017 the Council Political and Security Committee endorsed High Level Civil Military User Needs for** Governmental ~~users who are moving towards higher security solutions, low latency and global coverage. Although recent technical progress has allowed non-geostationary-orbit (NGSO) communications constellations to emerge and gradually offer high-speed and low-latency connectivity services. There is a window of opportunity for addressing the evolving~~**Satellite Communications [1] which were prepared by the European External Action Service (EEAS) on the military user's requirements identified by the European Defence Agency in its Common Staff Target adopted in 2014 and the civilian user needs collected by the Commission have been merged to produce the High Level Civil Military User** Needs ~~of the~~**for Governmental Satellite Communications. This analysis of** governmental ~~users by developing and deploying additional infrastructure as filings for the frequencies necessary to provide the required services are currently~~	(5) ~~*It is now clear that the Union's current satellite communication assets cannot meet new needs of the*~~***On 22 March 2017 the Council Political and Security Committee endorsed High Level Civil Military User Needs for*** Governmental ~~*users who are moving towards higher security solutions, low latency and global coverage. Although recent technical progress has allowed non-geostationary-orbit (NGSO) communications constellations to emerge and gradually offer high-speed and low-latency connectivity services. There is a window of opportunity for addressing the evolving needs of the*~~***Satellite Communications [1] which were prepared by the European External Action Service (EEAS) on the military user's requirements identified by the European Defence Agency in its Common Staff Target adopted in 2014 and the civilian user needs collected by the Commission have been merged to produce the High Level Civil Military User Needs for*** Governmental ~~*users by developing and deploying additional infrastructure as filings for the frequencies necessary to provide the required services are currently available within the European Union. If not used, these filings will*~~

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			~~available within the European~~**satellite communications user needs identified three pillars of governmental services use-cases: surveillance, crisis management and connection and protection of key infrastructures. Subsequent analyses by the Commission showed that the** Union~~. If not used, these filings will become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the EU may not get this opportunity again~~**'s current satellite communication offer, based on capacities from Member States with national systems as well as private sector, cannot meet certain new needs of the governmental demand who are moving towards higher security solutions, low latency and global coverage. Those needs should be monitored and reassessed regularly**. **1. EEAS(2017) 359.** Includes Recitals (3) and (19) Deleted content moved to new Recital (5a)	~~*become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the EU may not get this opportunity again*~~*Satellite Communications. Subsequent analyses by the Commission showed that the Union's current satellite communication offer, based on capacities from Member States with national systems as well as private sector, cannot meet certain new needs of the governmental demand who are moving towards higher security solutions, low latency and global coverage. Those needs should be monitored and reassessed regularly*. *1. EEAS(2017) 359.* Text Origin: Council Mandate
Recital 5a				
G 13a		*(5a) Recent technical progress has allowed non-geostationary-orbit*	**(5a) Recent technical progress has allowed non-geostationary-orbit**	*(5a) Recent technical progress has allowed non-geostationary-orbit* G

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		(NGSO) communications constellations to emerge and gradually offer high-speed and low-latency connectivity services. There is therefore a window of opportunity for addressing the evolving needs of the governmental users by developing and deploying additional infrastructure as filings for the frequencies necessary to provide the required services are currently available within the European Union. If not used, these filings will become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the Commission should seize this opportunity and should conclude dedicated licensing agreements with those Member States providing the frequencies filings. This open and transparent process should take place for frequencies filings for the provision of governmental services based on the governmental infrastructure.	**(NGSO) communications constellations to emerge and gradually offer high-speed and low latency connectivity services. There is therefore a window of opportunity for addressing the evolving needs of the governmental users by developing and deploying additional infrastructure, as filings for the frequencies necessary to provide the required services are currently available within the European Union. If not used, these filings at the International Telecommunication Union will become obsolete and be attributed to other players. As frequencies are an increasingly scarce resource, the Commission, through an open and transparent process with the Member States, should seize this opportunity to conclude with the Member States providing the frequency filings dedicated licensing agreements for the provision of governmental services based on the governmental infrastructure. The private sector is responsible for obtaining the rights on frequency filings required for the provision of commercial services.** Cut from Recital (5)	*(NGSO) communications constellations to emerge and gradually offer high-speed and low latency connectivity services. There is therefore a window of opportunity for addressing the evolving needs of the governmental users by developing and deploying additional infrastructure, as filings for the frequencies at the International Telecommunication Union necessary to provide the required services are currently available within the European Union. If not used, these filings will become obsolete and be attributed to other players. As frequencies and orbital slots are an increasingly scarce resource, the Commission, through an open and transparent process with the Member States, should seize this opportunity to conclude with the Member States providing the frequency filings dedicated licensing agreements for the provision of governmental services based on the governmental infrastructure. The private sector is responsible for obtaining the rights on frequency filings required for the provision of commercial services.* Text Origin: Council Mandate

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Recital 6				
14	(6) The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity.	(6) The conclusions of the European Council of 21-22 March 2019 stressed that the Union needs to go further in developing a competitive, secure, inclusive and ethical digital economy with world-class connectivity.	Moved to row 11a	*deleted* *See row 11a* *Text Origin: Commission Proposal*
Recital 7				
15	*(7)* The Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. 1. COM(2021) 70 final.	(7) ***The effect of hybrid operations in space can also have a significant impact on civil commercial activities that increasingly rely on space capabilities. In order to tackle this challenge*** the Commission's 'Action Plan on synergies between civil, defence and space industries' of 22 February 2021, states that it aims to 'enable access to high-speed connectivity for everyone in Europe, and provide a resilient connectivity system allowing Europe to remain connected whatever happens'[1]. 1. COM(2021) 70 final.	Moved to row 11b	*deleted* *see row 11b* *Text Origin: Commission Proposal*
Recital 1				
15a	*(1)* There is a growing demand by the Union governmental actors for secure and reliable satellite	~~*(1)*~~***(7a)*** There is a growing demand by the Union governmental actors for secure and reliable satellite	~~(1)~~**(7a)** There is a growing demand by the Union governmental actors for secure and reliable **space-based**	~~*(1)*~~***(7a)*** There is a growing demand by the Union governmental actors for secure and reliable ***spaced-based***

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	communication services, particularly because they are the only viable option in situations where ground-based communication systems are non-existent, disrupted or unreliable. Affordable and cost-effective access to satellite-based communication is also indispensable in remote regions and in the high seas and airspace. For instance, where lack of high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access. Moved reference text	communication services, particularly because they are the only viable option in situations where ground-based communication systems are ~~non-existent,~~ disrupted or unreliable. Affordable and cost-effective access to satellite-based communication is also indispensable ~~in remote regions and in the high seas~~***where there are no terrestrial networks, including over oceans*** and airspace~~. For instance~~***, in remote areas, and*** where ***terrestrial networks face serious outage or cannot be trusted in crisis situations. More globally, satellite communication can increase the overall resilience of communication networks, offering for example alternative in the case of physical attacks or cyber incidents on terrestrial networks, accidents or natural disaster*** ~~lack of high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access~~. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	satellite communication services, particularly because they are the ~~only~~**most** viable option in situations where ground-based communication systems are non-existent, disrupted or unreliable. Affordable and cost-effective access to satellite-based communication is also indispensable in **areas where terrestrial networks are absent, including in** remote regions and in the high seas and airspace~~. For instance,~~ **or** where ~~lack of high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access~~**local networks have been destroyed due to natural or man-made disasters or conflicts, or where they cannot be trusted in crisis situations**. Moved from row 9	satellite communication services, particularly because they are the ~~only~~***most*** viable option in situations where ground-based communication systems are non-existent, disrupted or unreliable. Affordable and cost-effective access to ~~satellite-based~~***satellite*** communication is also indispensable in ~~remote regions and in the high seas~~***areas where there are no terrestrial infrastructure, including over oceans*** and airspace~~. For instance~~***, in remote areas, and*** where ***terrestrial infrastructure face serious outage or cannot be trusted in crisis situations. More globally, satellite communication can increase the overall resilience of communication networks, offering for example alternative in the case of physical attacks or cyber incidents on local terrestrial infrastructure, accidents or natural or man-made disaster*** ~~lack of high-bandwidth communication currently limits the ability to take full advantage of new sensors and platforms observing the 71% of our planet that is ocean, satellite communication ensures the long-term availability of worldwide uninterrupted access~~. Text Origin: EP Mandate
Recital 8				

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G 16	(8) The Union should ensure the provision of resilient, global, guaranteed and flexible satellite communication solutions for evolving governmental needs, built on an EU technological and industrial base, in order to increase the resilience of Member States' and Union institutions' operations by guaranteed and uninterrupted access to satellite communication.	(8) The Union should ensure the provision of resilient, global, ***secure, uninterrupted,*** guaranteed and flexible satellite ~~*communication*~~ solutions for evolving governmental needs ***and the public interest***, built on an EU technological and industrial base, in order to increase the resilience of Member States' and Union institutions' operations by guaranteed and uninterrupted access to satellite ~~*communication*~~***services***.	(8) The Union should ensure the provision of resilient, global, **secure, protected, uninterrupted,** guaranteed and flexible satellite communication solutions for evolving governmental needs **and requirements**, built on an EU technological and industrial base, in order to increase the resilience of Member States' and Union institutions' operations ~~by guaranteed and uninterrupted access to satellite communication~~.	(8) The Union should ensure the provision of resilient, global, ***secure, protected, uninterrupted,*** guaranteed and flexible satellite communication solutions for evolving governmental needs ***and requirements***, built on an EU technological and industrial base, in order to increase the resilience of Member States' and Union institutions' operations ~~*by guaranteed and uninterrupted access to satellite communication*~~. Text Origin: Council Mandate G
Recital 9				
G 17	(9) Satellite communication can increase the overall resilience of communication networks. A space-based communication system is the only viable option in situations where ground-based systems are non-existent, disrupted or unreliable. For example, it can provide means for digital communication in areas where terrestrial networks are absent, including over oceans and during flights, as well as over remote areas, or where local networks have been destroyed due to natural disasters, or they cannot be trusted in crisis situations.	(9) ~~*Satellite communication can increase the overall resilience of communication networks. A space-based communication system is the only viable option in situations where ground-based systems are non-existent, disrupted or unreliable. For example, it can provide means for digital communication in areas where terrestrial networks are absent, including over oceans and during flights, as well as over remote areas, or where local networks have been destroyed due to natural disasters, or they cannot be trusted in crisis situations.*~~	*deleted* *Content moved to Recital (7a)*	*deleted* G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 10				
18	*(10)* Therefore, it is important to establish a new, Union Secure Connectivity Programme ('the Programme') to provide for the Union satellite based communication infrastructure, which should be built upon the GOVSATCOM component of the Union Space Programme and which should also take advantage of additional national and European capacities, which exist at the time the action is being carried out and develop further the European Quantum Communication Infrastructure (EuroQCI) initiative.	(10) Therefore, it is important to establish a new,~~–~~ Union Secure Connectivity Programme ('the Programme') to provide for the Union ~~*satellite based communication*~~***satellite-based multi-services*** infrastructure, ~~*which should be built upon*~~***based on the demand of governmental entities and which integrates and complements*** the GOVSATCOM component of the Union Space Programme and ~~*which should also take*~~***related infrastructure, taking*** advantage of additional national and European capacities, ~~*which exist at the time the action is being carried out and develop further*~~***from an infrastructure, communication capacities and service perspective, with gradual integration of*** the European Quantum Communication Infrastructure (EuroQCI) initiative.	(10) Therefore, it is important to establish a new,~~–~~ Union Secure Connectivity Programme ('the Programme') to provide for ~~the~~**a** Union satellite based communication infrastructure~~, which should be built upon the GOVSATCOM component of the Union Space Programme and which should also take advantage of additional~~ **for governmental use, while integrating existing and future** national and European capacities~~, which exist at the time the action is being carried out and develop~~ **in the frame of the GOVSATCOM component of the Union Space Programme, and developing** further **and integrating** the European Quantum Communication Infrastructure (EuroQCI) initiative.	(10) Therefore, it is important to establish a new~~,~~~~–~~ Union Secure Connectivity Programme ('the Programme') to provide for ~~the~~***a*** Union ~~*satellite based*~~***satellite-based, multi-orbital*** communication infrastructure~~, which should be built upon the GOVSATCOM component of the Union Space Programme and which should also take advantage of additional~~ ***for governmental use, while integrating and complementing existing and future*** national and European capacities~~, which exist at the time the action is being carried out and develop further~~ ***in the frame of the GOVSATCOM component of the Union Space Programme, and developing further and gradually integrating*** the European Quantum Communication Infrastructure (EuroQCI) initiative. Text Origin: Council Mandate
Recital 11				
19	(11) The Programme should ensure the provision of the governmental services and allow for the provision of the commercial services through a dedicated governmental and commercial infrastructure. The	(11) The Programme should ~~*ensure the provision of the*~~***meet the new*** governmental ~~*services and allow for the provision of the commercial services through a dedicated governmental and commercial*~~	(11) The Programme should ensure the **long-term** provision **and availability of worldwide uninterrupted access to secure and cost-effetive satellite governmental communication services,**	(11) The Programme should ~~*ensure the provision of the*~~***meet the new*** governmental ~~*services and allow for the provision of the commercial services through a dedicated governmental and commercial*~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Programme should therefore consist of development and validation actions for the construction of the initial space and ground infrastructure and for the launch of the initial space infrastructure. The Programme should then entail deployment activities aimed at completing both the space and ground infrastructure required for the provision of governmental services. The provision of governmental services, the operation, maintenance and continuous improvement of the infrastructure, once deployed, as well as the development of the future generations of the governmental services should be part of the exploitation activities. The exploitation activities should begin as soon as possible with the provision of the initial set of services aimed by 2024 to meet as soon as possible the evolving needs of the governmental users.	~~*infrastructure. The Programme*~~***needs for higher security solutions, low latency and global coverage. It*** should ~~*therefore consist of development and validation actions for the construction of the initial space and ground infrastructure and for the launch of the initial space infrastructure. The Programme should then entail deployment activities aimed at completing both the space and ground*~~***ensure the provision and long-term availability of worldwide uninterrupted access to secure, autonomous, reliable and cost-effective satellite governmental services, supporting the resilience and protection of critical*** infrastructure***, surveillance, external actions, crisis management, as well as applications that are critical for the Union's economy, security and defence, through a dedicated governmental*** ~~*required for the provision of governmental services. The provision of governmental services, the operation, maintenance and continuous improvement of the*~~ infrastructure, ~~*once deployed, as well as the development of the future generations of the governmental services*~~***which integrates and complements the capacities of GOVSATCOM. Moreover, the***	**supporting the protection of critical infrastructure, surveillance, external actions, crisis management, as well as applications that are critical for Member States' economy, security and defence, through a dedicated governmental infrastructure while integrating the capacities of GOVSATCOM. The Programme should meet the new governmental needs for higher security solutions, low latency and global coverage. The services enabled by** ~~of the governmental services and allow for the provision of the commercial services through a dedicated governmental and commercial infrastructure. The Programme should therefore consist of development and validation actions for the construction of the initial space and ground infrastructure and for the launch of the initial space infrastructure.~~ the Programme should ~~then entail deployment activities aimed at completing both the space and ground infrastructure required~~**provide connectivity over geographical areas of strategic interest, such as Africa, Mediterranean, Arctic, Black Sea and Atlantic. Furthermore, the Programme should allow** for the provision of ~~governmental~~**commercial** services~~.~~	~~*infrastructure. The Programme*~~***needs for higher security solutions, low latency and global coverage. It*** should ~~*therefore consist of development and validation actions for the construction of the initial space and ground infrastructure and for the launch of the initial space infrastructure. The Programme should then entail deployment activities aimed at completing both the space and ground infrastructure required*~~***ensure the provision and long-term availability of worldwide uninterrupted access to secure, autonomous, reliable and cost-effective satellite governmental communication services, supporting the resilience and protection of critical infrastructure, situational awareness, external actions, crisis management, as well as applications that are critical*** for the ***Union's and Member States' economy, security and defence, through a dedicated governmental*** ~~*provision of governmental services. The provision of governmental services, the operation, maintenance and continuous improvement of the*~~ infrastructure, ~~*once deployed, as well as the development of the future generations of the governmental services*~~***which integrates and complements the capacities of***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Programme should ~~*be part of the exploitation activities. The exploitation activities should begin as soon as possible with*~~***prioritise the delivery of governmental services and allow for*** the provision of ~~*the initial set of*~~***commercial*** services ~~*aimed by 2024 to meet as soon as possible the evolving needs of the governmental users*~~***by the private sector through a commercial infrastructure***.	~~The provision~~ **by the European private sector, taking into account a market survey including consultation** of governmental ~~services, the operation, maintenance and continuous improvement of the infrastructure, once deployed, as well as the development of the future generations of the governmental services should be part of the exploitation activities. The exploitation activities should begin as soon as possible with the provision of the initial set of services aimed by 2024 to meet as soon as possible the evolving needs of the governmental users~~**users, through a commercial infrastructure that can enable access to advanced, reliable and fast connections and services to citizens and businesses including, but not limited to, availability of high-speed broadband and seamless connectivity, removing communication dead zones and increasing cohesion across Member State territories and EU outermost regions, including rural, peripheral, remote and isolated areas and islands where deployment of broadband-fibre would be too expensive and connectivity could only be achieved with satellite infrastructure**.	***GOVSATCOM. Moreover, the Programme*** should ~~*be part of the exploitation activities. The exploitation activities should begin as soon as possible with*~~***prioritise the delivery of governmental services and allow for*** the provision of ~~*the initial set of*~~***commercial*** services ~~*aimed by 2024 to meet as soon as possible the evolving needs of the*~~ ***by the European private sector, taking into account a market survey including consultation of*** governmental users***, through a commercial infrastructure***. See also row 23 Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Deleted content moved to new Recital (11a)	
Recital 11a				
19a			**(11a) The Programme implementation should complement and integrate GOVSATCOM and start with the definition, development, validation and deployment activities for the construction of the space and ground infrastructure required to provide the first governmental services. The Programme should then entail gradual deployment activities aimed at completing both the space and ground infrastructure required for the provision of advanced governmental services, which are currently not available and beyond the state-of-the-art of existing European satellite communication services. Moreover, the Programme should promote the development of user terminals able to exploit the enhanced communication services. The definition and provision of governmental services, the operation, maintenance and continuous improvement of the infrastructure, once deployed, as**	*deleted* *See row 19d*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			well as the development of the future generations of the governmental services should be part of the exploitation activities. The exploitation activities should begin as soon as possible with the provision of the first set of governmental services aimed by 2024 to meet the needs of the governmental users. The first governmental services should be gradually improved with the aim of reaching full operational capability by 2027. Cut from Recital (11)	
Recital 11b				
G	*19b*	***(11a) According to the Digital Economy and Society Index (DESI) for 2021, connectivity across the Union has improved in 'very high-capacity networks' (VHCN) and is available in 59% of the Union households contributing to fast broadband (NGA) coverage of 87% of households. As regards the mobile networks, only 14% of populated areas were covered by 5G networks in 2020, however a considerable increase in assigned radio spectrum is promising an acceleration of 5G roll out across the Union in the next few years.***		***(11b) The [Decision of the European Parliament and of the Council establishing the 2030 Policy Programme "Path to the Digital Decade"] sets a series of objectives and targets to promote the development of resilient, secure, performant and sustainable digital infrastructures in the EU and includes a commitment of the Commission and Member States to achieve gigabit connectivity for all by 2030.The Programme should enable connectivity across the Union and around the globe, for citizens and business, including, but***

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		The Programme is intended to help to improve connectivity across the Union and around the globe, for citizens and business, including, but not limited to, providing access to affordable high-speed broadband that can help remove communication dead zones and increase cohesion across the Union, including its outermost regions, rural, peripheral, remote and isolated areas and islands, where deployment of broadband-fibre is too expensive and connectivity is best achieved by means of satellite infrastructure. The satellite services cannot currently replace the performance of ground based networks but can bridge the digital divides and even contribute to the provision of the less demanding Universal Service in the meaning of the Directive (EU) 2018/1972[1]. ***1. Directive (EU) 2018/1972 of the European Parliament and of the Council of 11 December 2018 establishing the European Electronic Communications Code (OJ L 321, 17.12.2018, p. 36–214).***	PUBLIC	***not limited to, providing access to affordable high-speed broadband that can help remove communication dead zones and increase cohesion across the Union, including its outermost regions, rural, peripheral, remote and isolated areas and islands. The satellite services cannot currently replace the performance of ground based networks but can bridge the digital divide and even contribute, where applicable, to the general objectives of the Directive (EU) 2018/1972[1].*** ***1. Directive (EU) 2018/1972 of the European Parliament and of the Council of 11 December 2018 establishing the European Electronic Communications Code (OJ L 321, 17.12.2018, p. 36–214).*** Text Origin: EP Mandate
Recital 11c				
19c		***(11b) Since the Programme is a new initiative, which was not part of the Multiannual Financial Framework (MFF) for 2021-2027,***		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		new financial resources should be deployed. Priority should be given to unallocated margins under the MFF ceilings or mobilised through the non-thematic MFF special instruments, in order to avoid cuts to other Union programmes. The Programme should not undermine the implementation of other Union programmes. The next revision of the MFF should provide sufficient funding for the Programme, to ensure its consistency, ambition and long-term financing.		
Recital 11d				
G 19d		***(11c) The Programme should therefore consist of the development, validation and related deployment activities for the construction of the initial space and ground infrastructure, required for the provision of governmental services. The exploitation activities should begin as soon as possible with the provision of the initial set of services by 2024, so that the evolving needs of the governmental users are met as soon as possible. The Programme should then entail activities aiming to complete both the space and ground infrastructure required for a full operational capability of the governmental***		***(11c) The Programme should therefore consist of the definition, development, validation and related deployment activities for the construction of the initial space and ground infrastructure, required for the provision of first governmental services. The Programme should then entail gradual deployment activities aimed at completing both the space and ground infrastructure required for the provision of advanced governmental services, which are currently not available and beyond the state-of-the-art of existing European satellite communication services. Moreover, the Programme should promote the*** G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		services by 2027. The provision of governmental services, the operation, maintenance and continuous improvement of the infrastructure, once deployed, as well as the development of the future generations of the governmental services, should be part of the exploitation activities.		***development of user terminals able to exploit the advanced communication services. The exploitation activities should begin as soon as possible with the provision of the first governmental services aimed by 2024, so that the needs of the governmental users are met as soon as possible. The Programme should then entail activities aiming to complete both the space and ground infrastructure required for a full operational capability by 2027. The provision of governmental services, the operation, maintenance and continuous improvement of the infrastructure, once deployed, as well as the development of the future generations of the governmental services, should be part of the exploitation activities.*** Includes row 19a Text Origin: EP Mandate
Recital 12				
G 20	(12) Since June 2019, Member States have signed the European Quantum Communication Infrastructure (EuroQCI) Declaration, agreeing to work together, with the Commission and with the support of ESA, towards the	(12) Since June 2019, Member States have signed the European Quantum Communication Infrastructure (EuroQCI) Declaration, agreeing to work together, with the Commission and with the support of ESA, towards the	(12) Since June 2019, Member States have signed the ~~European Quantum Communication Infrastructure (~~EuroQCI~~)~~ Declaration, agreeing to work together, with the Commission and with the support of ESA, towards the	(12) Since June 2019, Member States have signed the ~~*European Quantum Communication Infrastructure (*~~EuroQCI~~*)*~~ Declaration, agreeing to work together, with the Commission and with the support of ESA, towards the

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	development of a quantum communication infrastructure covering the whole EU. According to that Declaration, EuroQCI aims at deploying a certified secure end-to-end quantum communication infrastructure, enabling information and data to be transmitted and stored ultra-securely and capable of linking critical public communication assets all over the Union. To that purpose an interconnected space infrastructure and terrestrial infrastructure, should be built to enable the generation and distribution of cryptographic keys based on quantum information theory. The Programme will contribute to meet the objectives of the EuroQCI Declaration by developing a EuroQCI space infrastructure integrated into the space and ground infrastructure of the Programme. The EuroQCI space infrastructure should be developed in the Programme in two main phases, a preliminary validation phase and a full deployment phase, which should see full integration with the Programme, including appropriate solutions for inter-satellite connectivity and data relay between satellites and the ground. The Programme should integrate the EuroQCI in its governmental infrastructure, as it will provide	development of a quantum communication infrastructure covering the whole EU. According to that Declaration, EuroQCI aims at deploying a certified secure end-to-end quantum communication infrastructure, enabling information and data to be transmitted and stored ultra-securely and capable of linking critical public communication assets all over the Union. To that purpose an interconnected space infrastructure and terrestrial infrastructure, should be built to enable the generation and distribution of cryptographic keys based on quantum information theory. The Programme will contribute to meet the objectives of the EuroQCI Declaration by developing a EuroQCI space infrastructure integrated into the space and ground infrastructure of the Programme. The EuroQCI space infrastructure should be developed in the Programme in two main phases, a preliminary validation phase and a full deployment phase, which should see full integration with the Programme, including appropriate solutions for inter-satellite connectivity and data relay between satellites and the ground. The Programme should integrate the EuroQCI in its governmental infrastructure, as it will provide	development of a quantum communication infrastructure covering the whole EU. According to that Declaration, EuroQCI aims at deploying a certified secure end-to-end quantum communication infrastructure, enabling information and data to be transmitted and stored ~~ultra-securely~~ and capable of linking critical public communication assets all over the Union. ~~To that purpose an interconnected space infrastructure and terrestrial infrastructure, should be built to enable the generation and distribution of cryptographic keys based on quantum information theory. The Programme will contribute to meet the objectives~~ **The Programme will contribute to meet the objectives of the EuroQCI Declaration by developing a EuroQCI space and ground infrastructure integrated into the governmental infrastructure** of the ~~EuroQCI Declaration~~**Programme as well as** by developing ~~a~~**and deploying the** EuroQCI ~~space~~**terrestrial** infrastructure**, which will be owned by the Member States** ~~integrated into the space and ground infrastructure of the Programme~~. The EuroQCI space**, ground and terrestrial** infrastructure should be developed in the Programme in two	development of a quantum communication infrastructure covering the whole EU. According to that Declaration, EuroQCI aims at deploying a certified secure end-to-end quantum communication infrastructure, enabling information and data to be transmitted and stored ~~*ultra-securely*~~ and capable of linking critical public communication assets all over the Union. ~~*To that purpose an interconnected space infrastructure and terrestrial infrastructure, should be built to enable the generation and distribution of cryptographic keys based on quantum information theory. The Programme will contribute to meet the objectives*~~ ***The Programme will contribute to meet the objectives of the EuroQCI Declaration by developing a EuroQCI space and ground infrastructure integrated into the governmental infrastructure*** of the ~~*EuroQCI Declaration*~~***Programme as well as*** by developing ~~*a*~~***and deploying the*** EuroQCI ~~*space*~~***terrestrial*** infrastructure**,** ***which will be owned by the Member States*** ~~*integrated into the space and ground infrastructure of the Programme*~~. The EuroQCI space**,** ***ground and terrestrial*** infrastructure should be developed in the Programme in two main phases, a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	future-proof cryptographic systems that offer unprecedented levels of secure communications by resisting future quantum computing attacks.	future-proof cryptographic systems that offer unprecedented levels of secure communications by resisting future quantum computing attacks.	main phases, a preliminary validation phase**, which may involve the development and validation of several different technologies and communication protocols, and a full deployment phase** ~~and a full deployment phase, which should see full integration with the Programme,~~ including appropriate solutions for inter-satellite connectivity and data relay between satellites~~and~~**,** the ground~~. The Programme should integrate the EuroQCI in its governmental~~ **and the terrestrial** infrastructure~~, as it will provide future-proof cryptographic systems that offer unprecedented levels of secure communications by resisting future quantum computing attacks~~.	preliminary validation phase***, which may involve the development and validation of several different technologies and communication protocols, and a full deployment phase*** ~~*and a full deployment phase, which should see full integration with the Programme,*~~ including appropriate solutions for inter-satellite connectivity and data relay between satellites~~*and*~~***,*** the ground~~*. The Programme should integrate the EuroQCI in its governmental*~~ ***and the terrestrial*** infrastructure~~*, as it will provide future-proof cryptographic systems that offer unprecedented levels of secure communications by resisting future quantum computing attacks*~~. Text Origin: Council Mandate
Recital 12a				
G 20a			**(12a) One of the main functions of the EuroQCI will be to allow for quantum distribution of cryptographic keys (QKD). To date, the QKD technology and products are not sufficiently mature to be used for the protection of EU classified information (EUCI). The main questions about QKD security still need to be solved such as standardisation of QKD protocols,**	***(12a) One of the main functions of the EuroQCI will be to allow for quantum distribution of cryptographic keys (QKD). To date, the QKD technology and products are not sufficiently mature to be used for the protection of EU classified information (EUCI). The main questions about QKD security still need to be solved such as standardisation of QKD protocols, side channel analysis and*** G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			side channel analysis and evaluation methodology. The Programme should therefore support the EuroQCI and allow for the inclusion of approved cryptographic products in the infrastructure when available.	***evaluation methodology. The Programme should therefore support the EuroQCI and allow for the inclusion of approved cryptographic products in the infrastructure when available.*** Text Origin: Council Mandate
Recital 12b				
G	20b		**(12b) In order to protect EUCI in a satisfactory secured manner, primary solutions to counter threats posed by quantum computing should be the combination of conventional solutions, post-quantum cryptography and possibly QKD in hybrid approaches. The Programme should therefore use such approaches with the aim to have both state of the art cryptography and key distribution.**	***(12b) In order to protect EUCI in a satisfactory secured manner, primary solutions to counter threats posed by quantum computing should be the combination of conventional solutions, post-quantum cryptography and possibly QKD in hybrid approaches. The Programme should therefore use such approaches with the aim to have both state of the art cryptography and key distribution.*** Text Origin: Council Mandate
Recital 13				
G	21	(13) To optimise all available satellite communication resources, in order to guarantee access in unpredictable situations, such as natural disasters, and to ensure operational efficiency and short turn-around times, a ground segment is	(13) To optimise ~~all~~ available satellite communication resources, in order to guarantee access in unpredictable situations, such as natural disasters, and to ensure operational efficiency and short turn-around times, a ground segment is	*deleted* *Beginning deleted. End merged with Recital (14)*	*deleted* *Text Origin: Commission Proposal*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	required. It should be designed on the basis of operational and security requirements.	required. It should be designed on the basis of operational and security requirements.		
Recital 14				
22	*(14)* In order to expand the Union satellite communication capacities, the Programme infrastructure should integrate the infrastructure developed for the purposes of the of the GOVSATCOM component of the Union Space Programme. In particular, the Programme's ground infrastructure should encompass the GOVSATCOM Hubs and other ground segment assets.	(14) In order to expand the Union satellite communication capacities, the Programme infrastructure should ***be based upon,*** integrate ***and complement*** the infrastructure developed for the purposes of the of the GOVSATCOM component of the Union Space Programme. In particular, the Programme's ground infrastructure should ~~*encompass*~~***be based upon*** the GOVSATCOM Hubs***, as progressively scaled up through*** ~~*and*~~ other ground segment assets***, on the basis of users and service needs***.	(14) In order to expand the Union satellite communication capacities, the Programme infrastructure should integrate the infrastructure developed for the purposes of the ~~of the~~ GOVSATCOM component of the Union Space Programme. In particular, the Programme's ground infrastructure should encompass the GOVSATCOM Hubs and other ground segment assets**, including those of the Member States willing to contribute additionally, on the basis of operational and security requirements**. Moved from Recital (13)	(14) In order to expand the Union satellite communication capacities, the Programme infrastructure should ***be based upon,*** integrate ***and complement*** the infrastructure developed for the purposes of the of the GOVSATCOM component of the Union Space Programme. In particular, the Programme's ground infrastructure should ~~*encompass*~~***be based upon*** the GOVSATCOM Hubs***, as progressively scaled up on the basis of user needs through*** ~~*and*~~ other ground segment assets***, including those of the Member States willing to contribute additionally, on the basis of operational and security requirements***. Text Origin: EP Mandate
Recital 14a				
22a		***(14a) In order to ensure the functioning of the Programme and the protection of Union interests, it is essential to secure, as soon as possible, the orbital slots and***		*deleted* *"first batch" to be included in recital*

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		frequencies necessary for the deployment of the services. The securing of orbital slots and frequencies requires the speedy establishment of the services portfolio, an adequate allocation of rights to use frequencies, and the rapid deployment of the first batch of satellites in 2024.		Text Origin: EP Mandate
Recital 15				
G *23*	*(15)* The services enabled by the Programme should connect strategic areas such as the Arctic and Africa, and contribute to geopolitical resilience by offering additional connectivity in line with policy targets in these regions and the Global Gateway strategy[1]. _____ 1. JOIN(2021) 30 final.	(15) The services ~~*enabled*~~***provided*** by the Programme should ***help to*** connect ***neighbouring regions of the Union, such as Mediterranean, Baltic and Black Sea regions, and other*** strategic areas such as the Arctic and Africa, and contribute to geopolitical resilience by offering additional connectivity in line with policy targets in these regions and the Global Gateway strategy[1]. _____ 1. JOIN(2021) 30 final.	*deleted* *Moved to Recital (11)*	(15) The ~~*services enabled by the Programme should connect*~~***Programme should improve secure connectivity over geographical areas of*** strategic ~~*areas*~~***interest,*** such as ***Africa, and*** the Arctic***, as well as the Baltic, Black Sea, Mediterranean regions and the Atlantic but not exclusively. The services should also*** ~~*and Africa, and*~~ contribute to geopolitical resilience by offering additional connectivity in line with policy targets in these regions and the Global Gateway strategy[1]. _____ 1. JOIN(2021) 30 final. Text Origin: EP Mandate
Recital 16				
G 24	(16) It is appropriate that the	(16) It is appropriate that the	(16) ~~It is appropriate that the~~	(16) ~~*It is appropriate that*~~***Without***

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	satellites built for the purposes of the Programme are equipped with payloads that can allow to increase the capacity and services of the components of the Union Space Programme, enabling thereby the development of additional missions under the conditions set out in Regulation (EU) 2021/696It could offer alternative positioning, navigation and timing services complementing Galileo, ensure the broadcast of EGNOS/SBAS messages with a lower latency, provide space based sensors for space surveillance and support enhancement of current Copernicus capabilities in particular for emergency and civil security services.	satellites built for the purposes of the Programme ~~are~~*could be* equipped with *subsystems, including* payloads that can allow to increase the capacity and services of ~~*the*~~ components of the Union Space Programme, enabling thereby the development of additional missions under the conditions set out in Regulation (EU) ~~*2021/696It*~~*2021/696. Those subsystems* could ~~*offer*~~*be developped for the purpose of offering* alternative positioning, navigation and timing services complementing Galileo, ensure the broadcast of EGNOS/SBAS messages with a lower latency, provide space based sensors for space ~~*surveillance*~~*situational awareness* and support enhancement of current Copernicus capabilities in particular for emergency and civil security services. *Moreover, those subsystems could allow for the provision of services that are not components of the Union Space Programme.*	~~satellites built for the purposes of the Programme are equipped with payloads that can allow to~~**Without prejudice to the communication services, the system could** increase the capacity and services of the components of the Union Space Programme, enabling thereby the development of additional ~~missions~~**non-communication services to be decided** under the ~~conditions~~**relevant configuration of the Programme committee as** set out in Regulation (EU) ~~2021/696It~~**2021/696 and implemented under the conditions set out in this Regulation. If the benefit to the Union Space Programme components is duly established, taking into account user needs and budgetary constraints, it** could offer alternative positioning, navigation and timing services complementing Galileo, ensure the broadcast of EGNOS/SBAS messages with a lower latency, provide space based sensors for space surveillance and support enhancement of current Copernicus capabilities in particular for emergency and civil security services. **In addition, the system may provide non-communicaton services to Member States systems, under the condition that this does not impact the security**	*prejudice to the communication services,* the satellites built for the purposes of the Programme ~~*are*~~*could be* equipped with *subsystems, including* payloads that can allow to increase the capacity and services of ~~*the*~~ components of the Union Space Programme, enabling thereby the development of additional ~~*missions*~~*non-communication services to be decided* under the ~~*conditions*~~*relevant configuration of the Programme committee as* set out in Regulation (EU) ~~*2021/696It*~~*2021/696 and implemented under the conditions set out in this Regulation. If the benefit to the Union Space Programme components is duly established, taking into account user needs and budgetary constraints, those subsystems* could ~~*offer*~~*be developed for the purpose of offering* alternative positioning, navigation and timing services complementing Galileo, ensure the broadcast of EGNOS/SBAS messages with a lower latency, provide space based sensors for space surveillance and support enhancement of current Copernicus capabilities in particular for emergency and civil security services. *Moreover, those subsystems may provide non-communication services to Member*

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			and budget of the Programme.	***States, under the condition that this does not impact the security and budget of the Programme.*** Text Origin: EP Mandate
Recital 57				
G	24a	(57) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission. The deployment of the ground governmental infrastructure of the Programme should continue to follow an open and transparent process, which could involve the Agency where appropriate based on its field of competence. Moved reference text	(~~57~~***16a***) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission. The deployment of the ground governmental infrastructure of the Programme should continue to follow an open and transparent process, which could involve the Agency where appropriate based on its field of competence. ***When determining the location, the Commission should, as far as possible, seek synergies with existing infrastructure of components of the Union Space Programme and endeavour to achieve geographical balance. For the sake of synergies, cost savings and security, the integration of the ground infrastructure with the Union Space Programme's components should be assessed in the first instance. In the second instance, the Commission should, where possible, take into***	(~~57~~**16a**) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission **in line with the security requirements and following an open and transparent process, with a view to ensuring a balanced distribution among Member States**. The deployment of the ground governmental infrastructure of the Programme ~~should continue to follow an open and transparent process, which~~ **, which also integrates the infrastrucutre developed under GOVSATCOM,** could involve the **European Union** Agency **for the Space Programme ('the Agency') or ESA** where appropriate based on its field of competence. Moved from row 65	(~~57~~***16a***) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission ***in line with the security requirements and following an open and transparent process, with a view to ensuring a balanced distribution among Member States***. The deployment of the ground governmental infrastructure of the Programme ~~*should continue to follow an open and transparent process, which*~~ ***, which also integrates the infrastructure developed under GOVSATCOM,*** could involve the ***European Union*** Agency ***for the Space Programme ('the Agency') or ESA,*** where appropriate**,** based on its field of competence. Text Origin: Council Mandate

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		consideration the geographical balance among the Member States to locate the ground infrastructure in the Union. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.		
Recital 17				
25	(17) It is vital for the security of the Union and its Member States and for ensuring the security and integrity of the governmental services, that, where possible, the space assets of the Programme are launched from the territory of the Member States. Furthermore, microlaunchers are able to provide additional flexibility to allow for a rapid deployment of the space assets.	(17) It is vital for the security of the Union and its Member States***, for its strategic autonomy,*** ~~*and*~~ for ensuring the security and integrity of the governmental services~~, that, where possible,~~ ***and the competitiveness of the Union in a rapidly evolving market, that*** the space assets of the Programme are launched from the ~~*territory of the Member States*~~***Union's territory***. Furthermore, microlaunchers ~~*are able to*~~***could*** provide additional flexibility to allow for a rapid deployment of the space assets ***from the Union's territory. In exceptional, duly substantiated circumstances, it should be possible for such launches to take place from the territory of a third country***.	(17) ~~It is vital for the security of the Union and its Member States and for ensuring~~**The space assets of the governmental infrastructure should be launched with service providers that can ensure** the security and integrity of the governmental services~~, that~~ **and**, where possible, **from the territory** ~~the space assets~~ of the ~~Programme are launched from the territory~~**Member States, in order to protect the security interests** of the **Union and its** Member States. ~~Furthermore, microlaunchers are able to~~**Further to heavy and medium launchers, small launchers and microlaunchers could** provide additional flexibility to allow for a rapid deployment of the space assets.	
Recital 18				

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G 26	(18) It is important that the Union owns all tangible and intangible assets related to governmental infrastructure while ensuring the respect of the Charter of Fundamental Rights of the European Union, including its Article 17. Despite the ownership by the Union of those assets, it should be possible for the Union, in accordance with this Regulation and, where it is deemed appropriate on a case-by-case assessment, to make those assets available to third parties or to dispose of them.	(18) It is important that the Union owns all tangible and intangible assets related to governmental infrastructure while ensuring the respect of the Charter of Fundamental Rights of the European Union, including its Article 17. Despite the ownership by the Union of those assets, it should be possible for the Union, in accordance with this Regulation and, where it is deemed appropriate on a case-by-case assessment, to make those assets available to third parties or to dispose of them.	(18) It is important that the Union owns all tangible and intangible assets related to governmental infrastructure **developed under this Programme, except the EuroQCI national terrestrial infrastructure,** while ensuring the respect of the Charter of Fundamental Rights of the European Union, including its Article 17. Despite the ownership by the Union of those assets, it should be possible for the Union, in accordance with this Regulation and, where it is deemed appropriate on a case-by-case assessment, to make those assets available to third parties or to dispose of them.~~.~~	(18) It is important that the Union owns all tangible and intangible assets related to governmental infrastructure ***developed under the Programme, except the EuroQCI national terrestrial infrastructure,*** while ensuring the respect of the Charter of Fundamental Rights of the European Union, including its Article 17. Despite the ownership by the Union of those assets, it should be possible for the Union, in accordance with this Regulation and, where it is deemed appropriate on a case-by-case assessment, to make those assets available to third parties or to dispose of them.~~.~~ Text Origin: Council Mandate
Recital 18a				
G 26a			**(18a) The Programme should maximise the use of innovative and disruptive technologies as well as novel business models developed by New Space, in particular by small and medium-sized enterprises (SMEs), mid-cap companies and start-ups that develop market-driven novel space technologies and applications, covering several aspects of the value chain.**	***(18a) Union-wide initiatives, such as the secure connectivity initiative, are shaped by the broad participation of innovative small, medium and large enterprises (SMEs) and start-ups from the upstream and downstream space sector all over the Union. In recent years, some space actors have challenged the space sector, in particular start-ups and SMEs developed innovative, market-driven space technologies and***

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				applications, sometimes with different business models. In order to ensure the Union's space ecosystem competitiveness, the Programme should maximise the use of innovative and disruptive technologies as well as novel business models developed by the European space ecosystem, including New Space, in particular by SMEs, mid-cap companies and start-ups that develop market-driven novel space technologies and applications, while covering the whole space value chain encompassing the upstream and downstream segment. Includes row 47g Text Origin: Council Mandate
Recital 59				
G 26b	(59) To ensure the competitiveness of the European space industry in the future, the Programme should contribute to the development of advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area.	(~~59~~***18b***) To ensure the competitiveness of the European space industry in the future, the Programme should contribute to the development of advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area.	(~~59~~**18b) It is essential to incentivise the private sector investment through appropriate procurement and aggregation of service contracts, thus reducing uncertainty and providing long term visibility and predictability of public sector services needs.** To ensure the competitiveness of the European space industry in the future, the Programme should **also** contribute to the development of	(~~59~~***18b***) ***It is essential to incentivise the private sector investment through appropriate procurement and aggregation of service contracts, thus reducing uncertainty and providing long term visibility and predictability of public sector services needs.*** To ensure the competitiveness of the European space industry in the future, the Programme should ***also*** contribute to the development of G

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	Moved reference text	Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area. Moved from row 67	advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area. Text Origin: Council Mandate
Recital 19				
27	(19) The Programme should provide services aimed at meeting the needs of the governmental users. The High Level Civil Military User Needs for Governmental Satellite Communications[1], which was endorsed by the Council Security Committee in March 2017, identified three pillars of governmental services use-cases: surveillance, crisis management and connection and protection of key infrastructures. _____ 1. EEAS(2017) 359.	(19) The Programme should provide services aimed at meeting the needs of the governmental users~~.~~ ***, taking account of*** the High Level Civil Military User Needs for Governmental Satellite Communications[1], which was endorsed by the Council Security Committee in March 2017~~, identified three pillars of governmental services use-cases: surveillance, crisis management and connection and protection of key infrastructures~~. _____ 1. EEAS(2017) 359.	*deleted* Added to Recital (5)	*deleted*
Recital 20				
28	*(20)* Operational requirements for the governmental services should be based on the use-case analysis. From those operational requirements, in	(20) Operational requirements for the governmental services should be based on the ~~use-case analysis~~***assessment of governmental***	(20) ~~Operational requirements for the governmental services should be based on the use-case analysis. From those operational requirements, in~~	(20) Operational requirements for the governmental services should be based on the ~~use-case analysis~~***assessment of governmental***

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	combination with security requirements and evolving demand of governmental services, the portfolio of governmental services should be developed. The service portfolio should establish the applicable baseline for the governmental services. The service portfolio for the governmental services should take into account the service portfolio of the GOVSATCOM services established within the framework of Regulation (EU) 2021/696. In order to maintain the best possible match between the demand and supplied services, the service portfolio for governmental services should be regularly updated.	***users' needs, while also taking into account the capabilities of the current market offerings. When assessing those requirements the current market capacities should be used to the largest extent possible***. From those operational requirements, in combination with security requirements and evolving demand of governmental services, the portfolio of governmental services should be developed. The service portfolio should establish the applicable baseline for the governmental services. The service portfolio for the governmental services should take into account the service portfolio of the GOVSATCOM services established within the framework of Regulation (EU) 2021/696. In order to maintain the best possible match between the demand and supplied services, the service portfolio for governmental services should be regularly updated ***after consulting Member States***.	~~combination with security requirements and evolving demand of governmental services, the portfolio of governmental services should be developed.~~ The service portfolio should establish the applicable baseline for the governmental services. The service portfolio for the governmental services should ~~take into account~~**define the categories of services which complement** the service portfolio of the GOVSATCOM services established within the framework of Regulation (EU) 2021/696. **The Commission should also ensure the consistency and coherence of operational and security requirements between GOVSATCOM and the Programme.** In order to maintain the best possible match between the demand and supplied services, the service portfolio for governmental services should be **identified in 2023 and** regularly updated**, based on those operational and security requirements**.	***users' needs, while also taking into account the capabilities of the current market offer. When assessing those requirements the current market capacities should be used to the largest extent possible***. From those operational requirements, in combination with security requirements and evolving demand of governmental services, the ***service*** portfolio of governmental services should be developed. ~~The~~***That*** service portfolio should establish the applicable baseline for the governmental services. The service portfolio for the governmental services should ~~*take into account*~~***define the categories of services which complement*** the service portfolio of the GOVSATCOM services established within the framework of Regulation (EU) 2021/696. ***The Commission should also ensure the consistency and coherence of operational and security requirements between GOVSATCOM and the Programme.*** In order to maintain the best possible match between the demand and supplied services, the service portfolio for governmental services should be ***identified in 2023 and*** regularly updated ***after consulting Member States based on those operational and security requirements***.

