



Council of the  
European Union

Brussels, 27 October 2023  
(OR. en)

14719/23

LIMITE

TELECOM 315  
DIGIT 237  
CYBER 264  
CODEC 1983

**Interinstitutional File:  
2022/0379(COD)**

## NOTE

From:	Presidency
To:	Delegations
No. prev. doc.:	12898/23
No. Cion doc.:	14973/22, ADD1, ADD2, ADD3
Subject:	Proposal for a Regulation of the European Parliament and of the Council laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act) - Preparation ahead of the trilogue

## I. INTRODUCTION

1. The Commission adopted the proposal for a Regulation laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act) on 18 November 2022<sup>1</sup>.
2. The mandate for opening negotiations with the European Parliament on the Interoperable Europe Act was granted by Coreper on 6 October 2023. After the opening trilogue on 10 October, during which the technical level was mandated to work on the entire proposal, the Spanish Presidency has held 4 technical meetings and would like to present the progress achieved so far.

## II. STATE OF PLAY

3. In the ANNEX below, the amendments made to the text by the EP and the Council, compared to the Commission's proposal, are found in the fourth column ("Draft Agreement"), and marked as ***bold italics*** (additions) and ~~strikethrough~~ (deletions).

<sup>1</sup> Doc. 14973/22.

4. The rows marked as **green** have been provisionally agreed with the European Parliament at the technical level: lines 1-10, 23, 27, 35, 48, 51-53, 56, 57, 59-66, 66b, 67, 69-73, 80-102, 103a-108, 110-121, 123-127, 129-131, 136, 137, 141, 148, 152, 156, 157, 162-164, 168, 170, 171, 176, 179, 181-188, 190, 193, 198, 200-202, 204, 207, 208-210, 216, 221, 222, 231-233, 235, 237, 241-243, 245, 247-249, 251, 253, 257-265, 266, 267 and 269-274b.

The Presidency considers these changes to fall within the Coreper mandate from 6 October.

5. The rows to be further discussed are marked as **yellow**: lines 55a, 58, 58a, 66a, 66c-66d, 74-79, 109, 178, 178a, 190a-192b and 194. In cases where the parties have found a provisional agreement, with the only exception of the relevant reference to issues requiring further discussion, delegations will find some text between [square brackets] in the fourth column: 18c, 66e, 68, 103, 122, 177, 180 and 274c.

### **III. MAIN CHANGES COMPARED TO THE COREPER MANDATE**

6. The Presidency would like to draw the delegations' attention to the following issues:
- a) a new definition of 'binding requirement' has been included in Article 2(9c) (line 66e), based on the wording of Recital 8b) of the Coreper mandate;
  - b) the Annex proposed by the Council and its main elements have been kept, in a shorter and simplified form (line 274c);
  - c) a provisional agreement on keeping the reference to "trans-European" has been reached.

### **IV. NEXT STEPS**

7. The second trilogue will be held at the Parliament's premises on 13 November. In preparation for the political trilogue, the Presidency will submit an updated text, based on further progress made at the technical level, to the Coreper I meeting on 10 November.

\_\_\_\_\_

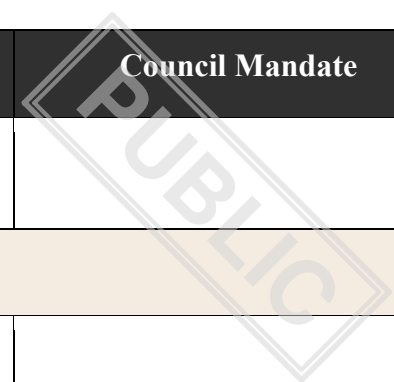
**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)**