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				Text Origin: EP Mandate
Recital 21				
29	(21) Satellite communications is a finite resource limited by the satellite capacity, frequency and geographical coverage. In order to be cost-effective and to capitalise on economies of scale, the Programme should optimise the match between the supply and demand of the governmental services. Since the demand and the potential supply both change over time, the Commission should monitor the needs to adjust the portfolio for the governmental services whenever this appears necessary.	(21) Satellite communications is a finite resource limited by the satellite capacity, frequency and geographical coverage. In order to be cost-effective and to capitalise on economies of scale, the Programme should optimise the match between the supply and demand of the governmental services. Since the demand and the potential supply both change over time, the Commission should monitor the needs to adjust the portfolio for the governmental services whenever this appears necessary.	(21) Satellite communications is a finite resource limited by the satellite capacity, frequency and geographical coverage. **Hence,** in order to be cost-effective and to capitalise on economies of scale, the Programme should optimise the match between the supply and demand of the governmental services **and to avoid overcapacity**. Since the demand and the potential supply both change over time, the Commission should monitor the needs to adjust the portfolio for the governmental services whenever this appears necessary.	(21) Satellite communications is a finite resource limited by the satellite capacity, frequency and geographical coverage. ***Hence,*** in order to be cost-effective and to capitalise on economies of scale, the Programme should optimise the match between the supply and demand of the governmental services ***and avoid overcapacity***. Since the demand and the potential supply both change over time, the Commission should monitor the needs to adjust the portfolio for the governmental services whenever this appears necessary. Text Origin: Council Mandate
Recital 22				
30	(22) The Programme should also allow for the provision of commercial services by the private sector. Such commercial services could in particular contribute to availability of high-speed broadband and seamless connectivity throughout Europe, removing communication dead zones and	(22) ~~*The Programme should also allow for the provision of commercial services by the private sector. Such commercial services could in particular contribute to availability of high-speed broadband and seamless connectivity throughout Europe, removing communication dead zones and*~~	*deleted* *Added to Recital (11)*	*deleted*

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	increasing cohesion across Member State territories, including rural, peripheral, remote and isolated areas and islands, and provide connectivity over geographical areas of strategic interest.	~~*increasing cohesion across Member State territories, including rural, peripheral, remote and isolated areas and islands, and provide connectivity over geographical areas of strategic interest.*~~		
Recital 23				
G *31*	*(23)* Member States, the Council, the Commission and the European External Action Service ('EEAS'), as well as Union agencies and bodies should be able to become the Programme participants, insofar as they choose to authorise users of governmental services or provide capacities, sites or facilities. Taking into consideration that it is for the Member States to decide whether to authorise national users of governmental services, Member States should not be obliged to become Programme participants or to host Programme infrastructure.	(23) Member States, the Council, the Commission and the European External Action Service ('EEAS'), as well as Union agencies and bodies should be able to become the Programme participants, insofar as they choose to authorise users of governmental services or provide capacities, sites or facilities. Taking into consideration that it is for the Member States to decide whether to authorise national users of governmental services, Member States should not be obliged to become Programme participants or to host Programme infrastructure.	(23) Member States, the Council, the Commission and the ~~European External Action Service ('EEAS')~~**EEAS**, as well as Union agencies and bodies should be able to become the Programme participants, insofar as they choose to authorise users of governmental services or provide capacities, sites or facilities. Taking into consideration that it is for the Member States to decide whether to authorise national users of governmental services, Member States should not be obliged to ~~become~~**contribute additionally to the** Programme ~~participants~~ or to host Programme infrastructure.	(23) Member States, the Council, the Commission and the ~~*European External Action Service ('EEAS')*~~***EEAS***, as well as Union agencies and bodies should be able to become the Programme participants, insofar as they choose to authorise users of governmental services or provide capacities, sites or facilities. Taking into consideration that it is for the Member States to decide whether to authorise national users of governmental services, Member States should not be obliged to ~~*become*~~***contribute additionally to the*** Programme ~~*participants*~~ or to host Programme infrastructure. Text Origin: Council Mandate G
Recital 24				
G 32	(24) Each Programme participant should designate a Secure Connectivity Competent Authority	(24) Each Programme participant should designate a Secure Connectivity Competent Authority	(24) Each Programme participant should designate a Secure Connectivity Competent Authority	(24) Each Programme participant should designate a Secure Connectivity Competent Authority G

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	to monitor whether users, and other national entities that play a role in the Programme, comply with the applicable rules and security procedures as laid down in the security requirements.	to monitor whether users, and other national entities that play a role in the Programme, comply with the applicable rules and security procedures as laid down in the security requirements.	to monitor whether users, and other national entities that play a role in the Programme, comply with the applicable rules and security procedures as laid down in the security requirements. **Programme participants may assign the function of such an authority to an existing authority.**	to monitor whether users, and other national entities that play a role in the Programme, comply with the applicable rules and security procedures as laid down in the security requirements. ***Programme participants may assign the function of such an authority to an existing authority.*** Text Origin: Council Mandate
Recital 25				
G 33	(25) This Regulation lays down a financial envelope, which is to constitute the prime reference amount, within the meaning of point 18 of the Interinstitutional Agreement of 16 December 2020 between the European Parliament, the Council of the European Union and the European Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management, as well as on new own resources, including a roadmap towards the introduction of new own resources[1], for the European Parliament and the Council during the annual budgetary procedure. 1. OJ L 433 I, 22.12.2020, p. 28.	(25) This Regulation lays down a financial envelope, which is to constitute the prime reference amount, within the meaning of point 18 of the Interinstitutional Agreement of 16 December 2020 between the European Parliament, the Council of the European Union and the European Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management, as well as on new own resources, including a roadmap towards the introduction of new own resources[1], for the European Parliament and the Council during the annual budgetary procedure. 1. OJ L 433 I, 22.12.2020, p. 28.	(25) This Regulation lays down a financial envelope **for the entire duration of the Programme**, which is to constitute the prime reference amount, within the meaning of point 18 of the Interinstitutional Agreement of 16 December 2020 between the European Parliament, the Council of the European Union and the European Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management, as well as on new own resources, including a roadmap towards the introduction of new own resources[1], for the European Parliament and the Council during the annual budgetary procedure. 1. OJ L 433 I, 22.12.2020, p. 28.	(25) This Regulation lays down a financial envelope ***for the entire duration of the Programme***, which is to constitute the prime reference amount, within the meaning of point 18 of the Interinstitutional Agreement of 16 December 2020 between the European Parliament, the Council of the European Union and the European Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management, as well as on new own resources, including a roadmap towards the introduction of new own resources[1], for the European Parliament and the Council during the annual budgetary procedure. 1. OJ L 433 I, 22.12.2020, p. 28. G

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				Text Origin: Council Mandate
Recital 26				
34	(26) The Programme objectives are coherent and complementary with those of other Union programmes, particularly Horizon Europe established by Regulation (EU) 2021/695 of the European Parliament and of the Council[1], the Digital Europe Programme established by Regulation (EU) 2021/694 of the European Parliament and of the Council[2], the Neighbourhood, Development and International Cooperation Instrument – Global Europe established by Regulation (EU) 2021/947 of the European Parliament and of the Council[3], the Connecting Europe Facility established by Regulation (EU) 2021/1153 of the European Parliament and of the Council[4] and, in particular, the Union Space Programme established by Regulation (EU) 2021/696 of the European Parliament and of the Council[5]. 1. Regulation (EU) 2021/695 of the European Parliament and of the Council of 28 April 2021 establishing Horizon Europe – the Framework Programme for Research and Innovation, laying down its rules for participation and dissemination, and repealing Regulations (EU) No 1290/2013	(26) The Programme objectives are coherent and complementary with those of other Union programmes, particularly Horizon Europe established by Regulation (EU) 2021/695 of the European Parliament and of the Council[1] ***and Council Decision 2021/764[2]***, the Digital Europe Programme established by Regulation (EU) 2021/694 of the European Parliament and of the Council[~~2~~ 3], the Neighbourhood, Development and International Cooperation Instrument – Global Europe established by Regulation (EU) 2021/947 of the European Parliament and of the Council[~~3~~ 4], the Connecting Europe Facility established by Regulation (EU) 2021/1153 of the European Parliament and of the Council[~~4~~ 5] and, in particular, the Union Space Programme established by Regulation (EU) 2021/696 of the European Parliament and of the Council[~~5~~ 6] ***, duly justifying its inclusion. Funds from those Union programmes should not be redeployed to finance the Programme***. 1. Regulation (EU) 2021/695 of the	(26) The Programme objectives are coherent and complementary with those of other Union programmes, particularly Horizon Europe established by Regulation (EU) 2021/695 of the European Parliament and of the Council[1], the Digital Europe Programme established by Regulation (EU) 2021/694 of the European Parliament and of the Council[2], the Neighbourhood, Development and International Cooperation Instrument – Global Europe established by Regulation (EU) 2021/947 of the European Parliament and of the Council[3], the Connecting Europe Facility established by Regulation (EU) 2021/1153 of the European Parliament and of the Council[4] and, in particular, the Union Space Programme established by Regulation (EU) 2021/696 of the European Parliament and of the Council[5]. 1. Regulation (EU) 2021/695 of the European Parliament and of the Council of 28 April 2021 establishing Horizon Europe – the Framework Programme for Research and Innovation, laying down its rules for participation and dissemination, and repealing Regulations (EU) No 1290/2013	

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	and (EU) No 1291/2013 (OJ L 170, 12.5.2021, p. 1). 2. Regulation (EU) 2021/694 of the European Parliament and of the Council of 29 April 2021 establishing the Digital Europe Programme and repealing Decision (EU) 2015/2240 (OJ L 166, 11.5.2021, p. 1). 3. Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument – Global Europe, amending and repealing Decision No 466/2014/EU of the European Parliament and of the Council and repealing Regulation (EU) 2017/1601 of the European Parliament and of the Council and Council Regulation (EC, Euratom) No 480/2009 (OJ L 209, 14.6.2021, p. 1). 4. Regulation (EU) 2021/1153 of the European Parliament and of the Council of 7 July 2021 establishing the Connecting Europe Facility and repealing Regulations (EU) No 1316/2013 and (EU) No 283/2014 (OJ L 249, 14.7.2021, p. 38). 5. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).	European Parliament and of the Council of 28 April 2021 establishing Horizon Europe – the Framework Programme for Research and Innovation, laying down its rules for participation and dissemination, and repealing Regulations (EU) No 1290/2013 and (EU) No 1291/2013 (OJ L 170, 12.5.2021, p. 1). 2. ~~*Regulation (EU) 2021/694 of the European Parliament and of the Council of 29 April 2021 establishing the Digital Europe Programme and repealing Decision (EU) 2015/2240 (OJ L 166, 11.5.2021, p. 1)*~~***Council Decision (EU) 2021/764 of 10 May 2021 establishing the Specific Programme implementing Horizon Europe – the Framework Programme for Research and Innovation, and repealing Decision 2013/743/EU (OJ L 167I , 12.5.2021, p. 1–80)***. 3. Regulation (EU) ~~*2021/947*~~***2021/694*** of the European Parliament and of the Council of ~~*9 June*~~***29 April*** 2021 establishing the ~~*Neighbourhood, Development and International Cooperation Instrument – Global*~~***Digital*** Europe~~*, amending*~~ ***Programme*** and repealing Decision ~~*No 466/2014/EU of the European Parliament and of the Council and repealing Regulation (EU) 2017/1601 of the European Parliament and of the Council and Council Regulation (EC, Euratom) No 480/2009 (OJ L 209, 14.6.2021*~~***(EU) 2015/2240 (OJ L 166, 11.5.2021***, p. 1). 4. Regulation (EU) ~~*2021/1153*~~***2021/947*** of the European Parliament and of the Council of ~~*7 July*~~***9 June*** 2021 establishing the ~~*Connecting*~~***Neighbourhood, Development and International Cooperation Instrument – Global*** Europe***, amending and repealing Decision No 466/2014/EU of the European Parliament and of the Council*** ~~*Facility*~~ and repealing ~~*Regulations (EU) No 1316/2013 and*~~ ***Regulation (EU) 2017/1601 of the***	and (EU) No 1291/2013 (OJ L 170, 12.5.2021, p. 1). 2. Regulation (EU) 2021/694 of the European Parliament and of the Council of 29 April 2021 establishing the Digital Europe Programme and repealing Decision (EU) 2015/2240 (OJ L 166, 11.5.2021, p. 1). 3. Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument – Global Europe, amending and repealing Decision No 466/2014/EU of the European Parliament and of the Council and repealing Regulation (EU) 2017/1601 of the European Parliament and of the Council and Council Regulation (EC, Euratom) No 480/2009 (OJ L 209, 14.6.2021, p. 1). 4. Regulation (EU) 2021/1153 of the European Parliament and of the Council of 7 July 2021 establishing the Connecting Europe Facility and repealing Regulations (EU) No 1316/2013 and (EU) No 283/2014 (OJ L 249, 14.7.2021, p. 38). 5. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).	

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		European Parliament and of the Council and Council Regulation (~~*EU*~~***EC, Euratom***) ~~*No 283/2014 (OJ L 249, 14.7.2021, p. 38)*~~***No 480/2009 (OJ L 209, 14.6.2021, p. 1)***. 5. Regulation (EU) ~~*2021/696*~~***2021/1153*** of the European Parliament and of the Council of ~~*28 April*~~***7 July*** 2021 establishing the ~~*Union Space Programme and the European Union Agency for the Space Programme*~~***Connecting Europe Facility*** and repealing Regulations (EU) ~~*No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69*~~***No 1316/2013 and (EU) No 283/2014 (OJ L 249, 14.7.2021, p. 38***). ***6. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).***		
Recital 27				
35	(27) The Horizon Europe Programme will allocate a dedicated share of its Cluster 4 components to R&I activities related to development and validation of the secure connectivity system, including for the potential technologies that would be developed under New Space. The Neighbourhood, Development and International Cooperation Instrument (NDICI) will allocate a dedicated share of its Global Europe funds for	(27) The Horizon Europe Programme will allocate a dedicated share of its Cluster 4 components to R&~~*amp;*~~I activities related to development and validation of the secure connectivity system, including for the potential technologies that would be developed ~~*under New*~~***in the European*** space~~*. The Neighbourhood, Development and International Cooperation Instrument (NDICI*~~ ***ecosystem,***	(27) ~~The~~ Horizon Europe ~~Programme~~ will allocate a dedicated share of its Cluster 4 components to R&~~amp;~~I activities related to development and validation of the secure connectivity system, including for the potential technologies that would be developed under New Space.– The Neighbourhood, Development and International Cooperation Instrument **– Global Europe** (NDICI) will allocate a dedicated share of its	

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	activities related to the operation of the system and the worldwide provision of services that will allow to offer an array of services to international partners. The Union Space Programme will allocate a dedicated share of its GOVSATCOM component for the activities related to the development of the GOVSATCOM Hub which will form part of the ground infrastructure of the Secure Connectivity system. The funding stemming from these programmes should be implemented in accordance with the rules of these programmes. Since those rules may differ significantly from the rules under this Regulation, the need to achieve effectively the intended policy objectives should be taken into account when deciding to finance actions from both the allocated funds from Horizon Europe and NDICI and from the Union Secure Connectivity Programme.	***especially leveraging the impact of new entrants, start-ups and small- and medium-sized enterprises (SMEs). Since the Secure Connectivity Programme is a new initiative and the Horizon*** ~~*will allocate a dedicated share of its Global*~~ Europe ***Programme is a major Union priority, the allocation of*** funds for ***those R&I*** activities ~~*related*~~***should not detract from the other R&I activities conducted under Cluster 4, which are essential for Union competitiveness and the green and digital transitions. Consequently, without prejudice*** to the ~~*operation*~~***institutional prerogatives*** of the ~~*system and the worldwide provision of services that will allow to offer an array of services to international partners*~~***European Parliament and of the Council, an amount of commitment appropriations equivalent to the amount earmarked under Cluster 4 for R&I activities relating to the secure connectivity system should be made available to Horizon Europe Programme over the period 2023-2027, resulting from total or partial non-implementation of projects belonging to that programme or its predecessor, as provided for in Article 15(3) of Regulation (EU, Euratom) 2018/1046 of the***	Global Europe funds for activities related to the operation of the system and the worldwide provision of services that will allow to offer an array of services to international partners. The Union Space Programme will allocate a dedicated share of its GOVSATCOM component for the activities related to the development of the GOVSATCOM Hub which will form part of the ground infrastructure of the Secure Connectivity system. The funding stemming from these programmes should be implemented in accordance with the rules of these programmes. ~~Since those rules may differ significantly from the rules under this Regulation, the need to achieve effectively the intended policy objectives should be taken into account when deciding to finance actions from both the allocated funds from Horizon Europe and NDICI and from the Union Secure Connectivity Programme.~~	

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		European Parliament and of the Council (the 'Financial Regulation'). This amount is in addition to the EUR 0.5 billion (in 2018 prices) provided for in the Joint Declaration by the European Parliament, the Council and the Commission on the re-use of decommitted funds in relation to the research programme. The Union Space Programme will allocate a dedicated share of its GOVSATCOM component for the activities related to the development ***and completion*** of the GOVSATCOM Hub which will ~~*form part of*~~***be necessary for*** the ground infrastructure of the Secure Connectivity system. The funding stemming from these programmes should be implemented in accordance with the rules of these programmes. Since those rules may differ significantly from the rules under this Regulation, the need to achieve effectively the intended policy objectives should be taken into account when deciding to finance actions from ~~*both*~~ the allocated funds from Horizon Europe ~~*and NDICI*~~ and from the Union Secure Connectivity Programme.	
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36	(28) Due to its inherent implications on the security of the Union and its Member States, the Programme also shares objectives and principles with the European Defence Fund established by Regulation (EU) 2021/697 of the European Parliament and of the Council[1]. Therefore, part of the funding from that Programme should be provided to fund the activities under this Programme, particularly the actions related to the deployment of its infrastructure. _____ 1. Regulation (EU) 2021/697 of the European Parliament and of the Council of 29 April 2021 establishing the European Defence Fund and repealing Regulation (EU) 2018/1092 (OJ L 170, 12.5.2021, p. 149).	(28) ~~*Due to its inherent implications on the security of the Union and its Member States, the Programme also shares objectives and principles with the European Defence Fund established by Regulation (EU) 2021/697 of the European Parliament and of the Council[1]. Therefore, part of the funding from that Programme should be provided to fund the activities under this Programme, particularly the actions related to the deployment of its infrastructure.*~~ _____ ~~*1. Regulation (EU) 2021/697 of the European Parliament and of the Council of 29 April 2021 establishing the European Defence Fund and repealing Regulation (EU) 2018/1092 (OJ L 170, 12.5.2021, p. 149).*~~	(28) Due to its inherent implications on the security of the Union and its Member States, the Programme also shares objectives and principles with the European Defence Fund established by Regulation (EU) 2021/697 of the European Parliament and of the Council[1]. Therefore, part of the funding from that Programme should be provided to fund the activities under this Programme, particularly the actions related to the deployment of its infrastructure. _____ 1. Regulation (EU) 2021/697 of the European Parliament and of the Council of 29 April 2021 establishing the European Defence Fund and repealing Regulation (EU) 2018/1092 (OJ L 170, 12.5.2021, p. 149).	
Recital 28a				
G 36a		***(28a) In order to ensure that the Programme is implemented successfully, it is important to ensure that sufficient resources are available. Member States should therefore make a financial contribution that would be additional to the amount available through the Union budget and private sector contributions. Member States' contributions***		***(28a) In order to ensure that the Programme is implemented successfully, it is important to ensure that sufficient resources are available. Member States should be able to contribute with their technical competence, know-how and assistance, in particular in the field of safety and security, or, where appropriate and possible, by making available to the Programme*** G

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		should be made in accordance with their needs and demand for services made available through the Programme. It should also be possible for Member States to make in-kind contributions. Additional financial contributions and in-kind contributions from other parties should also be possible.		***the data, information, services and infrastructure located on their territory. The Programme should be able to receive additional financial contributions or in-kind contributions from third parties, including Union agencies and bodies, Member States, third countries participating in the Programme or international organisations, in line with the relevant agreements.***
Recital 28b				
36b		***(28b) The funding needs of the Programme should be taken into consideration in the mid-term review of the MFF, with a view to ensuring the stability, coherence, ambition and long-term financing of the Programme. Appropriate funding through the Union's budget would ensure democratic scrutiny of the Programme in the annual budgetary procedure and would make it possible to apply all the Union financial control and discharge provisions.***		
Recital 28c				
36c		***(28c) Several Member States have programmed funds from the***		

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		Recovery and Resilience Facility (RRF) for space activities. In order to maximise the efficiency of available financial resources and to ensure synergies between the Programme and the RRF, Member States should be encouraged to align their recovery and resilience plans with the needs of the Programme.		
Recital 29				
G 37	(29) Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council[1] (the 'Financial Regulation') applies to the Programme. The Financial Regulation lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect management, financial instruments, budgetary guarantees, financial assistance and the reimbursement of external experts. 1. Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation	(29) Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council[1] (the 'Financial Regulation') applies to the Programme. The Financial Regulation lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect management, financial instruments, budgetary guarantees, financial assistance and the reimbursement of external experts. 1. Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation	(29) Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council[1] (the 'Financial Regulation') applies to the Programme. The Financial Regulation lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect management, financial instruments, budgetary guarantees, financial assistance and the reimbursement of external experts. 1. Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation	(29) Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council[1] (the 'Financial Regulation') applies to the Programme. The Financial Regulation lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect management, financial instruments, budgetary guarantees, financial assistance and the reimbursement of external experts. 1. Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation G

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	(EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).	(EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).	(EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).	(EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1). Text Origin: Commission Proposal
Recital 30				
38	(30) In accordance with Article 191(3) of the Financial Regulation, in no circumstances are the same costs to be financed twice by the Union budget.	(30) In accordance with Article 191(3) of the Financial Regulation, in no circumstances are the same costs to be financed twice by the Union budget. ***There should be mechanisms for ensuring the avoidance of double funding and this aspect should be included in the regular review on the implementation of the Programme.***	(30) In accordance with Article 191(3) of the Financial Regulation, in no circumstances are the same costs to be financed twice by the Union budget.	(30) In accordance with Article 191(3) of the Financial Regulation, in no circumstances are the same costs to be financed twice by the Union budget. Text Origin: Commission Proposal
Recital 30a				
38a		***(30a) In the context of the mid-term review of the MFF 2021-2027, a solid budgetary assessment of the initiative should be carried out in order to provide adequate resources to the Programme.***		*deleted*
Recital 31				
39	*(31)* The Commission, in performing certain tasks of a non-regulatory nature, should be able to have recourse, as required and	(31) The Commission, in performing certain tasks of a non-regulatory nature, should be able to have recourse, as required and	(31) The Commission~~, in performing certain tasks of a non-regulatory nature,~~ should be able to have recourse, as required and	(31) The Commission~~, *in performing certain tasks of a non-regulatory nature,*~~ should be able to have recourse, as required and

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	insofar as necessary, to the technical assistance of certain external parties. Other entities involved in the public governance of the Programme should also be able to make use of the same technical assistance in performing tasks entrusted to them under this Regulation.	insofar as necessary, to the technical assistance of certain external parties. Other entities involved in the public governance of the Programme should also be able to make use of the same technical assistance in performing tasks entrusted to them under this Regulation.	insofar as necessary, to the technical assistance of certain external parties**, insofar as the Union security interests are preserved**. Other entities involved in the public governance of the Programme should also be able to make use of the same technical assistance in performing tasks entrusted to them under this Regulation.	insofar as necessary, to the technical assistance of certain external parties***, insofar as the Union security interests are preserved***. Other entities involved in the public governance of the Programme should also be able to make use of the same technical assistance in performing tasks entrusted to them under this Regulation. Text Origin: Council Mandate
Recital 32				
G 40	(32) Horizontal financial rules adopted by the European Parliament and by the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union ('TFEU') apply to this Regulation. Those rules are laid down in the Financial Regulation and determine in particular the procedure for establishing and implementing the budget through grants, procurement, prizes and indirect implementation, and provide for checks on the responsibility of financial actors. Rules adopted on the basis of Article 322 TFEU also include a general regime of conditionality for the protection of the Union budget.	(32) Horizontal financial rules adopted by the European Parliament and by the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union ('TFEU') apply to this Regulation. Those rules are laid down in the Financial Regulation and determine in particular the procedure for establishing and implementing the budget through grants, procurement, prizes and indirect implementation, and provide for checks on the responsibility of financial actors. Rules adopted on the basis of Article 322 TFEU also include a general regime of conditionality for the protection of the Union budget.	*deleted* *Duplicates Recital (29)*	*deleted* *Text Origin: Commission Proposal*
Recital 33				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	*41*	(33) Procurement contracts concluded under the Programme for activities financed by the Programme should comply with Union rules ***and the specific principles outlined in this Regulation***. In that context, the Union should also be responsible for defining the objectives to be pursued as regards public procurement.	(33) Procurement contracts concluded under the Programme for activities financed by the Programme should comply with Union rules. In that context, the Union should also be responsible for defining the objectives to be pursued as regards public procurement.	(33) Procurement contracts concluded under the Programme for activities financed by the Programme should comply with Union rules. In that context, the Union should also be responsible for defining the objectives to be pursued as regards public procurement. Text Origin: Commission Proposal
Recital 33a				
G	41a	***(33a) The Programme relies on complex and constantly changing technologies. The reliance on such technologies results in uncertainty and risk for public contracts concluded under the Programme, insofar as those contracts involve long-term commitments to equipment or services. Specific measures concerning public contracts are therefore required in addition to the rules laid down in the Financial Regulation. It should thus be possible to award a contract in the form of a conditional stage-payment contract, introduce an amendment, under certain conditions, in the context of its performance, or impose a minimum level of subcontracting. As regards the latter, priority should be given,***		***(33a) The Programme relies on complex and constantly changing technologies. The reliance on such technologies results in uncertainty and risk for public contracts concluded under the Programme, insofar as those contracts involve long-term commitments to equipment or services. Specific measures concerning public contracts are therefore required in addition to the rules laid down in the Financial Regulation. It should thus be possible to impose a minimum level of subcontracting. As regards the latter, priority should be given, where possible, to start-ups and SMEs, particularly in order to enable their cross-border participation.***

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		where possible, to start-ups and SMEs, particularly in order to enable their cross-border participation. Finally, given the technological uncertainties that characterise the Programme's components, contract prices cannot always be forecast accurately and it should therefore be possible to conclude contracts without stipulating a firm fixed price and to include clauses to safeguard the financial interests of the Union.		Text Origin: EP Mandate
Recital 34				
G 42	(34) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement.	(34) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement.	Moved to row 50a	*deleted* Text Origin: Commission Proposal
Recital 35				
G *43*	*(35)* In order to meet the objectives	(35) In order to meet the objectives	(35) In order to meet the objectives	(35) In order to meet the objectives

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	of the Programme, it is important to be able to call, where appropriate, on capacities offered by Union public and private entities active in the space domain and also to be able to work at international level with third countries or international organisations. For that reason, it is necessary to provide for the possibility to use all the relevant tools and management methods provided for by the TFEU and the Financial Regulation and joint procurement procedures.	of the Programme, it is important to be able to call, where appropriate, on capacities offered by Union public and private entities active in the space domain and also to be able to work at international level with third countries or international organisations. For that reason, it is necessary to provide for the possibility to use all the relevant tools and management methods provided for by the TFEU and the Financial Regulation and joint procurement procedures.	of the Programme, it is important to be able to call, where appropriate, on capacities offered by Union public and private entities active in the space domain and also to be able to work at international level with third countries or international organisations. For that reason, it is necessary to provide for the possibility to use all the relevant tools and management methods provided for by the **Treaty on the Functioning of the European Union (TFEU)**~~TFEU~~ and the Financial Regulation and joint procurement procedures.	of the Programme, it is important to be able to call, where appropriate, on capacities offered by Union public and private entities active in the space domain and also to be able to work at international level with third countries or international organisations. For that reason, it is necessary to provide for the possibility to use all the relevant tools and management methods provided for by the ***Treaty on the Functioning of the European Union (TFEU)***~~*TFEU*~~ and the Financial Regulation and joint procurement procedures. Text Origin: Council Mandate
Recital 36				
G 44	(36) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and (EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid	(36) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and (EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid	Moved to row 47c	*deleted* *Text Origin: Commission Proposal* G

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	or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union, grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the	or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union, grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the	PUBLIC	

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	implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).	implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).	PUBLIC	
Recital 37				
G 45	*(37)* In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required	(37) In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required	Moved to row 47d	*deleted* *Text Origin: Commission Proposal* G

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	for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences.	for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences.		
Recital 38				
46	*(38)* A public-private partnership is the most appropriate scheme to ensure that the objectives of the Programme could be pursued. It would permit to build upon the existing EU satellite communication technological and infrastructural base and to provide robust and innovative governmental services, while allowing the private partner to complement the Programme infrastructure with additional capabilities to offer commercial services through additional own investments. Such a scheme would furthermore optimise deployment and operation costs by sharing development and deployment costs on components common to both governmental and commercial infrastructures, as well as operational costs by allowing a high level of capacity mutualisation. It would stimulate innovation in particular for New Space by enabling the sharing of Research and Development risks between	(38) A public-private partnership is the most appropriate scheme to ensure that the objectives of the Programme could be pursued. It ~~would~~***should*** permit to build upon the existing EU satellite communication technological and infrastructural base and to provide robust and innovative governmental services, ~~while allowing the~~***and provide incentives*** private ~~partner~~***partners*** to complement the Programme infrastructure with additional capabilities ~~to offer~~***for*** commercial services through additional own investments. Such a scheme ~~would~~***should*** furthermore optimise deployment and operation costs by sharing development and deployment costs on components common to both governmental and commercial infrastructures, as well as operational costs by allowing a high level of capacity mutualisation. It ~~would~~***should also*** stimulate innovation in particular ~~for New~~***in the Union's*** space ***ecosystem*** by	(38) A public-private ~~partnership~~**cooperation** is the most appropriate scheme to ensure that the objectives of the Programme could be pursued. It would permit to build upon the existing EU satellite communication technological and infrastructural base**, including private assets,** and to provide robust and innovative governmental services, while allowing the private partner to complement the Programme infrastructure with additional capabilities to offer commercial services **on market conditions** through additional own investments. Such a scheme would furthermore optimise deployment and operation costs by sharing development and deployment costs on ~~components~~**subsystems** common to both governmental and commercial infrastructures, as well as operational costs by allowing a high level of capacity mutualisation. It would stimulate innovation in particular for New Space **companies**	(38) A public-private ~~partnership~~***cooperation*** is the most appropriate scheme to ensure that the objectives of the Programme could be pursued. It ~~would~~***should*** permit to build upon the existing EU satellite communication technological and ~~infrastructural base~~***industrial base, including private assets,*** and to provide robust and innovative governmental services, ~~while allowing the~~***and enable*** private ~~partner~~***partners*** to complement the Programme infrastructure with additional capabilities to offer commercial services ***on market conditions*** through additional own investments. Such a scheme ~~would~~***should*** furthermore optimise deployment and operation costs by sharing development and deployment costs on components common to both governmental and commercial infrastructures, as well as operational costs by allowing a high level of capacity mutualisation. It

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	public and private partners.	enabling the– sharing of– Research and Development risks between public and private partners.	by enabling the– sharing of Research and Development risks between public and private partners.	~~would~~***should also*** stimulate innovation in ~~*particular for*~~***the European space ecosystem including*** New Space by enabling the– sharing of– research and development risks between public and private partners. Text Origin: EP Mandate
Recital 39				
G 47	(39) The implementation model could take the form of a concession contract or other contractual arrangements. Regardless of the implementation model, several key principles should be put in place. The contract should establish a clear distribution of tasks and responsibilities between the public and private partners. Thus, it should avoid any overcompensation of the private partner for the provision of governmental services, allow the provision of commercial services to be established by the private sector and ensure an appropriate prioritisation of governmental user needs. The Commission should be able to assess and approve such services to ensure that the Union's essential interests and Programme's objectives are preserved and adequate safeguards are put in place to prevent potential distortions of	(39) The implementation model could take the form of a concession contract or other contractual arrangements. Regardless of the implementation model, several key principles should be put in place. The contract should establish a clear distribution of tasks and responsibilities between the public and private partners~~. Thus, it should avoid any overcompensation of~~ ***, together with a clear allocation of risks between them, with a view to ensuring that*** the private partner ***assumes responsibility for the consequences of any failings for which it is liable. The contract should ensure that private partners do not receive overcompensation*** for the provision of governmental services, allow the provision of commercial services to be established by the private sector and ensure an appropriate prioritisation	(39) ~~The~~**For** implementation ~~model could take the form of a concession contract or other contractual arrangements. Regardless~~ of the ~~implementation model, several key principles should be put in place. The contract~~**Programme, the concession, supply, service, works or mixed contracts** should establish a clear distribution of tasks and responsibilities between the public and private partners~~. Thus, it should~~ **and include adequate safeguards to** avoid any overcompensation of the private partner for the provision of governmental services, ~~allow the provision of commercial services to be established by the private sector and ensure an appropriate prioritisation of governmental user needs. The Commission should be able to assess and approve such services to ensure that the Union's essential interests and Programme's~~	(39) ~~*The*~~***For*** implementation ~~*model could take the form of a concession contract or other contractual arrangements. Regardless of the implementation model, several*~~***of the Programme, the concession, supply, service, works or mixed contracts should follow*** key principles~~ *should be put in place. The contract*~~***. The contracts*** should establish a clear distribution of tasks and responsibilities between the public and private partners~~. Thus, it should avoid any overcompensation of the private partner~~***, together with a clear allocation of risks between them, with a view to ensuring that the contractors assume responsibility for the consequences of any failings for which they are liable. The contracts should ensure that contractors do not receive overcompensation*** for the provision of governmental services, allow the G

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	competition stemming from the provision of commercial services; such safeguards could include separation of accounts between governmental and commercial services, open, fair and non-discriminatory access to infrastructure necessary for the provision of commercial services. The public-private partnership should foster the participation of start-ups and SMEs along the whole value chain of the concession and across Member States, hereby incentivising the development of innovative and disruptive technologies	of governmental user needs. The Commission should be able to assess and approve such services to ensure that the Union's essential interests and Programme's objectives are preserved***. It is important that there are measures*** ~~*and adequate safeguards are put*~~ in place to ***ensure that those essential interests and objectives are preserved. In particular, the Commission should be able to take necessary measures to ensure service continuity in the event of that the contractor is unable to fulfil its obligations. The contract should*** prevent***, amongst other things, conflicts of interest and*** potential distortions of competition stemming from the provision of commercial services~~*; such safeguards*~~***. That*** could ~~*include*~~***be done by including*** separation of accounts between governmental and commercial services, open, fair and non-discriminatory access to infrastructure necessary for the provision of commercial services. The public-private partnership should foster the participation of start-ups and SMEs along the whole value chain of the concession and across Member States, hereby incentivising the development of innovative and disruptive technologies.	~~objectives are preserved and adequate safeguards are put in place to prevent potential distortions of competition stemming from~~**or potential distorsions of competition stemming from the provision of commercial services. Such safeguards could include separation of accounts between governmental and commercial services, fair, reasonable and non-discriminatory access to infrastructure necessary for the provision of commercial services. Therefore commercial services should be available to existing terrestrial services providers under transparent and non-discriminatory conditions.The contracts should allow** the provision of commercial services~~; such safeguards could include separation of accounts between governmental and commercial services, open, fair and non-discriminatory access to infrastructure necessary for the provision of commercial services~~ **by the private sector and ensure an appropriate prioritisation of governmental user needs**.~~ The public-private partnership~~ **The contracts** should foster the participation of start-ups and SMEs along the whole value ~~chain of the concession~~ and across Member	provision of commercial services to be established by the private sector and ensure an appropriate prioritisation of governmental user needs. The ~~*Commission*~~***contracts*** should ~~*be able to assess and approve such services to ensure that*~~***ensure that the provision of services based on commercial infrastructure preserves*** the Union's essential interests and ***the*** Programme~~*'s*~~ ***'s general and specific*** objectives***. It is therefore important that there are measures*** ~~*are preserved and adequate safeguards are put*~~ in place to ***ensure that those essential interests and objectives are preserved. In particular, the Commission should be able to take necessary measures to ensure service continuity in the event of that the contractor is unable to fulfil its obligations. The contracts should include adequate safeguards to*** prevent***, amongst other things, conflicts of interest and*** potential distortions of competition stemming from the provision of commercial services~~*; such safeguards could*~~***, undue discrimination or any other hidden indirect advantages. Such safeguard may*** include separation of accounts between governmental and commercial services, ***including the setting up of a structurally and legally separate entity from the***

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			States~~, hereby incentivising the development of innovative and disruptive technologies~~**.**	***vertically integrated operator for the provision of governmental services, open, fair, reasonable*** ~~*open, fair*~~ and non-discriminatory access to infrastructure necessary for the provision of commercial services. ~~*The public-private partnership*~~ ***Therefore, commercial services should be available to existing terrestrial services providers under transparent and non-discriminatory conditions. The contracts*** should foster the participation of start-ups and SMEs along the whole value chain ~~*of the concession*~~ and across Member States~~*, hereby incentivising the development of innovative and disruptive technologies*~~**.** Text Origin: EP Mandate
Recital 39a				
G 47a			**(39a) The contracts procured under this Programme should ensure that the technology deployed enables the highest possible standards when it comes to sustainability as well as energy and resource efficiency. An accessible infrastructure is a crucial factor in the green and digital transition of our society.**	*deleted* *See row 47f* G

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Recital 56				
47b	*(56)* An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. That should not undermine the need for competitiveness and cost-effectiveness. Moved reference text	(~~56~~***39a***) An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. ***Those requirements should be established in close cooperation with Member States, taking into account established security accreditations.*** That should not undermine the need for competitiveness and cost-effectiveness. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(~~56~~**39b**) An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains **while preserving an open economy**. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. That should not undermine the need for competitiveness and cost-effectiveness. Moved from row 64	(~~56~~***39b***) An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains ***while preserving an open economy***. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. That should not undermine the need for competitiveness and cost-effectiveness. Text Origin: Council Mandate
Recital 36				
47c	(36) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and	(~~36~~***39b***) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and	(~~36~~**39c**) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and	(~~36~~***39c***) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council[1] and Council Regulations (EC, Euratom) No 2988/95[2], (Euratom, EC) No 2185/96[3] and

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	(EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union,	(EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union,	(EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union,	(EU) 2017/1939[4] , the financial interests of the Union are to be protected by means of proportionate measures, including measures relating to the prevention, detection, correction and investigation of irregularities including fraud, the recovery of funds lost, wrongly paid or incorrectly used, and, where appropriate, the imposition of administrative penalties. In particular, in accordance with Regulations (Euratom, EC) No 2185/96 and (EU, Euratom) No 883/2013 the European Anti-Fraud Office (OLAF) has the power to carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union. The European Public Prosecutor's Office (EPPO) is empowered, in accordance with Regulation (EU) 2017/1939, to investigate and prosecute criminal offences affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council[5].In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the financial interests of the Union,

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	grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).	grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).	grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).	grant the necessary rights and access to the Commission, OLAF, the Court of Auditors and, in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939, the EPPO, and ensure that any third parties involved in the implementation of Union funds grant equivalent rights. _____ 1. Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999, (OJ L 248, 18.9.2013, p. 1). 2. Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1). 3. Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2). 4. Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1). 5. 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, 28.7.2017, p. 29).

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Moved reference text	Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	Moved from row 44	Text Origin: Council Mandate
Recital 37				
G 47d	(37) In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences. Moved reference text	(~~37~~*39c*) In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(~~37~~**39d**) In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences. Moved from row 45	(~~37~~*39d*) In order to ensure the protection of the financial interests of the Union, it is necessary to require third countries to grant the necessary rights and access required for the authorising officer responsible, OLAF and the Court of Auditors to comprehensively exercise their respective competences. Text Origin: Council Mandate
Recital 39d				
G 47e		***(39d) In line with the objectives of the European Green Deal, the Programme should minimise, to the extent possible, its environmental impact. While the space-based assets do not themselves emit greenhouse gases while in use, their manufacturing and associated ground facilities do have an environmental impact. Measures should be adopted to mitigate that impact. To that end, the***		***(39e) In line with the objectives of the European Green Deal, the Programme should minimise, to the extent possible, its environmental impact. While the space-based assets do not themselves emit greenhouse gases while in use, their manufacturing and associated ground facilities do have an environmental impact. Measures should be adopted to mitigate that impact. To that end, the***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		procurement referred under the Programme should include principles and measures on sustainability, such as provisions to minimise and offset the greenhouse gas emissions generated by the development, production and deployment of the infrastructure and measures to prevent light pollution such as the impact on ground-based astronomical observations, including the on wide-field surveys in the optical and infrared, as well as measures to mitigate air pollution from re-entering satellites.		***procurement referred under the Programme should include principles and measures on sustainability, such as provisions to minimise and offset the greenhouse gas emissions generated by the development, production and deployment of the infrastructure and measures to prevent light pollution such as the impact on ground-based astronomical observations.*** To be moved before row 28
Recital 39e				
G	47f	***(39e) Given the growing number of spacecraft and debris in orbit, the new European constellation should also satisfy space sustainability criteria and be an example of good practices in space traffic management and in space surveillance and tracking (SST), in order to reduce the amount of debris produced, prevent on-orbit break-ups and on-orbit collision, and provide appropriate end-of-life spacecraft measures. As legitimate concerns on the protection of space environment that are being discussed (e.g. in the United***		***(39f) Given the growing number of spacecraft and debris in orbit, the new European constellation should also satisfy space sustainability criteria and be an example of good practices in space traffic management and in space surveillance and tracking (SST), in order to reduce the amount of debris produced, prevent on-orbit break-ups and on-orbit collision, and provide appropriate end-of-life spacecraft measures. As legitimate concerns on the protection of space environment are being discussed in international fora (e.g. in the***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Nations' Committee on the Peaceful Uses of Outer Space (COPUOS) and Inter-Agency Space Debris Coordination Committee (IADC)), it is of the uttermost importance that the Union shows leadership in space activities sustainability.		***United Nations' Committee on the Peaceful Uses of Outer Space (COPUOS), it is of the utmost importance that the Union shows leadership in space sustainability. The contracts procured under this Programme should ensure that the technology deployed enables the highest possible standards when it comes to sustainability as well as energy and resource efficiency.*** Proposed wording COM + Council row 47a To be moved before row 28 Text Origin: EP Mandate
Recital 39f				
G 47g		***(39f) Union-wide initiatives, such as the secure connectivity initiative, are shaped by the broad participation of innovative small, medium and large enterprises and start-ups from the up-, mid- and down-stream space sector all over the Union. In recent years, some space actors have challenged the space sector, in particular start-ups and SMEs developed innovative, market-driven space technologies and applications, sometimes with different business models. In order to ensure the Union's space ecosystem competitiveness, this***		*deleted* *Moved to row 26a*

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		Programme should maximise the development and use of innovative and disruptive technologies as well as innovative business models, in particular by start-ups and SMEs developing market-driven space technologies and applications, while covering the whole space value chain, encompassing upstream, midstream and downstream segment.		
Recital 39g				
G *47h*		***(39g) To optimise the efficiency and impact of the Programme, actions should be taken to promote the use and development of open standards, open source technologies and interoperability in the architecture of the secure connectivity system. A more open conception of the system could allow better synergies with other components of the Union Space Programme or national services and applications, optimise costs by avoiding duplication in the development of the same technology, and improve reliability.***		***(39g) To optimise the efficiency and impact of the Programme, actions should be taken to promote the use and development of open standards, open source technologies and interoperability in the architecture of the secure connectivity system. A more open conception of the system could allow better synergies with other components of the Union Space Programme or national services and applications, optimise costs by avoiding duplication in the development of the same technology, improve reliability, foster innovation and reap the benefits of wide competition.*** Text Origin: EP Mandate
Recital 40				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 48	(40) Sound public governance of the Programme requires the clear distribution of responsibilities and tasks among the different actors involved to avoid unnecessary overlap and reduce cost overruns and delays. All the actors of the governance should support, in their field of competence and in accordance with their responsibilities, the achievement of the objectives of the Programme.	(40) Sound public governance of the Programme requires the clear distribution of responsibilities and tasks among the different actors involved to avoid unnecessary overlap and reduce cost overruns and delays. All the actors of the governance should support, in their field of competence and in accordance with their responsibilities, the achievement of the objectives of the Programme.	(40) Sound public governance of the Programme requires the clear distribution of responsibilities and tasks among the different actors involved to avoid unnecessary overlap and reduce cost overruns and delays. All the actors of the governance should support, in their field of competence and in accordance with their responsibilities, the achievement of the objectives of the Programme.	(40) Sound public governance of the Programme requires the clear distribution of responsibilities and tasks among the different actors involved to avoid unnecessary overlap and reduce cost overruns and delays. All the actors of the governance should support, in their field of competence and in accordance with their responsibilities, the achievement of the objectives of the Programme. Text Origin: Commission Proposal
Recital 41				
G 49	(41) Member States have long been active in the field of space. They have systems, infrastructure, national agencies and bodies linked to space. They are therefore able to make a major contribution to the Programme, especially in its implementation. They might cooperate with the Union to promote the Programme's services and applications and ensure coherence between the relevant national initiatives and the Programme. The Commission might be able to mobilise the means at Member States' disposal, benefit from their assistance and, subject to mutually	(41) Member States have long been active in the field of space. They have systems, infrastructure, national agencies and bodies linked to space. They are therefore able to make a major contribution to the Programme, especially in its implementation. They ~~might~~***should*** cooperate with the Union to promote the Programme's services and applications and ensure coherence between the relevant national initiatives and the Programme. The Commission ~~might~~***should*** be able to mobilise the means at Member States' disposal, benefit from their assistance and, subject to mutually	(41) Member States have long been active in the field of space. They have systems, infrastructure, national agencies and bodies linked to space. They are therefore able to make a major contribution to the Programme, especially in its implementation. They might cooperate with the Union to promote the Programme's services and applications and ensure coherence between the relevant national initiatives and the Programme. The Commission might be able to mobilise the means at Member States' disposal, benefit from their assistance and, subject to mutually	(41) Member States have long been active in the field of space. They have systems, infrastructure, national agencies and bodies linked to space. They are therefore able to make a major contribution to the Programme, especially in its implementation. They might cooperate with the Union to promote the Programme's services and applications and ensure coherence between the relevant national initiatives and the Programme. The Commission might be able to mobilise the means at Member States' disposal, benefit from their assistance and, subject to mutually

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	agreed conditions, entrust the Member States with non-regulatory tasks in the implementation of the Programme. Moreover, the Member States concerned should take all necessary measures to ensure the protection of the ground infrastructure established on their territories. In addition, Member States and the Commission should work together and with appropriate international bodies and regulatory authorities to ensure that the frequencies necessary for the Programme are available and protected at the adequate level to allow for the full development and implementation of applications based on the services offered, in compliance with Decision No 243/2012/EU of the European Parliament and of the Council[1]. 1. Decision No 243/2012/EU of the European Parliament and of the Council of 14 March 2012 establishing a multiannual radio spectrum policy programme (OJ L 81, 21.3.2012, p. 7).	agreed conditions, entrust the Member States with non-regulatory tasks in the implementation of the Programme. Moreover, the Member States concerned should take all necessary measures to ensure the protection of the ground infrastructure established on their territories. In addition, Member States and the Commission should work together and with appropriate international bodies and regulatory authorities to ensure that the frequencies necessary for the Programme are available and protected at the adequate level to allow for the full development and implementation of applications based on the services offered, in compliance with Decision No 243/2012/EU of the European Parliament and of the Council[1]. 1. Decision No 243/2012/EU of the European Parliament and of the Council of 14 March 2012 establishing a multiannual radio spectrum policy programme (OJ L 81, 21.3.2012, p. 7).	agreed conditions, entrust the Member States with ~~non-regulatory~~ tasks in the implementation of the Programme. Moreover, the Member States ~~concerned~~ should take all necessary measures to ensure the protection of the ground infrastructure ~~establi~~**located** on their territories. In addition, Member States ~~and the Commission should work together and with appropriate international bodies and regulatory authorities to~~**may** ensure that the frequencies necessary for the Programme are available and protected at the adequate level to allow for the full development and implementation of applications based on the services offered, in compliance with Decision No 243/2012/EU of the European Parliament and of the Council[1]. **The frequencies made available to the Programme should have no financial impact on the Programme.** 1. Decision No 243/2012/EU of the European Parliament and of the Council of 14 March 2012 establishing a multiannual radio spectrum policy programme (OJ L 81, 21.3.2012, p. 7).	agreed conditions, entrust the Member States with ~~non-regulatory~~ tasks in the implementation of the Programme. ***Where relevant, Member States should also aim to ensure coherence and complementarity of their recovery and resilience plans with the Programme.*** Moreover, the Member States ~~concerned~~ should take all necessary measures to ensure the protection of the ground infrastructure ~~established~~***located*** on their territories. In addition, Member States ~~and the Commission should work together and with appropriate international bodies and regulatory authorities to~~***may*** ensure that the frequencies necessary for the Programme are available and protected at the adequate level to allow for the full development and implementation of applications based on the services offered, in compliance with Decision No 243/2012/EU of the European Parliament and of the Council[1]. ***The frequencies made available to the Programme should have no financial impact on the Programme.*** 1. Decision No 243/2012/EU of the European Parliament and of the Council of 14 March 2012 establishing a multiannual radio spectrum policy programme (OJ L 81, 21.3.2012, p. 7).

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Recital 42				
50	(42) In accordance with Article 17 of the Treaty on European Union ('TEU') and as a promoter of the Union's general interest, it is the Commission's responsibility to implement the Programme, assume overall responsibility and promote its use. In order to optimise the resources and competences of the various stakeholders, the Commission should be able to entrust certain tasks to other entities under justifiable circumstances. Having the overall responsibility for the Programme, the Commission should determine the main technical and operational requirements necessary to implement systems and services evolution. It should do so after having consulted Member States' experts, users and other relevant stakeholders. Finally, in accordance with Article 4(3) TFEU, the exercise of competence by the Union does not result in Member States being prevented from exercising their competences. However, to make good use of the Union funds, it is appropriate that the Commission ensures, as far as possible, the coherence of activities	(42) In accordance with Article 17 of the Treaty on European Union ('TEU') and as a promoter of the Union's general interest, it is the Commission's responsibility to implement the Programme, assume overall responsibility and promote its use. In order to optimise the resources and competences of the various stakeholders, the Commission should be able to entrust certain tasks to other entities under justifiable circumstances. Having the overall responsibility for the Programme, the Commission should determine the main technical and operational requirements necessary to implement systems and services evolution. It should do so after having consulted Member States' experts, users and other relevant stakeholders. Finally, in accordance with Article 4(3) TFEU, the exercise of competence by the Union does not result in Member States being prevented from exercising their competences. However, to make good use of the Union funds, it is appropriate that the Commission ensures, as far as possible, the coherence of activities	(42) In accordance with Article 17 of the Treaty on European Union (~~'TEU'~~**TEU**) and as a promoter of the Union's general interest, it is the Commission's responsibility to implement the Programme, assume overall responsibility and promote its use. In order to optimise the resources and competences of the various stakeholders, the Commission should be able to entrust certain tasks to other entities under justifiable circumstances. ~~Having the overall responsibility for the Programme,~~ The Commission should determine the main technical and operational requirements necessary to implement systems and services evolution. It should do so after having consulted Member States' experts, users and other relevant **public or private** stakeholders. Finally, in accordance with Article 4(3) TFEU, the exercise of competence by the Union does not result in Member States being prevented from exercising their competences. However, to make good use of the Union funds, it is appropriate that the Commission ensures, as far as possible, the	(42) In accordance with Article 17 of the Treaty on European Union (~~*'TEU'*~~***TEU***) and as a promoter of the Union's general interest, it is the Commission's responsibility to implement the Programme, assume overall responsibility and promote its use. In order to optimise the resources and competences of the various stakeholders, the Commission should be able to entrust certain tasks to other entities under justifiable circumstances. ~~*Having the overall responsibility for the Programme,*~~ The Commission should determine the main technical and operational requirements necessary to implement systems and services evolution. It should do so after having consulted Member States' experts, users and other relevant ***public or private*** stakeholders. Finally, in accordance with Article 4(3) TFEU, the exercise of competence by the Union does not result in Member States being prevented from exercising their competences. However, to make good use of the Union funds, it is appropriate that the Commission ensures, as far as possible, the

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	performed in the context of the Programme, with those of the Member States.	performed in the context of the Programme, with those of the Member States***, including those funded under their recovery and resilience plans***.	coherence of activities performed in the context of the Programme, with those of the Member States**, without creating any unnecessary duplication of effort**.	coherence of activities performed in the context of the Programme, with those of the Member States***, without creating any unnecessary duplication of effort***. Text Origin: Council Mandate
Recital 34				
50a	(34) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement. Moved reference text	(~~34~~***42a***) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(**~~34~~42a**) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement. Moved from row 42	(~~34~~***42a***) Article 154 of the Financial Regulation provides that, on the basis of the results of an ex-ante assessment, the Commission is to be able to rely on the systems and the procedures of the persons or entities entrusted with the implementation of Union funds. If necessary, specific adjustments to those systems and procedures ('supervisory measures'), as well as the arrangements for the existing contracts, should be defined in the corresponding contribution agreement. Text Origin: EP Mandate
Recital 60				
50b	(60) Given its worldwide coverage, the Programme has a strong international dimension. International partners, their	(~~60~~***42b***) Given its worldwide coverage, the Programme has a strong international dimension. International partners, their	(**~~60~~42b**) Given its worldwide coverage, the Programme has a strong international dimension. International partners, their	(~~60~~***42b***) Given its worldwide coverage, the Programme has a strong international dimension. International partners, their

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	governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area. Moved reference text	governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. ~~In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area.~~ Moved from row 68	governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. ~~*In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area.*~~ Text Origin: Council Mandate
Recital 43				
G 51	(43) The mission of the European Union Agency for the Space Programme ('the Agency') is to contribute to the Programme, particularly as regards security accreditation. Certain tasks linked to those areas should therefore be entrusted to the Agency. In relation to security in particular, and given its experience in this area, the	(43) The mission of the European Union Agency for the Space Programme ('the Agency') is to contribute to the Programme, particularly as regards security accreditation ***and operational security***. Certain tasks linked to those areas should therefore be entrusted to the Agency. In relation to security in particular, and given	(43) ~~The mission of the European Union Agency for the Space Programme ('the Agency') is to contribute to the Programme, particularly as regards security accreditation. Certain tasks linked to those areas should therefore be entrusted to the Agency.~~ In relation to security ~~in particular~~, and given its experience in this area, the	(43) ~~*The mission of the European Union Agency for the Space Programme ('*~~***In relation to security, and given its experience in this area,*** the Agency~~*')*~~ ~~*is to contribute to the Programme, particularly as regards*~~ ***should be responsible, through its Security Accreditation Body, for the*** security accreditation~~.~~ ~~*Certain tasks linked to those areas*~~ G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Agency should be responsible for the security accreditation of the governmental services and infrastructure. Furthermore, the Agency should perform the tasks which the Commission confers on it. When entrusting tasks to the Agency, adequate human, administrative and financial resources should be made available.	its experience in this area, the Agency should be responsible for the security accreditation of the governmental services and infrastructure. ***Where possible, the Agency should achieve synergies and efficiencies, for instance those based on expertise developed throughout the European Global Navigation Satellite System (EGNSS) lifecycles.*** Furthermore, the Agency should perform the tasks which the Commission confers on it. When entrusting tasks to the Agency, ***either as own or as delegated tasks,*** adequate human, administrative and financial resources should be made available. ***The resources of the Agency should be evaluated on an ongoing basis, to enable the Agency to fully carry out its tasks and missions. For this purpose, the Commission should accordingly propose adequate budget for the Agency in the framework of the annual budgetary procedure.***	Agency should be responsible**, through its Security Accreditation Body,** for the security accreditation of the governmental services and infrastructure. Furthermore, the Agency should perform the tasks ~~which~~**entrusted by** the Commission ~~confers on it~~. When entrusting tasks to the Agency, adequate human, administrative and financial resources should be made available.	~~*should therefore be entrusted*~~ ***of the governmental services and infrastructure. Furthermore, subject*** to the ~~*Agency. In relation to security in particular, and given its experience in this area*~~***operational readiness of the Agency, notably in terms of adequate level of human resources***, the Agency should ~~*be responsible for the security accreditation of the governmental services and infrastructure. Furthermore*~~***perform the tasks entrusted by the Commission. Where possible***, the Agency should ~~*perform the tasks which the Commission confers on it*~~***leverage expertise developed for instance throughout the European Global Navigation Satellite System (EGNSS) activities***. When entrusting tasks to the Agency, adequate human, administrative and financial resources should be made available ***to enable the Agency to fully carry out its tasks and missions***. Text Origin: Council Mandate
Recital 44				
52	(44) Building on the expertise developed in the past years in management, operation and service provision related to the Galileo and EGNOS components of the Union	(44) Building on the expertise developed in the past years in management, operation and service provision related to the Galileo and EGNOS components of the Union	(44) Building on the expertise developed in the past years in management, operation and service provision related to the Galileo and EGNOS components of the Union	(44) Building on the expertise developed in the past years in management, operation and service provision related to the Galileo and EGNOS components of the Union

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Space Programme, the Agency is the most appropriate body to implement, under the supervision of the Commission, all the tasks relating to the operation of the governmental infrastructure and provision of governmental services. The Agency should therefore be entrusted with the operation of the governmental infrastructure and the provision of governmental services.	Space Programme, the Agency is the most appropriate body***, and should develop the necessary capacities*** to implement, under the supervision of the Commission, all the tasks relating to the operation of the governmental infrastructure and provision of governmental services. The Agency should therefore be entrusted with the operation of the governmental infrastructure and the provision of governmental services.	Space Programme, the Agency is the most appropriate body to implement, under the supervision of the Commission, ~~all the~~ tasks relating to the operation of the governmental infrastructure and provision of governmental services. The Agency should therefore be entrusted with the ~~operation of the~~ **provision of** governmental ~~infrastructure and the provision of~~ **services and should be able to be entrusted with all or part of the operational management of the** governmental ~~services~~**infrastructure**.	Space Programme, the Agency is the most appropriate body to implement, under the supervision of the Commission, ~~*all the*~~ tasks relating to the operation of the governmental infrastructure and provision of governmental services. ***It should therefore develop further relevant capacities for this purpose.*** The Agency should ~~*therefore*~~***then*** be entrusted with the ~~*operation of the*~~ ***provision of*** governmental ~~*infrastructure and the provision of services and should be able to be entrusted with all or part of the operational management of the*~~ governmental ~~*services*~~***infrastructure***. Text Origin: Council Mandate
Recital 45				
53	(45) In order to ensure the operation of the governmental infrastructure and facilitate the provision of the governmental services, the Agency should be allowed to entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission.	(45) In order to ensure the operation of the governmental infrastructure and facilitate the provision of the governmental services, the Agency should be allowed to entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission ***as laid down in the Financial Regulation***.	(45) In order to ensure the operation of the governmental infrastructure and facilitate the provision of the governmental services, the Agency should be allowed to entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission.	(45) In order to ensure the operation of the governmental infrastructure and facilitate the provision of the governmental services, the Agency should be allowed to entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission ***as laid down in the Financial Regulation***.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Recital 46				
54	(46) ESA is an international organisation with extensive expertise in the space domain including in satellite communication and is therefore an important partner in the implementation of the different aspects of the Union's space policy. In that regard, ESA should be able to provide technical expertise to the Commission, including for the preparation of the technical aspects of the Programme. To this purpose, ESA may be entrusted with the development and validation activities of the Programme, and support the evaluation of the contracts concluded in the context of the implementation of the Programme.	(46) ESA is an international organisation with extensive expertise in the space domain including in satellite communication and is therefore an important partner in the implementation of the different aspects of the Union's space policy. In that regard, ESA should be able to provide technical expertise to the Commission, including for the preparation of the technical aspects of the Programme***, as well as the inclusion of new entrants, start-ups and SMEs***. To this purpose, ESA may be entrusted with the development and validation activities of the Programme, and support the evaluation of the contracts concluded in the context of the implementation of the Programme.	(46) ESA is an international organisation with extensive expertise in the space domain including in satellite communication and is therefore an important partner in the implementation of the different aspects of the Union's space policy. In that regard, ESA should be able to provide ~~technical~~ expertise to the Commission, including for the preparation of **specifications and implementation of** the technical aspects of the Programme. To this purpose, ESA ~~may~~**should be able to** be entrusted with the **supervision of the** development and validation activities of the Programme, and support the evaluation of the contracts concluded in the context of the implementation of the Programme.	(46) ESA is an international organisation with extensive expertise in the space domain including in satellite communication and is therefore an important partner in the implementation of the different aspects of the Union's space policy. In that regard, ESA should be able to provide ~~*technical*~~ expertise to the Commission, including for the preparation of ***specifications and implementation of*** the technical aspects of the Programme. To this purpose, ESA ~~*may*~~***should be able to*** be entrusted with the ***supervision of the*** development and validation activities of the Programme, and support the evaluation of the contracts concluded in the context of the implementation of the Programme. EP check Text Origin: Council Mandate
Recital 47				
55	(47) Owing to the importance of space-related activities for the Union economy and the lives of Union	(47) Owing to the importance of space-related activities for the Union economy and the lives of Union	(47) Owing to the importance of space-related activities for the Union economy and the lives of Union	(47) Owing to the importance of space-related activities for the Union economy and the lives of Union

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	citizens, achieving and maintaining a high degree of security should be a key priority for the Programme, particularly in order to safeguard the interests of the Union and of the Member States, including in relation to classified and sensitive non-classified information.	citizens, achieving and maintaining a high degree of security should be a key priority for the Programme, particularly in order to safeguard the interests of the Union and of the Member States, including in relation to classified and sensitive non-classified information.	citizens, achieving and maintaining a high degree of security should be a key priority for the Programme, particularly in order to safeguard the interests of the Union and of the Member States, including in relation to classified and sensitive non-classified information.	citizens, achieving and maintaining a high degree of security should be a key priority for the Programme, particularly in order to safeguard the interests of the Union and of the Member States, including in relation to classified and sensitive non-classified information. Text Origin: Commission Proposal
Recital 48				
G 56	(48) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as EU classified information ('EUCI') in	(48) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as EU classified information ('EUCI') in	Moved to row 63a	*deleted* *Text Origin: Commission Proposal*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2] created under the authority of the Commission. _____ 1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1).	accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2] created under the authority of the Commission. _____ 1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1). Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	PUBLIC	
Recital 49				
57	*(49)* Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, Council Decision (CFSP) 2021/698[1]. _____ 1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L	(49) Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, Council Decision (CFSP) 2021/698[1]. _____ 1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L	Moved to row 61a	*deleted* *Text Origin: Commission Proposal*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	170, 12.5.2021, p. 178).	170, 12.5.2021, p. 178).		
Recital 50				
G *58*	*(50)* Given the specific expertise of the EEAS and its regular contact with authorities of third countries and international organisations, the EEAS should be able to assist the Commission in performing certain tasks relating to the security of the Programme in the field of external relations, in accordance with Council Decision 2010/427/EU[1]. _____ 1. Council Decision of 26 July 2010 establishing the organisation and functioning of the European External Action Service (2010/427/EU) (OJ L 201, 3.8.2010, p. 30).	(50) Given the specific expertise of the EEAS and its regular contact with authorities of third countries and international organisations, the EEAS should be able to assist the Commission in performing certain tasks relating to the security of the Programme in the field of external relations, in accordance with Council Decision 2010/427/EU[1]. _____ 1. Council Decision of 26 July 2010 establishing the organisation and functioning of the European External Action Service (2010/427/EU) (OJ L 201, 3.8.2010, p. 30).	(50) Given the specific expertise of the EEAS and its regular contact with authorities of third countries and international organisations, the EEAS should be able to assist the Commission in performing certain tasks relating to the security of the Programme in the field of external relations, in accordance with Council Decision 2010/427/EU[1]. _____ 1. Council Decision of 26 July 2010 establishing the organisation and functioning of the European External Action Service (2010/427/EU) (OJ L 201, 3.8.2010, p. 30).	(50) Given the specific expertise of the EEAS and its regular contact with authorities of third countries and international organisations, the EEAS should be able to assist the Commission in performing certain tasks relating to the security of the Programme in the field of external relations, in accordance with Council Decision 2010/427/EU[1]. _____ 1. Council Decision of 26 July 2010 establishing the organisation and functioning of the European External Action Service (2010/427/EU) (OJ L 201, 3.8.2010, p. 30). Text Origin: Commission Proposal G
Recital 51				
G 59	(51) Without prejudice to the sole responsibility of the Member States in the area of national security, as provided for in Article 4(2) TEU, and to the right of the Member States to protect their essential security interests in accordance with Article 346 TFEU, a specific governance of security should be established to ensure a smooth implementation of the Programme.	(51) Without prejudice to the sole responsibility of the Member States in the area of national security, as provided for in Article 4(2) TEU, and to the right of the Member States to protect their essential security interests in accordance with Article 346 TFEU, a specific governance of security should be established to ensure a smooth implementation of the Programme.	(51) Without prejudice to the sole responsibility of the Member States in the area of national security, as provided for in Article 4(2) TEU, and to the right of the Member States to protect their essential security interests in accordance with Article 346 TFEU, a specific governance of security should be established to ensure a smooth implementation of the Programme.	(51) Without prejudice to the sole responsibility of the Member States in the area of national security, as provided for in Article 4(2) TEU, and to the right of the Member States to protect their essential security interests in accordance with Article 346 TFEU, a specific governance of security should be established to ensure a smooth implementation of the Programme. G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	That governance should be based on three key principles. Firstly, it is imperative that Member States' extensive, unique experience in security matters be taken into consideration to the greatest possible extent. Secondly, in order to prevent conflicts of interest and any shortcomings in applying security rules, operational functions should be segregated from security accreditation functions. Thirdly, the entity in charge of managing all or part of the Programme's infrastructure is also the best placed to manage the security of the tasks entrusted to it. The security of the Programme would build upon the experience gained in the implementation of the Union Space Programme over the past years. Sound security governance also requires that roles be appropriately distributed among the various players. As it is responsible for the Programme, the Commission, without prejudice to Member States prerogatives in the area of national security, should determine the general security requirements applicable to the Programme.	That governance should be based on three key principles. Firstly, it is imperative that Member States' extensive, unique experience in security matters be taken into consideration to the greatest possible extent. Secondly, in order to prevent conflicts of interest and any shortcomings in applying security rules, operational functions should be segregated from security accreditation functions. Thirdly, the entity in charge of managing all or part of the Programme's infrastructure is also the best placed to manage the security of the tasks entrusted to it. The security of the Programme would build upon the experience gained in the implementation of the Union Space Programme over the past years. Sound security governance also requires that roles be appropriately distributed among the various players. As it is responsible for the Programme, the Commission, without prejudice to Member States prerogatives in the area of national security, should determine the general security requirements applicable to the Programme.	That governance should be based on three key principles. Firstly, it is imperative that Member States' extensive, unique experience in security matters be taken into consideration to the greatest possible extent. Secondly, in order to prevent conflicts of interest and any shortcomings in applying security rules, operational functions should be segregated from security accreditation functions. Thirdly, the entity in charge of managing all or part of the Programme's infrastructure is also the best ~~placed~~**suited** to manage the security of the tasks entrusted to it. The security of the Programme would build upon the experience gained in the implementation of the Union Space Programme over the past years. Sound security governance also requires that roles be appropriately distributed among the various players. As it is responsible for the Programme, the Commission, without prejudice to Member States prerogatives in the area of national security, should determine **together with the Member States** the general security requirements applicable to the Programme. **In particular in the area of classified information, the security governance of the Programme should reflect the role and competences that the Council**	That governance should be based on three key principles. Firstly, it is imperative that Member States' extensive, unique experience in security matters be taken into consideration to the greatest possible extent. Secondly, in order to prevent conflicts of interest and any shortcomings in applying security rules, operational functions should be segregated from security accreditation functions. Thirdly, the entity in charge of managing all or part of the Programme's infrastructure is also the best ~~*placed*~~***suited*** to manage the security of the tasks entrusted to it. The security of the Programme would build upon the experience gained in the implementation of the Union Space Programme over the past years. Sound security governance also requires that roles be appropriately distributed among the various players. As it is responsible for the Programme, the Commission, without prejudice to Member States prerogatives in the area of national security, should determine ***together with the Member States*** the general security requirements applicable to the Programme. ***In particular in the area of classified information, the security governance of the Programme should reflect the role and competences that the Council***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			and Member States have in the evaluation and approval of cryptographic products for protecting EUCI.	***and Member States have in the evaluation and approval of cryptographic products for protecting EUCI.*** Text Origin: Council Mandate
Recital 52				
G 60	(52) The cybersecurity of the Programme infrastructures, both ground and space, is key to ensuring the continuity of the service and the operations of the system. The need to protect the system and its services against cyberattacks, including by making use of new technologies, should therefore be duly taken into account when establishing security requirements.	(52) The cybersecurity***, physical security and redundancy measures*** of the Programme infrastructures, both ground and space, ~~is~~***are*** key to ensuring the continuity of the service and the operations of the system. ~~The~~***Cybersecurity threats to satellites are of concern for space sustainability and therefore*** need to protect the system and its services against cyberattacks, including by making use of new technologies, should therefore be duly taken into account when establishing security requirements.	(52) The cybersecurity of the Programme ~~infrastructures~~**infrastructure**, both ground and space **as well as its physical redundancy**, is key to ensuring the continuity of the service and the operations of the system. The need to protect the system and its services against cyberattacks, including by making use of new technologies **and to support response to and recovery from such cyberattacks**, should therefore be duly taken into account when establishing security requirements.	(52) The cybersecurity ***and physical security*** of the Programme ~~*infrastructures*~~***infrastructure***, both ground and space ***as well as its physical redundancy, are***~~, is~~ key to ensuring the continuity of the service and the operations of the system. The need to protect the system and its services against cyberattacks ***and threats to satellites***, including by making use of new technologies ***and to support response to and recovery from such cyberattacks***, should therefore be duly taken into account when establishing security requirements. Text Origin: Council Mandate
Recital 53				
G 61	(53) Where appropriate, after the risk and threat analysis, the Commission should identify a security monitoring structure. That security monitoring structure should	(53) Where appropriate, after the risk and threat analysis, the Commission should identify a security monitoring structure. That security monitoring structure should	(53) Where appropriate, after the risk and threat analysis, the Commission should identify a security monitoring structure. That security monitoring structure should	(53) Where appropriate, after the risk and threat analysis, the Commission should identify a security monitoring structure. That security monitoring structure should

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	be the entity responding to instructions developed under the scope of Decision (CFSP) 2021/698.	~~be the entity responding~~***respond*** to instructions developed under the scope of Decision (CFSP) 2021/698. ***In order to benefit from synergies and cost savings, that structure should be based on the experience and know-how from operating the Galileo Security Monitoring Centre referred to in Article 34(5), point (b) of Regulation (EU) 2021/696.***	be the entity responding to instructions developed under the scope of Decision (CFSP) 2021/698.	be the entity responding to instructions developed under the scope of ***Council*** Decision (CFSP) 2021/698[1]. _____ ***1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L 170, 12.5.2021, p. 178).*** Text Origin: Council Mandate
Recital 49				
G 61a	(49) Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, Council Decision (CFSP) 2021/698[1]. _____ 1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L 170, 12.5.2021, p. 178). Moved reference text	(~~49~~***53a***) Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, Council Decision (CFSP) 2021/698[1]. _____ 1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L 170, 12.5.2021, p. 178). Text of EP mandate copied here for comparison purposes only, no	(49**53a**) Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, Council Decision (CFSP) 2021/698[1]. _____ ~~1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L 170, 12.5.2021, p. 178).~~ Moved from row 57	(~~49~~***53a***) Without prejudice to Member States' prerogatives in the area of national security, the Commission and the High Representative, each within their respective area of competence, should ensure the security of the Programme in accordance with this Regulation and, where relevant, ~~Council~~ Decision (CFSP) 2021/698[1]. _____ ~~1. Council Decision (CFSP) 2021/698 of 30 April 2021 on the security of systems and services deployed, operated and used under the Union Space Programme which may affect the security of the Union, and repealing Decision 2014/496/CFSP (OJ L 170, 12.5.2021, p. 178).~~ Text Origin: EP Mandate G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		structural change of EP mandate.		
Recital 54				
G 62	(54) The governmental services provided by the Programme will be used by the Union's governmental actors in security and safety critical missions. Therefore, such services and infrastructure should be subject to security accreditation.	(54) The governmental services provided by the Programme will be used by the Union's governmental actors in security and safety critical missions. Therefore, such services and infrastructure should be subject to security accreditation.	(54) The governmental services provided by the Programme will be used by the Union's governmental actors in security**, defence**, ~~and~~ safety critical missions **and operations as well as protection of critical infrastructure**. Therefore, such services and infrastructure should be subject to security accreditation.	(54) The governmental services provided by the Programme will be used by the Union's governmental actors in security***, defence,*** ~~*and*~~ safety critical missions ***and operations as well as protection of critical infrastructure***. Therefore, such services and infrastructure should be subject to security accreditation. Text Origin: Council Mandate
Recital 55				
G 63	(55) It is indispensable that security accreditation activities be carried out on the basis of collective responsibility for the security of the Union and its Member States, by endeavouring to build consensus and involving all those concerned with the issue of security, and that a procedure for permanent risk monitoring be put in place. It is also necessary that technical security accreditation activities are conducted by professionals who are duly qualified in the field of accreditation of complex systems and who have an adequate level of security	(55) It is indispensable that security accreditation activities be carried out on the basis of collective responsibility for the security of the Union and its Member States, by endeavouring to build consensus and involving all those concerned with the issue of security, and that a procedure for permanent risk monitoring be put in place. It is also necessary that technical security accreditation activities are conducted by professionals who are duly qualified in the field of accreditation of complex systems and who have an adequate level of security	(55) It is indispensable that security accreditation activities be carried out on the basis of collective responsibility for the security of the Union and its Member States, by endeavouring to build consensus and involving all those concerned with the issue of security, and that a procedure for permanent risk monitoring be put in place. It is also necessary that technical security accreditation activities are conducted by professionals who are duly qualified in the field of accreditation of complex systems and who have an adequate level of security	(55) It is indispensable that security accreditation activities be carried out on the basis of collective responsibility for the security of the Union and its Member States, by endeavouring to build consensus and involving all those concerned with the issue of security, and that a procedure for permanent risk monitoring be put in place. It is also necessary that technical security accreditation activities are conducted by professionals who are duly qualified in the field of accreditation of complex systems and who have an adequate level of security

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	clearance.	clearance.	clearance.	clearance. Text Origin: Commission Proposal
Recital 48				
63a	(48) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as EU classified information ('EUCI') in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2] created under the authority of the Commission. 1. Commission Decision (EU, Euratom)	(~~48~~**55a**) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as EU classified information ('EUCI') in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2] created under the authority of the Commission. 1. Commission Decision (EU, Euratom)	(~~48~~**55a**) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as ~~EU classified information ('EUCI')~~**EUCI** in accordance with Commission Decision (EU, Euratom) 2015/444[1]– and Council Decision 2013/488/EU[2]– created under the authority of the Commission. _____	(~~48~~**55a**) Under Article 17 TEU, the Commission is responsible of the management of programmes which, in accordance with rules set out in the Financial Regulation, may be sub-delegated to third parties, in indirect management. In that context, the Commission must ensure that the tasks performed by third parties to implement the Programme in indirect management do not undermine the security of the Programme in particular as regards to the control of classified information. It should therefore be clarified that where the Commission entrusts ESA to carry out tasks under the Programme, the corresponding contribution agreements must ensure that classified information generated by ESA is considered as ~~EU classified information ('EUCI')~~**EUCI** in accordance with Commission Decision (EU, Euratom) 2015/444[1]– and Council Decision 2013/488/EU[2]– created under the authority of the Commission. _____

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1). Moved reference text	2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1). Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1). Moved from row 56	1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information (OJ L 274, 15.10.2013, p. 1). Text Origin: Council Mandate
Recital 56				
64	(56) An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. That should not undermine the need for competitiveness and cost-effectiveness.	(56) An important objective of the Programme is to ensure the security of the Union and the Member States and to strengthen the resilience across key technologies and value chains. In specific cases, that objective requires conditions for eligibility and participation to be set, to ensure the protection of the integrity, security and resilience of the operational systems of the Union. ***Those requirements should be established in close cooperation with Member States, taking into account established security accreditations.*** That should not undermine the need for competitiveness and cost-effectiveness.	Moved to row 47b	*deleted* *Text Origin: Commission Proposal*
Recital 57				
65				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(57) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission. The deployment of the ground governmental infrastructure of the Programme should continue to follow an open and transparent process, which could involve the Agency where appropriate based on its field of competence.	(57) Considering the importance for the Programme of its ground governmental infrastructure and the impact thereof on its security, the location of such infrastructure should be determined by the Commission. The deployment of the ground governmental infrastructure of the Programme should continue to follow an open and transparent process, which could involve the Agency where appropriate based on its field of competence. ***When determining the location, the Commission should, as far as possible, seek synergies with existing infrastructure of components of the Union Space Programme and endeavour to achieve geographical balance. For the sake of synergies, cost savings and security, the integration of the ground infrastructure with the Union Space Programme's components should be assessed in the first instance. In the second instance, the Commission should, where possible, take into consideration the geographical balance among the Member States to locate the ground infrastructure in the Union.***	Moved to row 24a	*deleted* Text Origin: Commission Proposal
Recital 58				
66				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(58) The Programme's governmental services will be used in security and safety critical missions and operations by Union and Member State actors. Therefore, in order to protect the essential security interest of the Union and its Member States, measures to ensure a necessary level of non-dependence on third parties (third countries and entities from third countries) are needed, covering all Programme elements. This includes space and ground technologies at component, subsystem and system level, manufacturing industries, owners and operators of space systems, and physical location of ground system components.	(58) The Programme's governmental services will be used in security and safety critical missions and operations by Union and Member State actors. Therefore, in order to protect the essential security interest of the Union and its Member States, measures to ensure a necessary level of non-dependence on third parties (third countries and entities from third countries) are needed, covering all Programme elements. This includes space and ground technologies at component, subsystem and system level, manufacturing industries, owners and operators of space systems, and physical location of ground system components.	(58) The Programme's governmental services ~~will~~**would also** be used in security and safety critical missions and operations by Union and Member State actors. Therefore, in order to protect the essential security interest of the Union and its Member States, measures to ensure a necessary level of non-dependence on third parties (third countries and entities from third countries) are needed, covering all Programme elements. This ~~includes~~**could include** space and ground technologies at component, subsystem and system level, manufacturing industries, owners and operators of space systems, and physical location of ground system components.	(58) The Programme's governmental services ~~will~~***would also*** be used in security and safety critical missions and operations by Union and Member State actors. Therefore, in order to protect the essential security interest of the Union and its Member States, measures to ensure a necessary level of non-dependence on third parties (third countries and entities from third countries) are needed, covering all Programme elements. This ~~includes~~***could include*** space and ground technologies at component, subsystem and system level, manufacturing industries, owners and operators of space systems, and physical location of ground system components. Text Origin: Council Mandate
Recital 59				
67	(59) To ensure the competitiveness of the European space industry in the future, the Programme should contribute to the development of advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area.	(59) To ensure the competitiveness of the European space industry in the future, the Programme should contribute to the development of advanced skills in space-related fields and support education and training activities, promoting equal opportunities, gender equality and women's empowerment, in order to realise the full potential of Union citizens in that area.	Moved to row 26b	*deleted* *Text Origin: Commission Proposal*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 60				
G 68	*(60)* Given its worldwide coverage, the Programme has a strong international dimension. International partners, their governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area.	(60) Given its worldwide coverage, the Programme has a strong international dimension. International partners, their governments and citizens will be recipients of the Programme's array of services with accrued benefits to the international cooperation of the Union and the Member States with these partners. For matters relating to the Programme, the Commission might coordinate, on behalf of the Union and in its field of competence, the activities on the international scene. In particular, the Commission, as regards the Programme, would defend the interests of the Union and the Member States in international fora, including in the area of frequencies, without prejudice to Member States' competence in that area.	Moved to row 50b	*deleted* *Text Origin: Commission Proposal*
Recital 61				
G 69	*(61)* Members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), acceding countries, candidate countries and potential candidates as well as the European	(61) ***The Programme should, where appropriate, be open to participation of third countries and international organisations on the basis of an agreement to be concluded in accordance with***	(61) Members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), acceding countries, candidate countries and potential candidates as well as the European	(61) Members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), acceding countries, candidate countries and potential candidates as well as the European

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Neighbourhood Policy countries and other third countries may be allowed to participate in the Programme only on the basis of an agreement to be concluded in accordance with Article 218 TFEU.	***Article 218 TFEU. Priority should be given to*** Members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), acceding countries, candidate countries and potential candidates as well as the European Neighbourhood Policy countries ~~*and other third countries may be allowed to participate in the Programme only on the basis of an agreement to be concluded in accordance with Article 218 TFEU*~~.	Neighbourhood Policy countries and other third countries may be allowed to participate in the Programme only on the basis of an agreement to be concluded in accordance with Article 218 TFEU.	Neighbourhood Policy countries and other third countries may be allowed to participate in the Programme only on the basis of an agreement to be concluded in accordance with Article 218 TFEU. Text Origin: Council Mandate
Recital 62				
70	(62) Pursuant to Council Decision 2013/755/EU[1], persons and entities established in overseas countries or territories are eligible for funding subject to the rules and objectives of the Programme and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked. _____ 1. Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ('Overseas Association Decision') (OJ L 344, 19.12.2013, p. 1).	(62) Pursuant to Council Decision 2013/755/EU[1], persons and entities established in overseas countries or territories are eligible for funding subject to the rules and objectives of the Programme and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked. _____ 1. Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ('Overseas Association Decision') (OJ L 344, 19.12.2013, p. 1).	(62) Pursuant to Council Decision 2013/755/EU[1], persons and entities established in overseas countries or territories are eligible for funding subject to the rules and objectives of the Programme and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked. _____ 1. Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ('Overseas Association Decision') (OJ L 344, 19.12.2013, p. 1).	(62) Pursuant to Council Decision 2013/755/EU[1], persons and entities established in overseas countries or territories are eligible for funding subject to the rules and objectives of the Programme and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked. _____ 1. Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union ('Overseas Association Decision') (OJ L 344, 19.12.2013, p. 1). Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 68				
70a	(68) Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696. 1. OJ L 123, 12.5.2016, p. 1. Moved reference text	(~~68~~62a) Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696 ***and should be available in good time to feed into the work on any proposal to continue the Programme in the next MFF period***. 1. OJ L 123, 12.5.2016, p. 1. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(~~68~~**62a**) Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696. 1. OJ L 123, 12.5.2016, p. 1. Moved from row 76	(~~68~~62a) Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696. 1. OJ L 123, 12.5.2016, p. 1. Text Origin: Commission Proposal
Recital 69				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
70b	(69) In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert	(~~69~~62b) In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, ***to supplement this Regulation by specifying the measures to be undertaken regarding the safety and sustainability of outer space activities,*** as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the	(~~69~~62b) In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert	(~~69~~62b) In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, ~~as well as~~ to supplement this Regulation ~~with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market~~***by specifying the characteristics of a database of assets, as well as the methodology and the processes to maintain and update it***. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	groups dealing with the preparation of delegated acts. Moved reference text	Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.	groups dealing with the preparation of delegated acts. Moved from row 77	same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. Text Origin: EP Mandate
Recital 66				
G 70c	(66) In the interest of sound public governance and given the synergies between this Programme and the Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component, the Programme committee established within the framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration. Moved reference text	(~~66~~62c) In the interest of sound public governance and given the synergies between this Programme and the Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component, the Programme committee established within the framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(~~66~~62c) In the interest of sound public governance and given the synergies between this Programme and the ~~Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component~~**GOVSATCOM component of the Union Space Programme**, the Programme committee established within the framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration. Moved from row 74	(~~66~~62c) In the interest of sound public governance and given the synergies between this Programme and the ~~*Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component*~~***GOVSATCOM component of the Union Space Programme***, the Programme committee established within the framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration. Text Origin: Council Mandate G
Recital 67				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	70d	(67) As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee. Moved reference text	(~~67~~62d) As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee. Text of EP mandate copied here for comparison purposes only, no	(~~67~~62d) As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011[1]. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee. **1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules**	(~~67~~62d) As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011[1]. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee. *1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		structural change of EP mandate.	**and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).** Moved from row 75	***and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).*** Text Origin: Council Mandate
Recital 63				
71	(63) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission relating to adoption of the location of the centres belonging to the ground governmental infrastructure, the operational requirements for governmental services, the service portfolio for governmental services, as well as the establishment of additional requirements for the participation of third countries and international organisations in the Programme. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(63) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission relating to adoption of the location of the centres belonging to the ground governmental infrastructure, the operational requirements for governmental services, the service portfolio for governmental services, as well as the establishment of additional requirements for the participation of third countries and international organisations in the Programme. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(63) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission relating to adoption of the ~~location of the centres belonging to the ground~~**detailed rules on the provision of** governmental ~~infrastructure,~~ **services, adoption of** the operational requirements for governmental services, **adoption of** the service portfolio for governmental services, **adoption of the contribution decisions regarding the contribution agreements and adoption of the work programme,** as well as the establishment of additional requirements for the participation of third countries and international organisations in the Programme. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. ~~1. Regulation (EU) No 182/2011 of the~~	(63) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission relating to adoption of the ~~*location of the centres belonging to the ground*~~***detailed rules on the provision of*** governmental ~~*infrastructure,*~~ ***services, adoption of*** the operational requirements for governmental services, ***adoption of*** the service portfolio for governmental services, ***adoption of the contribution decisions regarding the contribution agreements and adoption of the work programme,*** as well as the establishment of additional requirements for the participation of third countries and international organisations in the Programme. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. ~~*1. Regulation (EU) No 182/2011 of the*~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			~~European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).~~	~~*European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).*~~ Text Origin: Council Mandate
Recital 64				
G 72	(64) In principle, the governmental services should be provided free of charge to users of the governmental services. If, after analysis, the Commission concludes that there is a shortage of capacities, it should be permitted to develop a pricing policy as part of those detailed rules on the service provision in order to avoid a distortion of the market. The Commission should be conferred with implementing powers to adopt such pricing policy. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(64) ~~*In principle,*~~ The governmental services should***, as a general rule,*** be provided free of charge to users of the governmental services***. However, capacity for those services is limited***. If, after analysis, the Commission concludes that there is a shortage of capacities, it should be permitted to develop a pricing policy as part of those detailed rules on the service provision in order to ~~*avoid a distortion of the market*~~***match supply and demand of services, fund additional necessary capacities for additional use of service provisions***. The Commission should be conferred with implementing powers to adopt such pricing policy. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(64) In principle, the governmental services **based on the governmental infrastructure** should be provided free of charge to ~~users of the~~ governmental ~~services~~**users**. If, after analysis, the Commission concludes that there is a shortage of capacities, it should be permitted to ~~develop~~**determine** a pricing policy **in duly justified cases where demand exceeds the access capacity** as part of those detailed rules on the service provision in order to avoid a distortion of the market. **In addition, to ensure uniform conditions for the implementation of this Regulation, implementing powers**~~The Commission~~ should be conferred ~~with implementing powers to adopt~~**on the Commission relating to determining** such pricing policy. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(64) ~~*In principle,*~~***The governmental services based on*** the governmental ~~*services*~~***infrastructure*** should***, as a general rule,*** be provided free of charge to ***governmental*** users***. However, capacity for those*** ~~*of the governmental*~~ services ***is limited***. If, after analysis, the Commission concludes that there is a shortage of capacities, it should be permitted to ~~*develop*~~***determine*** a pricing policy ***in duly justified cases where demand exceeds the access capacity*** as part of those detailed rules on the service provision in order to ~~*avoid a distortion of the market. The Commission*~~***match supply and demand of services. In addition, to ensure uniform conditions for the implementation of this Regulation, implementing powers*** should be conferred ~~*with implementing powers to adopt*~~***on the Commission relating to determining*** such pricing policy. Those powers should be exercised in accordance with Regulation (EU) No

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				182/2011. Text Origin: EP Mandate
Recital 65				
73	(65) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers relating to the location of the ground segment of the governmental infrastructure should be conferred on the Commission. For the selection of such locations, the Commission should be able to take into account the operational and security requirements, as well as the existing infrastructure. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(65) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers relating to the location of the ground segment of the governmental infrastructure should be conferred on the Commission. For the selection of such locations, the Commission should be able to take into account the operational and security requirements, as well as the existing infrastructure. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(65) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers relating to **laying down measures required to determine** the location of the ~~ground segment of the~~**centres belonging to the ground** governmental infrastructure should be conferred on the Commission. For the selection of such locations, the Commission should be able to take into account the operational and security requirements, as well as the existing infrastructure. Those powers should be exercised in accordance with Regulation (EU) No 182/2011.	(65) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers relating to ***laying down measures required to determine*** the location of the ~~*ground segment of the*~~***centres belonging to the ground*** governmental infrastructure should be conferred on the Commission. For the selection of such locations, the Commission should be able to take into account the operational and security requirements, as well as the existing infrastructure. Those powers should be exercised in accordance with Regulation (EU) No 182/2011. Text Origin: Council Mandate
Recital 66				
74	(66) In the interest of sound public governance and given the synergies between this Programme and the Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component, the Programme committee established within the	(66) In the interest of sound public governance and given the synergies between this Programme and the Union Space Programme, and in particular to ensure appropriate synergies with the GOVSATCOM component, the Programme committee established within the	Moved to row 70c	*deleted* *Text Origin: Commission Proposal*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration.	framework of Regulation (EU) 2021/696 in the GOVSATCOM configuration should also serve as the committee for the purposes of this Programme. For matters pertaining to the security of the Programme, the Programme committee should meet in a dedicated security configuration.		
Recital 67				
G 75	*(67)* As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and	(67) As sound public governance requires uniform management of the Programme, faster decision-making and equal access to information, representatives of the entities entrusted with tasks related to the Programme might be able to take part as observers in the work of the Programme committee established in application of Regulation (EU) No 182/2011. For the same reasons, representatives of third countries and international organisations who have concluded an international agreement with the Union, relating to the Programme, might be able to take part in the work of the Programme committee subject to security constraints and as provided for in the terms of such agreement. The representatives of entities entrusted with tasks related to the Programme, third countries and	Moved to row 70d	*deleted* *Text Origin: Commission Proposal* G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee.	international organisations should not be entitled to take part in the Programme committee voting procedures. The conditions for the participation of observers and ad hoc participants should be laid down in the rules of procedure of the Programme committee.		
Recital 68				
G 76	*(68)* Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696. _____ 1. OJ L 123, 12.5.2016, p. 1.	(68) Pursuant to paragraphs 22 and 23 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1], this Programme should be evaluated on the basis of information collected in accordance with specific monitoring requirements, while avoiding administrative burden, in particular on Member States, and overregulation. Those requirements, where appropriate, should include measurable indicators as a basis for evaluating the effects of the Programme. The evaluation of this Programme should take into account the findings of the evaluation of the Union Space Programme pertaining to the GOVSATCOM component conducted within the framework of Regulation (EU) 2021/696 ***and should be available in good time to feed into the work on any proposal to continue the Programme in the***	Moved to row 70a	*deleted* *Text Origin: Commission Proposal* G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		next MFF period. 1. OJ L 123, 12.5.2016, p. 1.		
Recital 69				
G	*77*	*(69)* In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the	(69) In order to ensure the continuing adequacy of the indicators to report on the progress of the Programme, as well as the Programme's monitoring and evaluation framework, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of amending the Annex to this Regulation with regard to the indicators, ***to supplement this Regulation by specifying the measures to be undertaken regarding the safety and sustainability of outer space activities,*** as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, which may consider inter alia, the end user uptake and impacts on the internal market. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid	Moved to row 70b	*deleted* *Text Origin: Commission Proposal*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
	European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.	down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.			
Recital 69a					
G	*77a*		***(69a) All essential financial and legal requirements should be established in this Regulation to ensure the predictability of the Programme's implementation. It is also necessary to set out the scope of cooperation between the Commission and the relevant industry partners, with a view to ensuring that there is a clear framework for the Programme's milestones and targets.***	*deleted* *See rows 46 and 47*	G
Recital 70					
G	*78*	*(70)* In order to ensure uniform conditions for the implementation of the Programme's security	(70) In order to ensure uniform conditions for the implementation of the Programme's security	(70) In order to ensure uniform conditions for the implementation of the Programme's security	(70) In order to ensure uniform conditions for the implementation of the Programme's security	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	requirements, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011. Member States should be able to exert a maximum of control over the Programme's security requirements. When adopting implementing acts in the area of security of the Programme, the Commission should be assisted by the Programme committee meeting in a dedicated security configuration. In view of the sensitivity of security matters, the chair of the Programme committee should endeavour to find solutions which command the widest possible support within the committee. The Commission should not adopt implementing acts determining the general security requirements of the Programme in cases where no opinion is delivered by the Programme committee.	requirements, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011. Member States should be able to exert a maximum of control over the Programme's security requirements. When adopting implementing acts in the area of security of the Programme, the Commission should be assisted by the Programme committee meeting in a dedicated security configuration. In view of the sensitivity of security matters, the chair of the Programme committee should endeavour to find solutions which command the widest possible support within the committee. The Commission should not adopt implementing acts determining the general security requirements of the Programme in cases where no opinion is delivered by the Programme committee.	requirements, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011. Member States should be able to exert a maximum of control over the Programme's security requirements. When adopting implementing acts in the area of security of the Programme, the Commission should be assisted by the Programme committee meeting in a dedicated security configuration. In view of the sensitivity of security matters, the chair of the Programme committee should endeavour to find solutions which command the widest possible support within the committee. The Commission should not adopt implementing acts determining the general security requirements of the Programme in cases where no opinion is delivered by the Programme committee. **Where the involvement of the security configuration of the Programme committee is otherwise provided for, such involvement should take place in accordance with the rules of procedure of the Programme committee.**	requirements, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011. Member States should be able to exert a maximum of control over the Programme's security requirements. When adopting implementing acts in the area of security of the Programme, the Commission should be assisted by the Programme committee meeting in a dedicated security configuration. In view of the sensitivity of security matters, the chair of the Programme committee should endeavour to find solutions which command the widest possible support within the committee. The Commission should not adopt implementing acts determining the general security requirements of the Programme in cases where no opinion is delivered by the Programme committee. ***Where the involvement of the security configuration of the Programme committee is otherwise provided for, such involvement should take place in accordance with the rules of procedure of the Programme committee.*** Text Origin: Council Mandate
Recital 70a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
78a		***(70a) The Programme complements the existing Union Space Programme, by integrating and extending its objectives and actions to create a secure and space-based connectivity system for the Union. Therefore, if the Commission considers it appropriate, for the purpose of the overall consistency of the Union space policy, the evaluation should be accompanied by an appropriate proposal to integrate this Programme into the Union Space Programme, at the latest in the MFF 2028-2034.***	PUBLIC	***(70a) The Programme complements the existing Union Space Programme, by integrating and extending its objectives and actions to create a secure and space-based connectivity system for the Union. The evaluation of the Programme should take this into account.*** Council check Text Origin: EP Mandate
Recital 71				
79	(71) Since the objective of this Regulation cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale and effects of the action that go beyond the financial and technical capacities of any single Member State, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 TEU. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is	(71) Since the objective of this Regulation cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale and effects of the action that go beyond the financial and technical capacities of any single Member State, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 TEU. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is	(71) Since the objective of this Regulation cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale and effects of the action that go beyond the financial and technical capacities of any single Member State, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 TEU. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is	(71) Since the objective of this Regulation cannot be sufficiently achieved by the Member States, but can rather, by reason of the scale and effects of the action that go beyond the financial and technical capacities of any single Member State, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 TEU. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	necessary in order to achieve that objective,	necessary in order to achieve that objective,	necessary in order to achieve that objective**.**	necessary in order to achieve that objective**.** Text Origin: Commission Proposal
Recital 72				
79a			**(72) The Programme should be established for a period of five years to align its duration with that of the multiannual financial framework for the years 2021 to 2027 laid down in Council Regulation (EU, Euratom) 2020/2093[1] ('MFF 2021-2027'),** **1. Council Regulation (EU, Euratom) 2020/2093 of 17 December 2020 laying down the multiannual financial framework for the years 2021 to 2027 (OJ L 433I , 22.12.2020, p. 11)**	***(72) The Programme should be established for a period of five years to align its duration with that of the multiannual financial framework for the years 2021 to 2027 laid down in Council Regulation (EU, Euratom) 2020/2093[1] ('MFF 2021-2027'),*** ***1. Council Regulation (EU, Euratom) 2020/2093 of 17 December 2020 laying down the multiannual financial framework for the years 2021 to 2027 (OJ L 433I , 22.12.2020, p. 11)*** Text Origin: Council Mandate
Formula				
80	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION: Text Origin: Council Mandate
Chapter I				
81	Chapter I General provisions	Chapter I General provisions	Chapter I General provisions	Chapter I General provisions

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 1				
82	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter Text Origin: Commission Proposal
Article 1				
83	1. This Regulation establishes the Union Secure Connectivity Programme ('the Programme'). It lays down the objectives of the Programme, and the rules on the activities of the Programme, infrastructure and services of the Programme, participants of the Programme, the budget for the period 2023-2027, the forms of Union funding and the rules for providing such funding, as well as the rules for the implementation of the Programme.	1. This Regulation establishes the Union Secure Connectivity Programme ('the Programme'). It lays down the objectives of the Programme, and the rules on the activities of the Programme ***while taking account of Regulation (EC) 2021/696***, ***the*** infrastructure and services of the Programme, ***the*** participants of the Programme, the budget for the period 2023-2027, the forms of Union funding and the rules for providing such funding, as well as the rules for the implementation of the Programme.	~~1.~~ This Regulation establishes the Union Secure Connectivity Programme ('the Programme'). ~~It lays down the objectives of the Programme, and the rules on the activities of the Programme, infrastructure and services of the Programme, participants~~ **for the period 2023-2027. It lays down the objectives** of the Programme, the budget for the period 2023-2027, the forms of Union funding and the rules for providing such funding, as well as the rules for the implementation of the Programme.	~~*1.*~~ This Regulation establishes the Union Secure Connectivity Programme ('the Programme'). ~~*It lays down the objectives of the Programme, and the rules on the activities*~~ ***for the remaining duration*** of the ~~*Programme, infrastructure and services of the Programme, participants*~~***MFF 2021-2027. It lays down the objectives*** of the Programme, the budget for the period 2023-2027, the forms of Union funding and the rules for providing such funding, as well as the rules for the implementation of the Programme***, taking account of Regulation (EC) 2021/696***. Text Origin: Council Mandate
Article 2				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
84	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions Text Origin: Commission Proposal
Article 2, first paragraph, introductory part				
85	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply: Text Origin: Commission Proposal
Article 2, first paragraph, point (1)				
86	(1) 'Critical infrastructure' means an asset, system or part thereof located in Member States which is essential for the maintenance of vital societal functions, health, safety, security, economic or social well-being of people, and the disruption or destruction of which would have a significant impact in a Member State as a result of the failure to maintain those functions;	(1) 'Critical infrastructure' means an asset, ~~*system or part thereof located in Member States which is essential for the maintenance of vital societal functions, health, safety, security, economic or social well-being of people, and the disruption or destruction of*~~ ***a facility, an equipment, a network, a system or part thereof,*** which ~~*would have a significant impact in a Member State as a result of the failure to maintain those functions*~~***is necessary for the provision of an essential service***;	*deleted*	*deleted* Text Origin: Commission Proposal
Article 2, first paragraph, point (2)				
87	*(2)* 'European Quantum	(2) 'European Quantum	(2) 'European Quantum	(2) 'European Quantum