**2022/0379(COD)**

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2022/0379 (COD)	2022/0379 (COD)	2022/0379 (COD)	2022/0379 (COD)  Text Origin: Commission Proposal
Proposal Title				
2				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>Proposal for a</p> <p>REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL</p> <p>laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)</p>	<p>Proposal for a</p> <p>REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL</p> <p>laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)</p>	<p>Proposal for a</p> <p>REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL</p> <p>laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)</p>	<p>Proposal for a</p> <p>REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL</p> <p>laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)</p> <p>Text Origin: Commission Proposal</p>
	Formula			
3	THE EUROPEAN PARLIAMENT	THE EUROPEAN PARLIAMENT	THE EUROPEAN PARLIAMENT	THE EUROPEAN PARLIAMENT

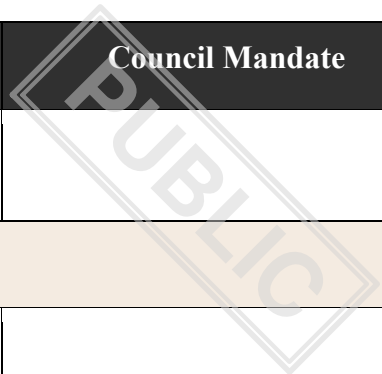
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	AND THE COUNCIL OF THE EUROPEAN UNION,	AND THE COUNCIL OF THE EUROPEAN UNION,	AND THE COUNCIL OF THE EUROPEAN UNION,	AND THE COUNCIL OF THE EUROPEAN UNION,  Text Origin: Commission Proposal
Citation 1				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 172 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 172 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 172 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 172 thereof,  Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
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,