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Communication Infrastructure (EuroQCI)' means an interconnected space and ground infrastructure belonging to the infrastructure of the Programme using quantum-based technology to ensure the distribution of cryptographic keys;	Communication Infrastructure (EuroQCI)' means an interconnected space and ground infrastructure belonging to the infrastructure of the Programme using quantum-based technology to ensure the distribution of cryptographic keys;	Communication Infrastructure ~~(~~**or** 'EuroQCI~~)~~' means an interconnected space**, ground and terrestrial** ~~and ground~~ infrastructure ~~belonging~~**integrated** to the infrastructure of the Programme using quantum-based technology ~~to ensure the distribution of cryptographic keys~~;	Communication Infrastructure ~~(~~***or*** ***'***EuroQCI~~)~~' means an interconnected space***, ground and terrestrial*** ~~*and ground*~~ infrastructure ~~*belonging*~~***integrated*** to the infrastructure of the Programme using quantum-based technology ~~*to ensure the distribution of cryptographic keys*~~; Text Origin: Council Mandate
Article 2, first paragraph, point (3)				
88	(3) 'GOVSATCOM Hub' shall have the meaning defined in Article 2(23) of Regulation (EU) 2021/696;	(3) 'GOVSATCOM Hub' ~~*shall have the meaning*~~***means the GOVSATCOM hub as*** defined in Article 2***, point*** (23) of Regulation (EU) 2021/696;	(3) 'GOVSATCOM Hub' ~~shall have the meaning~~**means GOVSATCOM Hub as** defined in Article 2(23) of Regulation (EU) 2021/696;	(3) 'GOVSATCOM Hub' ~~*shall have the meaning*~~***means the GOVSATCOM hub as*** defined in Article 2(23) of Regulation (EU) 2021/696; Text Origin: EP Mandate
Article 2, first paragraph, point (4)				
89	(4) 'GOVSATCOM user' shall have the meaning defined in Article 2(22) of Regulation (EU) 2021/696;	(4) 'GOVSATCOM user' ~~*shall have the meaning*~~***means the GOVSATCOM user as*** defined in Article 2***, point (22),*** ~~*(22)*~~ of Regulation (EU) 2021/696;	*deleted*	*deleted*
Article 2, first paragraph, point (5)				
90	*(5)* 'Infrastructure' means an asset, system or part thereof, which is	(5) 'infrastructure' means an asset, ***a*** system or part thereof, which is	*deleted*	*deleted*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	necessary for the delivery of the services provided by the Programme;	necessary for the delivery of the services provided by the Programme;		
Article 2, first paragraph, point (6)				
91	*(6)* 'New Space industry' means private companies, small and medium-sized enterprises and start-ups that develop novel space technologies and applications;	(6) '~~*New*~~ space ~~*industry*~~***ecosystem***' means ~~*private companies, small and medium-sized enterprises and*~~***a network of interacting players in the space sector operating in value chains, from the smallest*** start-ups ~~*that develop novel space technologies and applications*~~***to the largest companies, encompassing the upstream, midstream and downstream segments of the space market***;	*deleted*	(6) '~~*New*~~ space ~~*industry*~~***ecosystem***' means ~~*private companies, small and medium-sized enterprises and start-ups that develop novel space technologies and applications*~~***a network of interacting players in the space sector operating in value chains, from the smallest start-ups to the largest companies, encompassing the upstream and downstream segments of the space market***; Text Origin: EP Mandate
Article 2, first paragraph, point (7)				
92	(7) 'Payload' means equipment carried by a spacecraft for the performance of a particular mission in space;	(7) 'payload' means equipment carried by a spacecraft for the performance of a particular mission in space;	(7) 'payload' means equipment carried by a spacecraft for the performance of a particular mission in space;	(7) 'Payload' means equipment carried by a spacecraft for the performance of a particular mission in space; Text Origin: Commission Proposal
Article 2, first paragraph, point (8)				
93	(8) 'Secure connectivity system'	(8) 'secure connectivity system'		

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	means the system developed in accordance with this Regulation comprising the infrastructure referred to in Article 5 and providing the services referred to in Article 7;	means the system developed in accordance with this Regulation comprising the infrastructure referred to in Article 5 and providing the services referred to in Article 7;	*deleted*	*deleted*
Article 2, first paragraph, point (8a)				
93a		***(8a) EU classified information' means EU classified information as defined in Article 2, point (25), of Regulation (EU) 2021/696;***		*deleted* *moved to row 94d*
Article 2, first paragraph, point (8b)				
93b		***(8b) 'sensitive non-classified information' means sensitive non-classified information as defined in Article 2, point (26), of Regulation (EU) 2021/696;***		*deleted* *moved to row 94e*
Article 2, first paragraph, point (9)				
94	*(9)* 'The Agency' means the European Union Agency for the Space Programme established by Regulation (EU) 2021/696.	(9) '~~*The*~~ Agency' means the European Union Agency for the Space Programme established by Regulation (EU) 2021/696.	(9) 'the Agency' means the European Union Agency for the Space Programme established by Regulation (EU) 2021/696~~.~~**;**	(9) '~~*The*~~ Agency' means the European Union Agency for the Space Programme established by Regulation (EU) 2021/696. Text Origin: EP Mandate
Article 2, first paragraph, point (10)				
94a			**(10) 'spacecraft' means spacecraft**	***(10) 'spacecraft' means spacecraft***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			as defined in Article 2(1) of Regulation (EU) 2021/696;	***as defined in Article 2(1) of Regulation (EU) 2021/696;*** Text Origin: Council Mandate
Article 2, first paragraph, point (10a)				
94b			**(10a) 'space debris' means space debris as defined in Article 2(4) of Regulation (EU) 2021/696;**	***(10a) 'space debris' means space debris as defined in Article 2(4) of Regulation (EU) 2021/696;*** Text Origin: Council Mandate
Article 2, first paragraph, point (11)				
94c			**(11) 'blending operations' means blending operations as defined in Article 2(27) of Regulation (EU) 2021/696;**	***(11) 'blending operations' means blending operations as defined in Article 2(27) of Regulation (EU) 2021/696;*** Text Origin: Council Mandate
Article 2, first paragraph, point (12)				
94d			**(12) 'EU classified information' or 'EUCI' as defined in Article 2(25) of Regulation (EU) 2021/696;**	***(12) 'EU classified information' or 'EUCI' as defined in Article 2(25) of Regulation (EU) 2021/696;*** see row 93a Text Origin: Council Mandate
Article 2, first paragraph, point (13)				
94e				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			(13) 'sensitive non-classified information' as defined in Article 2(26) of Regulation (EU) 2021/696.	***(13) 'sensitive non-classified information' as defined in Article 2(26) of Regulation (EU) 2021/696.*** see row 93b Text Origin: Council Mandate
Article 3				
95	Article 3 Programme objectives	Article 3 Programme objectives	Article 3 Programme objectives	Article 3 Programme objectives Text Origin: Commission Proposal
Article 3(1), introductory part				
96	1. The general objective of the Programme is to establish a secure and autonomous space-based connectivity system for the provision of guaranteed and resilient satellite communication services, in particular to:	1. The general objective of the Programme is to establish a secure, ***autonomous and multi-services*** ~~*and autonomous*~~ space-based ~~*connectivity system for the provision of guaranteed and resilient satellite communication services*~~***system under civil control, integrating and complementing the capacities of the GOVSATCOM component of the Union Space Programme***, in particular to:	1. The general ~~objective~~**objectives** of the Programme ~~is to establish a secure and autonomous space-based connectivity system for the provision of guaranteed and resilient satellite communication services, in particular to~~**are**:	1. The general ~~*objective*~~***objectives*** of the Programme ~~*is to establish a secure and autonomous space-based connectivity system for the provision of guaranteed and resilient satellite communication services, in particular to*~~***shall be***:
Article 3(1), point (a)				
97	(a) ensure the long-term availability	(a) ensure the ***provision and*** long-	(a) **to** ensure the **provision and**	(a) ***to*** ensure the ***provision and***

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	of worldwide uninterrupted access to secure and cost-effective satellite communication services to governmental users in accordance with paragraphs 1 to 3 of Article 7, which supports protection of critical infrastructures, surveillance, external actions, crisis management and applications that are critical for the economy, environment, security and defence, thereby increasing the resilience of Member States;	term availability ~~of~~***within the Union's territory and*** worldwide ***of*** uninterrupted access to secure***, autonomous, reliable, resilient*** and cost-effective ~~satellite communication~~***governmental satellite*** services to governmental users in accordance with paragraphs 1 to 3 of Article 7, which supports ***the*** protection of critical ~~infrastructures, surveillance~~***infrastructure, situational awareness***, external actions, crisis management and applications that are critical for the economy, ***the*** environment, ***the*** security and defence, thereby increasing the resilience ***and the technologic sovereignty of the Union and*** ~~of~~ Member States***, while avoiding excessive reliance on non-EU based solutions, in particular for critical functions and ensuring access to space, in particular to orbital slots and the right to use relevant frequencies***;	long-term availability of worldwide uninterrupted access to secure**, autonomous**, **reliable** and cost-effective satellite **governmental** communication services to governmental users ~~in accordance with paragraphs 1 to 3 of Article 7, which supports~~**by establishing a secure connectivity system under civil control and by supporting the** protection of critical infrastructures **within the meaning of Council Directive 2008/114/EC**, surveillance, external actions, crisis management and applications that are critical for the economy, environment, security and defence~~, thereby increasing the resilience of Member States~~;	long-term availability ~~of~~***within the Union's territory and*** worldwide uninterrupted access to secure***, autonomous, qualitative, reliable*** and cost-effective satellite ***governmental*** communication services to governmental users ~~in accordance with paragraphs 1 to 3 of Article 7, which supports~~***by establishing a multi-orbital, secure connectivity system under civil control and by supporting the*** protection of critical infrastructures ***within the meaning of Council Directive 2008/114/EC, situational awareness***~~, surveillance~~, external actions, crisis management and applications that are critical for the economy, ***the*** environment, ***the*** security and defence, thereby increasing the resilience ***and the autonomy of the Union and*** ~~of~~ Member States***, as well as reinforcing their satellite communication technological and industrial base, while avoiding excessive reliance on non-EU based solutions, in particular for critical infrastructure and access to space***;
Article 3(1), point (b)				
98	(b) allow for the provision of commercial services by the private sector in accordance with Article	(b) ~~allow for~~***enable*** the provision of commercial services ***or services offered to governmental users based***	(b) ~~allow for~~**to enable** the provision of commercial services **or services offered to governmental users**	(b) ~~allow for~~***to enable*** the provision of commercial services ***or services offered to governmental users based***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	7(4).	***on commercial infrastructure*** by the private sector in accordance with Article 7(4)***, including services to further develop Union and worldwide high-speed broadband and seamless connectivity***.	**based on commercial infrastructure at market conditions** by the private sector in ~~accordance with Article 7(4)~~**line with applicable Union's competition law in order to facilitate, among others, further development of worldwide high-speed broadband, and seamless connectivity as well as removing communication dead zones and increasing cohesion across Member States' territories**. Noted as point (c) in Coreper Mandate 10854/22 by mistake	***on commercial infrastructure at market conditions*** by the private sector in ~~*accordance with Article 7(4)*~~***line with applicable Union's competition law in order to facilitate, among others, further development of worldwide high-speed broadband, and seamless connectivity as well as removing communication dead zones and increasing cohesion across Member States' territories, while bridging the digital divide and contributing, where applicable, to the general objectives of Directive (EU) 2018/1972***. Text Origin: Council Mandate
Article 3(2), introductory part				
G 99	2. The Programme has the following specific objectives:	2. The Programme has the following specific objectives:	2. The ~~Programme has the following specific objectives~~**specific objectives of the Programme are to**:	2. The ~~*Programme has the following specific objectives*~~***specific objectives of the Programme shall be to***: Text Origin: Council Mandate
Article 3(2), point (-a)				
G 99a			**(-a) complement and integrate the existing and future capacities of the GOVSATCOM component of the Union Space Programme in the secure connectivity system;**	***(-a) complement and integrate the existing and future capacities of the GOVSATCOM component of the Union Space Programme in the secure connectivity system;***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				EP check Text Origin: Council Mandate
Article 3(2), point (a)				
100	(a) improve the resilience of the Union communication services by developing, building and operating a multi-orbital connectivity infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the Member States used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696[1]; 1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).	(a) improve the ~~*resilience of the Union communication services by developing, building and operating a multi-orbital connectivity infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the*~~ ***quality, resilience and autonomy of the Union and*** Member States ~~*used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696*~~***' satellite services*** [1]~~;~~ 1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).	(a) improve the resilience ~~of the Union communication services by developing, building and operating a multi-orbital connectivity infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the~~ **and security of the Union and** Member States ~~used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696~~[1]**communication services**; ~~1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).~~	(a) improve the resilience ~~*of the Union communication services by developing, building and operating a multi-orbital connectivity infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the*~~ ***, security and autonomy of the Union and*** Member States ~~*used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696*~~[1]***' communication services***; ~~*1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).*~~
Article 3(2), point (aa)				
100a			**(aa) increase robustness of the**	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Union and Member States communication services, by application of proactive operational cybersecurity protective measures against cyber threats and other measures against electromagnetic threats;	*deleted* *see row 101* *Text Origin: Council Mandate*
Article 3(2), point (ab)				
G *100b*			**(ab) develop and integrate EuroQCI;**	***(ab) develop further and gradually integrate EuroQCI;*** EP check Text Origin: Council Mandate
Article 3(2), point (ac)				
G 100c			**(ac) ensure right of use of orbital slots and relevant frequencies;**	***(ac) ensure right of use of orbital slots and relevant frequencies;*** EP check Text Origin: Council Mandate
Article 3(2), point (b)				
G 101	(b) contribute to cyber resilience by proactive and reactive defence against cyber and electromagnetic threats and operational cybersecurity, and integrate the space and related ground segment of	(b) ~~*contribute to*~~***increase the*** cyber resilience ~~*by proactive and reactive defence against cyber and electromagnetic threats and operational cybersecurity, and integrate the space and related*~~	*deleted*	(b) ~~*contribute to cyber resilience by proactive and reactive defence against cyber and electromagnetic threats and operational cybersecurity*~~***increase the robustness of the Union and***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys;	~~ground segment of the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys~~***of the Union by developing redundancy, passive and reactive cyber protection and operational cybersecurity***;		***Member States communication services and the cyber resilience of the Union by developing redundancy, passive, proactive and reactive cyber protection and operational cybersecurity and protective measures against cyber threats and other measures against electromagnetic threats*** ~~and integrate the space and related ground segment of the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys~~; Council Mandate: see row 100a Text Origin: EP Mandate
Article 3(2), point (ba)				
101a		***(ba) develop and integrate the space and related ground segment of the EuroQCI to enable secure transmission of cryptographic keys;***		*deleted* Text Origin: EP Mandate
Article 3(2), point (c)				
102	*(c)* improve and expand the capabilities and services of other components of the Union Space Programme;	(c) ~~improve and expand the~~***enable, where possible, the development of communication and other services, in particular by improving, creating synergies between and expanding*** capabilities and services of ~~other~~***components of the Union***	(c) **enable, as appropriate, the development of additional non-communication services or interfaces to** improve and expand the capabilities and services of ~~other~~ components of the Union Space Programme **by hosting additional**	(c) ~~improve and expand the~~***enable, where possible, the development of communication and additional non-communication services, in particular by improving, creating synergies between and expanding*** capabilities and services of ~~other~~

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		Space Programme, as well as services that are not components of the Union Space Programme***, by hosting additional satellite subsystems, including payloads***;	**satellite subsystems, including payloads**;	components of the Union Space Programme***, as well as non-communication services to Member States, by hosting additional satellite subsystems, including payloads***;
Article 3(2), point (d)				
G 103	(d) incentivise the deployment of innovative and disruptive technologies, in particular by leveraging the New Space industry; and	(d) incentivise ***innovation, efficiency, as well as the development and use of disruptive technologies and*** ~~*the deployment of*~~ innovative ~~*and disruptive technologies*~~***business models in the whole European space ecosystem***, in particular by ~~*leveraging the New*~~***supporting new entrants, start-ups and SMEs of the up-, mid- and down-stream sector across the Union especially through strengthening competition in the market of the Union*** space ~~*industry*~~***sector***~~*; and*~~	(d) incentivise the ~~deployment~~**development** of innovative and disruptive technologies~~, in particular by leveraging~~ **and new business models provided by** the New Space ~~industry; and~~**ecosystem;**	(d) ~~*incentivise the deployment of innovative and disruptive technologies, in particular by leveraging the*~~***encourage innovation, efficiency, as well as the development and use of disruptive technologies and innovative business models in the whole European space ecosystem, including*** New Space ~~*industry; and*~~***actors, new entrants, start-ups and SMEs in order to strengthen competitiveness of the Union space sector;*** G
Article 3(2), point (e)				
G 104	(e) allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow connectivity over geographical areas	(e) ~~*allow further*~~***further ensure the*** development of high-speed broadband and seamless connectivity throughout the Union, ~~*removing*~~***and thereby remove*** communication dead zones ***in support of the inclusive, cohesive***	(e) ~~allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow~~**improve secure** connectivity	(e) ~~*allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow connectivity over geographical*~~ G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of strategic interest outside of the Union.	***and sustainable development of the Union while bridging the digital divide, and enabling affordable internet access, contributing to the provision of the Universal Service in the meaning of Directive (EU) 2018/1972 and increasing cohesion across the Union and*** ~~*and increasing cohesion across Member State territories, and*~~ allow connectivity over geographical areas of strategic interest ~~*outside*~~***for the Union, for instance neighbouring regions*** of the Union~~.~~***, such as the Mediterranean, Baltic and Black Sea regions, and other strategic areas such as the Artic and Africa;***	over geographical areas of strategic interest**, such as Africa and the Arctic;** ~~outside of the Union.~~	~~*areas of strategic interest outside of the Union.*~~ ***improve secure connectivity over geographical areas of strategic interest, such as Africa and the Arctic, as well as the Baltic, Black Sea, Mediterranean regions and the Atlantic but not exclusively;*** Text Origin: Council Mandate
Article 3(2), point (f)				
G 104a		***(ea) enhance the safety and sustainability of space activities by implementing appropriate measures to ensure and promote responsible behaviour in space when implementing the Programme; and***	**(f) enhance the safety and sustainability of outer space activities, by implementing appropriate measures to display and promote responsible behaviour in space when implementing the Programme, including through seeking to prevent the proliferation of space debris.**	***(f) enhance the safety and sustainability of outer space activities, by implementing appropriate measures to ensure and to promote responsible behaviour in space when implementing the Programme, including through seeking to prevent the proliferation of space debris.*** Text Origin: Council Mandate
Article 3(2), point (eb)				
G 104b		***(eb) improve the Union's***		

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		strategical and technological autonomy in terms of space technologies, assets, operations and services.		*deleted* *See row 97*
Article 3(3)				
104c			**3. The prioritisation and development of additional non-communication services or interfaces referred to in paragraph 2(c) and their respective funding shall follow the scope and objectives of Regulation (EU) 2021/696 and shall be decided under the relevant configuration of the Programme committee as set out in Regulation (EU) 2021/696.**	***3. The prioritisation and development of additional non-communication services or interfaces referred to in paragraph 2(c) of this Article and their respective funding shall follow the scope and objectives of Regulation (EU) 2021/696 and shall be decided under the relevant configuration of the Programme committee as set out in Regulation (EU) 2021/696.***
Article 4				
105	Article 4 Implementation activities of the Programme	Article 4 Implementation activities of the Programme	Article 4 ~~Implementation~~**Programme** activities ~~of the Programme~~	Article 4 ~~*Implementation*~~***Programme*** activities ~~*of the Programme*~~ Text Origin: Council Mandate
Article 4(1), introductory part				
106	1. The provision of the governmental services referred to in Article 7(1) shall be ensured through the implementation of the following	1. The provision of the governmental services referred to in Article ~~*7(1)*~~***7(1a)*** shall be ~~*ensured through the implementation of*~~***based***	1. The provision of the governmental services referred to in Article ~~7(1)~~**7(1-a)** shall be ensured through the	1. The provision of the governmental services referred to in Article ~~*7(1)*~~***7(1-a)*** shall be ensured through the

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	activities:	***on, integrated into and complemented by the GOVSATCOM component of the Union Space Programme. They shall be ensured through*** the following activities:	~~implementation~~**following phased activities, which complement and integrate the GOVSATCOM component** of the ~~following activities~~**Union Space Programme**:	~~*implementation*~~***following phased activities, which complement and integrate the GOVSATCOM component*** of the ~~*following activities*~~***Union Space Programme***: Text Origin: Council Mandate
Article 4(1), point (-a)				
106a			**(-a) definition of the space and ground infrastructure;**	*deleted* *Integrated to row 107* *Text Origin: Council Mandate*
Article 4(1), point (a)				
107	*(a)* development and validation activities, comprising the construction and launch of the initial space and ground infrastructure required to provide governmental services;	(a) ~~*development and validation activities, comprising the construction and launch*~~***by 2024, the design, development, validation and related deployment activities*** of the ~~*initial*~~ space and ground infrastructure required to provide ***first*** governmental services ***6 months after the deployment***;	(a) development ~~and~~**,** validation ~~activities, comprising the construction and launch~~**and related deployment activities** of the ~~initial~~ space and ground infrastructure ~~required~~ to provide **first** governmental services **by 2024**;	(a) ~~*development and validation activities, comprising the construction and launch*~~***the definition, design, development, validation and related deployment activities*** of the ~~*initial*~~ space and ground infrastructure ~~*required*~~ to provide ***first*** governmental services ***by 2024***; to be checked
Article 4(1), point (b)				
108	(b) development and integration of the space and related ground	(b) development and ***gradual*** integration of the space and related	*deleted*	*deleted*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	segment of the European Quantum Communication Infrastructure into the space and ground infrastructure of the secure connectivity system	ground segment of the European Quantum Communication Infrastructure into the space and ground infrastructure of the secure connectivity system**;**		*See row 109a* Text Origin: Commission Proposal
Article 4(1), point (c)				
109	*(c)* deployment activities to complete the space and ground infrastructure required to provide governmental services;	(c) deployment activities to complete the space and ground infrastructure required to provide governmental services***, leading to full operational capability by 2027***;	(c) **gradual** deployment activities to complete the space and ground infrastructure required to provide **advanced** governmental services **to meet as soon as possible the needs of the governmental users, leading to full operational capability aimed by 2027**;	(c) ***gradual*** deployment activities to complete the space and ground infrastructure required to provide ***advanced*** governmental services ***to meet as soon as possible the needs of the governmental users, leading to full operational capability aimed by 2027***; Text Origin: Council Mandate
Article 4(1), point (ca)				
109a			**(ca) development and deployment of EuroQCI for integration into the secure connectivity system;**	***(ca) the development and deployment of EuroQCI for gradual integration into the secure connectivity system;*** Text Origin: Council Mandate
Article 4(1), point (d), introductory part				
110	(d) exploitation activities for the provision of governmental services, comprising:	(d) exploitation activities for the provision of governmental services, comprising:	(d) exploitation activities for the provision of governmental services, comprising: **the operation, maintenance, continuous**	(d) exploitation activities for the provision of governmental services, comprising: ***the operation, maintenance, continuous***

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			improvement and protection of the space and ground infrastructure, including replenishment and obsolescence management;	***improvement and protection of the space and ground infrastructure, including replenishment and obsolescence management;*** Text Origin: Council Mandate
Article 4(1), point (d)(i)				
111	(i) the operation, maintenance, continuous improvement and protection of the space and ground infrastructure, including replenishment and obsolescence management.	(i) the operation, maintenance, continuous improvement and protection of the space and ground infrastructure, including replenishment and obsolescence management.	*deleted* *Integrated in point (d) above*	*deleted*
Article 4(1), point (e)				
112	*(e)* development of future generations of the space and ground infrastructure and the evolution of the governmental services.	(e) development of future generations of the space and ground infrastructure and the evolution of the governmental services.	(e) development of future generations of the space and ground infrastructure and the evolution of the governmental services.	(e) development of future generations of the space and ground infrastructure and the evolution of the governmental services. Text Origin: Commission Proposal
Article 4(1a)				
112a		***1a. The provision of commercial services shall be ensured and financed by the contractor referred to in Article 15(2).***		***1a. The provision of commercial services shall be ensured by the contractors referred to in Article 15.*** place to be checked - 119d contractors through all text

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 4(2)				
113	2. The exploitation activities referred to in paragraph 1, point (d), shall begin progressively with the provision of a preliminary set of services by 2024. Those early services shall be improved through the gradual deployment of the space and ground infrastructure leading to full operational capability aimed by 2027.	2. ~~*The exploitation activities referred to in paragraph 1, point (d), shall begin progressively with the provision of a preliminary set of services by 2024. Those early services shall be improved through the gradual deployment of the space and ground infrastructure leading to full operational capability aimed by 2027.*~~	*deleted*	*deleted*
Article 4(3)				
114	*3.* Actions referred to in Article 6 shall be provided throughout the whole duration of the Programme.	3. ~~*Actions referred to in Article 6 shall be provided throughout the whole duration of the Programme.*~~	*deleted*	*deleted*
Article 4(4)				
114a			**4. The provision of the commercial services shall be ensured and entirely financed by the contractors referred to in Article 15.**	*deleted* *See row 112a* *Text Origin: Council Mandate*
Article 5				
115	Article 5 Infrastructure of the secure connectivity system	Article 5 Infrastructure of the secure connectivity system	Article 5 Infrastructure of the secure connectivity system	Article 5 Infrastructure of the secure connectivity system

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				Text Origin: Commission Proposal
Article 5(1)				
116	1. The infrastructure of the secure connectivity system shall consist of governmental and commercial infrastructure as laid down in paragraphs 2 and 3 respectively.	1. The infrastructure ***shall be established by developing, building and operating a multi-orbital infrastructure, scalable to adjust to the evolution of governmental demand for satellite services and offering low latency, while integrating and complementing the existing and future capacities used in the frame of the GOVSATCOM component of the Union Space Programme. It*** ~~*of the secure connectivity system*~~ shall consist of governmental and commercial infrastructure as laid down in paragraphs 2 and ~~*3*~~***4*** respectively.	1. The **secure connectivity system shall be established by defining, developing, building and operating a multi-orbital connectivity** infrastructure**, scalable to adjust to the evolution of governmental demand for satellite communications and offering low latency. It shall be modular to fulfil the objectives referred to in Article 3 and the service portfolio referred to in Article 7(1-a), while complementing and integrating the existing and future capacities used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696[1]. It** ~~of the secure connectivity system~~ shall consist of ~~governmental and commercial~~**a governmental** infrastructure as laid down in ~~paragraphs 2 and 3 respectively~~**paragraph 2, and a commercial infrastructure as laid down in paragraph 4**. _____ **1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme**	1. The ***secure connectivity system shall be established by defining, designing, developing, building and operating a multi-orbital connectivity*** infrastructure***, scalable to adjust to the evolution of governmental demand for satellite communications and offering low latency. It shall be modular to fulfil the objectives referred to in Article 3 and the service portfolio referred to in Article 7(1-a), while complementing and integrating the existing and future capacities used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696[1]. It*** ~~*of the secure connectivity system*~~ shall consist of ***a*** governmental ***infrastructure as laid down in paragraph 2 of this Article, and a*** ~~*and*~~ commercial infrastructure as laid down in ~~*paragraphs 2 and 3 respectively*~~***paragraph 4 of this Article***. _____ ***1. Regulation (EU) 2021/696 of the European Parliament and of the Council of 28 April 2021 establishing the Union Space Programme and the European Union Agency for the Space Programme and***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			and repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).	***repealing Regulations (EU) No 912/2010, (EU) No 1285/2013 and (EU) No 377/2014 and Decision No 541/2014/EU (OJ L 170, 12.5.2021, p. 69).*** Text Origin: Council Mandate
Article 5(2), first subparagraph, introductory part				
117	2. The governmental infrastructure of the secure connectivity system shall include all the related ground and space assets which are required for the provision of the governmental services, as set out in Article 7(1), including the following assets:	2. The governmental infrastructure of the secure connectivity system shall ***be built upon the GOVSATCOM Hub ground segment infrastructure as set out in Regulation (EU) 2021/696 that is to be gradually scaled-up and*** include all the related ground and space assets which are required for the provision of the governmental services, as set out in Article 7(1), including the following assets:	2. The governmental infrastructure of the secure connectivity system shall include all the related ground and space assets which are required for the provision of the governmental services, as set out in Article ~~7(1)~~**7(1-a), points (a) and (c)**, including the following assets:	2. The governmental infrastructure of the secure connectivity system shall include all the related ground and space assets which are required for the provision of the governmental services, as set out in Article ~~*7(1)*~~***7(1-a), points (a) and (c)***, including the following assets: Text Origin: Council Mandate
Article 5(2), first subparagraph, point (a)				
118	(a) satellites or satellite subcomponents;	(a) ***either*** satellites or satellite ~~*subcomponents*~~***subsystems, including payloads***;	(a) **either** satellites or satellite ~~subcomponents~~**subsystems, including payloads**;	(a) ***either*** satellites or satellite ~~*subcomponents*~~***subsystems, including payloads***; Text Origin: Council Mandate
Article 5(2), first subparagraph, point (b)				
119	(b) space and ground subcomponents ensuring the distribution of cryptographic keys;	(b) space and ground subcomponents ensuring the distribution of cryptographic keys;	(b) ~~space and ground subcomponents ensuring the distribution of cryptographic~~	(b) ~~*space and ground subcomponents ensuring the distribution of cryptographic*~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			~~keys~~**EuroQCI**;	~~*keys*~~***EuroQCI***; Text Origin: Council Mandate
Article 5(2), first subparagraph, point (c)				
G 120	(c) infrastructure for monitoring the security of the Programme infrastructure and services;	(c) infrastructure for monitoring the security of the ~~*Programme*~~ ***governmental*** infrastructure and services;	(c) infrastructure for monitoring the security of the ~~Programme~~**governmental** infrastructure and **governmental** services;	(c) infrastructure for monitoring the security of the ~~*Programme*~~***governmental*** infrastructure and ***governmental*** services; Text Origin: Council Mandate
Article 5(2), first subparagraph, point (d)				
G 121	(d) infrastructure for the provision of the services to the governmental users;	(d) infrastructure for the provision of the services to the governmental users~~;~~**.**	(d) **ground** infrastructure for the provision of the services to the governmental users~~;~~ **including the GOVSATCOM ground segment infrastructure, in particular the GOVSATCOM Hubs, as set out in Article 67 of Regulation (EU) 2021/696.**	(d) ***ground*** infrastructure for the provision of the services to the governmental users~~;~~ ***including the GOVSATCOM ground segment infrastructure that is to be scaled up, in particular the GOVSATCOM Hubs, as set out in Article 67 of Regulation (EU) 2021/696.*** Text Origin: Council Mandate
Article 5(2), first subparagraph, point (e)				
G 122	(e) the GOVSATCOM ground segment infrastructure as set out in Article 67 of Regulation (EU) 2021/696, including the GOVSATCOM Hubs.	(e) ~~*the GOVSATCOM ground segment infrastructure as set out in Article 67 of Regulation (EU) 2021/696, including the GOVSATCOM Hubs.*~~	*deleted*	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 5(2), second subparagraph				
123	For the purpose of this Regulation, the right of use of the frequencies necessary for the transmission of the signals generated by the ground and space assets of the governmental infrastructure shall be part of the governmental infrastructure.	For the purpose of this Regulation, the right of use of the frequencies necessary for the transmission of the signals generated by the ground and space assets of the governmental infrastructure shall be part of the governmental infrastructure.	*deleted*	*deleted* Text Origin: Commission Proposal
Article 5(2a)				
124	The governmental infrastructure shall support additional payloads that may be used as part of the space-based infrastructure of the components of the Union Space Programme listed in Article 3 of Regulation (EU) 2021/696 under the terms and conditions set out in that Regulation.	The governmental infrastructure shall ~~*support*~~***host, as appropriate,*** additional ***subsystems, in particular*** payloads***,*** that may be used as part of the space-based infrastructure of the components of the Union Space Programme listed in Article 3 of Regulation (EU) 2021/696 under the terms and conditions set out in that Regulation ***as well as subsystems used for services that are not components of the Union Space Programme***.	**2a.** The governmental infrastructure shall ~~support~~**also host, as appropriate,** additional **satellite subsystems, in particular** payloads**,** that may be used as part of the space-based infrastructure of the components of the Union Space Programme listed in Article 3 of Regulation (EU) 2021/696 under the terms and conditions set out in that Regulation.	***2a.*** The governmental infrastructure shall ~~*support*~~***host, as appropriate,*** additional ***satellite subsystems, in particular*** payloads***,*** that may be used as part of the space-based infrastructure of the components of the Union Space Programme listed in Article 3 of Regulation (EU) 2021/696 under the terms and conditions set out in that Regulation ***as well as satellite subsystems used for non-communication services to Member States***. Text Origin: EP Mandate
Article 5(3), first subparagraph				
125	3. The Commission shall, by means of implementing acts, lay down, where necessary, measures required to determine the location of the centres belonging to the ground	3. The Commission shall, by means of implementing acts, lay down, where necessary, measures required to determine the location of the centres belonging to the ground	3. The Commission shall, by means of implementing acts, lay down, where necessary, measures required to determine the location of the centres belonging to the ground	3. The Commission shall, by means of implementing acts, lay down, where necessary, measures required to determine the location of the centres belonging to the ground

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	governmental infrastructure, except the GOVSATCOM Hubs, in accordance with security requirements, following an open and transparent process. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2) of this Regulation. The location of the GOVSATCOM Hubs shall be determined in accordance with Article 67(2) of regulation (EU) 2021/696.	governmental infrastructure, except the GOVSATCOM Hubs, in accordance with security requirements, following an open and transparent process. ***During that process, the Commission shall take into account all possible synergies with existing centres related to other components of the Union Space Programme and endeavour to achieve geographical balance.*** Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2) of this Regulation. The location of the GOVSATCOM Hubs shall be determined in accordance with Article 67(2) of regulation (EU) 2021/696.	governmental infrastructure, ~~except the GOVSATCOM Hubs,~~ in accordance with security requirements, following an open and transparent process. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2) of this Regulation. The location of the GOVSATCOM Hubs shall be determined in accordance with Article 67(2) of Regulation (EU) 2021/696.	governmental infrastructure, ~~*except the GOVSATCOM Hubs,*~~ in accordance with security requirements, following an open and transparent process. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2) of this Regulation. The location of the GOVSATCOM Hubs shall be determined in accordance with Article 67(2) of Regulation (EU) 2021/696. Text Origin: Council Mandate
Article 5(3), second subparagraph				
126	For the protection of the security interests of the Union and its Member States the centres referred to in the first subparagraph shall be, where possible, located in the territory of the Member States and governed by a hosting agreement taking the form of an administrative agreement between the Union and the Member State concerned.	For the protection of the security interests of the Union and its Member States the centres referred to in the first subparagraph shall be, where possible, located in the territory of the Member States and governed by a hosting agreement taking the form of an administrative agreement between the Union and the Member State concerned.	For the protection of the security interests of the Union and its Member States the centres referred to in the first subparagraph shall be, where possible, located in the territory of the Member States and governed by a hosting agreement taking the form of an administrative agreement between the Union and the Member State concerned.	For the protection of the security interests of the Union and its Member States the centres referred to in the first subparagraph shall be, where possible, located in the territory of the Member States and governed by a hosting agreement taking the form of an administrative agreement between the Union and the Member State concerned. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 5(3), third subparagraph				
127	Where it is not possible to locate the centre in the territory of the Member States, the Commission may determine the location of such centre in the territory of a third country, subject to a hosting agreement between the Union and the third country concerned concluded in accordance with Article 218 TFEU.	Where it is not possible to locate the centre in the territory of the Member States, the Commission may determine the location of such centre in the territory of ~~a~~*members of EFTA which are members of the EEA or in the territory of another* third country, subject to a hosting agreement between the Union and the third country concerned concluded in accordance with Article 218 TFEU.	Where it is not possible to locate the centre in the territory of the Member States, the Commission may determine the location of such centre in the territory of a third country, subject to a hosting agreement between the Union and the third country concerned concluded in accordance with Article 218 TFEU.	Where it is not possible to locate the centre in the territory of the Member States, the Commission may determine the location of such centre in the territory of ~~a~~*members of EFTA which are members of the EEA or in the territory of another* third country, subject to a hosting agreement between the Union and the third country concerned concluded in accordance with Article 218 TFEU. Text Origin: EP Mandate
Article 5(4)				
128	4. The commercial infrastructure referred to in paragraph 1 shall include all space and ground assets other than those being part of the governmental infrastructure. The commercial infrastructure shall be entirely financed by the contractor referred to in Article 15(2).	4. The commercial infrastructure referred to in paragraph 1 shall include all space and ground assets other than those being part of the governmental infrastructure. The commercial infrastructure *and any related risks* shall be entirely financed by the contractor referred to in Article 15(2).	4. The commercial infrastructure referred to in paragraph 1 shall include all space and ground assets other than those being part of the governmental infrastructure **without impairing its performance or security**. The commercial infrastructure shall be entirely financed by the ~~contractor~~**contractors referred to in Article 15 in order to fulfil the objective** referred to in Article ~~15(2)~~**3(1), point (c)**.	4. The commercial infrastructure referred to in paragraph 1 shall include all space and ground assets other than those being part of the governmental infrastructure *without impairing its performance or security*. The commercial infrastructure *and any related risks* shall be entirely financed by the ~~*contractor*~~*contractors referred to in Article 15 in order to fulfil the objective* referred to in Article ~~*15(2)*~~*3(1), point (c)*. Text Origin: Council Mandate
Article 5(4a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 128a		***4a. Where the governmental and commercial services rely on common assets, the contracts referred to in Article 15 shall determine which of those assets are to be part of the governmental infrastructure.***		*deleted* *see row 202a* *Text Origin: EP Mandate* G
Article 5(5)				
129	*5.* In order to protect the security interests of the Union, the space assets of the secure connectivity system shall be launched by a launch service provider that complies with the conditions set out in Article 19 and, where possible, from the territory of the Member States.	5. In order to protect the security interests of the Union, the space assets of the secure connectivity system shall be launched by ~~*a launch service provider that complies*~~ ***providers that comply*** with the conditions set out in Article 19 and~~*, where possible,*~~ ***from the Union's territory.*** ***By way of derogation from the first subparagraph, the Commission may allow a provider to launch a space asset*** from the territory of ~~*the Member States*~~***a third country in exceptional, duly substantiated circumstances***.	5. In order to protect the security interests of the Union, the space assets of the ~~secure connectivity system~~**governmental infrastructure** shall be launched by ~~a launch~~**existing and future** service ~~provider that complies~~**providers, including those using small launchers and microlaunchers, that comply** with the conditions set out in Article 19 and, where possible, from the territory of the Member States.	5. ***COM proposal:*** In order to protect the security interests of the Union, the space assets of the ~~*secure connectivity system*~~***governmental infrastructure shall be launched by existing and future service providers, including those using small launchers and microlaunchers, that comply with the conditions set out in Article 19.*** ***Revised EP proposal:*** ***In order to protect the security interests of the Union, the space assets of the governmental infrastructure*** shall be launched by ~~*a launch*~~***existing or future*** service ~~*provider that complies*~~***providers that comply*** with the conditions set out in Article 19***, and only in justified exceptional circumstances*** ~~*and, where possible*~~, from the territory of ~~*the Member States*~~***a third country***.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Commission drafting suggestion + EP proposal
Article 16				
129a	Article 16 Ownership and use of assets Moved reference text	Article 16 Ownership and use of assets Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	Article ~~16~~**5a** Ownership and use of assets Moved from row 204	Article ~~16~~*5a* Ownership and use of assets
Article 16(1), first subparagraph				
129b	1. The Union shall be the owner of all tangible and intangible assets laid down in Article 5, which form part of the governmental infrastructure. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets. Moved reference text	1. The Union shall be the owner of all tangible and intangible assets laid down in Article 5, which form part of the governmental infrastructure. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	1. The Union shall be the owner of all tangible and intangible assets ~~laid down in Article 5, which form part~~**which form part of the governmental infrastructure developed under this Programme as referred to in Articles 5(2) and 15(6a), with the exception** of the ~~governmental~~**national EuroQCI terrestrial** infrastructure**, which shall be owned by the Member States**. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets.	1. The Union shall be the owner of all tangible and intangible assets ~~*laid down in Article 5, which form part*~~*which form part of the governmental infrastructure developed under this Programme as referred to in Articles 5(2) and 15(6a), with the exception* of the ~~*governmental*~~*national EuroQCI terrestrial* infrastructure*, which shall be owned by the Member States*. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Moved from row 205	Text Origin: Council Mandate
Article 5a(1a), second subparagraph, introductory part				
G	129c	In particular, the Commission shall ensure that the Union has the following rights: Moved reference text	In particular, the Commission shall ensure that the Union has the following rights: Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	**1a.** ~~In particular,~~ The Commission shall ensure that the Union has the following rights: Moved from row 206	***1a.*** ~~*In particular,*~~ The Commission shall ensure that the Union has the following rights: Text Origin: Council Mandate
Article 5a(1a), second subparagraph, point (a)				
G	129d	(a) the right of use of the frequencies required for the transmission of the signals generated by the Programme, in accordance with the applicable laws, regulations and relevant licensing agreements and the filings provided by the Member States remaining their property; Moved reference text	(a) the right of use of the frequencies required for the transmission of the signals generated by the Programme, in accordance with the applicable laws, regulations and relevant licensing agreements and the filings provided by the Member States remaining their property; Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(a) the right of use of the frequencies required for the transmission of the signals generated by the ~~Programme~~**governmental infrastructure of the system**, in accordance with the applicable laws, regulations and relevant licensing agreements**, enabled by the relevant** ~~and the~~ filings provided by the Member States**, that remain under** ~~remaining~~ their ~~property~~**responsibility**; Moved from row 207	(a) the right of use of the frequencies required for the transmission of the signals generated by the ~~*Programme*~~***governmental infrastructure of the system***, in accordance with the applicable laws, regulations and relevant licensing agreements***, enabled by the relevant*** ~~*and the*~~ filings provided by the Member States***, that remain under*** ~~*remaining*~~ their ~~*property*~~***responsibility***; Text Origin: Council Mandate
Article 5a(1a), second subparagraph, point (b)				
G	129e	(b) the right to prioritise the provision of the governmental services over the commercial	(b) the right to prioritise the provision of the governmental services over the commercial	(b) the right to prioritise the provision of the governmental services over the commercial	(b) the right to prioritise the provision of the governmental services over the commercial

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the users of the governmental services referred to in Article 10(1). Moved reference text	services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the users of the governmental services referred to in Article 10(1). Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the **needs of** users of the governmental services referred to in Article 10(1). Moved from row 208	services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the ***needs of*** users of the governmental services referred to in Article 10(1). Text Origin: Council Mandate
Article 5a(2), third subparagraph, introductory part				
G 129f	2. By way of derogation from paragraph 1, the Commission shall seek to conclude contracts, agreements or other arrangements with third parties with regard to: Moved reference text	2. By way of derogation from paragraph 1, the Commission shall seek to conclude contracts, agreements or other arrangements with third parties with regard to: Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	2. ~~By way of derogation from paragraph 1,~~ The Commission shall seek to conclude contracts, agreements or other arrangements with third parties**, including the contractors referred to in Article 15,** with regard to: Moved from row 209	2. ~~*By way of derogation from paragraph 1,*~~ The Commission shall seek to conclude contracts, agreements or other arrangements with third parties***, including the contractors referred to in Article 15,*** with regard to: Text Origin: Council Mandate
Article 5a(2), third subparagraph, point (a)				
G 129g	(a) pre-existing ownership rights in respect of tangible and intangible assets forming part of the Programme infrastructure; Moved reference text	(a) pre-existing ownership rights in respect of tangible and intangible assets forming part of the Programme infrastructure; Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(a) pre-existing ownership rights in respect of tangible and intangible assets forming part of the ~~Programme~~**governmental** infrastructure; Moved from row 210	(a) pre-existing ownership rights in respect of tangible and intangible assets forming part of the ~~*Programme*~~***governmental*** infrastructure; Text Origin: Council Mandate
Article 5a(2), third subparagraph, point (b)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
129h	(b) the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the Programme. Moved reference text	(b) the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the Programme***, in relation to the provision of governmental services***. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(b) the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the ~~Programme~~**governmental infrastructure**. Moved from row 211	(b) the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the ~~*Programme*~~***governmental infrastructure***. Text Origin: Council Mandate
Article 5a(3), fourth subparagraph, introductory part				
129i	3. Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account: Moved reference text	3. Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account: Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	3. Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account: Moved from row 212	3. Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account: Text Origin: Commission Proposal
Article 5a(3), fourth subparagraph, point (a)				
129j	(a) the need to protect and give value to the assets; Moved reference text	(a) the need to protect and give value to the assets; Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(a) the need to protect and give value to the assets; Moved from row 213	(a) the need to protect and give value to the assets; Text Origin: Commission Proposal
Article 5a(3), fourth subparagraph, point (b)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
129k	(b) the legitimate interests of all stakeholders concerned; Moved reference text	(b) the legitimate interests of all stakeholders concerned; Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(b) the legitimate interests of all stakeholders concerned; Moved from row 214	(b) the legitimate interests of all stakeholders concerned; Text Origin: Commission Proposal
Article 5a(3), fourth subparagraph, point (c)				
129l	(c) the need to ensure competitive and well-functioning markets and to develop new technologies; Moved reference text	(c) the need to ensure competitive and well-functioning markets and to develop new technologies; Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(c) the need to ensure competitive and well-functioning markets and to develop new technologies; Moved from row 215	(c) the need to ensure competitive and well-functioning markets and to develop new technologies; Text Origin: Commission Proposal
Article 5a(3), fourth subparagraph, point (d)				
129m	(d) the need for the continuity of the services provided by the Programme. Moved reference text	(d) the need for the continuity of the services provided by the Programme. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	(d) the need for the continuity of the services provided by the Programme. Moved from row 216	(d) the need for the continuity of the services provided by the Programme. Text Origin: Commission Proposal
Article 5a(4), fifth subparagraph				
129n	4. The Commission shall, in particular, ensure that the relevant contracts, agreements and other arrangements include the possibility	4. The Commission shall, in particular, ensure that the relevant contracts, agreements and other arrangements include the possibility	4. The Commission shall, ~~in particular~~**whenever appropriate**, ensure that the relevant contracts, agreements and other arrangements	4. The Commission shall, ~~*in particular*~~ ***whenever appropriate***, ensure that the relevant contracts, agreements and other arrangements

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation. Moved reference text	of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	include the possibility of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation. Moved from row 217	include the possibility of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation. Text Origin: Council Mandate
Article 6				
130	Article 6 Actions in support of an innovative and competitive Union space sector	Article 6 Actions in support of an innovative and competitive Union space ~~sector~~***ecosystem***	Article 6 Actions in support of an innovative and competitive Union space sector	Article 6 Actions in support of an innovative and competitive Union space ~~sector~~***ecosystem*** Text Origin: EP Mandate
Article 6(1)				
131	1. The Programme shall support an innovative and competitive Union space sector and stimulate the New Space industry in the Union, and in particular the initiatives and activities listed in Article 6 of Regulation (EU) 2021/696, including, where appropriate, support of commercial services.	1. ~~*The Programme shall support an innovative and competitive Union space sector and stimulate the New Space industry in the*~~***In accordance with the objectives referred to in Article 3(2), point (d), the Programme shall support an innovative and competitive*** Union ***space ecosystem***, and in particular the initiatives and activities listed in	1. The Programme shall support an innovative and competitive Union space sector ~~and stimulate the New Space industry in the Union~~, and in particular the initiatives and activities listed in Article 6 of Regulation (EU) 2021/696~~, including, where appropriate, support of commercial services~~.	1. ***In accordance with the objectives referred to in Article 3(2), point (d),*** the Programme shall support an innovative and competitive Union space ~~*sector and stimulate the*~~***ecosystem, including*** New Space ~~*industry in the Union*~~, and in particular the initiatives and activities listed in Article 6 of Regulation (EU) 2021/696~~,~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Article 6 of Regulation (EU) 2021/696, including, where appropriate, support of ***activities linked to*** commercial services.		~~*including, where appropriate, support of commercial services*~~. Text Origin: EP Mandate
Article 6(2), introductory part				
132	2. The Commission shall contribute to the activities referred to in paragraph 1, by taking the following measures:	2. The Commission shall ~~*contribute to the activities referred to in paragraph 1,*~~***stimulate innovation in the Union's space ecosystem throughout the duration of the Programme*** by taking the following measures:	2. The Commission shall ~~contribute to the activities referred to in paragraph 1~~**stimulate the New Space ecosystem in the Union, throughout the whole duration of the Programme**, by taking the following measures:	2. The Commission shall ~~*contribute to the activities referred to in paragraph 1*~~***stimulate innovation in the Union's space ecosystem, including New Space, throughout the duration of the Programme*** by taking the following measures: Text Origin: EP Mandate
Article 6(2), point (a)				
133	(a) establish criteria for the award of the contracts referred to in Article 15 ensuring the participation of start-ups and small and medium-sized enterprises (SMEs) from across the Union and along the whole relevant value chain;	(a) establish criteria for the award of the contracts referred to in Article 15 ensuring the participation of ***new entrants,*** start-ups and small and medium-sized enterprises (SMEs) from across the Union and along the whole ~~*relevant*~~ value chain;	(a) establish criteria for the award of the contracts referred to in Article 15 ensuring the **widest** participation of start-ups and small and medium-sized enterprises (SMEs) from across the Union and along the whole relevant value chain;	(a) establish criteria for the award of the contracts referred to in Article 15 ensuring the ***widest*** participation of start-ups and small and medium-sized enterprises (SMEs) from across the Union and along the whole ~~*relevant*~~ value chain; Text Origin: Council Mandate
Article 6(2), point (b)				
134	(b) require that the contractor referred to in Article 15(2) provides a plan on the integration of start-ups	(b) require that the contractor referred to in Article 15(2) provides a plan ~~*on*~~ ***to maximise*** the	(b) require that the ~~contractor~~**contractors** referred to in Article ~~15(2) provides~~**15 provide** a	(b) require that the ~~*contractor*~~***contractors*** referred to in Article ~~*15(2) provides*~~***15 provide*** a

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	and SMEs from across the Union in the activities under the contracts referred to in Article 15;	integration of ***new entrants,*** start-ups and SMEs from across the Union in the activities under the contracts referred to in Article 15***, including through the establishment of specific quotas***;	plan ~~on~~**to maximise** the integration of start-ups and SMEs from across the Union in the activities under the contracts referred to in Article 15;	plan ~~on~~***to maximise*** the integration of ***new entrants,*** start-ups and SMEs from across the Union in the activities under the contracts referred to in Article 15***, in accordance with Article 18***;
Article 6(2), point (c)				
135	(c) require through the contracts referred to in Article 15 that start-ups and SMEs are able to deliver own services to end-users;	(c) ~~*require through the contracts referred to in Article 15 that*~~***support new entrants,*** start-ups and SMEs ~~*are able*~~***from across the Union*** to deliver own services to end-users;	(c) require through the contracts referred to in Article 15 that start-ups**, SMEs and mid-cap companies from across the Union** ~~and SMEs~~ are able to deliver own services to end-users~~;~~**.**	(c) require through the contracts referred to in Article 15 that ***new entrants,*** start-ups***, SMEs and mid-cap companies from across the Union*** ~~*and SMEs*~~ are able to deliver own services to end-users~~;~~***.*** Text Origin: Council Mandate
Article 6(2), point (ca)				
135a		***(ca) promote the use and development of open standards, open source technologies and interoperability in the architecture of the secure connectivity system, in order to allow synergies, optimise costs and improve reliability;***		***(ca) promote the use and development of open standards, open source technologies and interoperability in the architecture of the secure connectivity system, in order to allow synergies, optimise costs, improve reliability, foster innovation and reap the benefits of wide competition;*** Text Origin: EP Mandate
Article 6(2), point (cb)				
135b				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		(cb) promote the development and production in the Union of reception antennas and user terminals, which are required to exploit governmental and commercial communication services;		***(cb) promote the development and production in the Union of critical technologies, which are required to exploit governmental services;*** Text Origin: EP Mandate
Article 6(2), point (d)				
136	(d) promote stronger participation of women innovators and establish equality and inclusion goals in the tender documentation.	(d) promote stronger participation of women innovators and establish equality and inclusion goals in the tender documentation~~.~~***;***	Moved to row 136e	*deleted* *see row 136e* *Text Origin: Commission Proposal*
Article 6(2), point (da)				
136a		***(da) contribute to the development of skills in space-related fields and to training activities.***		*deleted* *See row 136f*
Article 6(2a), introductory part				
136b			**2a. The Commission shall also:**	***2a. The Commission shall also:*** Text Origin: Council Mandate
Article 6(2a), point (a)				
136c			**(a) support the procurement and**	***(a) support the procurement and***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			aggregation of service contracts for the needs of the Programme with the objective of leveraging and stimulating private investments in the long term, including through joint procurement; Point (ca) in Council Mandate 10854/22	***aggregation of service contracts for the needs of the Programme with the objective of leveraging and stimulating private investments in the long term, including through joint procurement;*** Text Origin: Council Mandate
Article 6(2a), point (b)				
136d			**(b) promote the use of open standards in the architecture of the secure connectivity system in order to foster innovation, reduce costs and reap the benefits of wide competition;** Point (cb) in Council Mandate 10854/22	*deleted* *See row 135a*
point (d)				
136e	*(d)* promote stronger participation of women innovators and establish equality and inclusion goals in the tender documentation. Moved reference text		~~(d)~~**(c)** promote **and encourage** stronger participation of women ~~innovators~~ and establish equality and inclusion goals in the tender documentation~~.~~**;** Point (d) in Council Mandate 10854/22 Moved from row 136	***~~(d)~~(c)*** promote ***and encourage*** stronger participation of women ***~~innovators~~*** and establish equality and inclusion goals in the tender documentation***~~.~~;*** Text Origin: Council Mandate
Article 6(2a), point (d)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
136f			**(d) contribute to the development of advanced skills in space-related fields and to training activities.** Point (e) in Council Mandate 10854/22	***(d) contribute to the development of advanced skills in space-related fields and to training activities.*** Text Origin: Council Mandate
Article 6a				
136g		***Article 6a Environmental and space sustainability***		***Article 6a Environmental and space sustainability*** Text Origin: EP Mandate
Article 6a(1)				
136h		***1. The implementation of the Programme shall be carried out with a view to ensuring the environmental and space sustainability.***		***1. The implementation of the Programme shall be carried out with a view to ensuring the environmental and space sustainability.*** Text Origin: EP Mandate
Article 6a(2), introductory part				
136i		***2. In order to ensure environmental and space sustainability, the contracts and procedures referred to in Article 15 shall include provisions on:***		***2. In order to ensure environmental and space sustainability, the contracts and procedures referred to in Article 15 shall include provisions on:*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 6a(2), point (a)				
136j		***(a) the minimisation of greenhouse gas emissions generated by the development, production and deployment of the infrastructure;***		***(a) the minimisation of greenhouse gas emissions generated by the development, production and deployment of the infrastructure;*** Text Origin: EP Mandate
Article 6a(2), point (b)				
136k		***(b) the establishment of a scheme to offset the remaining greenhouse gas emissions;***		***(b) the establishment of a scheme to offset the remaining greenhouse gas emissions;*** Text Origin: EP Mandate
Article 6a(2), point (c)				
136l		***(c) appropriate measures to reduce visible and invisible radiation pollution caused by the spacecraft, and that can hamper astronomical observations or any other type of research and observations;***		***(c) appropriate measures to reduce visible and invisible radiation pollution caused by the spacecraft, and that can hamper astronomical observations or any other type of research and observations;*** Text Origin: EP Mandate
Article 6a(2), point (d)				
136m		***(d) the use of appropriate collision-avoidance technologies for spacecraft;***		***(d) the use of appropriate collision-avoidance technologies for spacecraft;*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 6a(2), point (e)					
G 136n		***(e) the submission and implementation of a comprehensive debris mitigation plan before the deployment phase.***		***(e) the submission and implementation of a comprehensive debris mitigation plan before the deployment phase, including orbital positioning data, in order to ensure the avoidance of debris by the satellites of the constellation.*** Text Origin: EP Mandate	G
Article 6a(3)					
G 136o		***3. The contracts and procedures referred to in Article 15 shall include an obligation to provide data to the entities in charge of producing SST information and SST services as referred to in Article 55 of Regulation (EU) 2021/696.***		***3. The contracts and procedures referred to in Article 15 of this Regulation shall include an obligation to provide data, in particular ephemeris and planned manoeuvres, to the entities in charge of producing SST information as defined in Regulation (EU) 2021/696 and SST services as referred to in Article 55 of that Regulation.***	G
Article 6a(4)					
G 136p		***4. The Commission shall ensure that a comprehensive database of the Programme's space assets, in particular with data relating to environmental and space***		***4. The Commission shall ensure that a comprehensive database of the Programme's space assets, in particular with data relating to environmental and space***	G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		sustainability aspects, is maintained.		***sustainability aspects, is maintained.*** Text Origin: EP Mandate
Article 6a(5)				
G 136q		***5. The Commission shall adopt delegated acts in accordance with Article 43, in order to supplement this Regulation by specifying the measures to be undertaken under each of the requirements listed in paragraphs 3 and 4 of this Article.***		***5. The Commission shall adopt delegated acts in accordance with Article 43, in order to supplement this Regulation by specifying the characteristics of the database referred to in paragraph 4 of this Article, as well as the methodology and the processes to maintain and update it.*** ***6. The scope of delegated acts adopted in accordance with paragraph 5 shall be limited to:*** ***a) the space assets owned by the Union as referred to in Articles 5(2) and 15(6a)*** ***b) the space assets owned by the contractors referred to in Article 15, as referred to in Articles 5(4) and 15(6a).*** Text Origin: EP Mandate G
Chapter II				
G 137	Chapter II Services	Chapter II Services	Chapter II Services– **and participants**	Chapter II Services– ***and participants*** Text Origin: Council Mandate G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8				
137a	Article 8 Governmental services Moved reference text	Article 8 Governmental services Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	Article 86**a** Governmental services Moved from row 143	Article ~~8~~***6a*** Governmental services Text Origin: Council Mandate
Article 8(1)				
137b	1. Governmental services shall be provided to the Programme participants referred to Article 9(1), (2) and (3). Moved reference text	1. Governmental services shall be provided to the Programme participants referred to Article 9(1), (2) and (3). Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	1. Governmental services shall be provided to the Programme participants referred to **in** Article 9(1), (2) and (3). Moved from row 144	1. Governmental services shall be provided to the Programme participants referred to ***in*** Article 9(1), (2) and (3). Text Origin: Council Mandate
Article 8(2)				
137c	2. The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services taking into account Article 66 of the Space Programme Regulation and the expected demand for the different use-cases, dynamic allocation of the resources and prioritisation of the governmental services according to relevance and criticality of the users'	2. The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services taking into account Article 66 of the Space Programme Regulation and the expected demand for the different use-cases, dynamic allocation of the resources and prioritisation of the governmental services according to relevance and criticality of the users'	2. The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services**, by** taking into account Article 66 of ~~the Space Programme Regulation and the expected~~**Regulation (EU) 2021/696, based on the consolidated** demand **of current and anticipated needs** for the different ~~use-cases~~**services as identified together with the**	2. The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services***, by*** taking into account Article 66 of ~~*the Space Programme Regulation and the expected*~~***Regulation (EU) 2021/696, based on the consolidated*** demand ***of current and anticipated needs*** for the different ~~*use-cases*~~***services as identified together with the Member***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	needs and, where appropriate, the cost-efficiency. Moved reference text	needs and, where appropriate, the cost-efficiency. ***To that end, the costs of providing the governmental services shall be calculated in a transparent manner and taken into account when determining the provider of those services.*** Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	**Member States**, dynamic allocation of the resources and prioritisation of the governmental services **between different Programme participants,** according to relevance and criticality of the users' needs and, where appropriate, the cost-efficiency. Moved from row 145	***States***, dynamic allocation of the resources and prioritisation of the governmental services ***between different Programme participants,*** according to relevance and criticality of the users' needs and, where appropriate, the cost-efficiency. Text Origin: Council Mandate
Article 8(3)				
G 137d	3. Access to the governmental services shall be free of charge for its users. Moved reference text	3. Access to the governmental services shall be free of charge for its users. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	3. ~~Access to~~ The governmental services **referred to in Article 7(1-a)** shall be **provided** free of charge ~~for its~~ **to its governmental** users. Moved from row 146	3. ~~*Access to*~~ The governmental services ***referred to in Article 7(1-a)*** shall be ***provided*** free of charge ~~*for its*~~ ***to its governmental*** users. Text Origin: Council Mandate
Article 6a(3a)				
G 137e			**3a. The Commission shall purchase the services referred to in Article 7(1-b), at market conditions, in accordance with the applicable provisions of the Financial Regulation with the objective to guarantee the provision of these services to all Member States. The precise capacity and budget allocation for these services shall be determined**	***3a. The Commission shall purchase the services referred to in Article 7(1-b), at market conditions, in accordance with the applicable provisions of the Financial Regulation with the objective to guarantee the provision of these services to all Member States. The precise capacity and budget allocation for these services shall be determined on the basis of input***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			on the basis of input from the Member States in the implementing act referred to in paragraph 2 of this Article.	***from the Member States in the implementing act referred to in paragraph 2 of this Article.*** Text Origin: Council Mandate
Article 6a(4), first subparagraph				
G	137f Moved reference text	4. By way of derogation from paragraph 3, the Commission may, in duly justified cases, ***where strictly necessary to match supply and demand of governmental services, for a limited period*** and on an exceptional basis, determine, by means of implementing acts, a pricing policy. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	4. By way of derogation from paragraph 3 **of this Article**, the Commission ~~may~~**shall**, in duly justified cases ~~and on an exceptional basis~~**where demand exceeds the access capacity**, determine, by means of implementing acts, a pricing policy**, which shall be coherent with the pricing policy referred to in Article 63(1) of Regulation (EU) 2021/696**. Moved from row 147	4. By way of derogation from paragraph 3 ***of this Article***, the Commission ~~may~~***shall***, in duly justified cases ***where strictly necessary to match supply and demand of governmental services*** ~~and on an exceptional basis~~, determine, by means of implementing acts, a pricing policy***, which shall be coherent with the pricing policy referred to in Article 63(1) of Regulation (EU) 2021/696***. Text Origin: Council Mandate
Article 6a(4), second subparagraph				
G	137g Moved reference text	By determining ~~this~~***the*** pricing policy, the Commission shall ensure that ~~the provision~~***there is no shortage*** of the governmental services***. The pricing policy shall not result in an overcompensation*** ~~does not distort competition, that there is no shortage~~ of the ~~governmental services and that the price identified will not result in an~~	By determining this pricing policy, the Commission shall ensure that the provision of the governmental services does not distort competition, that there is no shortage of the governmental services and that the price identified will not result in an overcompensation of the ~~beneficiary~~**contractors**. Moved from row 148	By determining this pricing policy, the Commission shall ensure that the provision of the governmental services does not distort competition, that there is no shortage of the governmental services and that the price identified will not result in an overcompensation of the ~~beneficiary~~***contractors***. Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~*overcompensation of the beneficiary*~~***beneficiary. Any revenue from the pricing policy shall be treated as external assigned revenue in accordance with Article 21(5) of Regulation (EU, Euratom) 2018/1046 (the 'Financial Regulation')***. Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	PUBLIC	
Article 6a(5)				
G	137h 5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2). Moved reference text	5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2). Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.	5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2). Moved from row 149	5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2). Text Origin: Council Mandate
Article 6a(6)				
G	137i 6. The provision of governmental services between the users authorised by the same Programme participant shall be determined and implemented by that Programme participant. Moved reference text	6. ~~*The provision of governmental services between the users authorised by the same Programme participant shall be determined and implemented by that Programme participant.*~~ Text of EP mandate copied here for	6. ~~The provision of governmental services between the users authorised by the same Programme participant shall be determined and implemented by that Programme participant.~~ Moved from row 150	*deleted*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		comparison purposes only, no structural change of EP mandate.		
Article 6a(7)				
G *137j*			**7. The gradual provision of governmental services shall be ensured as laid down in the service portfolio referred to in Article 7(1-a) subject to the availability of the infrastructure of the secure connectivity system, following the implementation of the activities set out in Article 4(1), points (a) and (c) and building on and leveraging existing services and capabilities as appropriate.**	***7. The gradual provision of governmental services shall be ensured as laid down in the service portfolio referred to in Article 7(1-a) subject to the availability of the infrastructure of the secure connectivity system, following the implementation of the activities set out in Article 4(1), points (a) and (c) and building on and leveraging existing services and capabilities as appropriate.*** Text Origin: Council Mandate G
Article 6b(7)				
G 137k		***6a. The provision of the services shall be equal to the Member States in terms of service portfolio, geographical availability, and service performance and quality levels. The governmental services shall be available in priority over the Union's territory.*** Text of EP mandate copied here for comparison purposes only, no structural change of EP mandate.		***6a. Equal treatment of the Member States shall be ensured when providing governmental services in accordance with their needs, as referred to in Article 22(6).*** Text Origin: EP Mandate G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 7				
138	Article 7 Definition of Services portfolio	Article 7 Definition of services portfolio	Article 7 ~~Definition~~ of Services portfolio	Article 7 ~~*Definition of Services*~~***Service*** portfolio Text Origin: Council Mandate
Article 7(1)				
139	1. The provision of governmental services shall be ensured as laid down in the service portfolio referred to in paragraph 3 and in accordance with the operational requirements set out in in paragraph 2.	1. ~~*The provision of*~~***A service portfolio for*** governmental services shall be ~~*ensured as laid down in the service portfolio referred to in paragraph 3 and in accordance with the operational requirements set out in in paragraph 2.*~~***established. It shall consist of the following categories of services, which complement the service portfolio for GOVSATCOM services referred to in Article 63(3) of Regulation (EU) 2021/696:***	*deleted*	*deleted*
Article 7(1-a), introductory part				
139a			**1-a. The service portfolio for the governmental services shall be established. It shall consist at least of the following categories of services, which complements the portfolio of GOVSATCOM services referred to in Article 63(3) of Regulation (EU) 2021/696:**	***1-a. The service portfolio for the governmental services shall be established. It shall consist at least of the following categories of services, which complements the portfolio of GOVSATCOM services referred to in Article 63(3) of Regulation (EU) 2021/696:***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 7(1-a), point (a)				
139b		***(a) services offered to governmental users based on governmental infrastructure, such as robust, worldwide, low-latency services or space data relays;***	**(a) services restricted to government authorised users based on the governmental infrastructure, requiring a high level of security and not suitable for services under paragraph 1-b of this Article, such as robust worldwide low-latency service or robust space data relay;**	***(a) services restricted to government authorised users based on the governmental infrastructure, requiring a high level of security and not suitable for services under paragraph 1-b of this Article, such as robust worldwide low-latency service or robust space data relay;*** Text Origin: Council Mandate
Article 7(1-a), point (c)				
139c			**(c) quantum communication services, such as the QKD service.**	***(c) quantum communication services, such as the QKD service.*** Text Origin: Council Mandate
Article 7(1-a), point (b)				
139d		***(b) services offered to governmental users based on commercial infrastructure, such as secure, worldwide, low-latency services or worldwide narrowband services;***		*deleted* *Text Origin: EP Mandate - see row 139f*
Article 7(1-a), point (c)				
139e				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		(c) quantum key distribution service.		*deleted* *Text Origin: EP Mandate - see row 139c*
Article 7(1-b)				
139f			**1-b. The service portfolio shall also comprise services to governmental users based on the commercial infrastructure, such as assured worldwide low latency service or worldwide narrowband service;**	*1-b. The service portfolio shall also comprise services to governmental users based on the commercial infrastructure, such as assured worldwide low latency service or worldwide narrowband service;* Text Origin: Council Mandate
Article 7(1-c)				
139g			**1-c. The service portfolio for the governmental services referred to under paragraphs 1-a and 1-b shall also comprise the technical specifications for each category of service, such as geographical coverage, frequency, bandwidth, user equipment and security features.**	*1-c. The service portfolio for the governmental services referred to under paragraphs 1-a and 1-b shall also comprise the technical specifications for each category of service, such as geographical coverage, frequency, bandwidth, user equipment and security features.* Text Origin: Council Mandate
Article 7(1a)				
139h			**1a. The Commission shall adopt the service portfolio for the**	*1a. The Commission shall adopt the service portfolio for the*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			governmental services by means of implementing acts. Those implementing acts shall be based on the operational requirements referred to in paragraph 2 of this Article, on input from the Member States and on applicable security requirements referred to in Article 27(2). These implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	***governmental services by means of implementing acts. Those implementing acts shall be based on the operational requirements referred to in paragraph 2 of this Article, on input from the Member States and on applicable security requirements referred to in Article 27(2). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).*** Text Origin: Council Mandate
Article 7(2)				
G 140	2. The Commission shall adopt, by means of implementing acts, the operational requirements for governmental services, in the form of technical specifications for use-cases related in particular to crisis management, surveillance and key infrastructure management, including diplomatic communication networks. Those operational requirements shall be based on the detailed analysis of the requirements of the Programme users, shall take into account requirements stemming from existing user equipment and networks and operational requirements for GOVSATCOM services according to Article 63(2) of the Space Programme Regulation.	2. The Commission shall adopt, by means of implementing acts, the operational requirements for governmental services, in the form of technical specifications for use-cases related in particular to crisis management, ~~surveillance~~***space situational awareness*** and key infrastructure management, including diplomatic communication networks. Those operational requirements shall be based on the detailed analysis of the requirements of the Programme users, shall take into account requirements stemming from existing user equipment and networks and operational requirements for GOVSATCOM services according to Article 63(2)	2. The Commission shall adopt, by means of implementing acts, the operational requirements ~~for governmental services,~~ in the form of technical specifications **and implementation plans for governmental services**~~for use-cases~~ related in particular to crisis management, surveillance and key infrastructure management, including diplomatic **and defence** communication networks **and other governmental users' needs**. Those operational requirements shall be based on the ~~detailed analysis~~**requirements** of the ~~requirements of the Programme users,~~ **Programme users, tailored to cover the confirmed demand,**	2. The Commission shall adopt, by means of implementing acts, the operational requirements ~~*for governmental services,*~~ in the form of technical specifications ***and implementation plans for governmental services***~~*for use-cases*~~ related in particular to crisis management, ~~*surveillance*~~***situational awareness*** and key infrastructure management, including diplomatic ***and defence*** communication networks ***and other governmental users' needs***. Those operational requirements shall be based on the ~~*detailed analysis*~~***requirements*** of the ~~*requirements of the Programme users*~~***Programme users, tailored to cover the confirmed demand, and*** G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	of the Space Programme Regulation. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	**and** shall take into account requirements stemming from existing user equipment and networks and operational requirements for GOVSATCOM services ~~according to~~**adopted in accordance with** Article 63(2) of ~~the Space Programme Regulation~~**Regulation (EU) 2021/696**. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	shall take into account requirements stemming from existing user equipment and networks and operational requirements for GOVSATCOM services ~~*according to*~~***adopted in accordance with*** Article 63(2) of ~~*the Space Programme Regulation*~~***Regulation (EU) 2021/696***. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2). Text Origin: Council Mandate
Article 7(3)				
G 141	3. The Commission shall adopt, by means of implementing acts, the service portfolio for the governmental services in the form of a list of services and their attributes, including geographical coverage, frequency, bandwidth, user equipment, and security features. Those implementing acts shall be based on the operational requirements referred to in paragraph 2 of this Article and applicable security requirements referred to in Article 27(2). These implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	3. The Commission shall adopt, by means of implementing acts, the service portfolio for the governmental services in the form of a list of services and their attributes, including geographical coverage, frequency, bandwidth, user equipment, and security features. Those implementing acts shall be based on the operational requirements referred to in paragraph 2 of this Article and applicable security requirements referred to in Article 27(2). These implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	*deleted*	*deleted* *See row 139h* *Text Origin: Commission Proposal* G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 7(4)				
142	*4.* The provision of commercial services shall be financed by the contractor referred to in Article 15(2). The terms and conditions for the provision of commercial services shall be determined in the contracts referred to in Article 15. They shall in particular specify how the Commission will assess and approve the provision of commercial services to ensure that the Union's essential interests and the Programme's general and specific objectives referred to in Article 3 are preserved. They shall also include adequate safeguards to prevent distortions of competition in the provision of commercial services, to avoid any conflict of interest, undue discrimination and any other hidden indirect advantages to the contractor referred to in Article 15(2). Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision of commercial services, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the provision of open, fair and non-discriminatory access to	4. The provision of commercial services ~~*shall be financed by the contractor referred to in Article 15(2). The terms and conditions for the provision of commercial services*~~***and any related risks*** shall be ~~*determined in the contracts referred to in Article 15. They shall in particular specify how the Commission will assess and approve the provision of commercial services to ensure that the Union's essential interests and the Programme's general and specific objectives referred to in Article 3 are preserved. They shall also include adequate safeguards to prevent distortions of competition in the provision of commercial services, to avoid any conflict of interest, undue discrimination and any other hidden indirect advantages to*~~***financed entirely by*** the contractor referred to in Article 15(2). ~~*Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision of commercial services, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the provision of open, fair and non-*~~	4. ~~The provision of commercial services shall be financed by the contractor referred to in Article 15(2).~~ The terms and conditions for the provision of ~~commercial~~ services ~~shall be determined in the contracts referred to in Article 15. They shall in particular specify how the Commission will assess and approve the provision of~~ **provided through the** commercial ~~services to ensure that the Union's essential interests and the Programme's general and specific objectives referred to in Article 3 are preserved.~~ They**infrastructure** shall ~~also include adequate safeguards to prevent distortions of competition~~**be determined** in the ~~provision of commercial services, to avoid any conflict of interest, undue discrimination and any other hidden indirect advantages to the contractor~~**contracts** referred to in Article ~~15(2). Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision of commercial services, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the~~	4. ~~*The provision of commercial services shall be financed by the contractor referred to in Article 15(2).*~~ The terms and conditions for the provision of ~~*commercial*~~ services***, and related risks, provided through the*** ~~*shall be determined in the contracts referred to in Article 15. They shall in particular specify how the Commission will assess and approve the provision of*~~ commercial ~~*services to ensure that the Union's essential interests and the Programme's general and specific objectives referred to in Article 3 are preserved. They*~~***infrastructure*** shall ~~*also include adequate safeguards to prevent distortions of competition*~~***be determined*** in the ~~*provision of commercial services, to avoid any conflict of interest, undue discrimination and any other hidden indirect advantages to the contractor*~~***contracts*** referred to in Article ~~*15(2). Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision of commercial services, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the*~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	infrastructure necessary for the provision of commercial services.	~~*discriminatory access to infrastructure necessary for the provision of commercial services.*~~	~~provision of open, fair and non-discriminatory access to infrastructure necessary for the provision of commercial services~~**15**.	~~*provision of open, fair and non-discriminatory access to infrastructure necessary for the provision of commercial services*~~***15***. Text Origin: Council Mandate
Article 8				
143	Article 8 Governmental services	Article 8 Governmental services	Moved to row 137a	~~*Article 8*~~ *deleted* *Moved to row 137a*
Article 8(1)				
144	*1.* Governmental services shall be provided to the Programme participants referred to Article 9(1), (2) and (3).	1. Governmental services shall be provided to the Programme participants referred to Article 9(1), (2) and (3).	Moved to row 137b	*deleted*
Article 8(2)				
145	*2.* The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services taking into account Article 66 of the Space Programme Regulation and the expected demand for the different use-cases, dynamic allocation of the resources and prioritisation of the governmental services according to	2. The Commission shall adopt, by means of implementing acts, detailed rules on the provision of governmental services taking into account Article 66 of the Space Programme Regulation and the expected demand for the different use-cases, dynamic allocation of the resources and prioritisation of the governmental services according to	Moved to row 137c	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	relevance and criticality of the users' needs and, where appropriate, the cost-efficiency.	relevance and criticality of the users' needs and, where appropriate, the cost-efficiency. ***To that end, the costs of providing the governmental services shall be calculated in a transparent manner and taken into account when determining the provider of those services.***		
Article 8(3)				
146	*3.* Access to the governmental services shall be free of charge for its users.	3. Access to the governmental services shall be free of charge for its users.	Moved to row 137d	*deleted*
Article 8(4), first subparagraph				
147	*4.* By way of derogation from paragraph 3, the Commission may, in duly justified cases and on an exceptional basis, determine, by means of implementing acts, a pricing policy.	4. By way of derogation from paragraph 3, the Commission may, in duly justified cases***, where strictly necessary to match supply and demand of governmental services, for a limited period*** and on an exceptional basis, determine, by means of implementing acts, a pricing policy.	Moved to row 137f	*deleted*
Article 8(4), second subparagraph				
148	By determining this pricing policy, the Commission shall ensure that the provision of the governmental services does not distort	By determining ~~*this*~~***the*** pricing policy, the Commission shall ensure that ~~*the provision*~~***there is no shortage*** of the governmental	Moved to row 137g	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	competition, that there is no shortage of the governmental services and that the price identified will not result in an overcompensation of the beneficiary.	services. ***The pricing policy shall not result in an overcompensation*** ~~*does not distort competition, that there is no shortage*~~ of the ~~*governmental services and that the price identified will not result in an overcompensation of the beneficiary*~~***beneficiary. Any revenue from the pricing policy shall be treated as external assigned revenue in accordance with Article 21(5) of Regulation (EU, Euratom) 2018/1046 (the 'Financial Regulation')***.		
Article 8(5)				
G	*149*	5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2).	5. The implementing acts referred to in paragraphs 2 and 4 of this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2).	Moved to row 137h	*deleted*
Article 8(6)				
G	*150*	6. The provision of governmental services between the users authorised by the same Programme participant shall be determined and implemented by that Programme participant.	6. ~~*The provision of governmental services between the users authorised by the same Programme participant shall be determined and implemented by that Programme participant.*~~	Moved to row 137i	*deleted*
Article 8(6a)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
150a		***6a. The provision of the services shall be equal to the Member States in terms of service portfolio, geographical availability, and service performance and quality levels. The governmental services shall be available in priority over the Union's territory.***	PUBLIC	*deleted* Text Origin: EP Mandate
Article 9				
151	Article 9 Programme participants and competent authorities	Article 9 Programme participants and competent authorities	Article 9 Programme participants and competent authorities	Article 9 Programme participants and competent authorities Text Origin: Commission Proposal
Article 9(1)				
152	1. Member States, the Council, the Commission and the European External Action Service (EEAS) shall be the Programme participants insofar as they authorise the users of the governmental services.	1. Member States, the Council, the Commission and the European External Action Service (EEAS) shall be the Programme participants insofar as they authorise the users of the governmental services.	1. Member States, the Council, the Commission and the European External Action Service (EEAS) shall be the Programme participants insofar as they authorise the users of the governmental services **or provide capacities, sites or facilities**.	1. Member States, the Council, the Commission and the European External Action Service (EEAS) shall be the Programme participants insofar as they authorise the users of the governmental services ***or provide capacities, sites or facilities***. Text Origin: Council Mandate
Article 9(2)				
153	2. Union agencies and bodies may	2. Union agencies and bodies may	2. Union agencies and bodies may	2. Union agencies and bodies may

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	become the Programme participants insofar as necessary to fulfil their tasks and in accordance with detailed rules laid down in an administrative arrangement concluded between the agency concerned and the Union institution that supervises it.	become the Programme participants insofar as necessary to fulfil their tasks and in accordance with detailed rules laid down in an administrative arrangement concluded between the agency concerned and the Union institution that supervises it.	become the Programme participants insofar as necessary to fulfil their tasks and in accordance with detailed rules laid down in an administrative arrangement concluded between the agency concerned and the Union institution that supervises it.	become the Programme participants insofar as necessary to fulfil their tasks and in accordance with detailed rules laid down in an administrative arrangement concluded between the agency concerned and the Union institution that supervises it. Text Origin: Commission Proposal
Article 9(3)				
G 154	3. Third countries and international organisations may become the Programme participants in accordance with Article 36.	3. Third countries and international organisations may become the Programme participants in accordance with Article 36.	3. Third countries and international organisations may become the Programme participants in accordance with Article 36.	3. Third countries and international organisations may become the Programme participants in accordance with Article 36. Text Origin: Commission Proposal
Article 9(4), first subparagraph				
G 155	4. Each Programme participant shall designate one Secure Connectivity Competent authority.	4. Each Programme participant shall designate one Secure Connectivity Competent authority. ***Where GOVSATCOM participants referred to in Article 68 of Regulation (EU) 2021/696, participating in the Programme, designated a competent authority in accordance with Article 68(4) of Regulation 2021/696, they shall designate the same authority as Secure Connectivity Competent***	4. Each Programme participant shall designate one Secure Connectivity Competent authority.	4. Each Programme participant shall designate one Secure Connectivity Competent authority. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		authority.		
Article 9(4), second subparagraph, introductory part				
156	That requirement shall be deemed to be complied with by the Programme participants, if they satisfy the following criteria:	That requirement shall be deemed to be complied with by the Programme participants, if they satisfy the following criteria:	That requirement shall be deemed to be complied with by the Programme participants, if they satisfy the following criteria:	That requirement shall be deemed to be complied with by the Programme participants, if they satisfy the following criteria: Text Origin: Commission Proposal
Article 9(4), second subparagraph, point (a)				
157	(a) they are also GOVSATCOM participants referred to in Article 68 of Regulation (EU) 2021/696; and	(a) they are also GOVSATCOM participants referred to in Article 68 of Regulation (EU) 2021/696; and	(a) they are also GOVSATCOM participants referred to in Article 68 of Regulation (EU) 2021/696; and	(a) they are also GOVSATCOM participants referred to in Article 68 of Regulation (EU) 2021/696; and Text Origin: Commission Proposal
Article 9(4), second subparagraph, point (b)				
158	(b) they have designated a competent authority in accordance with Article 68(4) of Regulation 2021/696.	(b) they have designated a competent authority in accordance with Article 68(4) of Regulation 2021/696.	(b) they have designated a competent authority in accordance with Article 68(4) of ~~Regulation 2021/696~~**Regulation (EU) 2021/696**.	(b) they have designated a competent authority in accordance with Article 68(4) of ~~*Regulation 2021/696*~~***Regulation (EU) 2021/696***. Text Origin: Council Mandate
Article 9(4a)				
158a		***4a. The prioritisation of***		***4a. The prioritisation of***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		governmental capacities between the users authorised by each Programme participant shall be determined and implemented by that Programme participant.		***governmental services between the users authorised by each Programme participant shall be determined and implemented by that Programme participant.*** Text Origin: EP Mandate
Article 9(5), introductory part				
159	5. A Secure Connectivity Competent authority referred to in paragraph 4 shall ensure that:	5. A Secure Connectivity Competent authority referred to in paragraph 4 shall ensure that:	5. A Secure Connectivity Competent authority referred to in paragraph 4 **of this Article** shall ensure that:	5. A Secure Connectivity Competent authority referred to in paragraph 4 ***of this Article*** shall ensure that: Text Origin: Council Mandate
Article 9(5), point (a)				
160	(a) the use of services is in compliance with the applicable security requirements;	(a) the use of services is in compliance with the applicable security requirements;	(a) the use of **governmental** services is in compliance with the applicable security requirements **referred to in Article 27(2)**;	(a) the use of ***governmental*** services is in compliance with the applicable security requirements ***referred to in Article 27(2)***; Text Origin: Council Mandate
Article 9(5), point (b)				
161	(b) the access rights to the governmental services are determined and managed;	(b) the access rights to the governmental services are determined and managed;	(b) the access rights to the governmental services are determined and managed;	(b) the access rights to the governmental services are determined and managed; Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 9(5), point (c)				
162	(c) user equipment necessary for the use of the governmental services and associated electronic communication connections and information are used and managed in accordance with applicable security requirements;	(c) user equipment necessary for the use of the governmental services and associated electronic communication connections and information are used and managed in accordance with applicable security ***and sustainability*** requirements;	(c) user equipment necessary for the use of the governmental services and associated electronic communication connections and information are used and managed in accordance with applicable security requirements;	(c) user equipment necessary for the use of the governmental services and associated electronic communication connections and information are used and managed in accordance with applicable security requirements; sustainable user equipment under MS article Text Origin: Commission Proposal
Article 9(5), point (d)				
163	(d) a central point of contact is established to assist as necessary in the reporting of security risks and threats, in particular the detection of potentially harmful electromagnetic interference affecting the services under the Programme.	(d) a central point of contact is established to assist as necessary in the reporting of security risks and threats, in particular the detection of ***potential collisions and*** potentially harmful electromagnetic interference affecting the services under the Programme.	(d) a central point of contact is established to assist as necessary in the reporting of security risks and threats, in particular the detection of potentially harmful electromagnetic interference affecting the services under the Programme.	(d) a central point of contact is established to assist as necessary in the reporting of security risks and threats, in particular the detection of potentially harmful electromagnetic interference affecting the services under the Programme. Text Origin: Commission Proposal
Article 10				
164	Article 10 Users of the governmental services	Article 10 Users of the governmental services	Article 10 Users of the governmental services	Article 10 Users of the governmental services Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 10(1), introductory part				
165	1. The following entities may be authorised as users of the governmental services:	1. The following entities may be authorised as users of the governmental services:	1. The following entities may be authorised as users of the governmental services:	1. The following entities may be authorised as users of the governmental services: Text Origin: Commission Proposal
Article 10(1), point (a)				
166	(a) a Union or Member State public authority or a body entrusted with the exercise of such public authority;	(a) a Union or Member State public authority or a body entrusted with the exercise of such public authority;	(a) a Union or Member State public authority or a body entrusted with the exercise of such public authority;	(a) a Union or Member State public authority or a body entrusted with the exercise of such public authority; Text Origin: Commission Proposal
Article 10(1), point (b)				
167	(b) a natural or legal person acting on behalf of and under the control of an entity referred to in point (a) of this paragraph.	(b) a natural or legal person acting on behalf of and under the control of an entity referred to in point (a) of this paragraph.	(b) a natural or legal person acting on behalf of and under the control of an entity referred to in point (a) of this paragraph.	(b) a natural or legal person acting on behalf of and under the control of an entity referred to in point (a) of this paragraph. Text Origin: Commission Proposal
Article 10(2)				
168	2. The users of the governmental services referred to in paragraph 1 shall be duly authorised by the	2. The users of the governmental services referred to in paragraph 1 shall be duly authorised by the	2. The users of the governmental services referred to in paragraph 1 shall be duly authorised by the	2. The users of the governmental services referred to in paragraph 1 shall be duly authorised by the

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
	Programme participants referred to in Article 9 to use the governmental services and shall comply with the general security requirements referred to in Article 27(2).	Programme participants referred to in Article 9 to use the governmental services and shall comply with the general security requirements referred to in Article 27(2).	Programme participants referred to in Article 9 to use the governmental services and shall comply with the general security requirements referred to in Article 27(2).	Programme participants referred to in Article 9 to use the governmental services and shall comply with the general security requirements referred to in Article 27(2). Text Origin: Commission Proposal	
Article 10(3)					
168a			**3. The prioritisation of governmental services between the users authorised by each Programme participant shall be determined and implemented by that Programme participant.**	*deleted* *see row 158a* *Text Origin: Council Mandate*	
Chapter III					
169	Chapter III Budgetary contribution and mechanisms	Chapter III Budgetary contribution and mechanisms	Chapter III Budgetary contribution and **funding** mechanisms	Chapter III Budgetary contribution and ***funding*** mechanisms Text Origin: Council Mandate	
Article 11					
170	Article 11 Budget	Article 11 Budget	Article 11 Budget	Article 11 Budget Text Origin: Commission Proposal	
Article 11(1), first subparagraph					

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
171	1. The financial envelope for the implementation of the Programme for the period from 1 January 2023 to 31 December 2027 and for covering the associated risks shall be EUR 1,600 billion in current prices.	1. The financial envelope for the implementation of the Programme for the period from 1 January 2023 to 31 December 2027 and for covering the associated risks ***relating to the governmental infrastructure only*** shall be EUR ~~*1,600*~~***1,750*** billion in current prices. ***That amount shall be drawn from the unallocated margins under the MFF 2021-2027 ceilings or mobilised through the non-thematic MFF special instruments.***	1. The financial envelope for the implementation of the Programme for the period from 1 January 2023 to 31 December 2027 and for covering the associated risks shall be EUR ~~1,600~~**1.600** billion in current prices.	
Article 11(1), second subparagraph, introductory part				
172	The indicative distribution of the amount from the MFF 2021-27 shall be as follows:	~~*The indicative distribution of the amount from the MFF 2021-27 shall be as follows:*~~	The ~~indicative distribution of the amount~~**amount referred to in the first subparagraph shall be distributed** from the MFF 2021~~-27 shall be~~**2027** as follows:	
Article 11(1), point (a)				
173	- EUR 950 million from Heading 1;	- ~~*EUR 950 million from Heading 1;*~~	~~-~~**(a)** EUR ~~950 million~~**0.950 billion** from Heading 1 **(Single Market, Innovation and Digital)**;	
Article 11(1), point (b)				
174	- EUR 500 million from Heading 5;	- ~~*EUR 500 million from Heading 5;*~~	~~-~~**(b)** EUR ~~500 million~~**0.500 billion** from Heading 5 **(Security and**	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Defence);	
Article 11(1), point (b)				
175	- EUR 150 million from Heading 6.	- ~~*EUR 150 million from Heading 6.*~~	~~-~~**(c)** EUR ~~150 million~~**0.150 billion** from Heading 6 **(Neighbourhood and the World)**.	
Article 11(2)				
176	2. The Programme shall be complemented by funding implemented under the Horizon Europe Programme, the Union Space Programme and the Neighbourhood, Development and International Cooperation Instrument (NDICI) for a maximum indicative amount of EUR 0,430 billion, EUR 0,220 billion and EUR 0,150 billion respectively. This funding shall be implemented in accordance with Regulation (EU) No 2021/695, Regulation (EU) No 2021/696 and Regulation (EU) No. 2021/947 respectively.	2. The Programme shall be complemented by funding implemented ***by relevant activities*** under the Horizon Europe Programme~~*, the Union Space Programme*~~ and the ~~*Neighbourhood, Development and International Cooperation Instrument (NDICI)*~~ ***GOVSATCOM component of the Union Space Programme*** for a maximum indicative amount of EUR 0,430 billion~~*, EUR 0,220 billion*~~ and EUR ~~*0,150*~~***0,220*** billion respectively. This funding shall be implemented in ~~*accordance with*~~ ***full compliance with the objectives, rules and procedures set out in*** Regulation (EU) No 2021/695, ~~*Regulation (EU) No 2021/696*~~***Council Decision (EU) 2021/764*** and Regulation (EU) ~~*No. 2021/947 respectively*~~***No 2021/696 respectively, and with full respect for their objectives, criteria and***	2. The Programme shall be complemented by ~~funding~~**an amount of EUR 0,800 billion** implemented under the ~~Horizon Europe Programme,~~**GOVSATCOM component of** the Union Space Programme**, the Horizon Europe Programme** and the Neighbourhood, Development and International Cooperation Instrument **– Global Europe** (NDICI)**. This funding shall be implemented in full compliance with the objectives, rules and procedures set out in Regulation (EU) 2021/695, and Council Decision (EU) 2021/764, and Regulations (EU) 2021/696 and (EU)** ~~for a maximum indicative amount of EUR 0,430 billion, EUR 0,220 billion and EUR 0,150 billion respectively. This funding shall be implemented in accordance with Regulation (EU) No 2021/695, Regulation (EU) No~~	

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		implementation arrangements.	~~2021/696 and Regulation (EU) No.~~ 2021/947 respectively.	
Article 11(3), introductory part				
177	3. The amount referred to in paragraph 1 may be used to cover all the activities required to fulfil the objectives referred to in Article 3. Such expenditure may also cover:	3. The amount referred to in paragraph 1 may be used to cover all the activities required to fulfil the objectives referred to in Article 3. Such expenditure may also cover:	3. The amount referred to in paragraph 1**, first subparagraph, shall** ~~may~~ be used to cover all the activities required to fulfil the objectives referred to in Article ~~3~~**3(1), point (a) and for the purchase of services referred to in Article 6a(3a)**. Such expenditure may also cover:	
Article 11(3), point (a)				
178	(a) studies and meetings of experts, in particular compliance with its cost and time constraints;	(a) studies and meetings of experts, in particular compliance with its cost and time constraints;	(a) studies and meetings of experts, in particular compliance with its cost and time constraints;	(a) studies and meetings of experts, in particular compliance with its cost and time constraints; Text Origin: Commission Proposal
Article 11(3), point (b)				
179	(b) information and communication activities, including corporate communication on the policy priorities of the Union where they are directly linked to the objectives of this Regulation, with a particular view to creating synergies with other Union policies;	(b) information and communication activities, including corporate communication on the policy priorities of the Union where they are directly linked to the objectives of this Regulation, with a particular view to creating synergies with other Union policies;	(b) information and communication activities, including corporate communication on the policy priorities of the Union where they are directly linked to the objectives of this Regulation, with a particular view to creating synergies with other Union policies;	(b) information and communication activities, including corporate communication on the policy priorities of the Union where they are directly linked to the objectives of this Regulation, with a particular view to creating synergies with other Union policies;

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 11(3), point (c)				
180	(c) the information technology networks whose function it is to process or exchange information, and the administrative management measures implemented by the Commission, including in the field of security, implemented by the Commission;	(c) the information technology networks whose function it is to process or exchange information, and the administrative management measures implemented by the Commission, including in the field of security, implemented by the Commission;	(c) the information technology networks whose function it is to process or exchange information, and the administrative management measures implemented by the Commission, including in the field of security, implemented by the Commission;	(c) the information technology networks whose function it is to process or exchange information, and the administrative management measures implemented by the Commission, including in the field of security, implemented by the Commission; Text Origin: Commission Proposal
Article 11(3), point (d)				
181	(d) technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	(d) technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	(d) technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	(d) technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems. Text Origin: Commission Proposal
Article 11(3a)				
181a			**3a. Actions that receive cumulative funding from different**	***3a. Actions that receive cumulative funding from different Union***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Union programmes shall be audited only once, covering all involved programmes and their respective applicable rules.	***programmes shall be audited only once, covering all involved programmes and their respective applicable rules.*** Text Origin: Council Mandate
Article 11(4)				
G 182	4. Budgetary commitments for activities extending over more than one financial year may be broken down over several years into annual instalments.	4. Budgetary commitments for activities extending over more than one financial year may be broken down over several years into annual instalments.	4. Budgetary commitments for activities extending over more than one financial year may be broken down over several years into annual instalments.	4. Budgetary commitments for activities extending over more than one financial year may be broken down over several years into annual instalments. Text Origin: Commission Proposal
Article 11(5)				
G 182a			**5. Resources allocated to Member States under shared management may, at the request of the Member State concerned, be transferred to the Programme, subject to the conditions set out in Article 26 of Regulation (EU) 2021/1060 of the European Parliament and of the Council[1]. The Commission shall implement those resources directly in accordance with point (a) of the first subparagraph of Article 62(1) of the Financial Regulation or indirectly in accordance with point (c) of that subparagraph. Those**	***5. Resources allocated to Member States under shared management may, at the request of the Member State concerned, be transferred to the Programme, subject to the conditions set out in Article 26 of Regulation (EU) 2021/1060 of the European Parliament and of the Council[1]. The Commission shall implement those resources directly in accordance with point (a) of the first subparagraph of Article 62(1) of the Financial Regulation or indirectly in accordance with point (c) of that subparagraph. Those***

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			resources shall be used for the benefit of the Member State concerned. **1. Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy (OJ L 231, 30.6.2021, p. 159)**	***resources shall be used for the benefit of the Member State concerned.*** ***1. Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy (OJ L 231, 30.6.2021, p. 159)*** Text Origin: Council Mandate
Article 12				
G 183	Article 12 Cumulative and alternative funding	Article 12 Cumulative and alternative funding	Article 12 Cumulative and alternative funding	Article 12 Cumulative and alternative funding Text Origin: Commission Proposal
Article 12, first paragraph				
G 184	An action that has received a contribution from another Union programme, including funds under shared management, may also receive a contribution under the Programme, provided that the contributions do not cover the same	An action that has received a contribution from another Union programme, including funds under shared management, may also receive a contribution under the Programme, provided that the contributions do not cover the same	An action that has received a contribution from another Union programme, including funds under shared management, may also receive a contribution under the Programme, provided that the contributions do not cover the same	An action that has received a contribution from another Union programme, including funds under shared management, may also receive a contribution under the Programme, provided that the contributions do not cover the same

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	costs. The rules of the relevant Union programme shall apply to the corresponding contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action. The support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	costs. The rules of the relevant Union programme shall apply to the corresponding contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action. The support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	costs. The rules of the relevant Union programme shall apply to the corresponding contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action. The support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	costs. The rules of the relevant Union programme shall apply to the corresponding contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action. The support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support. Text Origin: Commission Proposal
Article 13				
G 185	Article 13 Contributions to the Programme	Article 13 Contributions to the Programme	Article 13 **Additional** contributions to the Programme	Article 13 ***Additional*** contributions to the Programme Text Origin: Council Mandate
Article 13(1), introductory part				
G 186	1. The Programme may receive additional financial contributions or contributions in-kind from:	1. The Programme may receive additional financial contributions or contributions in-kind from:	1. The Programme may receive additional financial contributions or contributions in-kind from **any of the following**:	1. The Programme may receive additional financial contributions or contributions in-kind from ***any of the following***: Text Origin: Council Mandate
Article 13(1), point (a)				
G 187	(a) Union agencies and bodies;	(a) Union agencies and bodies;	(a) Union agencies and bodies;	(a) Union agencies and bodies;