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Citation 4				
7	Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  _____  1. OJ C [...], [...], p. [...]	Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  _____  1. OJ C [...], [...], p. [...]	Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  _____  1. OJ C [...], [...], p. [...]	Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  _____  1. OJ C [...], [...], p. [...]   Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Citation 5				
8	<p>Having regard to the opinion of the Committee of the Regions<sup>1</sup>,</p> <p>_____</p> <p>1. OJ C [...], [...], p. [...]</p>	<p>Having regard to the opinion of the Committee of the Regions<sup>1</sup>,</p> <p>_____</p> <p>1. OJ C [...], [...], p. [...]</p>	<p>Having regard to the opinion of the Committee of the Regions<sup>1</sup>,</p> <p>_____</p> <p>1. OJ C [...], [...], p. [...]</p>	<p>Having regard to the opinion of the Committee of the Regions<sup>1</sup>,</p> <p>_____</p> <p>1. OJ C [...], [...], p. [...]</p> <p>Text Origin: Commission Proposal</p>
Citation 6				
9				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	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
Formula				
10	Whereas:	Whereas:	Whereas:	Whereas:  Text Origin: Commission Proposal
Recital 1				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
11	<p>(1) It is necessary to strengthen the development of cross-border interoperability of network and information systems which are used to provide or manage public services in the Union, to allow public administrations in the Union to cooperate and make public services function across borders. The existing informal cooperation should be replaced with a clear legal framework to enable interoperability across different administrative levels and sectors and to ensure seamless cross-border data flows for truly European digital services. Public sector interoperability has an important impact on the right to</p>	<p>(1) It is necessary to strengthen the development of cross-border interoperability of network and information systems which are used to provide or manage public services in the Union, to allow public administrations in the Union to cooperate and make public services function across borders. The existing informal cooperation should be replaced with a clear legal framework to enable interoperability across different administrative levels and sectors and to <del>ensure</del><u>facilitate</u> seamless cross-border data flows for truly European digital services <u>that strengthen the single market, while respecting the principle of</u></p>	<p>(1) It is necessary to strengthen the development of cross-border interoperability of network and information systems which are used to provide or manage public services in the Union, to allow public administrations in the Union to cooperate and make public services function across borders. The existing informal cooperation should be replaced with a clear legal framework to enable interoperability across different administrative levels and sectors and to ensure seamless cross-border data flows for truly European digital services. Public sector interoperability has an important impact on the right to</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	free movement of goods and services laid down in the Treaties, as burdensome administrative procedures can create significant obstacles, especially for small and medium-sized enterprises ('SMEs').	<u>subsidiarity</u> . Public sector interoperability has an important impact on the right to free movement of goods and services, <u>capital and citizens</u> laid down in the Treaties, as burdensome administrative procedures can create significant obstacles, especially for small and medium-sized enterprises ('SMEs').	free movement of goods and services laid down in the Treaties, as burdensome administrative procedures can create significant obstacles, especially for small and medium-sized enterprises ('SMEs').	
Recital 1a				
11a		<u>(1a) Cross-Border cooperation between public administrations in Member States can address common challenges in the border regions and ensure</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>interoperability and seamless cross-border data flows, while allowing citizens and businesses to access tools that facilitate democratic processes and growth.</u>		
Recital 2				
12	(2) Member States and the Union have been working for more than two decades to support the modernisation of administrations through digital transformation and foster the deep interconnections needed for a truly European digital space. The communication from the Commission ‘2030 Digital Compass: the European way for	(2) Member States and the Union have been working for more than two decades to support the modernisation of administrations through digital transformation and foster the deep interconnections needed for a truly European digital space. The <u>use of electronic data should be considered as an important strategic activity and</u>	(2) Member States and the Union have been working for more than two decades to support the modernisation of administrations through digital transformation and foster the deep interconnections needed for a truly European digital space. The communication from the Commission ‘2030 Digital Compass: the European way for	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>the Digital Decade’ (COM(2021) 118) underlines the need to speed up the digitalisation of public services by 2030, including by ensuring interoperability across all levels of government and across public services. Furthermore, the COVID-19 pandemic increased the speed of digitalisation, pushing public administrations to adapt to the online paradigm, including for cross-border digital public services, as well as for the smarter and greener use of technologies in accordance with the climate and energy targets set in the European Green Deal and the Regulation (EU) 2021/1119 of the European Parliament and of the Council<sup>1</sup>. This Regulation aims to significantly contribute to these</p>	<p><u><i>policy to improve the public sector connection. The</i></u> communication from the Commission ‘2030 Digital Compass: the European way for the Digital Decade’ (COM(2021) 118) underlines the need to speed up the digitalisation of public services by 2030, including by ensuring interoperability across all levels of government and across public services. <u><i>Additionally, the Digital Decade Policy Programme<sup>4a</sup> gives a clear target of 100% online accessible provision of key public services for Union citizens and businesses by 2030.