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				Text Origin: Commission Proposal
Article 13(1), point (b)				
188	(b) Member States;	(b) Member States;	(b) Member States **in line with relevant agreements**;	(b) Member States ***in line with relevant agreements***; Text Origin: Council Mandate
Article 13(1), point (c)				
189	(c) Third countries participating in the programme;	(c) Third countries participating in the programme;	(c) Third countries participating in the Programme **in line with relevant agreements**;	(c) Third countries participating in the Programme ***in line with relevant agreements***; Text Origin: Council Mandate
Article 13(1), point (d)				
190	(d) European Space Agency (ESA) or other international organisations in line with relevant agreements.	(d) ~~*European Space Agency (ESA) or*~~ other international organisations in line with relevant agreements~~.~~ **;**	*deleted*	(d) ~~*European Space Agency (ESA) or other*~~ international organisations in line with relevant agreements~~.~~ Text Origin: EP Mandate
Article 13(1), point (e)				
190a			**(e) other international organisations in line with relevant agreements.**	*deleted* *See row 190* *Text Origin: Council Mandate*

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Article 13(1), point (da)				
190b		***(da) Private sector contributions.***		*deleted* *see row 191c* *Text Origin: EP Mandate*
Article 13(1a)				
190c		***1a. The Programme may receive additional financial contributions from ESA in support of development and validation activities comprised in contracts awarded pursuant to Article 15.***		*deleted* *see row 191a* *Text Origin: EP Mandate*
Article 13(2)				
191	*2.* The additional financial contribution referred to in paragraph 1 of this Article and revenues pursuant to Article 8(4) shall be treated as external assigned revenue in accordance with Article 21(5) of Regulation (EU, Euratom) 2018/1046 (the 'Financial Regulation').	2. The additional financial contribution referred to in paragraph 1 ***and 1a*** of this Article and revenues pursuant to Article 8(4) shall be treated as external assigned revenue in accordance with Article 21(5) of Regulation (EU, Euratom) 2018/1046 (the 'Financial Regulation').	2. The additional financial contribution referred to in paragraph 1 of this Article and revenues pursuant to Article ~~8(4)~~**6a(4)** shall be treated as external assigned revenue in accordance with Article 21(5) of ~~Regulation (EU, Euratom) 2018/1046 (the '~~Financial Regulation~~[2])~~.	2. The additional financial contribution referred to in paragraph 1 of this Article and revenues pursuant to Article ~~*8(4)*~~***6a(4)*** shall be treated as external assigned revenue in accordance with Article 21(5) of ~~*Regulation (EU, Euratom) 2018/1046 (the '*~~Financial Regulation~~*[2])*~~. *Text Origin: Council Mandate*
Article 13a				

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G 191a			**Article 13a** **ESA contribution**	***Article 13a*** ***ESA contribution*** Text Origin: Council Mandate
Article 13a, first paragraph				
191b			**The ESA, in accordance with its own internal rules and procedures, may contribute through ESA optional programmes to the Programme's activities.**	***The ESA, in accordance with its own internal rules and procedures, may contribute through ESA optional programmes to the Programme's development and validation activities included in contracts awarded pursuant to Article 15.*** See row 190c Council check Text Origin: Council Mandate
Article 13b				
G 191c			**Article 13b** **Private sector contribution**	***Article 13b*** ***Private sector contribution*** Text Origin: Council Mandate
Article 13b, first paragraph				
G 191d			**The contractors referred to in Article 15 shall entirely finance the commercial infrastructure referred to in Article 5 in order to**	***The contractors referred to in Article 15 shall entirely finance the commercial infrastructure referred to in Article 5 in order to fulfil the***

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			fulfil the objective referred to in Article 3(1), point (c).	***objective referred to in Article 3(1), point (c).*** Text Origin: Council Mandate
Article 14				
192	Article 14 Implementation and forms of Union funding	Article 14 Implementation and forms of Union funding	Article 14 Implementation and forms of Union funding	Article 14 Implementation and forms of Union funding Text Origin: Commission Proposal
Article 14(1)				
193	1. The Programme shall be implemented under direct management in accordance with the Financial Regulation or under indirect management with bodies referred to in the first subparagraph of point (c) of Article 62(1) of the Financial Regulation.	1. The Programme shall be implemented under direct management in accordance with the Financial Regulation or under indirect management with bodies referred to in the first subparagraph of point (c) of Article 62(1) of the Financial Regulation.	1. The Programme shall be implemented under direct management in accordance with the Financial Regulation or under indirect management with ~~bodies~~**entities** referred to in the first subparagraph of point (c) of Article 62(1) of the Financial Regulation.	1. The Programme shall be implemented under direct management in accordance with the Financial Regulation or under indirect management with bodies referred to in the first subparagraph of point (c) of Article 62(1) of the Financial Regulation. Text Origin: Commission Proposal
Article 14(2)				
194	2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide	2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide	2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide	2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide

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	financing in the form of financial instruments within blending operations.	financing in the form of financial instruments within blending operations.	financing in the form of financial instruments within blending operations.	financing in the form of financial instruments within blending operations. Text Origin: Commission Proposal
Chapter IV				
195	Chapter IV Implementation of the Programme	Chapter IV Implementation of the Programme	Chapter IV Implementation of the Programme	Chapter IV Implementation of the Programme Text Origin: Commission Proposal
Article 15				
196	Article 15 Implementation model	Article 15 Implementation model	Article 15 Implementation model	Article 15 Implementation model Text Origin: Commission Proposal
Article 15(-1)				
196a			**-1. The Programme implementation shall follow, as appropriate, a phased approach until full completion of the activities referred to in Article 4. The Commission, in full coordination with the Member States, shall ensure that the procurement approach allows for the widest competition possible in**	***-1. The Programme implementation shall follow, as appropriate, a phased approach until full completion of the activities referred to in Article 4. The Commission, in full coordination with the Member States, shall ensure that the procurement approach allows for the widest competition possible in***

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			order to foster appropriate participation of the entire industrial value chain for the contracts related to the provision of the services referred to in Article 7(1-a) and the contracts related to the purchase of the services referred to in Article 7(1-b).	***order to foster appropriate participation of the entire industrial value chain for the contracts related to the provision of the services referred to in Article 7(1-a) and the contracts related to the purchase of the services referred to in Article 7(1-b).*** Text Origin: Council Mandate
Article 15(1)				
G 197	1. The activities set out in Article 4 of this Regulation shall be implemented through contracts awarded in compliance with the Financial Regulation and the principles of procurement under Article 17 of this Regulation.	1. The activities set out in Article 4 of this Regulation shall be implemented through contracts awarded in compliance with the Financial Regulation and the principles of procurement under Article 17 of this Regulation.	1. The activities set out in Article 4 of this Regulation shall be implemented through **several** contracts awarded in compliance with the Financial Regulation and the principles of procurement under Article 17 of this Regulation **and may take the form of concession contracts, supply, service, or works contracts or mixed contracts**.	1. The activities set out in Article 4 of this Regulation shall be implemented through ***several*** contracts awarded in compliance with the Financial Regulation and the principles of procurement under Article 17 of this Regulation ***and may take the form of concession contracts, supply, service, or works contracts or mixed contracts***. Text Origin: Council Mandate
Article 15(1a)				
G 197a			**1a. The contracts referred to in this Article shall be procured under direct or indirect management and may take the form of an inter-institutional procurement referred to in Article 165(1) of the Financial Regulation,**	***1a. The contracts referred to in this Article shall be procured under direct or indirect management and may take the form of an inter-institutional procurement referred to in Article 165(1) of the Financial Regulation, between the***

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			between the Commission and the Agency, whereby the Commission shall assume the role of lead contracting authority.	***Commission and the Agency, whereby the Commission shall assume the role of lead contracting authority.*** Text Origin: Council Mandate
Article 15(1aa)				
G 197b			**1aa. The procurement approach and the establishment of tender specifications for the contracts referred to in paragraph 1 shall comply with the implementing acts referred to in Articles 6a(2), 7(1a) and 7(2).**	***1aa. The procurement approach and the contracts referred to in paragraph 1 of this Article shall comply with the implementing acts referred to in Articles 6a(2), 7(1a) and 7(2).*** Text Origin: Council Mandate
Article 15(2)				
G 198	2. The roles, responsibilities, financial scheme and allocation of risks between the Union and the contractor for their implementation shall be set out in contracts, which may take the form of a concession contract, a supply, service or works contract or a mixed contract, taking into account the ownership regime under Article 16 and the funding of the Programme under Chapter III.	2. The roles, responsibilities, financial scheme and allocation of risks between the Union and the contractor for their implementation shall be set out in contracts, which may take the form of a concession contract, a supply, service or works contract or a mixed contract, taking into account the ownership regime under Article 16 and the funding of the Programme under Chapter III.	2. **If the result of the procurement procedure referred to in paragraph 1 takes the form of a concession contract, such contract**~~The roles, responsibilities, financial scheme and allocation of risks between the Union and the contractor for their implementation~~ shall ~~be set out in contracts, which may take the form of a concession contract, a supply, service or works contract or a mixed contract,~~**detail the architecture of the governmental infrastructure of the secure connectivity system, roles,**	2. ***If the result of the procurement procedure referred to in paragraph 1 takes the form of concession contracts, those contracts***~~*The roles, responsibilities, financial scheme and allocation of risks between the Union and the contractor for their implementation*~~ shall ~~*be*~~ set out ~~*in contracts, which may take the form of a concession contract, a supply, service or works contract or a mixed contract,*~~***the architecture of the governmental infrastructure of the secure connectivity system, roles, responsibilities, financial scheme***

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			responsibilities, financial scheme and allocation of risks between the Union and the contractors taking into account the ownership regime under Article ~~16~~**5a** and the funding of the Programme under Chapter III.	***and the allocation of risks between the Union and the contractors*** taking into account the ownership regime under Article ~~16~~***5a*** and the funding of the Programme under Chapter III. Text Origin: Council Mandate
Article 15(3)				
199	3. The contracts referred to in this Article shall be procured under direct and indirect management and may take the form of an inter-institutional procurement referred to in Article 165(1) of the Financial Regulation, between the Commission and the Agency, whereby the Commission shall assume the role of lead contracting authority.	3. The contracts referred to in this Article shall be procured under direct and indirect management and may take the form of an inter-institutional procurement referred to in Article 165(1) of the Financial Regulation, between the Commission and the Agency, whereby the Commission shall assume the role of lead contracting authority.	*deleted*	*deleted* Text Origin: Commission Proposal
Article 15(4)				
200	*4.* If the procurement procedure referred to in paragraph 2 takes the form of a concession contract and such procedure leads to the failure to conclude the concession contract, the Commission shall restructure the procurement and implement a supply, service or works contract, as appropriate for an optimal implementation of the Programme.	4. If the procurement procedure referred to in paragraph 2 takes the form of a concession contract and such procedure leads to the failure to conclude the concession contract, the Commission shall restructure the procurement and implement a supply, service or works contract, as appropriate for an optimal implementation of the Programme.	4. If ~~the procurement procedure referred to in paragraph 2 takes the form of a concession contract and such procedure leads to the failure to conclude the concession contract, the Commission shall restructure the procurement and implement~~**a concession contract is not awarded, the Commission shall ensure an optimal implementation**	4. If ~~*the procurement procedure referred to in paragraph 2 takes the form of a concession contract and such procedure leads to the failure to conclude the concession contract, the Commission shall restructure the procurement and implement*~~***a concession contract is not awarded, the Commission shall ensure an optimal implementation of the***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			of the objective referred to in Article 3(1), point (a), by procuring, as appropriate, a supply, service or works contract~~, as appropriate for an optimal implementation of the Programme~~ **or a mixed contract**.	***objective referred to in Article 3(1), point (a), by procuring, as appropriate,*** a supply, service or works contract~~, as appropriate for an optimal implementation of the Programme~~ ***or a mixed contract***. Text Origin: Council Mandate
Article 15(4a)				
G	200a		**4a. The Commission shall take necessary measures to ensure continuity of the governmental services if the contractors are unable to fulfil their obligations.**	***4a. The Commission shall take the necessary measures to ensure continuity of the governmental services if the contractors are unable to fulfil their obligations.*** Text Origin: Council Mandate
Article 15(5)				
G	201	5. Where appropriate, the procurement procedures for the contracts referred to in this Article may also take the form of joint procurements with Member States, according to Article 165(2) of the Financial Regulation.	5. Where appropriate, the procurement procedures for the contracts referred to in this Article may also take the form of joint procurements with Member States, according to Article 165(2) of the Financial Regulation.	5. Where appropriate, the procurement procedures for the contracts referred to in this Article may also take the form of joint procurements with Member States, according to Article 165(2) of the Financial Regulation. Text Origin: Commission Proposal
Article 15(6)				
G	202	6. The contracts referred to in this	6. The contracts referred to in this	6. The contracts referred to in this

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	Article shall include adequate safeguards to avoid any overcompensation of the contractor, distortions of competition, any conflict of interest, undue discrimination and any other hidden indirect advantages. In accordance with Article 7(4), they shall contain provisions on the assessment and approval process of commercial services provided by the contractor to ensure that the Union's essential interest and the Programme objectives are preserved.	Article shall ***ensure that the provision of commercial services preserves the Union's essential interests and the Programme's general and specific objectives referred to in Article 3. They shall in particular specify how the Commission is to assess and approve the provision of commercial services, in order to ensure that the Union's essential interests and the Programme's general and specific objectives are preserved and what measures are to be taken in the event that those essential interests are not respected or those objectives are not met. Moreover, they shall include measures to ensure service continuity in the event of a major failing on the part of the contractor. Those contracts shall also*** include adequate safeguards to avoid any overcompensation of the contractor, distortions of competition, ~~*any conflict*~~***conflicts*** of interest, undue discrimination~~*and*~~ ***or*** any other hidden indirect advantages. ~~*In accordance with Article 7(4), they shall contain provisions on the assessment and approval process*~~***Such safeguards shall include the obligation of accounting separation between the provision of governmental services and the provision*** of commercial	Article shall **in particular ensure that the provision of services based on commercial infrastructure preserves the Union's essential interests and the Programme's general and specific objectives referred to in Article 3. They shall also** include adequate safeguards to avoid any overcompensation of the ~~contractor~~**contractors**, distortions of competition, any conflict of interest, undue discrimination and any other hidden indirect advantages. ~~In accordance with Article 7(4), they shall contain provisions on the assessment and approval process~~**Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision** of commercial services**, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the provision of fair, reasonable and non-discriminatory access to infrastructure necessary for the provision of commercial services** ~~provided by the contractor to ensure that the Union's essential interest and the Programme objectives are preserved~~.	Article shall ***in particular ensure that the provision of services based on commercial infrastructure preserves the Union's essential interests and the Programme's general and specific objectives referred to in Article 3. Those contracts shall also*** include adequate safeguards to avoid any overcompensation of the ~~*contractor*~~***contractors***, distortions of competition, ~~*any conflict*~~***conflicts*** of interest, undue discrimination~~*and*~~ ***or*** any other hidden indirect advantages. ~~*In accordance with Article 7(4), they shall contain provisions on the assessment and approval process*~~***Such safeguards may include the obligation of accounting separation between the provision of governmental services and the provision*** of commercial services***, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services,*** ~~*provided by the contractor to ensure that the Union's essential interest*~~ and the ~~*Programme objectives are preserved*~~***provision of open, fair, reasonable and non-discriminatory access to infrastructure necessary for the provision of commercial services. The contracts shall also ensure that the conditions of Article***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		services***, including the setting up of a structurally and legally separate entity from the vertically integrated operator for the provision of governmental services, and the provision of open, fair, reasonable and non-discriminatory access to infrastructure necessary for the provision of commercial services.*** ***The Commission shall*** ~~*provided by the contractor to*~~ ensure ~~*that the Union's essential interest and the Programme objectives are preserved*~~***control over the infrastructure shared with the private partner, thereof contractual provisions shall be considered in the concession agreement such as buy-back option in case of default, veto right in case of acquisition by a third country company and vetting of key personnel***.	PUBLIC	***19 are met throughout their duration***. Text Origin: EP Mandate
Article 15(6a)				
G	202a		**6a. Where the governmental and commercial services rely on common subsystems or interfaces to ensure synergies, the contracts referred to in this Article shall also determine which of those interfaces and common subsystems shall be part of the governmental infrastructure in**	***6a. Where the governmental and commercial services rely on common subsystems or interfaces to ensure synergies, the contracts referred to in this Article shall also determine which of those interfaces and common subsystems shall be part of the governmental infrastructure in order to ensure*** G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			order to ensure the protection of the security interests of the Union and its Member States.	***the protection of the security interests of the Union and its Member States.*** Text Origin: Council Mandate
Article 15(7)				
G	203	7. The contracts referred to in this Article shall contain provisions on the establishment of a scheme to offset the CO_2 emissions generated by the launches of the infrastructure referred to in Article 5.	7. ~~*The contracts referred to in this Article shall contain provisions on the establishment of a scheme to offset the CO_2 emissions generated by the launches of the infrastructure referred to in Article 5.*~~	7. The contracts referred to in this Article shall contain provisions on the establishment of a scheme to offset the CO_2 emissions generated by the ~~launches~~**development, production and deployment** of the infrastructure referred to in Article 5**, as well as appropriate measures for spacecraft disposal at the end of operational lifetime to prevent the proliferation of space debris**.	*deleted* Text Origin: Council Mandate
Article 15(7a)				
G	*203a*		***7a. Without prejudice to the Financial Regulation, the Commission shall, upon the request of the European Parliament, provide detailed information about the procurements procedures and contracts referred to in this Article.***	*deleted* *see row 261* Text Origin: EP Mandate
Article 15(7b)				
G	*203b*		***7b. The contracts referred to in this Article shall contain provisions on***	*deleted*

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		mitigating cybersecurity risks.		*Text Origin: EP Mandate*
Article 16				
204	Article 16 Ownership and use of assets	Article 16 Ownership and use of assets	*Moved to row 129a*	~~*Article 16*~~ *deleted*
Article 16(1), first subparagraph				
205	*1.* The Union shall be the owner of all tangible and intangible assets laid down in Article 5, which form part of the governmental infrastructure. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets.	1. The Union shall be the owner of all tangible and intangible assets laid down in Article 5, which form part of the governmental infrastructure. To that effect, the Commission shall ensure that contracts, agreements and other arrangements concerning activities that may result in the creation or development of such assets contain provisions ensuring the Union's ownership of those assets.	*Moved to row 129b*	*deleted*
Article 16(1), second subparagraph, introductory part				
206	In particular, the Commission shall ensure that the Union has the following rights:	In particular, the Commission shall ensure that the Union has the following rights:	*Moved to row 129c*	*deleted*
Article 16(1), second subparagraph, point (a)				
207	*(a)* the right of use of the	(a) the right of use of the		

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	frequencies required for the transmission of the signals generated by the Programme, in accordance with the applicable laws, regulations and relevant licensing agreements and the filings provided by the Member States remaining their property;	frequencies required for the transmission of the signals generated by the Programme, in accordance with the applicable laws, regulations and relevant licensing agreements and the filings provided by the Member States remaining their property;	Moved to row 129d	*deleted*
Article 16(1), second subparagraph, point (b)				
G	*208*	*(b)* the right to prioritise the provision of the governmental services over the commercial services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the users of the governmental services referred to in Article 10(1).	(b) the right to prioritise the provision of the governmental services over the commercial services, according to terms and conditions to be established in the contracts referred to in Article 15 and considering the users of the governmental services referred to in Article 10(1).	Moved to row 129e	*deleted*
Article 16(2), introductory part				
G	*209*	*2.* By way of derogation from paragraph 1, the Commission shall seek to conclude contracts, agreements or other arrangements with third parties with regard to:	2. By way of derogation from paragraph 1, the Commission shall seek to conclude contracts, agreements or other arrangements with third parties with regard to:	Moved to row 129f	*deleted*
Article 16(2), point (a)				
G	*210*	*(a)* pre-existing ownership rights in respect of tangible and intangible	(a) pre-existing ownership rights in respect of tangible and intangible	Moved to row 129g	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	assets forming part of the Programme infrastructure;	assets forming part of the Programme infrastructure;		
Article 16(2), point (b)				
G	*211*	*(b)* the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the Programme.	(b) the acquisition of the ownership or license rights in respect of other tangible and intangible assets necessary for the implementation of the Programme***, in relation to the provision of governmental services***.	Moved to row 129h	*deleted*
Article 16(3), introductory part				
G	*212*	*3.* Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account:	3. Where the assets referred to in paragraphs 1 and 2 consist of intellectual property rights, the Commission shall manage those rights as effectively as possible, taking into account:	Moved to row 129i	*deleted*
Article 16(3), point (a)				
G	*213*	*(a)* the need to protect and give value to the assets;	(a) the need to protect and give value to the assets;	Moved to row 129j	*deleted*
Article 16(3), point (b)				
G	*214*	*(b)* the legitimate interests of all stakeholders concerned;	(b) the legitimate interests of all stakeholders concerned;	Moved to row 129k	*deleted*
Article 16(3), point (c)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 215	*(c)* the need to ensure competitive and well-functioning markets and to develop new technologies;	(c) the need to ensure competitive and well-functioning markets and to develop new technologies;	Moved to row 129l	*deleted* G
Article 16(3), point (d)				
G 216	*(d)* the need for the continuity of the services provided by the Programme.	(d) the need for the continuity of the services provided by the Programme.	Moved to row 129m	*deleted* G
Article 16(4)				
G 217	*4.* The Commission shall, in particular, ensure that the relevant contracts, agreements and other arrangements include the possibility of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation.	4. The Commission shall, in particular, ensure that the relevant contracts, agreements and other arrangements include the possibility of transferring those intellectual property rights to third parties or of granting third-party licences for those rights, including to the creator of the intellectual property, and that such third parties can freely enjoy those rights where necessary for carrying out their tasks under this Regulation.	Moved to row 129n	*deleted* G
Article 17				
G 218	Article 17 Principles of procurement	Article 17 Principles of procurement	Article 17 Principles of procurement	Article 17 Principles of procurement Text Origin: Commission Proposal G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 17(1)				
219	1. Procurement under the Programme shall be carried out in accordance with the rules on procurement laid down by the Financial Regulation.	1. Procurement under the Programme shall be carried out in accordance with the rules on procurement laid down by the Financial Regulation.	1. **Public** procurement under the Programme shall be carried out in accordance with the rules on procurement laid down by the Financial Regulation.	1. ***Public*** procurement under the Programme shall be carried out in accordance with the rules on procurement laid down by the Financial Regulation. Text Origin: Council Mandate
Article 17(2), introductory part				
220	2. In procurement procedures for the purpose of the Programme, complementing the principles laid down in the Financial Regulation, the contracting authority shall act in accordance with the following principles:	2. In procurement procedures for the purpose of the Programme, complementing the principles laid down in the Financial Regulation, the contracting authority shall act in accordance with the following principles:	2. In **public** procurement procedures for the purpose of the Programme, complementing the principles laid down in the Financial Regulation, the contracting authority shall act in accordance with the following principles:	2. In ***public*** procurement procedures for the purpose of the Programme, complementing the principles laid down in the Financial Regulation, the contracting authority shall act in accordance with the following principles: Text Origin: Council Mandate
Article 17(2), point (a)				
221	(a) to promote in all Member States throughout the Union and throughout the supply chain, the widest and most open participation possible by economic operators, in particular start-ups, new entrants and SMEs, including in the case of sub-contracting by the tenderers;	(a) to promote in all Member States throughout the Union and throughout the supply chain, the widest and most open participation possible by economic operators, in particular start-ups, new entrants and SMEs, including in the case of sub-contracting by the tenderers***, by requiring, where appropriate, a***	(a) to promote in all Member States ~~throughout~~**across** the Union and throughout the supply chain, the widest and most open participation possible by economic operators, in particular start-ups~~, new entrants~~ and SMEs, including in the case of sub-contracting by the tenderers;	(a) to promote in all Member States ~~*throughout*~~***across*** the Union and throughout the supply chain, the widest and most open participation possible by economic operators, in particular start-ups, new entrants and SMEs, including in the case of sub-contracting by the tenderers; Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		minimum number of economic operators established in different Member States;		Proposal
Article 17(2), point (b)				
G 222	(b) to ensure effective competition in the tendering process, while taking into account the objectives of technological independence and continuity of services;	(b) to ensure effective competition in the tendering process, while taking into account the objectives of technological independence and continuity of services;	(b) to ensure effective competition in the tendering process, **and where possible, to avoid reliance on a single provider, in particular for critical equipment and services,** while taking into account the objectives of technological independence and continuity of services;	(b) to ensure effective competition in the tendering process, ***and where possible, to avoid reliance on a single provider, in particular for critical equipment and services,*** while taking into account the objectives of technological independence and continuity of services; Text Origin: Council Mandate
Article 17(2), point (c)				
G 223	(c) to follow the principles of open access and competition, by tendering on the basis of the provision of transparent and timely information, clear communication of the applicable procurement rules and procedures, selection and award criteria and any other relevant information allowing a level-playing field for all potential tenderers;	(c) to follow the principles of open access and competition, by tendering on the basis of the provision of transparent and timely information, clear communication of the applicable procurement rules and procedures, selection and award criteria and any other relevant information allowing a level-playing field for all potential tenderers;	(c) to follow the principles of open access and competition, by tendering on the basis of the provision of transparent and timely information, clear communication of the applicable procurement rules and procedures, selection and award criteria and any other relevant information allowing a level-playing field for all potential tenderers;	(c) to follow the principles of open access and competition, by tendering on the basis of the provision of transparent and timely information, clear communication of the applicable procurement rules and procedures, selection and award criteria and any other relevant information allowing a level-playing field for all potential tenderers; Text Origin: Commission Proposal
Article 17(2), point (d)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
224	(d) to protect the security and public interest of the Union and its Member States, including through a reinforcement of the autonomy of the Union, in particular in technological terms;	(d) to protect the security and public interest of the Union and its Member States, including through a reinforcement of the ***technological and strategic*** autonomy of the Union, in particular in technological terms***, by performing risk assessments and implementing disruption risk mitigation measures when only one supplier is available***;	(d) to protect the security and public interest of the Union and its Member States, including through a reinforcement of the autonomy of the Union, in particular in technological terms;	(d) to protect the security and public interest of the Union and its Member States, including through a reinforcement of the ***strategic*** autonomy of the Union, in particular in technological terms***, by performing risk assessments and implementing disruption risk mitigation measures, for instance when only one supplier is available***; Text Origin: EP Mandate
Article 17(2), point (da)				
224a		***(da) to ensure the continuity of operations, contracts and procurement procedures must either provide for diversification of products, components and services supplies among providers or implement disruption risk measures;***		*deleted* *Text Origin: EP Mandate*
Article 17(2), point (e)				
225	*(e)* to comply with the security requirements of the Programme's core infrastructure and to contribute to the protection of the essential security interests of the Union and its Member States;	(e) to comply with the security requirements of the Programme's core infrastructure and to contribute to the protection of the essential security interests of the Union and its Member States;	(e) to comply with the security requirements of the Programme~~'s core infrastructure~~ and to contribute to the protection of the essential security interests of the Union and its Member States;	(e) to comply with the security requirements of the Programme~~*'s core infrastructure*~~ and to contribute to the protection of the essential security interests of the Union and its Member States; Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 17(2), point (f)				
226	(f) by way of derogation from Article 167 of the Financial Regulation, to use, wherever appropriate, multiple supply sources in order to ensure better overall control of all the Programme's components, their cost and schedule;	(f) by way of derogation from Article 167 of the Financial Regulation, to use, wherever appropriate, multiple supply sources in order to ensure better overall control of all the Programme's components, their cost and schedule;	(f) by way of derogation from Article 167 of the Financial Regulation, to use, wherever appropriate, multiple supply sources in order to ensure better overall control of ~~all~~ the Programme~~'s components, their~~**, its** cost and schedule;	(f) by way of derogation from Article 167 of the Financial Regulation, to use, wherever appropriate, multiple supply sources in order to ensure better overall control of ~~*all*~~ the Programme~~*'s components, their*~~***, its*** cost and schedule; Text Origin: Council Mandate
Article 17(2), point (g)				
227	(g) to promote service continuity and reliability;	(g) to promote service ***accessibility,*** continuity and reliability;	(g) to promote service continuity and reliability;	(g) to promote service ***accessibility,*** continuity and reliability; Text Origin: EP Mandate
Article 17(2), point (h)				
228	(h) to satisfy environmental criteria;	(h) to ~~*satisfy environmental criteria*~~***enhance the safety and sustainability of outer space activities, by implementing appropriate measures in accordance with the provisions set in paragraphs 1 and 2 of Article 6a***;	(h) to satisfy environmental criteria;	(h) to ~~*satisfy environmental criteria*~~***enhance the safety and sustainability of outer space activities, by implementing appropriate measures in accordance with the provisions set out in paragraphs 1 and 2 of Article 6a***; Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 17(2), point (i)				
229	(i) to ensure the effective promotion of equal opportunities for all, and the implementation of gender mainstreaming, and of the gender dimension and shall aim to address the causes of gender imbalance. Particular attention shall be paid to ensure gender balance in evaluation panels.	(i) to ensure the effective promotion of equal opportunities for all, and the implementation of gender mainstreaming, and of the gender dimension and shall aim to address the causes of gender imbalance. Particular attention shall be paid to ensure gender balance in evaluation panels.	(i) to ensure the effective promotion of equal opportunities for all, and the implementation of gender mainstreaming, and of the gender dimension and shall aim to address the causes of gender imbalance. Particular attention shall be paid to ensure gender balance in evaluation panels.	(i) to ensure the effective promotion of equal opportunities for all, and the implementation of gender mainstreaming, and of the gender dimension and shall aim to address the causes of gender imbalance. Particular attention shall be paid to ensure gender balance in evaluation panels. Text Origin: Commission Proposal
Article 18				
230	Article 18 Subcontracting	Article 18 Subcontracting	Article 18 Subcontracting	Article 18 Subcontracting Text Origin: Commission Proposal
Article 18(1)				
231	1. To encourage new entrants, SMEs and start-ups and their cross-border participation, and to offer the widest possible geographical coverage while protecting the Union's autonomy, the contracting authority shall request that the tenderer subcontracts part of the contract by competitive tendering at the appropriate levels of	1. To encourage new entrants, SMEs and start-ups ***across the Union*** and their cross-border participation, and to offer the widest possible geographical coverage while protecting the Union's ***strategic*** autonomy, the contracting authority shall request that the tenderer subcontracts part of the contract by competitive tendering at	1. To encourage new entrants, SMEs and start-ups and their cross-border participation, and to offer the widest possible geographical coverage while protecting the Union's autonomy, the contracting authority shall request that the tenderer subcontracts part of the contract by competitive tendering at the appropriate levels of	1. To encourage new entrants, SMEs and start-ups ***across the Union*** and their cross-border participation, and to offer the widest possible geographical coverage while protecting the Union's autonomy, the contracting authority shall request that the tenderer subcontracts part of the contract by competitive tendering at the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	subcontracting to companies other than those affiliated with the tenderer's group.	the appropriate levels of subcontracting to companies other than those affiliated with the tenderer's group.	subcontracting to companies other than those ~~affiliated with~~**which belong to** the tenderer's group.	appropriate levels of subcontracting to companies other than those ~~*affiliated with*~~***which belong to*** the tenderer's group. Text Origin: EP Mandate
Article 18(1a)				
231a		***1a. For contracts above EUR 10 million, the contracting authority shall ensure that large portions and at least 30% of the value of the contract is subcontracted by competitive tendering at various levels of subcontracting to companies outside the group of the prime tenderer, particularly in order to enable the cross-border participation of SMEs in the space ecosystem.***		***1a. For contracts above EUR 10 million, the contracting authority shall ensure that at least 30 % of the value of the contract is subcontracted by competitive tendering at various levels of subcontracting to companies outside the group of the prime tenderer, particularly in order to enable the cross-border participation of SMEs in the space ecosystem.***
Article 18(2)				
232	2. The tenderer shall justify any derogation from a request made under paragraph 1.	2. ~~*The tenderer shall justify any derogation from a request made under paragraph 1.*~~	2. The tenderer shall justify any derogation from a request made under paragraph 1.	2. The tenderer shall justify any derogation from a request made under paragraph 1 ***or from the percentage referred to in paragraph 1a***.
Article 18(3)				
232a		***2a. If the tenderer is not able to comply with request made under***	**3. For contracts above EUR 10 million, the contracting authority**	***2a. The Commission shall inform the Programme committee referred***

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		paragraph 1 or percentage referred to in paragraph 1a, it shall provide the contracting authority with the duly justified reasons why it is not able to do so. The contracting authority may allow the tenderer to derogate from the requirements to comply with the request. The contracting authority shall submit any requests for a derogation under this paragraph to the Commission and to the Programme committee.	**shall ensure that at least 30 % of the value of the contract is subcontracted by competitive tendering at various levels of subcontracting to companies outside the group of the prime tenderer, particularly in order to enable the cross-border participation of SMEs. The Commission shall inform the Programme committee referred to in Article 42 on the fulfilment of that objective for contracts signed after the entry into force of this Regulation.**	***to in Article 42 of the fulfilment of the objectives referred to in paragraphs 1 and 1a for contracts signed after the entry into force of this Regulation.***
Article 19				
233	Article 19 Eligibility and participation conditions for the preservation of the security, integrity and resilience of operational systems of the Union	Article 19 Eligibility and participation conditions for the preservation of the security, integrity and resilience of operational systems of the Union	Article 19 Eligibility and participation conditions for the preservation of the security, integrity and resilience of operational systems of the Union	Article 19 Eligibility and participation conditions for the preservation of the security, integrity and resilience of operational systems of the Union Text Origin: Commission Proposal
Article 19, first paragraph				
234	Eligibility and participation conditions shall apply to the award procedures carried out in the implementation of the Programme, where necessary and appropriate to preserve the security, integrity and	Eligibility and participation conditions shall apply to the award procedures carried out in the implementation of the Programme, where necessary and appropriate to preserve the security, integrity and	Eligibility and participation conditions shall apply to the award procedures carried out in the implementation of the Programme, where necessary and appropriate to preserve the security, integrity and	Eligibility and participation conditions shall apply to the award procedures carried out in the implementation of the Programme, where necessary and appropriate to preserve the security, integrity and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	resilience of the operational Union systems as set out in Article 24 of Regulation (EU) 2021/696, taking into account the objective to promote the Union's strategic autonomy, in particular in terms of technology across key technologies and value chains, while preserving an open economy.	resilience of the operational Union systems as set out in Article 24 of Regulation (EU) 2021/696, taking into account the objective to promote the Union's strategic autonomy, in particular in terms of technology across key technologies and value chains, while preserving an open economy.	resilience of the operational Union systems as set out in Article 24 of Regulation (EU) 2021/696, taking into account the objective to promote the Union's strategic autonomy, in particular in terms of technology across key technologies and value chains, while preserving an open economy.	resilience of the operational Union systems as set out in Article 24 of Regulation (EU) 2021/696, taking into account the objective to promote the Union's strategic autonomy, in particular in terms of technology across key technologies and value chains, while preserving an open economy. Text Origin: Commission Proposal
Article 20				
G 235	Article 20 Protection of the financial interests of the Union	Article 20 Protection of the financial interests of the Union	Article 20 Protection of the financial interests of the Union	Article 20 Protection of the financial interests of the Union Text Origin: Commission Proposal
Article 20, first paragraph				
G 236	Where a third country participates in the Programme by means of a decision adopted pursuant to an international agreement or on the basis of any other legal instrument, the third country shall grant the necessary rights and access required for the authorising officer responsible, OLAF, the European Public Prosecutor's Office and the Court of Auditors to comprehensively exercise their	Where a third country participates in the Programme by means of a decision adopted pursuant to an international agreement or on the basis of any other legal instrument, the third country shall grant the necessary rights and access required for the authorising officer responsible, OLAF, the European Public Prosecutor's Office and the Court of Auditors to comprehensively exercise their	Where a third country participates in the Programme by means of a decision adopted pursuant to an international agreement or on the basis of any other legal instrument, the third country shall grant the necessary rights and access required for the authorising officer responsible, OLAF~~, the European Public Prosecutor's Office~~ and the Court of Auditors to comprehensively exercise their	Where a third country participates in the Programme by means of a decision adopted pursuant to an international agreement or on the basis of any other legal instrument, the third country shall grant the necessary rights and access required for the authorising officer responsible, OLAF~~, *the European Public Prosecutor's Office*~~ and the Court of Auditors to comprehensively exercise their

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, as provided for in Regulation (EU, Euratom) No 883/2013.	respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, as provided for in Regulation (EU, Euratom) No 883/2013.	respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, as provided for in Regulation (EU, Euratom) No 883/2013.	respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, as provided for in Regulation (EU, Euratom) No 883/2013. Text Origin: Council Mandate
Chapter V				
237	Chapter V Governance of the Programme	Chapter V Governance of the Programme	Chapter V Governance of the Programme	Chapter V Governance of the Programme Text Origin: Commission Proposal
Article 21				
238	Article 21 Principles of governance	Article 21 Principles of governance	Article 21 Principles of governance	Article 21 Principles of governance Text Origin: Commission Proposal
Article 21, first paragraph, introductory part				
239	The governance of the Programme shall be based on the following principles:	The governance of the Programme shall be based on the following principles:	The governance of the Programme shall be based on the following principles:	The governance of the Programme shall be based on the following principles: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 21, first paragraph, point (a)				
240	(a) clear distribution of tasks and responsibilities between the entities involved in the implementation of the Programme	(a) clear distribution of tasks and responsibilities between the entities involved in the implementation of the Programme	(a) clear distribution of tasks and responsibilities between the entities involved in the implementation of the Programme	(a) clear distribution of tasks and responsibilities between the entities involved in the implementation of the Programme Text Origin: Commission Proposal
Article 21, first paragraph, point (b)				
241	(b) relevance of the governance structure to the specific needs of the Programme and measures, as appropriate;	(b) relevance of the governance structure to the specific needs of the Programme and measures, as appropriate;	(b) relevance of the governance structure to the specific needs of the Programme and measures, as appropriate;	(b) relevance of the governance structure to the specific needs of the Programme and measures, as appropriate; Text Origin: Commission Proposal
Article 21, first paragraph, point (c)				
242	(c) strong control of the Programme, including strict adherence to cost, schedule and performance by all the entities, within their respective roles and tasks in accordance with this Regulation;	(c) strong control of the Programme, including strict adherence to cost, schedule and performance by all the entities, within their respective roles and tasks in accordance with this Regulation;	(c) strong control of the Programme, including strict adherence to cost, schedule and performance by all the entities, within their respective roles and tasks in accordance with this Regulation;	(c) strong control of the Programme, including strict adherence to cost, schedule and performance by all the entities, within their respective roles and tasks in accordance with this Regulation; Text Origin: Commission Proposal
Article 21, first paragraph, point (d)				
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	(d) transparent and cost-efficient management;	(d) transparent and cost-efficient management;	(d) transparent and cost-efficient management;	(d) transparent and cost-efficient management; Text Origin: Commission Proposal
Article 21, first paragraph, point (e)				
244	(e) service continuity and necessary infrastructure continuity, including protection from relevant threats;	(e) service continuity and necessary infrastructure continuity, including ***security monitoring and management, and*** protection from relevant threats;	(e) service continuity and necessary infrastructure continuity, including **security monitoring and management and** protection from relevant threats;	(e) service continuity and necessary infrastructure continuity, including ***security monitoring and management, and*** protection from relevant threats; Text Origin: EP Mandate
Article 21, first paragraph, point (f)				
245	(f) systematic and structured consideration of the needs of users of the data, information and services provided by the Programme, as well as of related scientific and technological evolutions;	(f) systematic and structured consideration of the needs of users of the data, information and services provided by the Programme, as well as of related scientific and technological evolutions;	(f) systematic and structured consideration of the needs of users of the data, information and services provided by the Programme, as well as of related scientific and technological evolutions;	(f) systematic and structured consideration of the needs of users of the data, information and services provided by the Programme, as well as of related scientific and technological evolutions; Text Origin: Commission Proposal
Article 21, first paragraph, point (g)				
246	(g) constant efforts to control and mitigate risks.	(g) constant efforts to control and mitigate risks.	(g) constant efforts to control and mitigate risks.	(g) constant efforts to control and mitigate risks. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 22				
247	Article 22 Role of the Member States	Article 22 Role of the Member States	Article 22 Role of the Member States	Article 22 Role of the Member States Text Origin: Commission Proposal
Article 22(1)				
248	1. Member States shall contribute with their technical competence, know-how and assistance, in particular in the field of safety and security, or, where appropriate and possible, by making available to the Union the data, information, services and infrastructure in their possession or located on their territory.	1. Member States shall contribute with their technical competence, know-how and assistance, in particular in the field of safety and security, or, where appropriate and possible, by making available to the Union the data, information, services and infrastructure in their possession or located on their territory.	1. Member States ~~shall~~**may** contribute **additionally** with their technical competence, know-how and assistance, in particular in the field of safety and security, or, where appropriate and possible, by making available to the ~~Union~~**Programme** the data, information, services and infrastructure ~~in their possession or~~ located on their territory.	1. Member States ~~*shall*~~***may*** contribute ***additionally*** with their technical competence, know-how and assistance, in particular in the field of safety and security, or, where appropriate and possible, by making available to the ~~*Union*~~***Programme*** the data, information, services and infrastructure ~~*in their possession or*~~ located on their territory. Text Origin: Council Mandate
Article 22(2)				
249	2. Where relevant, the Member States shall ensure coherence and complementarity of their recovery and resilience plans under Regulation (EU) 2021/241 of the European Parliament and of the Council[1] and the Programme. 1. Regulation (EU) 2021/241 of the European Parliament and of the Council of	2. Where relevant, the Member States shall ensure coherence and complementarity of their recovery and resilience plans under Regulation (EU) 2021/241 of the European Parliament and of the Council[1] and the Programme. 1. Regulation (EU) 2021/241 of the European Parliament and of the Council of	2. Where ~~relevant~~**possible**, the Member States shall **aim to** ensure ~~coherence~~**interoperability** and complementarity of **the relevant activities under** their recovery and resilience plans under Regulation (EU) 2021/241 of the European Parliament and of the Council[1] ~~and~~**with** the Programme.	2. Where ~~*relevant*~~***possible***, the Member States shall ***aim to*** ensure coherence and complementarity of ***the relevant activities and interoperability of their capacities under*** their recovery and ~~–~~ resilience plans under Regulation (EU) 2021/241 of the European Parliament and of the Council[1]

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	12 February 2021 establishing the Recovery and Resilience Facility (OJ L 57, 18.2.2021, p. 17).	12 February 2021 establishing the Recovery and Resilience Facility (OJ L 57, 18.2.2021, p. 17).	_____ 1. Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility (OJ L 57, 18.2.2021, p. 17).	~~and~~***with*** the Programme. _____ 1. Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility (OJ L 57, 18.2.2021, p. 17). Text Origin: Council Mandate
Article 22(3)				
250	3. The Member States shall take all the necessary measures to ensure the smooth functioning of the Programme, including by helping to secure and protect, at the appropriate level, the frequencies required for the Programme.	3. The Member States shall take all the necessary measures to ensure the smooth functioning of the Programme, including by helping to secure and protect, at the appropriate level, the frequencies required for the Programme.	3. The Member States shall take all the necessary measures to ensure the smooth functioning of the Programme~~, including by helping to secure and protect, at the appropriate level, the frequencies required for the Programme~~.	3. The Member States shall take all the necessary measures to ensure the smooth functioning of the Programme~~, including by helping to secure and protect, at the appropriate level, the frequencies required for the Programme~~. Text Origin: Council Mandate
Article 22(3a)				
250a			**3a. The Member States may help to secure and protect, at the appropriate level, the frequencies required for the Programme.**	***3a. The Member States may help to secure and protect, at the appropriate level, the frequencies required for the Programme.*** Text Origin: Council Mandate
Article 22(4)				
251	4. The Member States and the Commission may cooperate to widen the uptake of services provided by	4. The Member States and the Commission may cooperate to widen the uptake of services provided by	4. The Member States and the Commission may cooperate to widen the uptake of **governmental** services	4. The Member States and the Commission may cooperate to widen the uptake of ***governmental*** services

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the Programme.	the Programme.	provided by the Programme.	provided by the Programme. Text Origin: Council Mandate
Article 22(5)				
252	5. In the field of security, the Member States shall perform the tasks referred to in Article 42 of Regulation (EU) 2021/696.	5. In the field of security, the Member States shall perform the tasks referred to in Article 42 of Regulation (EU) 2021/696.	5. In the field of security, the Member States shall perform the tasks referred to in Article 42 of Regulation (EU) 2021/696.	5. In the field of security, the Member States shall perform the tasks referred to in Article 42 of Regulation (EU) 2021/696. Text Origin: Commission Proposal
Article 22(6)				
253	6. The Member States shall provide their operational needs for the governmental services.	6. The Member States shall provide their operational needs for the governmental services.	6. The Member States shall provide their operational needs ~~for~~**in order to consolidate and refine the capacity and the specifications of** the governmental services **as well as advise the Commission on any matter in their field of competence, in particular by providing input for the preparation of the implementing acts**.	6. The Member States shall provide their operational needs *~~for~~**in order to consolidate and refine the capacity and the specifications of*** the governmental services. ***They shall also advise the Commission on any matter in their field of competence, in particular by providing input for the preparation of the implementing acts.*** Text Origin: Council Mandate
Article 22(7)				
253a			**7. The Commission may entrust, by means of contribution agreements, specific tasks to Member State organisations,**	***7. The Commission may entrust, by means of contribution agreements, specific tasks to Member State organisations, where such***

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			where such organisations have been designated by the Member State concerned. The Commission shall adopt the contribution decisions regarding the contribution agreements by means of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 42(1a).	***organisations have been designated by the Member State concerned.*** ***The Commission shall adopt the contribution decisions regarding the contribution agreements by means of implementing acts.*** ***Those implementing acts shall be adopted in accordance with the procedure referred to in Article 42(1a).*** Text Origin: Council Mandate
Article 23				
G 254	Article 23 Role of the Commission	Article 23 Role of the Commission	Article 23 Role of the Commission	Article 23 Role of the Commission Text Origin: Commission Proposal
Article 23(1)				
G 255	1. The Commission shall have overall responsibility for the implementation of the Programme, including in the field of security, without prejudice to Member States' prerogatives in the area of national security. The Commission shall, in accordance with this Regulation, determine the priorities and evolution of the Programme, in line	1. The Commission shall have overall responsibility for the implementation of the Programme, including in the field of security, without prejudice to Member States' prerogatives in the area of national security. The Commission shall, in accordance with this Regulation, determine the priorities and evolution of the Programme, in line	1. The Commission shall have overall responsibility for the implementation of the Programme, including in the field of security, without prejudice to Member States' prerogatives in the area of national security. The Commission shall, in accordance with this Regulation, determine the priorities and evolution of the Programme, in line	1. The Commission shall have overall responsibility for the implementation of the Programme, including in the field of security, without prejudice to Member States' prerogatives in the area of national security. The Commission shall, in accordance with this Regulation, determine the priorities and evolution of the Programme, in line

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	with the user requirements, and shall supervise its implementation, without prejudice to other policies of the Union.	with the user requirements, and shall supervise its implementation, without prejudice to other policies of the Union.	with the **duly established** user requirements, and shall supervise its implementation, without prejudice to other policies of the Union.	with the ***duly established*** user requirements, and shall supervise its implementation, without prejudice to other policies of the Union. Text Origin: Council Mandate
Article 23(2)				
256	2. The Commission shall ensure a clear division of tasks and responsibilities between the various entities involved in the Programme and shall coordinate the activities of those entities. The Commission shall also ensure that all the entrusted entities involved in the implementation of the Programme protect the interests of the Union, guarantee the sound management of the Union's funds and comply with the Financial Regulation and this Regulation.	2. The Commission shall ensure a clear division of tasks and responsibilities between the various entities involved in the Programme and shall coordinate the activities of those entities. The Commission shall also ensure that all the entrusted entities involved in the implementation of the Programme protect the interests of the Union, guarantee the sound management of the Union's funds and comply with the Financial Regulation and this Regulation.	2. The Commission shall ensure a clear division of tasks and responsibilities between the various entities involved in the Programme and shall coordinate the activities of those entities. The Commission shall also ensure that all the entrusted entities involved in the implementation of the Programme protect the interests of the Union, guarantee the sound management of the Union's funds and comply with the Financial Regulation and this Regulation.	2. The Commission shall ensure a clear division of tasks and responsibilities between the various entities involved in the Programme and shall coordinate the activities of those entities. The Commission shall also ensure that all the entrusted entities involved in the implementation of the Programme protect the interests of the Union, guarantee the sound management of the Union's funds and comply with the Financial Regulation and this Regulation. Text Origin: Commission Proposal
Article 23(3)				
257	3. The Commission shall procure, award and sign the contracts referred to in Article 15 in compliance with the Financial Regulation.	3. The Commission shall procure, award and sign the contracts referred to in Article 15 in compliance with the Financial Regulation.	3. The Commission shall procure, award and sign the contracts referred to in Article 15 in compliance with the Financial Regulation.	3. The Commission shall procure, award and sign the contracts referred to in Article 15 in compliance with the Financial Regulation. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 23(4)				
258	4. The Commission may entrust tasks concerning the Programme to the Agency and ESA under indirect management, in compliance with their respective roles and responsibilities as set out under Articles 24 and 25. In order to facilitate the achievement of the objectives under Article 3 and promote the most efficient cooperation between the three entities, the Commission may establish contribution agreements with each entity.	4. The Commission may entrust tasks concerning the Programme to the Agency and ESA under indirect management, in compliance with their respective roles and responsibilities as set out under Articles 24 and 25. In order to facilitate the achievement of the objectives under Article 3 and promote the most efficient cooperation between the three entities, the Commission may establish contribution agreements with each entity.	4. The Commission may entrust tasks concerning the Programme to the Agency and ESA under indirect management, in compliance with their respective roles and responsibilities as set out under Articles 24 and 25. In order to facilitate the achievement of the objectives under Article 3 and promote the most efficient cooperation between the three entities, the Commission may establish contribution agreements with each entity. **The Commission shall adopt the contribution decisions regarding the contribution agreements by means of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 42(1a).**	4. The Commission may entrust tasks concerning the Programme to the Agency and ESA under indirect management, in compliance with their respective roles and responsibilities as set out under Articles 24 and 25. In order to facilitate the achievement of the objectives under Article 3 and promote the most efficient cooperation between the three entities, the Commission may establish contribution agreements with each entity. ***The Commission shall adopt the contribution decisions regarding the contribution agreements by means of implementing acts. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 42(1a).*** Text Origin: Council Mandate
Article 23(5)				
259	5. Without prejudice to the tasks of the contractor referred to in Article 15(2), the Agency or other entrusted entities, the Commission shall ensure that the uptake and use of the services provided by the Programme	5. Without prejudice to the tasks of the contractor referred to in Article 15(2), the Agency or other entrusted entities, the Commission shall ensure that the uptake and use of the services provided by the Programme	5. Without prejudice to the tasks of the ~~contractor~~**contractors** referred to in Article ~~15(2)~~**15**, the Agency or other entrusted entities, the Commission shall ensure ~~that~~ the uptake and use of the ~~services~~	5. Without prejudice to the tasks of the ~~*contractor*~~***contractors*** referred to in Article ~~*15(2)*~~***15***, the Agency or other entrusted entities, the Commission shall ensure ~~*that*~~ the uptake and use of the ~~*services*~~

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	is promoted and maximised. It shall ensure complementarity, consistency, synergies and links between the Programme and other Union actions and programmes.	is promoted and maximised. It shall ensure complementarity, consistency, synergies and links between the Programme and other Union actions and programmes.	~~provided by the Programme is promoted and maximised~~**governmental services**. It shall ensure complementarity, consistency, synergies and links between the Programme and other Union actions and programmes.	~~*provided by the Programme is promoted and maximised*~~***governmental services***. It shall ensure complementarity, consistency, synergies and links between the Programme and other Union actions and programmes. Text Origin: Council Mandate
Article 23(6)				
G 260	6. Where appropriate, the Commission shall ensure the coherence of activities performed in the context of the Programme with activities carried out in the space domain at Union, national or international level. It shall encourage cooperation between the Member States and, where relevant to the Programme, facilitate convergence of their technological capacities and developments in the space domain.	6. Where appropriate, the Commission shall ensure the coherence of activities performed in the context of the Programme with activities carried out in the space domain at Union, national or international level. It shall encourage cooperation between the Member States and, where relevant to the Programme, facilitate convergence ***and interoperability*** of their technological capacities and developments in the space domain.	6. Where appropriate, the Commission shall ensure the coherence of activities performed in the context of the Programme with **the** activities **already being** carried out in the space domain at Union, national or international level. It shall encourage cooperation between the Member States **facilitate interoperability of their technological capacities and developments in the space domain,** and, where relevant to the Programme, ~~facilitate convergence of their technological capacities and developments in the space domain~~**shall aim to ensure interoperability of the secure connectivity system with the relevant activities developed under the national recovery and resilience plans**. Corrected typo compared to Mandate	6. Where appropriate, the Commission shall ensure the coherence of activities performed in the context of the Programme with ***the*** activities ***already being*** carried out in the space domain at Union, national or international level. It shall encourage cooperation between the Member States ***facilitate interoperability of their technological capacities and developments in the space domain,*** and, where relevant to the Programme, ~~*facilitate convergence of their technological capacities and developments in the space domain*~~***shall aim to ensure coherence of the secure connectivity system with the relevant activities and interoperability of capacities developed under the national recovery and resilience plans***. G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			10854/22 (activities)	Text Origin: Council Mandate
Article 23(7)				
261	7. The Commission shall inform the Programme committee referred to in Article 42(1) of the interim and final results of the evaluation of any procurement procedures and of any contracts, including subcontracts, with public and private entities.	7. The Commission shall inform the Programme committee referred to in Article 42(1) of the interim and final results of the evaluation of any procurement procedures and of any contracts, including subcontracts, with public and private entities.	7. The Commission shall inform the Programme committee referred to in Article 42(1) of the interim and final results of the evaluation of any procurement procedures and of any contracts, including subcontracts, with public and private entities.	7. The Commission shall inform the ***European Parliament and the*** Programme committee referred to in Article 42(1) of the interim and final results of the evaluation of any procurement procedures and of any contracts, including subcontracts, with public and private entities. Text Origin: Commission Proposal
Article 24				
262	Article 24 Role of the Agency	Article 24 Role of the Agency	Article 24 Role of the Agency	Article 24 Role of the Agency Text Origin: Commission Proposal
Article 24(1)				
263	1. The own task of the Agency shall be to ensure, through its Security Accreditation Board, the security accreditation of the governmental infrastructure and governmental services in accordance with Chapter II of Title V of Regulation (EU) 2021/696.	1. The own task of the Agency shall be ~~*to ensure, through its Security Accreditation Board, the security accreditation of the governmental infrastructure and governmental services in accordance with Chapter II of Title V of Regulation (EU) 2021/696.*~~ ***:***	1. The own task of the Agency shall be to ensure, through its Security Accreditation Board, the security accreditation of the governmental infrastructure and governmental services in accordance with Chapter II of Title V of Regulation (EU) 2021/696.	1. The own task of the Agency shall be to ensure, through its Security Accreditation Board, the security accreditation of the governmental infrastructure and governmental services in accordance with Chapter II of Title V of Regulation (EU) 2021/696.

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				Text Origin: Commission Proposal
Article 24(1), point (a)				
263a		***(a) to ensure, through its Security Accreditation Board, the security accreditation of the governmental infrastructure and governmental services in accordance with Chapter II of Title V of Regulation (EU) 2021/696;***		*deleted* Text Origin: EP Mandate
Article 24(1), point (b)				
263b		***(b) to ensure the operational security of the governmental infrastructure, including cybersecurity, risk and threat analysis; security monitoring, in particular setting technical specifications and operational procedures and monitoring their compliance with the general security requirements referred to in Article 27(2).***		*deleted* Text Origin: EP Mandate
Article 24(1a), introductory part				
263c			**1a. The Commission shall entrust, by means of one or more contribution agreements, the following tasks to the Agency:**	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 24(1a), point (a)					
G	*263d*		**(a) operational security of the governmental infrastructure, including risk and threat analysis, security monitoring, in particular setting technical specifications and operational procedures, and monitoring their compliance with the general security requirements referred to in Article 27(2);**	*deleted*	G
Article 24(1a), point (b)					
G	*263e*		**(b) provision of the governmental services to the governmental users, in particular through the GOVSATCOM Hubs;**	*deleted*	G
Article 24(1a), point (c)					
G	*263f*		**(c) overarching coordination of user-related aspects of the governmental services in close collaboration with Member States, relevant Union agencies, EEAS and other entities;**	*deleted*	G
Article 24(1a), point (d)					
G	*263g*		**(d) undertaking activities related to user uptake of governmental services offered by the Programme**	*deleted*	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			without affecting the activities performed by the contractors under contracts referred to in Article 15.	
Article 24(2), introductory part				
264	*2.* The Commission may entrust, by means of one or more contribution agreements, the following tasks to the Agency:	2. The Commission ~~*may*~~***shall*** entrust, by means of one or more contribution agreements, the following tasks to the Agency:	2. The Commission may entrust, by means of one or more contribution agreements, the following tasks to the Agency:	2. The Commission ~~*may*~~***shall*** entrust, by means of one or more contribution agreements***, subject to the operational readiness of the Agency, notably in terms of adequate level of human resources***, the following tasks to the Agency: Text Origin: EP Mandate
Article 24(2), point (a)				
265	(a) operation of the governmental infrastructure of the Programme;	(a) ***management of the*** operation of the governmental infrastructure of the Programme;	(a) ~~operational~~**all or part of the operational management** of the governmental infrastructure of the Programme;	(a) ~~*operation*~~***all or part of the operational management*** of the governmental infrastructure of the Programme; Text Origin: Council Mandate
Article 24(2), point (b)				
266	(b) operational security of the governmental infrastructure, including risk and threat analysis, security monitoring, in particular setting technical specifications and operational procedures, and	(b) ~~*operational security of the governmental infrastructure, including risk and threat analysis, security monitoring, in particular setting technical specifications and operational procedures, and*~~	*deleted*	*(b)* operational security of the governmental infrastructure, including risk and threat analysis, security monitoring, in particular setting technical specifications and operational procedures, and

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	monitoring their compliance with the general security requirements referred to in Article 27(2).	~~*monitoring their compliance with the general security requirements referred to in Article 27(2).*~~		monitoring their compliance with the general security requirements referred to in Article 27(2). Text Origin: Commission Proposal
Article 24(2), point (c)				
G 267	(c) provision of the governmental services;	(c) provision of the governmental services***, in particular through the GOVSATCOM Hub***;	*deleted*	(c) provision of the governmental services***, in particular through the GOVSATCOM Hub***; Text Origin: EP Mandate
Article 24(2), point (d)				
G 268	(d) management of contracts referred to in Article 15, after their award and signature;	(d) management of contracts referred to in Article 15, after their award and signature;	(d) management of contracts referred to in Article 15, after their award and signature;	(d) management of contracts referred to in Article 15, after their award and signature; Text Origin: Commission Proposal
Article 24(2), point (e)				
G 269	(e) overarching coordination of user-related aspects of the governmental services in close collaboration with Member States, relevant Union agencies, EEAS and other entities;	(e) overarching coordination of user-related aspects of the governmental services in close collaboration with Member States, relevant Union agencies, EEAS and other entities;	*deleted*	*(e)* overarching coordination of user-related aspects of the governmental services in close collaboration with Member States, relevant Union agencies, EEAS and other entities; Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 24(2), point (f)				
270	(f) undertaking activities related to user uptake of services offered by the Programme without affecting the activities performed by the contractor referred to in Article 15(2) under contracts referred to in Article 15.	(f) undertaking activities related to user uptake of services offered by the Programme without affecting the activities performed by the contractor referred to in Article 15(2) under contracts referred to in Article 15.	*deleted*	*(f)* undertaking activities related to user uptake of services offered by the Programme without affecting the activities performed by the contractor referred to in Article 15(2) under contracts referred to in Article 15. Text Origin: Commission Proposal
Article 24(2), point (g)				
270a			**(g) other tasks based on the needs of the Programme.**	*deleted* *Text Origin: Council Mandate*
Article 24(2a)				
270b		***2a. The Commission may entrust, by means of one or more contribution agreements, other tasks to the Agency, provided that they aim to improve the efficiency of the implementation of the Programme's activities.***		***2a. The Commission may entrust, by means of one or more contribution agreements, other tasks based on the needs of the Programme, to the Agency.*** Text Origin: EP Mandate
Article 24(3)				
271	3. By way of derogation from Article 62(1) of the Financial	3. By way of derogation from Article 62(1) of the Financial	3. By way of derogation from Article 62(1) of the Financial	3. By way of derogation from Article 62(1) of the Financial

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	Regulation and subject to the Commission's assessment of the protection of the Union's interests, the Agency may entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission.	Regulation and subject to the Commission's assessment of the protection of the Union's interests, the Agency may entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission.	Regulation and subject to the Commission's assessment of the protection of the Union's interests, the Agency may entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission.	Regulation and subject to the Commission's assessment of the protection of the Union's interests, the Agency may entrust, by means of contribution agreements, specific activities to other entities, in areas of their respective competence, under the conditions of indirect management applying to the Commission. Text Origin: Commission Proposal
Article 24(4)				
G 272	4. Where activities are entrusted to the Agency, appropriate financial, human and administrative resources shall be ensured for their implementation. For this purpose, the Commission may allocate part of the budget for the activities entrusted to the Agency for the funding of human resources necessary for their implementation.	4. Where activities are entrusted to the Agency, ***either as own tasks as referred to in paragraph 1 or as delegated tasks as referred to in paragraphs 2 and 2a,*** appropriate financial, human and administrative resources shall be ensured for their implementation. For this purpose, the Commission ~~*may*~~***shall*** allocate part of the budget for the activities entrusted to the Agency for the funding of human resources necessary for their implementation. ***In order to enable the Agency to carry out its tasks and missions, its resources shall be re-evaluated on an ongoing basis.***	4. Where activities are entrusted to the Agency, appropriate financial, human and administrative resources shall be ensured for their implementation. For this purpose, the Commission may allocate part of the budget for the activities entrusted to the Agency for the funding of human resources necessary for their implementation.	4. Where activities are entrusted to the Agency, appropriate financial, human and administrative resources shall be ensured for their implementation. For this purpose, the Commission may allocate part of the budget for the activities entrusted to the Agency for the funding of human resources necessary for their implementation. Text Origin: Commission Proposal G
Article 25				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
273	Article 25 Role of ESA	Article 25 Role of ESA	Article 25 Role of ESA	Article 25 Role of ESA Text Origin: Commission Proposal
Article 25(1), introductory part				
274	1. Provided that the interest of the Union is protected, ESA may, within the field of its expertise, be entrusted with the following tasks:	1. Provided that the interest of the Union is protected, ESA may, within the field of its expertise, be entrusted with the following tasks:	1. Provided that the interest of the Union is protected, ESA ~~may, within the field of its expertise,~~**shall** be entrusted with the following tasks:	
Article 25(1), point (a)				
275	(a) the supervision of the development and validation activities referred to in Article 4(1), point (a), undertaken within the framework of contracts referred to in Article 15, ensuring coordination between the tasks and budget entrusted to ESA under the present article and possible ESA's own resources made available to the Programme or the contractor referred to in Article 15(2) according to terms and conditions to be agreed in the contribution agreements referred to in Article 23(4);	(a) the supervision of the development***, validation and the related deployment*** ~~*and validation*~~ activities referred to in Article 4(1), point (a)***, and of the development and evolution referred to in point Article 4(1), point (e)***, undertaken within the framework of contracts referred to in Article 15, ensuring coordination between the tasks and budget entrusted to ESA under the present article and possible ESA's own resources made available to the Programme or the contractor referred to in Article 15(2) according to terms and conditions to be agreed in the contribution agreements referred to in Article 23(4);	(a) the supervision of the development**, of the validation and of the related deployment** ~~and validation~~ activities referred to in Article 4(1), point (a), ~~undertaken within the framework of contracts~~**and of the development and evolution** referred to in Article ~~15, ensuring coordination between the tasks and budget entrusted to ESA under the present~~**4(1), point (e), undertaken within the framework of contracts referred to in** Article ~~and possible ESA's own resources made available to the Programme or the contractor~~**15 according to terms and conditions to be agreed in the contribution agreements** referred to in Article	(a) the supervision of the development***, of the validation and of the related deployment*** ~~*and validation*~~ activities referred to in Article 4(1), point (a), ~~*undertaken within the framework of contracts*~~***and of the development and evolution*** referred to in Article ~~*15, ensuring coordination between the tasks and budget entrusted to ESA under the present*~~***4(1), point (e), undertaken within the framework of contracts referred to in*** Article ~~*and possible ESA's own resources made available to the Programme or the contractor*~~***15 in accordance with terms and conditions to be agreed in the contribution agreements*** referred to in Article ~~*15(2)*~~

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			~~15(2) according to terms and conditions to be agreed in the contribution agreements~~**23(4), ensuring coordination between the tasks and budget entrusted to ESA under this Article and possible ESA's contribution** referred to in Article ~~23(4)~~**13a**;	~~*according to terms and conditions to be agreed in the*~~***23(4), ensuring coordination between the tasks and budget entrusted to ESA under this Article and possible*** contribution ~~*agreements*~~***by ESA as*** referred to in Article ~~*23(4)*~~***13a***; Text Origin: Council Mandate
Article 25(1), point (b)				
276	(b) the provision of technical expertise to the Commission; including for the preparation of the technical aspects of the Programme;	(b) the provision of technical expertise to the Commission; including for the preparation of the technical aspects of the Programme;	(b) the provision of ~~technical~~**its** expertise to the Commission~~;~~ including for the preparation **of specifications and implementation** of the technical aspects of the Programme;	(b) the provision of ~~*technical*~~***its*** expertise to the Commission~~;~~ including for the preparation ***of specifications and implementation*** of the technical aspects of the Programme; Text Origin: Council Mandate
Article 25(1), point (c)				
277	(c) the support to the evaluation of contracts under Article 15.	(c) the support to the evaluation of contracts under Article 15.	(c) the support to the evaluation of contracts **concluded** under Article 15~~.~~**;**	(c) the support to the evaluation of contracts ***concluded*** under Article 15~~.~~**;** Text Origin: Council Mandate
Article 25(1), point (d)				
277a			**(d) tasks related to the space and related ground segment of the EuroQCI referred to in Article 4(1), point (ca).**	***(d) tasks related to the space and related ground segment of the EuroQCI referred to in Article 4(1), point (ca).***

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				Text Origin: Council Mandate
Article 25(2)				
278	2. On the basis of an assessment by the Commission, ESA may be entrusted with other tasks based on the needs of the Programme, in particular related to space and related ground segment of the European Quantum Communication Infrastructure, provided that those tasks do not duplicate activities performed by another entity in the context of the Programme and that they aim to improve the efficiency of the implementation of the Programme's activities.	2. On the basis of an assessment by the Commission, ESA may be entrusted with other tasks based on the needs of the Programme, in particular related to space and related ground segment of the European Quantum Communication Infrastructure, provided that those tasks do not duplicate activities performed by another entity in the context of the Programme and that they aim to improve the efficiency of the implementation of the Programme's activities.	2. On the basis of an assessment by the Commission, ESA may be entrusted with other tasks based on the needs of the Programme, ~~in particular related to space and related ground segment of the European Quantum Communication Infrastructure,~~ provided that those tasks do not duplicate activities performed by another entity in the context of the Programme and that they aim to improve the efficiency of the implementation of the Programme's activities.	2. On the basis of an assessment by the Commission, ESA may be entrusted with other tasks based on the needs of the Programme, ~~*in particular related to space and related ground segment of the European Quantum Communication Infrastructure,*~~ provided that those tasks do not duplicate activities performed by another entity in the context of the Programme and that they aim to improve the efficiency of the implementation of the Programme's activities. Text Origin: Council Mandate
Chapter VI				
279	Chapter VI Security of the Programme	Chapter VI Security of the Programme	Chapter VI Security of the Programme	Chapter VI Security of the Programme Text Origin: Commission Proposal
Article 26				
280	Article 26 General principles of security	Article 26 General principles of security	Article 26 General principles of security	Article 26 General principles of security

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				Text Origin: Commission Proposal
Article 26, first paragraph				
281	Article 33 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 33 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 33 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 33 of Regulation (EU) 2021/696 shall apply to this Programme. Text Origin: Commission Proposal
Article 27				
282	Article 27 Governance of security	Article 27 Governance of security	Article 27 Governance of security	Article 27 Governance of security Text Origin: Commission Proposal
Article 27(1), introductory part				
283	1. The Commission shall, in its field of competence and with the support of the Agency, ensure a high degree of security with regard, in particular, to:	1. The Commission shall, in its field of competence and with the support of the Agency, ensure a high degree of security with regard, in particular, to:	1. The Commission shall, in its field of competence and with the support of the Agency, ensure a high degree of security with regard, in particular, to:	1. The Commission shall, in its field of competence and with the support of the Agency, ensure a high degree of security with regard, in particular, to: Text Origin: Commission Proposal
Article 27(1), point (a)				
284	(a) the protection of infrastructure, both ground and space, and of the	(a) the protection of infrastructure, both ground and space, and of the	(a) the protection of infrastructure, both ground and space, and of the	(a) the protection of infrastructure, both ground and space, and of the

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	provision of services, particularly against physical or cyber-attacks, including interference with data streams;	provision of services, particularly against physical or cyber-attacks, including interference with data streams;	provision of services, particularly against physical or cyber-attacks, including interference with data streams;	provision of services, particularly against physical or cyber-attacks, including interference with data streams; Text Origin: Commission Proposal
Article 27(1), point (b)				
G 285	(b) the control and management of technology transfers;	(b) the control and management of technology transfers;	(b) the control and management of technology transfers;	(b) the control and management of technology transfers; Text Origin: Commission Proposal
Article 27(1), point (c)				
G 286	(c) the development and preservation within the Union of the competences and know-how acquired;	(c) the development and preservation within the Union of the competences and know-how acquired;	(c) the development and preservation within the Union of the competences and know-how acquired;	(c) the development and preservation within the Union of the competences and know-how acquired; Text Origin: Commission Proposal
Article 27(1), point (d)				
G 287	(d) the protection of sensitive non-classified information and classified information.	(d) the protection of sensitive non-classified information and classified information.	(d) the protection of sensitive non-classified information and classified information.	(d) the protection of sensitive non-classified information and classified information. Text Origin: Commission Proposal
Article 27(1a)				

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G 287a			**1a. The Commission shall consult the Council and the Member States regarding the specification and design of any aspect of the EuroQCI infrastructure, in particular the QKD that relates to the protection of EUCI.**	***1a. The Commission shall consult the Council and the Member States regarding the specification and design of any aspect of the EuroQCI infrastructure, in particular the QKD that relates to the protection of EUCI.*** Text Origin: Council Mandate
Article 27(1a), second subparagraph				
G 287b			**Evaluation and approval of cryptographic products for protecting EUCI shall be carried out while respecting the role and competence of the Council and Member States.**	***Evaluation and approval of cryptographic products for protecting EUCI shall be carried out while respecting the role and competence of the Council and Member States.*** Text Origin: Council Mandate
Article 27(1a), third subparagraph				
G 287c			**The Security Accreditation Authority shall verify within the security accreditation process that only approved cryptographic products are used.**	***The Security Accreditation Authority shall verify within the security accreditation process that only approved cryptographic products are used.*** Text Origin: Council Mandate
Article 27(2)				
G 288	2. For the purposes of paragraph 1	2. For the purposes of paragraph 1	2. For the purposes of paragraph 1	2. For the purposes of paragraph 1

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	of this Article, the Commission shall ensure that a risk and threat analysis is performed for the governmental infrastructure referred to in Article 5(2). Based on that analysis it shall determine, by means of implementing acts the general security requirements. In doing so, the Commission shall take account of the impact of those requirements on the smooth functioning of the governmental infrastructure, in particular in terms of cost, risk management and schedule, and shall ensure that the general level of security is not reduced, the functioning of the equipment is not undermined and the cybersecurity risks are take into account. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	of this Article, the Commission shall ensure that a risk and threat analysis is performed for the governmental infrastructure referred to in Article 5(2). Based on that analysis it shall determine, by means of implementing acts the general security requirements. In doing so, the Commission shall take account of the impact of those requirements on the smooth functioning of the governmental infrastructure, in particular in terms of cost, risk management and schedule, and shall ensure that the general level of security is not reduced, the functioning of the equipment is not undermined and the cybersecurity risks are take into account. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	of this Article, the Commission shall ensure that a risk and threat analysis is performed for the governmental infrastructure referred to in Article 5(2). Based on that analysis it shall determine, by means of implementing acts the general security requirements. In doing so, the Commission shall take account of the impact of those requirements on the smooth functioning of the governmental infrastructure, in particular in terms of cost, risk management and schedule, and shall ensure that the general level of security is not reduced, the functioning of the equipment is not undermined and the cybersecurity risks are take into account. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	of this Article, the Commission shall ensure that a risk and threat analysis is performed for the governmental infrastructure referred to in Article 5(2). Based on that analysis it shall determine, by means of implementing acts the general security requirements. In doing so, the Commission shall take account of the impact of those requirements on the smooth functioning of the governmental infrastructure, in particular in terms of cost, risk management and schedule, and shall ensure that the general level of security is not reduced, the functioning of the equipment is not undermined and the cybersecurity risks are take into account. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2). Text Origin: Commission Proposal
Article 27(3)				
G 289	3. Article 34(3) to (7) of Regulation (EU) 2021/696 shall apply to this Programme. For the purposes of this Regulation, the term 'component' in Article 34 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure' and all	3. Article 34(3) to (7) of Regulation (EU) 2021/696 shall apply to this Programme. For the purposes of this Regulation, the term 'component' in Article 34 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure',	3. Article 34(3) to (7) of Regulation (EU) 2021/696 shall apply to this Programme. For the purposes of this Regulation, the term 'component' in Article 34 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure' and all	3. Article 34(3) to (7) of Regulation (EU) 2021/696 shall apply to this Programme. For the purposes of this Regulation, the term 'component' in Article 34 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure', G

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	the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to paragraph 2 of this Article.	***including governmental services as referred to in Article 7(1a), (1b) and (1c) of this Regulation,*** and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to paragraph 2 of this Article.	the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to paragraph 2 of this Article.	***including governmental services,*** and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to paragraph 2 of this Article. Text Origin: EP Mandate
Article 28				
290	Article 28 Security of the system and services deployed	Article 28 Security of the system and services deployed	Article 28 Security of the system and services deployed	Article 28 Security of the system and services deployed Text Origin: Commission Proposal
Article 28, first paragraph				
291	Whenever the security of the Union or its Member States may be affected by the operation of the system or the provision of the governmental services, Decision (CFSP) XXX shall apply.	Whenever the security of the Union or its Member States may be affected by the operation of the system or the provision of the governmental services, Decision (CFSP) XXX shall apply.	Whenever the security of the Union or its Member States may be affected by the operation of the system or the provision of the governmental services, Decision (CFSP) ~~XXX~~**2021/698** shall apply.	Whenever the security of the Union or its Member States may be affected by the operation of the system or the provision of the governmental services, Decision (CFSP) ~~*XXX*~~***2021/698*** shall apply. Text Origin: Council Mandate
Article 29				
292	Article 29 Security Accreditation Authority	Article 29 Security Accreditation Authority	Article 29 Security Accreditation Authority	Article 29 Security Accreditation Authority Text Origin: Commission Proposal

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Article 29, first paragraph				
293	The Security Accreditation Board established within the Agency under Article 72(1) of Regulation (EU) 2021/696 shall be the security accreditation authority for the governmental infrastructure of the Programme.	The Security Accreditation Board established within the Agency under Article 72(1) of Regulation (EU) 2021/696 shall be the security accreditation authority for the governmental infrastructure of the Programme.	The Security Accreditation Board established within the Agency under Article 72(1) of Regulation (EU) 2021/696 shall be the security accreditation authority for the governmental infrastructure **and related governmental services** of the Programme.	The Security Accreditation Board established within the Agency under Article 72(1) of Regulation (EU) 2021/696 shall be the security accreditation authority for the governmental infrastructure ***and related governmental services*** of the Programme. Text Origin: Council Mandate
Article 30				
294	Article 30 General principles of security accreditation	Article 30 General principles of security accreditation	Article 30 General principles of security accreditation	Article 30 General principles of security accreditation Text Origin: Commission Proposal
Article 30, first paragraph				
295	Security accreditation activities related to the Programme shall be conducted in accordance with the principles laid down in Article 37, points (a) to (j), of Regulation (EU) 2021/696. For the purposes of this Regulation, the term 'component' in Article 37 of Regulation (EU) 2021/696 shall be read as	Security accreditation activities related to the Programme shall be conducted in accordance with the principles laid down in Article 37, points (a) to (j), of Regulation (EU) 2021/696. For the purposes of this Regulation, the term 'component' in Article 37 of Regulation (EU) 2021/696 shall be read as	Security accreditation activities related to the Programme shall be conducted in accordance with the principles laid down in Article 37, points (a) to (j), of Regulation (EU) 2021/696. For the purposes of this Regulation, the term 'component' in Article 37 of Regulation (EU) 2021/696 shall be read as	Security accreditation activities related to the Programme shall be conducted in accordance with the principles laid down in Article 37, points (a) to (j), of Regulation (EU) 2021/696. For the purposes of this Regulation, the term 'component' in Article 37 of Regulation (EU) 2021/696 shall be read as

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	‘governmental infrastructure’ and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to Article 27(2) of this Regulation.	‘governmental infrastructure’ and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to Article 27(2) of this Regulation.	‘governmental infrastructure’ and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to Article 27(2) of this Regulation.	‘governmental infrastructure’ and all the references to Article 34(2) of Regulation (EU) 2021/696 shall be construed as references to Article 27(2) of this Regulation. Text Origin: Commission Proposal
Article 31				
296	Article 31 Tasks and composition of the Security Accreditation Board	Article 31 Tasks and composition of the Security Accreditation Board	Article 31 Tasks and composition of the Security Accreditation Board	Article 31 Tasks and composition of the Security Accreditation Board Text Origin: Commission Proposal
Article 31(1)				
297	1. Article 38, with the exception of points (c) to (f) of paragraph 2 and point (b) of paragraph 3, and Article 39 of Regulation (EU) 2021/696 shall apply to this Programme.	1. Article 38, with the exception of points (c) to (f) of paragraph 2 and point (b) of paragraph 3, and Article 39 of Regulation (EU) 2021/696 shall apply to this Programme.	1. Article 38, with the exception of points (c) to (f) of paragraph 2 and point (b) of paragraph 3, and Article 39 of Regulation (EU) 2021/696 shall apply to this Programme.	1. Article 38, with the exception of points (c) to (f) of paragraph 2 and point (b) of paragraph 3, and Article 39 of Regulation (EU) 2021/696 shall apply to this Programme. Text Origin: Commission Proposal
Article 31(1a), introductory part				
297a			**1a. In addition to paragraph 1, the Security Accreditation Board shall also have the following tasks:**	***1a. The Security Accreditation Board shall have the following tasks in addition to those referred to in paragraph 1:***

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				Text Origin: Council Mandate
Article 31(1a), point (a)				
297b			**(a) examining and, except as regards documents which the Commission is to adopt under Article 27(2) of this Regulation, approving all documentation relating to security accreditation;**	***(a) examining and, except as regards documents which the Commission is to adopt under Article 27(2), approving all documentation relating to security accreditation;*** Text Origin: Council Mandate
Article 31(1a), point (b)				
297c			**(b) advising, within its field of competence, the Commission on the production of draft texts for acts referred to in Article 27(2) of this Regulation, including for the establishment of security operating procedures, and providing a statement with its concluding position;**	***(b) advising, within its field of competence, the Commission on the production of draft texts for acts referred to in Article 27(2), including for the establishment of security operating procedures, and providing a statement with its concluding position;*** Text Origin: Council Mandate
Article 31(1a), point (c)				
297d			**(c) examining and approving the security risk assessment drawn up in accordance with the monitoring process referred to in point (h) of Article 37 of Regulation (EU) 2021/696 and those drawn up in**	***(c) examining and approving the security risk assessment drawn up in accordance with the monitoring process referred to in point (h) of Article 37 of Regulation (EU) 2021/696 and those drawn up in***

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			accordance with Article 27(2) of this Regulation, and cooperating with the Commission to define risk mitigation measures.	***accordance with Article 27(2) of this Regulation, and cooperating with the Commission to establish risk mitigation measures.*** Text Origin: Council Mandate
Article 31(2)				
298	2. In addition to paragraph 1 and on an exceptional basis, representatives of the contractor referred to in Article 15(2) of this Regulation may be invited to attend the meetings of the Security Accreditation Board as observers for matters directly relating to that contractor.	2. In addition to paragraph 1 and on an exceptional basis, representatives of the contractor referred to in Article 15(2) of this Regulation may be invited to attend the meetings of the Security Accreditation Board as observers for matters directly relating to that contractor.	2. In addition to paragraph 1 and on an exceptional basis, **only** representatives of the contractor ~~referred to in Article 15(2) of this Regulation~~**involved in governmental infrastructure and services** may be invited to attend the meetings of the Security Accreditation Board as observers for matters directly relating to that contractor. **Modalities and conditions for such participation of a contractor shall be laid down in the rules of procedure of the Security Accreditation Board.**	2. In addition to paragraph 1 and on an exceptional basis, ***only*** representatives of the contractor ~~*referred to in Article 15(2) of this Regulation*~~***involved in governmental infrastructure and services*** may be invited to attend the meetings of the Security Accreditation Board as observers for matters directly relating to that contractor. ***The modalities and conditions for such participation of a contractor shall be laid down in the rules of procedure of the Security Accreditation Board.*** Text Origin: Council Mandate
Article 32				
299	Article 32 Voting rules of the Security Accreditation Board	Article 32 Voting rules of the Security Accreditation Board	Article 32 Voting rules of the Security Accreditation Board	Article 32 Voting rules of the Security Accreditation Board Text Origin: Commission Proposal

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Article 32, first paragraph				
300	Article 40 of Regulation (EU) 2021/696 shall apply with regard to the voting rules of the Security Accreditation Board.	Article 40 of Regulation (EU) 2021/696 shall apply with regard to the voting rules of the Security Accreditation Board.	Article 40 of Regulation (EU) 2021/696 shall apply with regard to the voting rules of the Security Accreditation Board.	Article 40 of Regulation (EU) 2021/696 shall apply with regard to the voting rules of the Security Accreditation Board. Text Origin: Commission Proposal
Article 33				
301	Article 33 Communication and impact of decisions of the Security Accreditation Board	Article 33 Communication and impact of decisions of the Security Accreditation Board	Article 33 Communication and impact of decisions of the Security Accreditation Board	Article 33 Communication and impact of decisions of the Security Accreditation Board Text Origin: Commission Proposal
Article 33(1)				
302	1. Article 41(1) to (4) of Regulation (EU) 2021/696 shall apply to the decisions of the Security Accreditation Board. For the purposes of this Regulation, the term 'component' in Article 41 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure'.	1. Article 41(1) to (4) of Regulation (EU) 2021/696 shall apply to the decisions of the Security Accreditation Board. For the purposes of this Regulation, the term 'component' in Article 41 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure'.	1. Article 41(1) to (4) of Regulation (EU) 2021/696 shall apply to the decisions of the Security Accreditation Board. For the purposes of this Regulation, the term 'component' in Article 41 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure'.	1. Article 41(1) to (4) of Regulation (EU) 2021/696 shall apply to the decisions of the Security Accreditation Board. For the purposes of this Regulation, the term 'component' in Article 41 of Regulation (EU) 2021/696 shall be read as 'governmental infrastructure'. Text Origin: Commission Proposal
Article 33(2)				

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303	2. The timetable for the work of the Security Accreditation Board shall not hamper the timetable of activities provided in the work programme referred to in Article 37(1).	2. The timetable for the work of the Security Accreditation Board shall not hamper the timetable of activities provided in the work programme referred to in Article ~~*37(1)*~~***38(1)***.	2. The timetable for the work of the Security Accreditation Board shall not hamper the timetable of activities provided in the work programme referred to in Article ~~37(1)~~**38(1)**.	2. The timetable for the work of the Security Accreditation Board shall not hamper the timetable of activities provided in the work programme referred to in Article ~~*37(1)*~~***38(1)***. Text Origin: EP Mandate
Article 34				
304	Article 34 Role of the Member States in security accreditation	Article 34 Role of the Member States in security accreditation	Article 34 Role of the Member States in security accreditation	Article 34 Role of the Member States in security accreditation Text Origin: Commission Proposal
Article 34, first paragraph				
305	Article 42 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 42 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 42 of Regulation (EU) 2021/696 shall apply to this Programme.	Article 42 of Regulation (EU) 2021/696 shall apply to this Programme. Text Origin: Commission Proposal
Article 35				
306	Article 35 Protection of classified information	Article 35 Protection of classified information	Article 35 Protection of classified information	Article 35 Protection of classified information Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 35(1)				
307	1. Article 43 of Regulation (EU) 2021/696 shall apply to classified information related to the Programme.	1. Article 43 of Regulation (EU) 2021/696 shall apply to classified information related to the Programme.	1. Article 43 of Regulation (EU) 2021/696 shall apply to classified information related to the Programme.	1. Article 43 of Regulation (EU) 2021/696 shall apply to classified information related to the Programme. Text Origin: Commission Proposal
Article 35(2)				
308	2. Classified information generated by ESA in relation with the tasks entrusted under Article 25(1) and (2) shall be considered as EU Classified Information in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2], created under the authority of the Commission. _____ 1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information, (OJ L 274, 15.10.2013, p. 1).	2. Classified information generated by ESA in relation with the tasks entrusted under Article 25(1) and (2) shall be considered as EU Classified Information in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2], created under the authority of the Commission. _____ 1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53). 2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information, (OJ L 274, 15.10.2013, p. 1).	2. ~~Classified information generated by ESA in relation with the tasks entrusted under Article 25(1) and (2) shall be considered as EU~~**Subject to the provisions of the agreement on the security and exchange of** classified information ~~in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2], created under the authority of the Commission~~**between the EU and ESA, ESA may generate EUCI in relation with the tasks entrusted under Article 25(1) and (2)**. _____ ~~1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53).~~ ~~2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information, (OJ L 274, 15.10.2013, p. 1).~~	2. ~~*Classified information generated by ESA in relation with the tasks entrusted under Article 25(1) and (2) shall be considered as EU Classified Information in accordance with Commission Decision (EU, Euratom) 2015/444[1] and Council Decision 2013/488/EU[2], created under the authority of the Commission*~~***Subject to the provisions of the agreement on the security and exchange of classified information between Union institutions and the ESA, the ESA may generate EUCI in relation with the tasks entrusted it pursuant to Article 25(1) and (2)***. _____ ~~*1. Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53).*~~ ~~*2. Council Decision of 23 September 2013 on the security rules for protecting EU classified information, (OJ L 274,*~~

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				~~15.10.2013, p. 1).~~ Text Origin: Council Mandate
Chapter VII				
309	Chapter VII International relations	Chapter VII International relations	Chapter VII International relations	Chapter VII International relations Text Origin: Commission Proposal
Article 36				
310	Article 36 Participation of third countries and international organisations in the Programme	Article 36 Participation of third countries and international organisations in the Programme	Article 36 Participation of third countries and international organisations in the Programme	Article 36 Participation of third countries and international organisations in the Programme Text Origin: Commission Proposal
Article 36(1), introductory part				
311	1. In accordance with the conditions laid down in a specific agreement concluded in accordance with Article 218 TFEU covering the participation of a third country to any Union programme, the Programme shall be open to the participation of members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), as	1. In accordance with the conditions laid down in a specific agreement concluded in accordance with Article 218 TFEU covering the participation of a third country to any Union programme, the Programme shall be open to the participation of members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), as	1. In accordance with the conditions laid down in a specific agreement concluded in accordance with Article 218 TFEU covering the participation of a third country to any Union programme, the Programme shall be open to the participation of members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), as	1. In accordance with the conditions laid down in a specific agreement concluded in accordance with Article 218 TFEU covering the participation of a third country to any Union programme, the Programme shall be open to the participation of members of the European Free Trade Association (EFTA) which are members of the European Economic Area (EEA), as

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	well as of the following third countries:	well as of the following third countries:	well as of the following third countries:	well as of the following third countries: Text Origin: Commission Proposal
Article 36(1), point (a)				
312	(a) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	(a) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	(a) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	(a) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries; Text Origin: Commission Proposal
Article 36(1), point (b)				
313	(b) European Neighbourhood Policy countries, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or	(b) European Neighbourhood Policy countries, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or	(b) European Neighbourhood Policy countries, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or	(b) European Neighbourhood Policy countries, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions or

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	in similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries; Text Origin: Commission Proposal
Article 36(1), point (c)				
314	(c) third countries, other than those third countries covered in points (a) and (b).	(c) third countries, other than those third countries covered in points (a) and (b).	(c) third countries, other than those third countries covered in points (a) and (b).	(c) third countries, other than those third countries covered in points (a) and (b). Text Origin: Commission Proposal
Article 36(2)				
315	2. The Programme shall be open to the participation of international organisations in accordance with agreements concluded in accordance with Article 218 TFEU.	2. The Programme shall be open to the participation of international organisations in accordance with agreements concluded in accordance with Article 218 TFEU.	2. The Programme shall be open to the participation of **an** international ~~organisations~~**organisation** in accordance with ~~agreements~~**a specific agreement** concluded in accordance with Article 218 TFEU.	2. The Programme shall be open to the participation of ***an*** international ~~*organisations*~~***organisation*** in accordance with ~~*agreements*~~***a specific agreement*** concluded in accordance with Article 218 TFEU. Text Origin: Council Mandate
Article 36(3), introductory part				
316	3. The specific agreement referred to in paragraphs 1 and 2 shall:	3. The specific agreement referred to in paragraphs 1 and 2 shall:	3. The specific agreement referred to in paragraphs 1 and 2 shall:	3. The specific agreement referred to in paragraphs 1 and 2 shall: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 36(3), point (a)				
317	(a) ensure a fair balance as regards the contributions and benefits of the third country or international organisation participating in the Union programmes;	(a) ensure a fair balance as regards the contributions and benefits of the third country or international organisation participating in the Union programmes;	(a) ensure a fair balance as regards the contributions and benefits of the third country or international organisation participating in the Union programmes;	(a) ensure a fair balance as regards the contributions and benefits of the third country or international organisation participating in the Union programmes; Text Origin: Commission Proposal
Article 36(3), point (b)				
318	(b) lay down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes, and their administrative costs;	(b) lay down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes, and their administrative costs;	(b) lay down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes, and their administrative costs;	(b) lay down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes, and their administrative costs; Text Origin: Commission Proposal
Article 36(3), point (c)				
319	(c) not confer on the third country or international organisation any decision-making power in respect of the Union programme;	(c) not confer on the third country or international organisation any decision-making power in respect of the Union programme;	(c) not confer on the third country or international organisation any decision-making power in respect of the Union programme;	(c) not confer on the third country or international organisation any decision-making power in respect of the Union programme; Text Origin: Commission Proposal
Article 36(3), point (d)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
320	(d) guarantee the rights of the Union to ensure sound financial management and to protect its financial interests;	(d) guarantee the rights of the Union to ensure sound financial management and to protect its financial interests;	(d) guarantee the rights of the Union to ensure sound financial management and to protect its financial interests~~;~~.	(d) guarantee the rights of the Union to ensure sound financial management and to protect its financial interests~~;~~. Text Origin: Commission Proposal
Article 36(3), point (e)				
321	(e) be without prejudice to the obligations stemming from existing agreements entered into by the Union, in particular with reference to the right of use of frequencies.	(e) be without prejudice to the obligations stemming from existing agreements entered into by the Union ***or the Member States***, in particular with reference to the right of use of frequencies.	*deleted*	*deleted* Text Origin: Commission Proposal
Article 36(4)				
322	*4.* Without prejudice to the conditions laid down in paragraphs 1, 2 and 3, and in the interest of security, the Commission may, by means of implementing acts, establish additional requirements for the participation of third countries and international organisations in the Programme, to the extent compatible with the existing agreements referred to in paragraph 1 and 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	4. Without prejudice to the conditions laid down in paragraphs 1, 2 and 3, and in the interest of security, the Commission may, by means of implementing acts, establish additional requirements for the participation of third countries and international organisations in the Programme, to the extent compatible with the existing agreements referred to in paragraph 1 and 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	4. Without prejudice to the conditions laid down in paragraphs 1, 2 and 3 **of this Article**, and in the interest of security, the Commission may, by means of implementing acts, establish additional requirements for the participation of third countries and international organisations in the Programme, to the extent compatible with the existing agreements referred to in ~~paragraph~~**paragraphs** 1 and 2 **of this Article**. Those implementing acts shall be adopted in accordance with the examination procedure	4. Without prejudice to the conditions laid down in paragraphs 1, 2 and 3 ***of this Article***, and in the interest of security, the Commission may, by means of implementing acts, establish additional requirements for the participation of third countries and international organisations in the Programme, to the extent compatible with the existing agreements referred to in ~~*paragraph*~~***paragraphs*** 1 and 2 ***of this Article***. Those implementing acts shall be adopted in accordance with the examination procedure

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			referred to in Article 42(2).	referred to in Article 42(2). Text Origin: Council Mandate
Article 37				
G 323	Article 37 Access to the governmental services by third countries and international organisations	Article 37 Access to the governmental services by third countries and international organisations	Article 37 Access to the governmental services by third countries and international organisations	Article 37 Access to the governmental services by third countries and international organisations Text Origin: Commission Proposal
Article 37, first paragraph, introductory part				
G 324	Third countries and international organisations may have access to the governmental services provided that:	Third countries and international organisations may have access to the governmental services provided that:	Third countries and international organisations may have access to the governmental services provided that:	Third countries and international organisations may have access to the governmental services provided that: Text Origin: Commission Proposal
Article 37, first paragraph, point (a)				
G 325	(a) they conclude an agreement, in accordance with Article 218 TFEU, laying down the terms and conditions for access to governmental services;	(a) they conclude an agreement, in accordance with Article 218 TFEU, laying down the terms and conditions for access to governmental services;	(a) they conclude an agreement, in accordance with Article 218 TFEU, laying down the terms and conditions for access to governmental services;	(a) they conclude an agreement, in accordance with Article 218 TFEU, laying down the terms and conditions for access to governmental services; Text Origin: Commission Proposal
Article 37, first paragraph, point (b)				