</i></u> Furthermore, the COVID-19 pandemic increased the speed of digitalisation, pushing public administrations to adapt to the online paradigm, including for</p>	<p>the Digital Decade’ (COM(2021) 118) underlines the need to speed up the digitalisation of public services by 2030, including by ensuring interoperability across all levels of government and across public services. <u><i>In addition, the Digital Decade Policy Programme (Decision (EU) 2022/2481) sets clear target of 100 % online accessible provision of key public services by 2030. Such key public services should also cover services that are relevant for major life events for natural persons, such as losing or finding a job, studying, owning or driving a car, or starting up a business, and for legal persons in their professional life-cycle.</i></u> Furthermore, the COVID-19 pandemic increased the</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>Union goals by creating a structured cooperation framework on cross-border interoperability amongst Member States and the Commission to support the setup of digital public services.</p> <p>_____</p> <p>1. Regulation (EU) 2021/1119 of the European Parliament and of the Council of 30 June 2021 establishing the framework for achieving climate neutrality and amending Regulations (EC) No 401/2009 and (EU) 2018/1999 ('European Climate Law') (OJ L 243, 9.7.2021, p. 1).</p>	<p>cross-border digital public services, as well as for the smarter and greener use of technologies in accordance with the climate and energy targets set in the European Green Deal and the Regulation (EU) 2021/1119 of the European Parliament and of the Council<sup>1</sup>.</p> <p>This Regulation aims to significantly contribute to these Union goals <u>and to further enhance Europe's digital sovereignty</u> by creating a structured cooperation framework on cross-border interoperability amongst Member States and the Commission to support the setup of digital public services, <u>helping to reduce cost and time for citizens, businesses and for the public sector</u>.</p>	<p>speed of digitalisation, pushing public administrations to adapt to the online paradigm, including for cross-border digital public services, as well as for the smarter and greener use of technologies in accordance with the climate and energy targets set in the European Green Deal and the Regulation (EU) 2021/1119 of the European Parliament and of the Council<sup>1</sup>.</p> <p>This Regulation aims to significantly contribute to these Union goals by creating a structured cooperation framework on cross-border interoperability amongst Member States and the Commission to support the setup of digital public services.</p> <p>_____</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p>1. <a href="#"><u>4a Decision (EU) 2022/2481 of the European Parliament and of the Council of 14 December 2022 establishing the Digital Decade Policy Programme 2030 (OJ L 323, 19.12.2022, p. 4). [1]</u></a></p> <p>Regulation (EU) 2021/1119 of the European Parliament and of the Council of 30 June 2021 establishing the framework for achieving climate neutrality and amending Regulations (EC) No 401/2009 and (EU) 2018/1999 ('European Climate Law') (OJ L 243, 9.7.2021, p. 1).</p>	<p>1. Regulation (EU) 2021/1119 of the European Parliament and of the Council of 30 June 2021 establishing the framework for achieving climate neutrality and amending Regulations (EC) No 401/2009 and (EU) 2018/1999 ('European Climate Law') (OJ L 243, 9.7.2021, p. 1).</p>	
Recital 2a				
12a		<p><a href="#"><u>(2a) The development of cross-border organisational, semantic and technical interoperability set</u></a></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>out in this Regulation should in particular focus on legal interoperability, in order to facilitate the necessary swift access of businesses and citizens to legal information, faster procedures and services, which is crucial for the reduction of expensive administrative obstacles and for the strengthening of the proper functioning of the single market and the associated freedoms of movement.</u></p>		
Recital 2a				
12b			<p><u>(2a) Trans-European digital public services are digital services</u></p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>provided by Union entities or public sector bodies either to one another, or to natural or legal persons in the Union, and requiring interaction across Member States borders, between Member States and Union entities, or between Union entities. Such trans-European digital public services include, inter alia, the key public services as defined in the Decision (EU) 2022/2481 establishing the Digital Decade Policy Programme 2030, covering services that are relevant for major life events for natural persons, such as finding a job or studies, and for legal persons in their professional life-cycle. The key public services with trans-European relevance will reap</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>major benefits to European citizens when interoperable across borders. Examples of such trans-European digital public services are exchange of academic diploma, exchange of vehicle data for road safety, access to social security and health data including pandemic and vaccination certifications, public tender accreditation, digital driving license, exchange of commercial registers data, and in general all those that use an implementation of the "Once-Only" principle to access and exchange cross-border data.</u></p>	
Recital 3				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