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326	(b) they comply with Article 43(1) of Regulation (EU) 2021/696.	(b) they comply with Article 43(1) of Regulation (EU) 2021/696.	(b) they comply with Article 43(1) of Regulation (EU) 2021/696.	(b) they comply with Article 43(1) of Regulation (EU) 2021/696. Text Origin: Commission Proposal
Article 37, second paragraph				
327	For the purposes of this Regulation, the references to 'the Programme' in Article 43(1) of Regulation (EU) 2021/696 shall be construed as references to 'the Programme' established by this Regulation.	For the purposes of this Regulation, the references to 'the Programme' in Article 43(1) of Regulation (EU) 2021/696 shall be construed as references to 'the Programme' established by this Regulation.	For the purposes of this Regulation, the references to 'the Programme' in Article 43(1) of Regulation (EU) 2021/696 shall be construed as references to 'the Programme' established by this Regulation.	For the purposes of this Regulation, the references to 'the Programme' in Article 43(1) of Regulation (EU) 2021/696 shall be construed as references to 'the Programme' established by this Regulation. Text Origin: Commission Proposal
Chapter VIII				
328	Chapter VIII Programming, monitoring, evaluation and control	Chapter VIII Programming, monitoring, evaluation and control	Chapter VIII Programming, monitoring, evaluation and control	Chapter VIII Programming, monitoring, evaluation and control Text Origin: Commission Proposal
Article 38				
329	Article 38 Programming, monitoring and reporting	Article 38 Programming, monitoring and reporting	Article 38 Programming, monitoring and reporting	Article 38 Programming, monitoring and reporting Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 38(1), first subparagraph				
330	1. The Programme shall be implemented by the work programme referred to in Article 110 of the Financial Regulation. The work programme shall set out the actions and associated budget required to meet the objectives of the Programme and, where applicable, the overall amount reserved for blending operations. The work programme shall complement the work programme for GOVSATCOM component of the Union Space Programme referred to in Article 100 of Regulation (EU) 2021/696.	1. The Programme shall be implemented by the work programme referred to in Article 110 of the Financial Regulation. The work programme shall set out the actions and associated budget required to meet the objectives of the Programme and, where applicable, the overall amount reserved for blending operations. The work programme shall complement the work programme for GOVSATCOM component of the Union Space Programme referred to in Article 100 of Regulation (EU) 2021/696.	1. The Programme shall be implemented by the work programme referred to in Article 110 of the Financial Regulation. The work programme shall set out the actions and associated budget required to meet the objectives of the Programme and, where applicable, the overall amount reserved for blending operations. The work programme shall complement the work programme for GOVSATCOM component of the Union Space Programme referred to in Article 100 of Regulation (EU) 2021/696.	1. The Programme shall be implemented by the work programme referred to in Article 110 of the Financial Regulation. The work programme shall set out the actions and associated budget required to meet the objectives of the Programme and, where applicable, the overall amount reserved for blending operations. The work programme shall complement the work programme for GOVSATCOM component of the Union Space Programme referred to in Article 100 of Regulation (EU) 2021/696. Text Origin: Commission Proposal
Article 38(1), second subparagraph				
331	The Commission shall adopt the work programme by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	The Commission shall adopt the work programme by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	The Commission shall adopt the **annual** work programme by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2).	The Commission shall adopt the work programme by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 42(2). Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 38(2)				
332	2. Indicators to report on progress of the Programme towards the achievement of the general and specific objectives laid down in Article 3 are set out in the Annex.	2. Indicators to report on progress of the Programme towards the achievement of the general and specific objectives laid down in Article 3 are set out in the Annex.	2. Indicators to report on progress of the Programme towards the achievement of the general and specific objectives laid down in Article 3 are set out in the Annex.	2. Indicators to report on progress of the Programme towards the achievement of the general and specific objectives laid down in Article 3 are set out in the Annex. Text Origin: Commission Proposal
Article 38(3)				
333	3. The Commission is empowered to adopt delegated acts, in accordance with Article 43, to amend the Annex with regard to the indicators where considered necessary as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.	3. The Commission is empowered to adopt delegated acts, in accordance with Article 43, to amend the Annex with regard to the indicators where considered necessary as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.	3. The Commission is empowered to adopt delegated acts, in accordance with Article 43, to amend the Annex with regard to the indicators where considered necessary as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.	3. The Commission is empowered to adopt delegated acts, in accordance with Article 43, to amend the Annex with regard to the indicators where considered necessary as well as to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework. Text Origin: Commission Proposal
Article 38(4)				
334	4. Where imperative grounds of urgency so require, the procedure provided for in Article 44 shall apply to delegated acts adopted pursuant to this Article.	4. Where imperative grounds of urgency so require, the procedure provided for in Article 44 shall apply to delegated acts adopted pursuant to this Article.	4. Where imperative grounds of urgency so require, the procedure provided for in Article 44 shall apply to delegated acts adopted pursuant to this Article.	4. Where imperative grounds of urgency so require, the procedure provided for in Article 44 shall apply to delegated acts adopted pursuant to this Article. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 38(5), first subparagraph				
335	5. The performance reporting system shall ensure that data for monitoring the implementation and the results of the Programme are collected efficiently, effectively, and in a timely manner.	5. The performance reporting system shall ensure that data for monitoring the implementation and the results of the Programme are collected efficiently, effectively, and in a timely manner.	5. The performance reporting system shall ensure that data for monitoring the implementation and the results of the Programme are collected efficiently, effectively, and in a timely manner.	5. The performance reporting system shall ensure that data for monitoring the implementation and the results of the Programme are collected efficiently, effectively, and in a timely manner. Text Origin: Commission Proposal
Article 38(5), second subparagraph				
336	To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where appropriate, on Member States.	To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where appropriate, on Member States.	To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where appropriate, on Member States.	To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where appropriate, on Member States. Text Origin: Commission Proposal
Article 38(6)				
337	6. For the purposes of paragraph 2, the recipients of Union funds shall provide appropriate information. The data necessary for the verification of the performance shall be collected in an efficient, effective and timely manner.	6. For the purposes of paragraph 2, the recipients of Union funds shall provide appropriate information. The data necessary for the verification of the performance shall be collected in an efficient, effective and timely manner.	6. For the purposes of paragraph 2, the recipients of Union funds shall provide appropriate information. The data necessary for the verification of the performance shall be collected in an efficient, effective and timely manner.	6. For the purposes of paragraph 2, the recipients of Union funds shall provide appropriate information. The data necessary for the verification of the performance shall be collected in an efficient, effective and timely manner. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 39				
338	Article 39 Evaluation	Article 39 Evaluation ***and review***	Article 39 Evaluation	Article 39 Evaluation Text Origin: Commission Proposal
Article 39(1)				
339	1. The Commission shall carry out evaluations of the Programme in a timely manner to feed into the decision-making process.	1. The Commission shall carry out evaluations of the Programme in a timely manner to feed into the decision-making process.	1. The Commission shall carry out evaluations of the Programme in a timely manner to feed into the decision-making process.	1. The Commission shall carry out evaluations of the Programme in a timely manner to feed into the decision-making process. Text Origin: Commission Proposal
Article 39(1a)				
339a			**1a. Within one year of the entry into force of this Regulation the Commission shall inform the Parliament and Council on the main findings regarding the initial implementation, including the completion of definition activities, consolidation of user needs and implementation plans.**	***1a. Within one year of the entry into force of this Regulation and every year thereafter, the Commission shall inform the European Parliament and the Council about the main findings regarding the initial implementation, including the completion of definition activities, consolidation of user needs and implementation plans, as well as the views of relevant stakeholders at Union and national level.***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 39(2), first subparagraph, introductory part				
340	2. By [DATE 3 YEARS AFTER THE ENTRY INTO FORCE], and every four years thereafter, the Commission shall evaluate the implementation of the Programme. It shall assess:	2. By [DATE ~~3~~2 YEARS AFTER THE ENTRY INTO FORCE] ***and in any event by the 30 June 2026***, and every ~~four~~***two*** years thereafter, the Commission shall evaluate the implementation of the Programme***. When carrying out the evaluation, the Commission shall take into account the views of relevant stakeholders at both Union and national levels***. It shall assess:	2. By [DATE 3 YEARS AFTER THE ENTRY INTO FORCE **OF THIS REGULATION**], and every four years thereafter, the Commission shall evaluate the implementation of the Programme **against the objectives referred to in Article 3**. It shall assess:	2. By [DATE 3 YEARS AFTER THE ENTRY INTO FORCE ***OF THIS REGULATION***], and ~~every four years thereafter~~***in any event by 30 June 2026***, the Commission shall evaluate the implementation of the Programme ***in light of the objectives referred to in Article 3***. It shall assess: Text Origin: Council Mandate
Article 39(2), first subparagraph, point (a)				
341	(a) the performance of the services provided under the Programme;	(a) the performance of the ***secure connectivity infrastructure and*** services provided under the Programme***, including connection speed, low latency, availability, reliability, autonomy, worldwide access***;	(a) the performance of the **secure connectivity system and** services provided under the Programme **in particular low latency, reliability, autonomy and worldwide access**;	(a) the performance of the ***secure connectivity system and*** services provided under the Programme ***in particular low latency, reliability, autonomy and worldwide access***; Text Origin: Council Mandate
Article 39(2), first subparagraph, point (aa)				
341a		***(aa) the governance and implementation models, and their efficiency;***	**(aa) the governance and implementation models;**	***(aa) the governance and implementation models, and their efficiency;*** Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 39(2), first subparagraph, point (b)				
342	(b) the evolution of needs of the users of the Programme.	(b) the evolution of needs of the users of the Programme~~.~~**;**	(b) the evolution of needs of the users of the Programme~~.~~**;**	(b) the evolution of needs of the users of the Programme~~.~~**;** Text Origin: Commission Proposal
Article 39(2), first subparagraph, point (ba)				
342a		***(ba) the synergy and complementarity of the Programme with GOVSATCOM and the other components of the Union Space Programme;***	**(ba) the evolution of available capacities and development of new technologies;**	***(ba) the synergy and complementarity of the Programme with other Union programmes, in particular GOVSATCOM and the other components of the Union Space Programme;*** See row 342c for Council mandate Text Origin: EP Mandate
Article 39(2), first subparagraph, point (c)				
342b			**(c) the leveraging of New Space, especially start-ups and SMEs, across the Union.**	*deleted* Text Origin: Council Mandate
Article 39(2), first subparagraph, point (bb)				
342c		***(bb) the evolution of available capacities and the development of new technologies;***		***(bb) the evolution of available capacities, innovations, and development of new technologies in the space ecosystem;***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 39(2), first subparagraph, point (bc)				
342d		***(bc) the participation and leveraging of the innovation in the space ecosystem, in particular start-ups and SMEs across the Union;***		***(bc) the participation of start-ups and SMEs across the Union;*** Text Origin: EP Mandate
Article 39(2), first subparagraph, point (bd)				
342e		***(bd) the environmental impact of the Programme taking account of the criteria set out in Article 7a;***		***(bd) the environmental impact of the Programme taking account of the criteria set out in Article 6a;*** Text Origin: EP Mandate
Article 39(2), first subparagraph, point (be)				
342f		***(be) any cost overruns, the timeliness in meeting the established project deadlines and the effectiveness of the governance and management of the Programme;***		***(be) any cost overruns, the timeliness in meeting the established project deadlines and the effectiveness of the governance and management of the Programme;*** Text Origin: EP Mandate
Article 39(2), first subparagraph, point (bf)				
342g		***(bf) the effectiveness, efficiency, relevance, coherence, and Union added value of the Programme's***		***(bf) the effectiveness, efficiency, relevance, coherence, and Union added value of the Programme's***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		activities;		***activities;*** Text Origin: EP Mandate
Article 39(2), first subparagraph, point (bg)				
342h		***(bg) the degree of synergy and complementarity of the Programme with relevant Union, national and, where relevant, regional initiatives.***		*deleted* Text Origin: EP Mandate
Article 39(2), second subparagraph				
343	If appropriate, the evaluation shall be accompanied by an appropriate proposal.	If appropriate, the evaluation shall be accompanied by an appropriate proposal.	If appropriate, the evaluation shall be accompanied by an appropriate proposal.	If appropriate, the evaluation shall be accompanied by an appropriate proposal. Text Origin: Commission Proposal
Article 39(3)				
344	3. The evaluation of the Programme shall take into consideration the results of the evaluation of the GOVSATCOM component of the Union Space Programme, carried out in accordance with Article 102 of Regulation (EU) 2021/696.	3. The evaluation of the Programme shall take into consideration the results of the evaluation of the GOVSATCOM component of the Union Space Programme, carried out in accordance with Article 102 of Regulation (EU) 2021/696. ***If the Commission considers it to be appropriate, in view of the overall coherence of the Union space sector, the evaluation shall be***	3. The evaluation of the Programme shall take into consideration the results of the evaluation of the GOVSATCOM component of the Union Space Programme, carried out in accordance with Article 102 of Regulation (EU) 2021/696.	3. The evaluation of the Programme shall take into consideration the results of the evaluation of the GOVSATCOM component of the Union Space Programme, carried out in accordance with Article 102 of Regulation (EU) 2021/696. Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		accompanied, at the latest in the MFF 2028-2034, by an appropriate proposal to integrate the Programme into the Union Space Programme.		
Article 39(4)				
345	4. The Commission shall communicate the conclusions 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 conclusions 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 conclusions 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 conclusions 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. Text Origin: Commission Proposal
Article 39(5)				
346	5. The entities involved in the implementation of this Regulation shall provide the Commission with the data and information necessary for the evaluation referred to in paragraph 1.	5. The entities involved in the implementation of this Regulation shall provide the Commission with the data and information necessary for the evaluation referred to in paragraph 1.	5. The entities involved in the implementation of this Regulation shall provide the Commission with the data and information necessary for the evaluation referred to in paragraph 1.	5. The entities involved in the implementation of this Regulation shall provide the Commission with the data and information necessary for the evaluation referred to in paragraph 1. Text Origin: Commission Proposal
Article 39(6)				
347	6. Two years after the full	6. Two years after the full	6. Two years after the full	6. Two years after the full

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	operational capability, and every two years thereafter, the Agency shall issue a market report, in consultation with relevant stakeholders, on the impact of the Programme on the EU commercial satellite industry with a view to ensuring the minimum possible impact on competition and the maintenance of incentives to innovate.	operational capability, and every two years thereafter, the Agency shall issue a market report, in consultation with relevant stakeholders, on the impact of the Programme on the EU commercial satellite industry with a view to ensuring the minimum possible impact on competition and the maintenance of incentives to innovate.	operational capability, and every two years thereafter, the Agency shall issue a market report, in consultation with relevant stakeholders, on the impact of the Programme on the ~~EU~~**Union** commercial satellite **upstream and downstream** industry with a view to ensuring the minimum possible impact on competition and the maintenance of incentives to innovate.	operational capability, and every two years thereafter, the Agency shall issue a market report, in consultation with relevant stakeholders, on the impact of the Programme on the ~~*EU*~~***Union*** commercial satellite ***upstream and downstream*** industry with a view to ensuring the minimum possible impact on competition and the maintenance of incentives to innovate. Text Origin: Council Mandate
Article 40				
348	Article 40 Audits	Article 40 Audits	Article 40 Audits	Article 40 Audits Text Origin: Commission Proposal
Article 40, first paragraph				
349	Audits on the use of the Union contribution carried out by persons or entities, including by others than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation.	Audits on the use of the Union contribution carried out by persons or entities, including by others than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation.	Audits on the use of the Union contribution carried out by persons or entities, including by others than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation.	Audits on the use of the Union contribution carried out by persons or entities, including by others than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 41				
350	Article 41 Personal data and privacy protection	Article 41 Personal data and privacy protection	Article 41 Personal data and privacy protection	Article 41 Personal data and privacy protection Text Origin: Commission Proposal
Article 41, first paragraph				
351	All personal data handled in the context of the tasks and activities provided for in this Regulation, including by the Agency, shall be processed in accordance with the applicable law on personal data protection, in particular Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.5.2016, p. 1). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p.	All personal data handled in the context of the tasks and activities provided for in this Regulation, including by the Agency, shall be processed in accordance with the applicable law on personal data protection, in particular Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.5.2016, p. 1). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p.	All personal data handled in the context of the tasks and activities provided for in this Regulation, including by the Agency, shall be processed in accordance with the applicable law on personal data protection, in particular Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.5.2016, p. 1). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p.	All personal data handled in the context of the tasks and activities provided for in this Regulation, including by the Agency, shall be processed in accordance with the applicable law on personal data protection, in particular Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.5.2016, p. 1). 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	39).	39).	39).	39). Text Origin: Commission Proposal
Chapter IX				
352	Chapter IX Delegation and implementing measures	Chapter IX Delegation and implementing measures	Chapter IX Delegation and implementing measures	Chapter IX Delegation and implementing measures Text Origin: Commission Proposal
Article 42				
353	Article 42 Committee procedure	Article 42 Committee procedure	Article 42 Committee procedure	Article 42 Committee procedure Text Origin: Commission Proposal
Article 42(1), first subparagraph				
354	1. The Commission shall be assisted by the Programme committee established by Article 107 of Regulation (EU) 2021/696, in the GOVSATCOM configuration. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the Programme committee established by Article 107 of Regulation (EU) 2021/696, in the GOVSATCOM configuration. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the Programme committee established by Article 107 of Regulation (EU) 2021/696, in the GOVSATCOM configuration. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the Programme committee established by Article 107 of Regulation (EU) 2021/696, in the GOVSATCOM configuration. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 42(1), second subparagraph					
G	355	For the purposes of the adoption of implementing acts referred to in Articles 5(3) and 27(2) of this Regulation, the committee referred to in the first subparagraph of this paragraph shall meet in the security configuration defined in Article 107(1), point (e), of Regulation (EU) 2021/696.	For the purposes of the adoption of implementing acts referred to in Articles 5(3) and 27(2) of this Regulation, the committee referred to in the first subparagraph of this paragraph shall meet in the security configuration defined in Article 107(1), point (e), of Regulation (EU) 2021/696.	For the purposes of the adoption of implementing acts referred to in Articles 5(3) and 27(2) of this Regulation, the committee referred to in the first subparagraph of this paragraph shall meet in the security configuration defined in Article 107(1), point (e), of Regulation (EU) 2021/696. Text Origin: Commission Proposal	G
Article 42(1), third subparagraph					
G	355a		**For the purposes of the adoption of implementing acts referred to in Articles 6a(2) and 7(1-a) of this Regulation, the committee in the security configuration defined in Article 107(1), point (e), of Regulation (EU) 2021/696 shall be duly involved.**	***For the purposes of the adoption of implementing acts referred to in Articles 6a(2) and 7(1-a) of this Regulation, the committee in the security configuration referred to in Article 107(1), point (e), of Regulation (EU) 2021/696 shall be duly involved.*** Text Origin: Council Mandate	G
Article 42(1a)					
G	355b		**1a. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.**	***1a. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.*** Text Origin: Council Mandate	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 42(2)				
356	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 42(3)				
357	3. Where the Programme committee delivers no opinion on the draft implementing act referred to in Article 27(2) of this Regulation, the Commission shall not adopt the draft implementing act and Article 5(4), third subparagraph of Regulation (EU) No 182/2011 shall apply.	3. Where the Programme committee delivers no opinion on the draft implementing act referred to in Article 27(2) of this Regulation, the Commission shall not adopt the draft implementing act and Article 5(4), third subparagraph of Regulation (EU) No 182/2011 shall apply.	3. Where the Programme committee delivers no opinion on the draft implementing act referred to in Article 27(2) of this Regulation, the Commission shall not adopt the draft implementing act and Article 5(4), third subparagraph of Regulation (EU) No 182/2011 shall apply.	3. Where the Programme committee delivers no opinion on the draft implementing act referred to in Article 27(2) of this Regulation, the Commission shall not adopt the draft implementing act and Article 5(4), third subparagraph of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 43				
358	Article 43 Exercise of the delegation	Article 43 Exercise of the delegation	Article 43 Exercise of the delegation	Article 43 Exercise of the delegation Text Origin: Commission Proposal
Article 43(1)				
359	1. The power to adopt delegated acts is conferred on the Commission	1. The power to adopt delegated acts is conferred on the Commission	1. The power to adopt delegated acts is conferred on the Commission	1. The power to adopt delegated acts is conferred on the Commission

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	subject to the conditions laid down in this Article.	subject to the conditions laid down in this Article.	subject to the conditions laid down in this Article.	subject to the conditions laid down in this Article. Text Origin: Commission Proposal
Article 43(2)				
G 360	2. The power to adopt delegated acts referred to in Article 38 shall be conferred on the Commission until 31 December 2028.	2. The power to adopt delegated acts referred to in ~~Article~~***Articles 6a and*** 38 shall be conferred on the Commission until 31 December 2028.	2. The power to adopt delegated acts referred to in Article 38 shall be conferred on the Commission until 31 December 2028.	2. The power to adopt delegated acts referred to in ~~Article~~***Articles 6a and*** 38 shall be conferred on the Commission until 31 December 2028. Text Origin: EP Mandate
Article 43(3)				
G 361	3. The delegation of power referred to in Article 38 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 power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated act already in force.	3. The delegation of power referred to in ~~Article~~***Articles 6a and*** 38 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 power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated act already in force.	3. The delegation of power referred to in Article 38 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 power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated act already in force.	3. The delegation of power referred to in ~~Article~~***Articles 6a and*** 38 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 power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated act already in force. Text Origin: EP Mandate
Article 43(4)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 362	4. 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 of 13 April 2016 on Better Law-Making.	4. 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 of 13 April 2016 on Better Law-Making.	4. 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 of 13 April 2016 on Better Law-Making.	4. 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 of 13 April 2016 on Better Law-Making. Text Origin: Commission Proposal G
Article 43(5)				
G 363	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Text Origin: Commission Proposal G
Article 43(6)				
G 364	6. A delegated act adopted pursuant to Article 38 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not	6. A delegated act adopted pursuant to ~~Article~~ ***Articles 6a and*** 38 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not	6. A delegated act adopted pursuant to Article 38 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not	6. A delegated act adopted pursuant to ~~Article~~ ***Articles 6a and*** 38 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	object. That period shall be extended by two months at the initiative of the European Parliament or of the Council. Text Origin: EP Mandate
Article 44				
G 365	Article 44 Urgency procedure	Article 44 Urgency procedure	Article 44 Urgency procedure	Article 44 Urgency procedure Text Origin: Commission Proposal
Article 44(1)				
G 366	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure. Text Origin: Commission Proposal
Article 44(2)				
G 367	2. Either the European Parliament or the Council may object to a delegated act in accordance with the	2. Either the European Parliament or the Council may object to a delegated act in accordance with the	2. Either the European Parliament or the Council may object to a delegated act in accordance with the	2. Either the European Parliament or the Council may object to a delegated act in accordance with the

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	procedure referred to in Article 43(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council.	procedure referred to in Article 43(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council.	procedure referred to in Article 43(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council.	procedure referred to in Article 43(6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council. Text Origin: Commission Proposal
Chapter X				
368	Chapter X Transitional and final provisions	Chapter X Transitional and final provisions	Chapter X Transitional and final provisions	Chapter X Transitional and final provisions Text Origin: Commission Proposal
Article 45				
369	Article 45 Information, communication and publicity	Article 45 Information, communication and publicity	Article 45 Information, communication and publicity	Article 45 Information, communication and publicity Text Origin: Commission Proposal
Article 45(1)				
370	1. The recipients of Union funding shall acknowledge the origin of those funds and ensure the visibility of the Union funding, in particular when promoting the actions and	1. The recipients of Union funding shall acknowledge the origin of those funds and ensure the visibility of the Union funding, in particular when promoting the actions and	1. The recipients of Union funding shall acknowledge the origin of those funds and ensure the visibility of the Union funding, in particular when promoting the actions and	1. The recipients of Union funding shall acknowledge the origin of those funds and ensure the visibility of the Union funding, in particular when promoting the actions and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public ***with a view to improve the Union-wide communication with regard to the benefits of space services, while including SMEs in awareness-raising in order to demonstrate their involvement in the development and delivery of space services to citizens***.	their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public.	their results, by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public. EP AM to be moved to recital on article 6 Text Origin: Commission Proposal
Article 45(2)				
G 371	2. The Commission shall implement information and communication actions relating to the Programme, to actions taken pursuant to the Programme and to the results obtained.	2. The Commission shall implement information and communication actions relating to the Programme, to actions taken pursuant to the Programme and to the results obtained.	2. The Commission shall implement information and communication actions relating to the Programme, to actions taken pursuant to the Programme and to the results obtained.	2. The Commission shall implement information and communication actions relating to the Programme, to actions taken pursuant to the Programme and to the results obtained. Text Origin: Commission Proposal
Article 45(3)				
G 372	3. Financial resources allocated to the Programme shall also contribute to the corporate communication of the political priorities of the Union, insofar as those priorities are related to the objectives referred to in Article 3.	3. Financial resources allocated to the Programme shall also contribute to the corporate communication of the political priorities of the Union, insofar as those priorities are related to the objectives referred to in Article 3.	3. Financial resources allocated to the Programme shall also contribute to the corporate communication of the political priorities of the Union, insofar as those priorities are related to the objectives referred to in Article 3.	3. Financial resources allocated to the Programme shall also contribute to the corporate communication of the political priorities of the Union, insofar as those priorities are related to the objectives referred to in Article 3.

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				Text Origin: Commission Proposal
Article 46				
373	Article 46 Continuity of services after 2027	Article 46 Continuity of services after 2027	Article 46 Continuity of services after 2027	Article 46 Continuity of services after 2027 Text Origin: Commission Proposal
Article 46, first paragraph				
374	If necessary, appropriations may be entered in the Union budget beyond 2027 to cover the expenses necessary to fulfil the objectives provided for in Article 3, to enable the management of actions not completed by the end of the Programme, as well as expenses covering critical operational activities and services provision.	If necessary, appropriations may be entered in the Union budget beyond 2027 to cover the expenses necessary to fulfil the objectives provided for in Article 3, to enable the management of actions not completed by the end of the Programme, as well as expenses covering critical operational activities and services provision.	If necessary, appropriations **from the MFF 2021-2027** may be entered in the Union budget beyond 2027 to cover the expenses necessary to fulfil the objectives provided for in Article 3, to enable the management of actions not completed by the end of the Programme, as well as expenses covering critical operational activities and services provision.	If necessary, appropriations may be entered in the Union budget beyond 2027 to cover the expenses necessary to fulfil the objectives provided for in Article 3, to enable the management of actions not completed by the end of the Programme, as well as expenses covering critical operational activities and services provision. Text Origin: Commission Proposal
Article 47				
375	Article 47 Entry into force	Article 47 Entry into force	Article 47 Entry into force	Article 47 Entry into force Text Origin: Commission Proposal

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Article 47, first paragraph				
376	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the ~~*twentieth*~~ day following ~~*that*~~ of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
Article 47, second paragraph				
377	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.	This Regulation shall be binding in its entirety and directly applicable in all Member States. Text Origin: Commission Proposal
Formula				
378	Done at Strasbourg,	Done at Strasbourg,	Done at Strasbourg,	Done at Strasbourg, Text Origin: Commission Proposal
Formula				
379	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Commission Proposal
Formula				
380				

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	The President	The President	The President	The President Text Origin: Commission Proposal
Formula				
G 381	For the Council	For the Council	For the Council	For the Council Text Origin: Commission Proposal
Formula				
G 382	The President	The President	The President	The President Text Origin: Commission Proposal
Annex, first heading				
G 383	INDICATORS FOR THE EVALUATION OF THE PROGRAMME	INDICATORS FOR THE EVALUATION OF THE PROGRAMME	INDICATORS FOR THE EVALUATION OF THE PROGRAMME	INDICATORS FOR THE EVALUATION OF THE PROGRAMME Text Origin: Commission Proposal
Annex, first paragraph, introductory part				
G 384	The Programme will be monitored closely on the basis of a set of indicators intended to measure the extent to which the specific objectives of the Programme have	The Programme will be monitored closely on the basis of a set of indicators intended to measure the extent to which the specific objectives of the Programme have	The Programme will be monitored closely on the basis of a set of indicators intended to measure the extent to which the specific objectives of the Programme have	The Programme will be monitored closely on the basis of a set of indicators intended to measure the extent to which the specific objectives of the Programme have

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators:	been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators:	been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators:	been achieved and with a view to minimising administrative burdens and costs. To that end, data will be collected as regards the following set of key indicators: Text Origin: Commission Proposal
Annex, first paragraph, point (1)				
G 384a			**1. General objective referred to in Article 3(1), point (a):**	***1. General objective referred to in Article 3(1), point (a):*** Text Origin: Council Mandate
Annex, first paragraph, point (1), first paragraph				
G 384b			**Indicator 1.1: Member States governments and EU institutions can access a set of first governmental services in 2024**	***Indicator 1.1: Member States governments and Union institutions, bodies, offices and agencies can access a set of first governmental services in 2024*** Text Origin: Council Mandate
Annex, first paragraph, point (1), second paragraph				
G 384c			**Indicator 1.2: Member States governments and EU institutions can access full operational capability that meets the user needs and demand determined in the service portfolio in 2027**	***Indicator 1.2: Member States governments and Union institutions, bodies, offices and agencies can access full operational capability that meets the user needs and demand determined in the service portfolio in 2027***

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				Text Origin: Council Mandate
Annex, first paragraph, point (1), third paragraph				
384d			**Indicator 1.3: Percentage of governmental service availability for each deployed governmental service**	***Indicator 1.3: Percentage of governmental service availability for each deployed governmental service*** Text Origin: Council Mandate
Annex, first paragraph, point (1), fourth paragraph				
384e			**Indicator 1.4:Speed, bandwidth and latency performance for each deployed governmental service**	***Indicator 1.4: Speed, bandwidth and latency performance for each deployed governmental service worldwide*** Text Origin: Council Mandate
Annex, first paragraph, point (1), fifth subparagraph				
384f			**Indicator 1.5: Percentage of geographical availability of all deployed governmental services within Member States territories**	***Indicator 1.5: Percentage of geographical availability of all deployed governmental services within Member States territories*** Text Origin: Council Mandate
Annex, first paragraph, point (7)				
384g				***Indicator 1.6: Percentage of services deployed related to the***

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				service portfolio From 389a
Annex, first paragraph, point (8)				
384h				***Indicator 1.7: Percentage of available capacity for each deployed service*** From 389b
Annex, first paragraph, point (1), sixth subparagraph				
384i			**Indicator 1.6: cost to completion**	***Indicator 1.8: cost to completion*** Text Origin: Council Mandate
Annex, first paragraph, point (10)				
384j				***Indicator 1.9: Programme participants and number of third countries and international organisations participating in the Programme in accordance with Article 36*** From row 391k
Annex, first paragraph, point (11)				
384k				***Indicator 1.10: Evolution of***

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				satellites capacities bought by Union institutions from non-Union actors From row 401q
Annex, first paragraph, point (12)				
384l				***Indicator 1.11: Number of launches not carried from Union territory, or territory from members of the EFTA which are members of the EEA*** From row 401r
Annex, first paragraph, point (13)				
384m				***Indicator 1.12: Number of users of governmental services in the EU*** From row 391j
Annex, first paragraph, first paragraph				
385	Indicators should be linked to the specific objectives but without repeating them to avoid incoherence.	Indicators should be linked to the specific objectives but without repeating them to avoid incoherence.	*deleted*	*deleted*
Annex, first paragraph, point (2)				
385a			**2. General objective referred to in Article 3(1), point (c):**	***2. General objective referred to in Article 3(1), point (c):***

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				Text Origin: Council Mandate
Annex, first paragraph, point (2), first paragraph				
385b			**Indicator 2.1: Percentage of commercial service availability**	***Indicator 2.1: Percentage of commercial service availability*** Text Origin: Council Mandate
Annex, first paragraph, point (2), second paragraph				
385c	Indicator 1: Speed of the commercial satellite broadband Moved reference text		Indicator ~~1~~**2.2**:**Speed, bandwidth and latency performance** ~~Speed~~ of the commercial satellite broadband **service** Moved from row 400	Indicator ~~1~~***2.2*:*Speed, bandwidth, reliability and latency performance*** ~~*Speed*~~ of the commercial satellite broadband ***service worldwide*** Also from row 400 Text Origin: Council Mandate
Annex, first paragraph, point (2), third paragraph				
385d			**Indicator 2.3: Percentage of communication dead zones in Member States territories**	***Indicator 2.3: Percentage of communication dead zones in Member States territories*** Text Origin: Council Mandate
Annex, first paragraph, point (2), fourth paragraph				
385e			**Indicator 2.4: Amount invested by private sector**	***Indicator 2.4: Amount invested by private sector***

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				Text Origin: Council Mandate
Annex, first paragraph, point (3)				
385f			**3. Specific objective referred to in Article 3(2), point (-a):**	***3. Specific objective referred to in Article 3(2), point (-a):*** Text Origin: Council Mandate
Annex, first paragraph, point (3), first paragraph				
385g			**Indicator 3.1: GOVSATCOM Hubs can provide services stemming from the secure connectivity system**	***Indicator 3.1: GOVSATCOM Hubs can provide services stemming from the secure connectivity system*** Text Origin: Council Mandate
Annex, first paragraph, first paragraph h				
385h				***Indicator 3.2: Full integration of existing capacity from the Union pool via the integration of GOVSATCOM ground infrastructure*** From row 389
Annex, first paragraph, point (4)				
386	Specific objective 1: Improve the resilience of the Union communication services by developing, building and operating a multi-orbital connectivity	Specific objective 1: Improve the ~~*resilience of the Union communication services by developing, building and operating a multi-orbital connectivity*~~	**4.** Specific objective ~~1: Improve the resilience of the Union communication services by developing, building and operating a multi-orbital connectivity~~	***4.*** Specific objective ~~*1: Improve the resilience of the Union communication services by developing, building and operating a multi-orbital connectivity*~~

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	infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the Member States used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696.	~~*infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the*~~***quality, resilience and autonomy of the Union's and*** Member States ~~*used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696.*~~***satellite services***	~~infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the Member States used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696.~~ **referred to in Article 3(2), point (a):**	~~*infrastructure, continuously adapted to evolution of demand for satellite communications, while taking into account the existing and future assets of the Member States used in the frame of the GOVSATCOM component of the Union Space Programme established by Regulation (EU) 2021/696.*~~ ***referred to in Article 3(2), point (a):*** Text Origin: Council Mandate
Annex, first paragraph, second paragraph, first paragraph				
387	Indicator 1: Member States governments and EU institutions can access initial set of governmental services in 2025, with full capacity in 2027	Indicator 1: Member States governments and EU institutions***, bodies, offices and agencies of the Union*** can access initial set of governmental services in ~~*2025*~~***2024***, with full capacity in 2027	*deleted*	*deleted* *See rows 384b and c*
Annex, first paragraph, second paragraph, second paragraph				
388	Indicator 2: Service availability	Indicator 2: ***The system performance in term of worldwide coverage,*** service availability***, bandwidth***	*deleted*	*deleted* *See rows 384d, e and f*
Annex, first paragraph, second paragraph, third paragraph				
389	Indicator 3: Full integration of existing capacity from the Union pool via the integration of	Indicator 3: Full integration of existing capacity from the Union pool via the integration of	*deleted*	*To be moved after row 385g*

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	GOVSATCOM ground infrastructure	GOVSATCOM ground infrastructure		
Annex, first paragraph, point (4), first paragraph				
389a			**Indicator 4.1: Percentage of services deployed related to the service portfolio**	*deleted* *Moved to row 384g*
Annex, first paragraph, point (4), second paragraph				
389b			**Indicator 4.2: Percentage of available capacity for each deployed service**	*deleted* *Moved to row 384h*
Annex, first paragraph, point (4), third paragraph				
390	Indicator 4: Annual number of major outages of the telecommunication networks in the Member States mitigated by the secure connectivity system	Indicator 4: Annual number of major outages of the telecommunication networks in the Member States mitigated by the ***governmental services offered by the*** secure connectivity system	Indicator **44.3**: Annual number of major outages of the telecommunication networks in the Member States **due to crisis situations** mitigated **by the governmental services offered** by the secure connectivity system	Indicator ~~4~~***4.1***: Annual number of major outages of the telecommunication networks in the Member States ***due to crisis situations*** mitigated ***by the governmental services offered*** by the secure connectivity system Text Origin: Council Mandate
Annex, first paragraph, point (4), fourth paragraph				
391	Indicator 5: User's satisfaction with the performance of the secure	Indicator 5: User's satisfaction with the performance of the secure	Indicator ~~5:~~ **4.4: Governmental** user's satisfaction with the	Indicator ~~5:~~ ***4.2: Governmental*** user's satisfaction with the

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	connectivity system	connectivity system	performance of the secure connectivity system **measured through annual survey**	performance of the secure connectivity system ***measured through annual survey*** Text Origin: Council Mandate	
Annex, first paragraph, second paragraph, fifth paragraph a					
G	391a			***Indicator 4.3: validation and accreditation of different technologies and communication protocols*** From row 391g	G
Annex, first paragraph, point (4), fifth paragraph					
G	391b		**Indicator 4.5: Governmental infrastructure and related governmental services obtain security accreditation**	*deleted* *To be moved to row 393*	G
Annex, first paragraph, point (5)					
G	*391c*		**5. Specific objective referred to in Article 3(2), point (aa):**	*deleted* *To be moved to row 392*	G
Annex, first paragraph, point (5), first paragraph					
G	*391d*		**Indicator 5.1: Number and severity of cyber security incidents**	*deleted*	G

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			and number of electromagnetic disturbances related to the secure connectivity system (classified)	*To be moved to row 394a*
Annex, first paragraph, point (6)				
391e			**6. Specific objective referred to in Article 3(2), point (ab):**	***5. Specific objective referred to in Article 3(2), point (ab):*** Text Origin: Council Mandate
Annex, first paragraph, second paragraph, fifth paragraph f				
391f				***Indicator 5.1: number of in orbit and functional satellites needed for the functioning of the EuroQCI*** From row 394d
Annex, first paragraph, point (6), first paragraph				
391g			**Indicator 6.1: validation and accreditation of different technologies and communication protocols**	*deleted* *Moved to 391a* *Text Origin: Council Mandate*
Annex, first paragraph, point (7)				
391h			**7. Specific objective referred to in Article 3(2), point (ac):**	***6. Specific objective referred to in Article 3(2), point (ac):*** Text Origin: Council Mandate

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Annex, first paragraph, point (7), first paragraph				
391i			**Indicator 7.1: Number of satellites per orbital slot**	***Indicator 6.1: Number of satellites per orbital slot in 2025, 2026 and 2027*** Also from row 401i Text Origin: Council Mandate
Annex, first paragraph, second paragraph, fifth paragraph a				
391j		***Indicator 6: Number of users of governmental services in the EU***		*deleted* *Moved to row 384m*
Annex, first paragraph, second paragraph, fifth paragraph b				
391k		***Indicator 7: Rate of coverage of Programme participants and number of third countries and international organisations participating in the Programme in accordance with Article 36***		*deleted* *Moved to row 384j*
Annex, first paragraph, third paragraph, introductory part				
392	Specific objective 2: Contribute to cyber resilience by proactive and reactive defence against cyber and electromagnetic threats and	Specific objective 2: ~~*Contribute to*~~***Increase the*** cyber resilience ***of the Union by developing redundancy, passive*** ~~*by proactive*~~	*deleted*	***7.*** Specific objective ~~*2: Contribute to cyber resilience by proactive and reactive defence against cyber and electromagnetic threats and*~~

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	operational cybersecurity, and integrate the space and related ground segment of the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys	and reactive ~~*defence against*~~ cyber ~~*and electromagnetic threats*~~ ***protection*** and operational cybersecurity~~*, and integrate the space and related ground segment of the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys*~~		~~*operational cybersecurity, and integrate the space and related ground segment of the European Quantum Communication Infrastructure to enable secure transmission of cryptographic keys*~~ ***referred to in Article 3(2), point (b):*** From row 391c
Annex, first paragraph, third paragraph, first paragraph				
G 393	Indicator 1: System obtains security accreditation allowing the services to transmit EU Classified Information (EUCI) up to a certain classification level and the national classified information of EU Member States of equivalent classification level, following the principles set in Council Decision (2013/488/EU) on the security rules for protecting EUCI	Indicator 1: System obtains security accreditation allowing the services to transmit EU Classified Information (EUCI) up to a certain classification level and the national classified information of EU Member States of equivalent classification level, following the principles set in Council Decision (2013/488/EU) on the security rules for protecting EUCI	*deleted*	Indicator ~~*1: System obtains security accreditation allowing the*~~***7.1: Governmental infrastructure and related governmental*** services ~~*to transmit EU Classified Information (EUCI) up to a certain classification level and the national classified information of EU Member States of equivalent classification level, following the principles set in Council Decision (2013/488/EU) on the*~~***which obtained*** security ~~*rules for protecting EUCI*~~***accreditation*** From row 391b
Annex, first paragraph, third paragraph, second paragraph				
G 394	Indicator 2: Integration of EuroQCI space infrastructure based on the most suitable technical solution	~~*Indicator 2: Integration of EuroQCI space infrastructure based on the most suitable technical solution*~~	*deleted*	*deleted*

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Annex, first paragraph, third paragraph, second paragraph a				
394a		***Indicator 2: Annual number and severity of impact of cybersecurity incidents to the secure connectivity system***		***Indicator 7.2: Annual number and severity of impact of cybersecurity incidents and number of electromagnetic disturbances related to the secure connectivity system (classified)*** Includes row 391d Text Origin: EP Mandate
Annex, first paragraph, third paragraph a				
394b		***Specific objective 2a: Develop and integrate the space and related ground segment of the EuroQCI to enable secure transmission of cryptographic keys***		*deleted* *See row 391e*
Annex, first paragraph, third paragraph b				
394c		***Indicator 1: Number of Member States connected to the terrestrial network of the EuroQCI***		*deleted*
Annex, first paragraph, third paragraph c				
394d		***Indicator 2: Quantum key distribution satellites needed for the functioning of the EuroQCI are in orbit and functional***		*deleted*

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Annex, first paragraph, fourth paragraph, introductory part				
395	Specific objective 3: Improve and expand the capabilities and services of other components of the Union Space Programme	Specific objective 3: ~~*Improve and expand*~~***Enable, where possible, the development of communication and other services, in particular by improving, creating synergies between and expanding*** the capabilities and services of ~~*other*~~***components of the Union Space Programme, as well as services that are not*** components of the Union Space Programme***, by hosting additional satellite subsystems, including payloads***	**8.** Specific objective ~~3: Improve and expand the capabilities and services of other components of the Union Space Programme~~**referred to in Article 3(2), point (c):**	***8.*** Specific objective ~~*3: Improve and expand the capabilities and services of other components of the Union Space Programme*~~***referred to in Article 3(2), point (c):*** Text Origin: Council Mandate
Annex, first paragraph, fourth paragraph, first paragraph				
396	Indicator 1: Number of payloads serving other components of the Union Space Programme	Indicator 1: Number of payloads ~~*serving other components of*~~***improving*** the Union ~~*Space Programme*~~ ***Situational Awareness capacities***	Indicator ~~1~~**8.1**: Number of **satellite subsystems, including** payloads**,** serving other components of the Union Space Programme	Indicator ~~*1*~~***8.1***: Number of ***satellite subsystems, including*** payloads**,** serving other components of the Union Space Programme Text Origin: Council Mandate
Annex, first paragraph, fourth paragraph, first paragraph a				
396a		***Indicator 2: Number of payloads improving the EGNSS capabilities***		*deleted*
Annex, first paragraph, fourth paragraph, first paragraph b				
396b		***Indicator 3: Number of payloads improving the Copernicus***		*deleted*

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		capabilities		
Annex, first paragraph, fifth paragraph, introductory part				
G *397*	Specific objective 4: Incentivise the development of innovative and disruptive technologies, in particular by leveraging the New Space industry.	Specific objective 4: Incentivise the ***innovation as well as the,*** development ***and use*** of innovative and disruptive technologies ***in the whole European space ecosystem***, in particular by ~~*leveraging the New Space industry.*~~ ***supporting new entrants, start-ups and SMEs of the up-, mid- and down-stream sector across the Union***	*deleted*	***9.*** Specific objective ~~*4: Incentivise the development of innovative and disruptive technologies, in particular by leveraging the New Space industry.*~~***referred to in Article 3(2), point (d):*** From row 398b
Annex, first paragraph, fifth paragraph, first paragraph				
G 398	Indicator 1: Number of start-up, SME and midcap companies participating in the development of the infrastructure	Indicator 1: Number of ~~*start-up, SME*~~***new entrants, start-ups, SMEs*** and midcap companies ~~*participating in the development*~~***providing services on the basis*** of the infrastructure	*deleted*	Indicator ~~*1*~~***9.1***: Number of ~~*start-up, SME and midcap companies participating*~~***start-ups, SMEs and mid-caps involved*** in the ~~*development of the infrastructure*~~ ***Programme respectively and related percentage of contract value*** From rows 398c and 398d
Annex, first paragraph, fifth paragraph, first paragraph a				
G 398a		***Indicator 2: Overall percentage of the value of the contracts subcontracted by the prime tenderers to SMEs other than those***		***Indicator 9.2: Overall percentage of the value of the contracts subcontracted by the prime tenderers to SMEs other than those***

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		affiliated with the tenderer's group and share of their cross-border participation		***affiliated with the tenderer's group and share of their cross-border participation*** Text Origin: EP Mandate
Annex, first paragraph, point (9)				
398b			**9. Specific objective referred to in Article 3(2), point (d):**	*deleted* *See row 397*
Annex, first paragraph, point (9), first paragraph				
398c			**Indicator 9.1: Number of start-ups and SMEs involved in the Programme and related percentage of contract value**	*deleted* *See row 398*
Annex, first paragraph, point (9), second paragraph				
398d			**Indicator 9.2: Number of mid-cap companies involved in the Programme and related percentage of contract value**	*deleted* *See row 398*
Annex, first paragraph, point (9), third paragraph				
398e			**Indicator 9.3: Number of Member States from which start-ups and SMEs are involved in the Programme**	***Indicator 9.3: Number of Member States from which start-ups and SMEs are involved in the Programme***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Annex, first paragraph, point (10)				
399	Specific objective 5: Allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow connectivity over geographical areas of strategic interest outside of the Union.	Specific objective 5: Allow further development of high-speed broadband and seamless connectivity throughout the Union, ***and thereby remove*** ~~removing~~ communication dead zones ***in support of the inclusive, cohesive and sustainable development of the Union while bridging the digital divide*** ~~and increasing cohesion across Member State territories~~, ***enable affordable access and increase cohesion across the Union and*** ~~and allow connectivity~~ over geographical areas of strategic interest outside of the Union~~.~~	**10.** Specific objective ~~5: Allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow connectivity over geographical areas of strategic interest outside of the Union.~~ **referred to in Article 3(2), point (e):**	***10.*** Specific objective ~~*5: Allow further development of high-speed broadband and seamless connectivity throughout the Union, removing communication dead zones and increasing cohesion across Member State territories, and allow connectivity over geographical areas of strategic interest outside of the Union.*~~ ***referred to in Article 3(2), point (e):*** Text Origin: Council Mandate
Annex, first paragraph, sixth paragraph, first paragraph				
400	Indicator 1: Speed of the commercial satellite broadband	Indicator 1: Speed***, latency, availability and reliability*** of the ~~*commercial*~~ satellite broadband	Moved to row 385c	*deleted* *See row 385c*
Annex, first paragraph, point (10), first paragraph				
401	Indicator 2: Number of new commercial satellite communication potential users in EU rural areas and	Indicator 2: Number of new ~~*commercial*~~ satellite communication ~~*potential*~~ users in EU rural areas**.**	Indicator ~~2: Number of new commercial satellite communication potential users in EU rural areas and~~	Indicator ~~*2*~~***10.1***: Number of new ~~*commercial*~~ satellite communication ~~*potential*~~ users in ~~*EU*~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in geographical areas of strategic interest	***outermost regions, overseas countries and territories, and*** ~~*and in*~~ geographical areas of strategic interest ***outside the Union***	~~in geographical~~**10.1: Percentage of geographical availability of required services within** areas of strategic interest	~~*rural*~~***geographical*** areas ~~*and in*~~***of strategic interest outside the Union*** ***Indicator 10.2: Percentage of*** geographical ***availability of required services within*** areas of strategic interest ***outside the Union*** Text Origin: EP Mandate
Annex, first paragraph, sixth paragraph, second paragraph a				
401a				***Indicator 10.3: Number of countries where the satellite broadband is available to consumers*** From row 401g
Annex, first paragraph, point (11)				
401b			**11. Specific objective referred to in Article 3(2), point (f):** Typo in Council Mandate Typo in Council Mandate 10854/22 (objective twice)	***11. Specific objective referred to in Article 3(2), point (f):*** Text Origin: Council Mandate
Annex, first paragraph, point (11), first paragraph				
401c			**Indicator 11.1: Greenhouse gas footprint of development, production and deployment**	***Indicator 11.1: Greenhouse gas footprint of development, production and deployment of the***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Programme Same as row 401k Text Origin: Council Mandate
Annex, first paragraph, point (11), second paragraph				
401d			**Indicator 11.2: Number of active satellites and decommissioned satellites**	***Indicator 11.2: Number of active satellites, decommissioned and recovered satellites*** Same as row 401l Text Origin: Council Mandate
Annex, first paragraph, point (11), third paragraph				
401e			**Indicator 11.3: Number of debris generated by the constellation**	***Indicator 11.3: Number of debris generated by the constellation*** From row 401m Text Origin: Council Mandate
Annex, first paragraph, point (11), fourth paragraph				
401f			**Indicator 11.4: Number of close encounters**	***Indicator 11.4: Number of close encounters*** Text Origin: Council Mandate
Annex, first paragraph, sixth paragraph, second paragraph a				
401g				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Indicator 3: Number of countries where the satellite broadband is available to consumers		*deleted* *Moved to 401a*
Annex, first paragraph, sixth paragraph, second paragraph b				
G *401h*		***Specific objective 5a: Access to orbital slots and the right of use of relevant frequencies***		*deleted* *Moved to row* *Moved to row 391h* *Moved to row 401h*
Annex, first paragraph, sixth paragraph, second paragraph c				
G *401i*		***Indicator 1: Number of satellites per orbital slots in 2025, 2026, 2027***		*deleted* *Moved to row 391i*
Annex, first paragraph, sixth paragraph, second paragraph d				
G *401j*		***Specific objective 5b: Enhance the safety and sustainability of space activities by implementing appropriate measures to ensure and promote responsible behaviour in space when implementing the Programme***		*deleted* *See row 401b*
Annex, first paragraph, sixth paragraph, second paragraph e				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	*401k*	***Indicator 1: Greenhouse gas footprint of development, production and deployment of the Programme***		*deleted* *See row 401c*
	Annex, first paragraph, sixth paragraph, second paragraph f			
G	*401l*	***Indicator 2: Number of active satellites, decommissioned and recovered satellites***		*deleted* *See row 401d*
	Annex, first paragraph, sixth paragraph, second paragraph g			
G	*401m*	***Indicator 3: Amount of debris generated by the constellation***		*deleted* *See row 401e*
	Annex, first paragraph, sixth paragraph, second paragraph h			
G	*401n*	***Indicator 4: Ephemeris of the satellites shared with EU SST consortium***		***Indicator 11.5: Ephemeris of the satellites shared with EU SST consortium*** Text Origin: EP Mandate
	Annex, first paragraph, sixth paragraph, second paragraph i			
G	401o	***Indicator 5: Appropriate measure of the effect of light reflection on astromical observations***		***Indicator 11.6: Appropriate measure of the effect of light reflection on astronomical***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				observations Text Origin: EP Mandate
Annex, first paragraph, sixth paragraph, second paragraph j				
401p		***Specific objective 5c: Improve the Union's strategical and technological autonomy in terms of space technologies, assets, operations and services***		*deleted*
Annex, first paragraph, sixth paragraph, second paragraph k				
401q		***Indicator 1: Evolution of satellites capacities bought by Member States and Union institutions from non-Union actors***		*deleted* *Moved to row 384k*
Annex, first paragraph, sixth paragraph, second paragraph l				
401r		***Indicator 2: Number of launches not carried from Union territory, or territory from members of the EFTA which are members of the EEA***		*deleted* *Moved to row 384l*
Annex, first paragraph, sixth paragraph, second paragraph m				
401s		***Indicator 3: Number of components and technologies used in the infrastructure that are not conceived and manufactured in the***		*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Union		
Annex, first paragraph, sixth paragraph, second paragraph n				
401t		***Indicator 4: Percentage of user terminals used the services of the infrastructure that are conceived and produced in the Union***		*deleted*

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