13	<p>(3) The new governance structure should have a legal mandate to drive the further development of the European Interoperability Framework and other common interoperability solutions, such as specifications and applications. Furthermore, this Regulation should establish a clear and easily recognisable label for some interoperability solutions. The creation of a vibrant community around open government technology solutions should be fostered.</p>	<p>(3) The new governance structure should have a legal mandate to drive the further development of the European Interoperability Framework and other common interoperability solutions, such as specifications and applications.</p> <p><u>Local and regional authorities should have an active role in decisions related to interoperable solutions, including on design, financing and implementation.</u></p> <p><del>They Furthermore, this Regulation should establish a clear and easily recognisable label for some interoperability solutions. The creation of a vibrant community around open government technology solutions</del> <u>also seek to</u></p>	<p>(3) The new governance structure, <u>with the Interoperable Europe Board at its center (the 'Board')</u>, should have a legal mandate to <u>jointly</u> drive the further development of <u>cross-border interoperability in the Union, including</u> the European Interoperability Framework and other common <del>interoperability solutions, such as specifications and applications</del> <u>legal, organisational, semantic and technical interoperability solutions</u>. Furthermore, this Regulation should establish a clear and easily recognisable label for some interoperability solutions <u>('Interoperable Europe</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>involve SMEs, research and educational organisations and civil society. To this end, local and regional authorities may conduct direct consultations with citizens, business, in particular SMEs and share the results of the consultations with the Interoperable Europe Board and the Interoperable Europe community.</u></p> <p><u>Furthermore, this Regulation</u> should <del>be fostered</del> <u>establish a clear and easily recognisable label for some interoperability solutions.</u></p>	<p><u>solutions</u>'). The creation of a vibrant community around open government technology solutions should be fostered.</p>	
Recital 4				
14				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>(4) It is in the interest of a coherent approach to public sector interoperability throughout the Union, of supporting the principle of good administration and the free movement of personal and non-personal data within the Union, to align the rules as far as possible for all public sectors that are controllers or providers of network and information systems used to facilitate or manage public services. This objective includes the Commission and other institutions, bodies and agencies of the Union, as well as public sector bodies in the Member States across all levels of administration: national, regional and local. Agencies are playing an important role in collecting regulatory</p>	<p>(4) It is in the interest of a coherent approach to public sector interoperability throughout the Union, of supporting the principle of good administration and the free movement of personal and non-personal data within the Union, to align the rules as far as possible for all public sectors that are controllers or providers of network and information systems used to facilitate or manage public services. <u>In the establishment, improvement or operation of common solutions all initiatives should, where appropriate, build on or be accompanied by the sharing of experience and solutions and the exchange and promotion of good practices, technological neutrality and</u></p>	<p>(4) It is in the interest of a coherent approach to public sector interoperability throughout the Union, of supporting the principle of good administration and the free movement of personal and non-personal data within the Union, to align the rules as far as possible for all public sectors that <del>are controllers or providers of network and information systems used to facilitate or manage</del> <u>set cross-border interoperability requirements for trans-European digital</u> public services. This objective includes the Commission and other <del>institutions, bodies and agencies of the Union</del> <u>Union entities</u>, as well as public sector bodies in the Member States across all levels of administration:</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	reporting data from Member States. Therefore, the interoperability of this data - should also be in scope of this Regulation.	<u><a href="#">adaptability, while principles of security, privacy and protection of personal data should always be applied.</a></u> This objective includes the Commission and other institutions, bodies and agencies of the Union, as well as public sector bodies in the Member States across all levels of administration: national, regional and local. Agencies are playing an important role in collecting regulatory reporting data from Member States. Therefore, the interoperability of this data - should also be in scope of this Regulation.	national, regional and local. Agencies are playing an important role in collecting regulatory reporting data from Member States. Therefore, the interoperability of this data - should also be in scope of this Regulation.	
Recital 4a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
14a		<p><u>(4a) (4a) Public bodies, Union institutions, bodies, offices and agencies should pursue the development of interoperability solutions in a holistic manner that ensures data quality, transparency and data protection. In this context, self-governing IT solutions should be incentivised.</u></p>		
Recital 4b				
14b		<p><u>(4b) Interoperability solutions and exchanges of data should also be designed and used taking into account the confidentiality</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><i>principles which pertain to fundamental rights.</i></u>		
Recital 4c				
14c		<u><i>(4c) In the pursuit of cross-border interoperability and the digital public services infrastructure, it is crucial to safeguard the privacy and protection of personal data. The interoperability measures established under this Regulation should be designed and implemented in a manner that respects the principles of data protection rules.</i></u>		



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 5				
15	<p>(5) Cross-border interoperability is not solely enabled via centralised Member State digital infrastructures, but also through a decentralised approach. This entails data exchange between local administrations in different Member States without necessarily going through national nodes. Therefore, it is necessary to develop common solutions across all administrative levels, particularly for specifications and applications. Needs for cross-border digital interactions are increasing, which requires solutions that can fulfil these</p>	<p>(5) Cross-border interoperability is not solely enabled via centralised Member State digital infrastructures, but also through a decentralised approach. This entails <u>a strong connection of trust between public administrations and a constant</u> data exchange between local administrations in different Member States without necessarily going through national nodes. Therefore, it is necessary to develop common solutions across all administrative levels, particularly for specifications and applications. Needs for cross-border digital interactions are</p>	<p>(5) Cross-border interoperability is not solely enabled via centralised Member State digital infrastructures, but also through a decentralised approach. This entails data exchange between local administrations in different Member States without necessarily going through national nodes. Therefore, it is necessary to develop common <u>interoperability</u> solutions, <u>reusable</u> across all administrative levels, <del>particularly</del> <u>for Interoperability solutions encompass different forms ranging from higher-level tools like conceptual frameworks and</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	needs. With this Regulation, the intention is to facilitate and encourage the exchange between all levels of administration.	increasing, which requires solutions that can fulfil these needs. With this Regulation, the intention is to facilitate and encourage the exchange between all levels of administration, <u>overcome cross-border barriers and administrative burden, consolidate more efficient public services at the European level.</u>	<u>guidelines to more technical solutions like reference architectures, technical specifications, or standards. Also, concrete services</u> and applications, <u>as well as documented technical components such as source code, including artifacts and AI models can be interoperability solutions, if they address legal, organisational, semantic, or technical aspects of cross-border interoperability</u> . Needs for cross-border digital interactions are increasing, which requires solutions that can fulfil these needs. With this Regulation, the intention is to facilitate and encourage the exchange between all levels of administration. <u>Consequently, this Regulation</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>cannot be interpreted as restricting Union or national law on access to documents.</u>	
Recital 6				
16	(6) Interoperability facilitates successful implementation of policies, in particular those with a strong public sector connection, such as justice and home affairs, taxation and customs, transport, health, agriculture, as well as in business and industry regulation. However, a single sector interoperability perspective is associated with the risk that the adoption of different or	(6) Interoperability facilitates successful implementation of policies, in particular those with a strong public sector connection, such as justice and home affairs, taxation and customs, transport, <u>energy</u> , health, agriculture, <u>and employment</u> , as well as in business and industry regulation. However, a single sector interoperability perspective is associated with the risk that the adoption of different	(6) Interoperability facilitates successful implementation of policies, in particular those with a strong public sector connection, such as justice and home affairs, taxation and customs, transport, health, agriculture, as well as in business and industry regulation. However, a single sector interoperability perspective is associated with the risk that the adoption of different or	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>incompatible solutions at national or sectoral levels will give rise to new electronic barriers that impede the proper functioning of the internal market and the associated freedoms of movement.</p> <p>Furthermore, it risks undermining the openness and competitiveness of markets and the delivery of services of general interest to businesses and citizens. Therefore, this Regulation should also facilitate, encourage and apply to cross-sector interoperability.</p>	<p>or incompatible solutions at national or sectoral levels will give rise to new electronic barriers that impede the proper functioning of the internal market and the associated freedoms of movement.</p> <p>Furthermore, it risks undermining the openness and competitiveness of markets and the delivery of services of general interest to businesses and citizens. Therefore, this Regulation should also facilitate, encourage and apply to cross-sector interoperability</p> <p><u>removing electronic barriers, public service incompatibilities and fragmentation.</u></p>	<p>incompatible solutions at national or sectoral levels will give rise to new electronic barriers that impede the proper functioning of the internal market and the associated freedoms of movement.</p> <p>Furthermore, it risks undermining the openness and competitiveness of markets and the delivery of services of general interest to businesses and citizens. Therefore, this Regulation should also facilitate, encourage and apply to cross-sector interoperability.</p>	
Recital 6a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
16a		<p><u>(6a) Without prejudice to the interoperability and digitalisation of key public services and services which depend crucially on digital technologies, offline accessibility of services should nevertheless be maintained while transitioning to digital and interoperable tools, in the interests of the most vulnerable, less digitally-skilled population.</u></p>		
Recital 6b				
16b		<p><u>(6b) Interoperable key public services should contribute to</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>achieving solutions that have positive effects on citizens' everyday life and their wellbeing, advancing transparency, accessibility and good-quality public services based on a highly competitive social market economy, in accordance with the European Pillar of Social Rights.</u>		
Recital 7				
17	(7) In order to eliminate fragmentation in the interoperability landscape in the Union, a common understanding of interoperability in the Union and a holistic approach to	(7) In order to eliminate fragmentation in the interoperability landscape in the Union, a common understanding of interoperability in the Union and a holistic approach to	(7) In order to eliminate fragmentation in the interoperability landscape in the Union, a common understanding of interoperability in the Union and a holistic approach to	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>interoperability solutions should be promoted. A structured cooperation should support measures promoting digital-ready and interoperable by default policy set-up. Furthermore, it should promote the efficient management and use of digital service infrastructures and their respective components by public sector bodies and institutions, bodies and agencies of the Union that permit the establishment and operation of sustainable and efficient cross-border public services.</p>	<p>interoperability solutions should be promoted. A structured cooperation should support measures promoting digital-ready and interoperable by default policy set-up. Furthermore, it should promote the efficient management and use of digital service infrastructures and their respective components by public sector bodies and institutions, bodies and agencies of the Union that permit the establishment and operation of sustainable and efficient cross-border public services <u>with the aim of ensuring accessibility up to the lowest administrative division.</u></p>	<p>interoperability solutions should be promoted. A structured cooperation should support measures promoting digital-ready and interoperable by default policy set-up. Furthermore, it should promote the efficient management and use of digital service infrastructures and their respective components by public sector bodies and <del>institutions, bodies and agencies of the Union</del> <u>Union entities</u> that permit the establishment and operation of sustainable and efficient <u>European digital</u><del>-cross-border</del> public services.</p>	
Recital 7a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
17a			<p><u>(7a) Union entities and public sector authorities can introduce binding requirements for the cross-border interoperability of trans-European digital public services. To ensure that such systems can exchange data cross-border when needed, a mechanism should be established to allow for the discovery of legal, organisational, semantic and technical barriers to cross-border interoperability ('interoperability assessment'). The mechanism should ensure adequate consideration of cross-border interoperability aspects in all decisions that can impact on the design of such systems.</u></p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 8				
18	<p>(8) To set up cross-border interoperable public services, it is important to focus on the interoperability aspect as early as possible in the policymaking process. Therefore, the public organisation that intends to set up a new or to modify an existing network and information system that is likely result in high impacts on the cross-border interoperability, should carry out an interoperability assessment. This assessment is necessary to understand the magnitude of</p>	<p>(8) To set up cross-border interoperable public services, it is important to focus on the interoperability aspect as early as possible in the policymaking process <u>following the 'digital-by-default' principle and 'interoperability-by-design' approach</u>. Therefore, the public organisation that intends to set up a new or to modify an existing network and information system that is likely result in high impacts on the cross-border interoperability, should carry out</p>	<p>(8) To set up cross-border <del>interoperable</del> <u>interoperability requirements for trans-European digital</u> public services, it is important to focus on the interoperability aspect as early as possible in the policymaking process. Therefore, the public <u>sector body</u> <del>organisation</del> that intends to set <del>up a new or to modify an existing network and information system that is likely result in high impacts on the cross-border interoperability</del> <u>binding requirements on the cross-border</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>impact of the planned action and to propose measures to reap up the benefits and address potential costs. The interoperability assessment should be mandatory in three cases, which are in scope for cross-border interoperability. In other situations, the public organisations may decide to carry out the interoperability assessment on a voluntary basis.</p>	<p>an interoperability assessment. This assessment is necessary to understand the magnitude of impact of the planned action and to propose measures to reap up the benefits and address potential costs. <u>In order to ensure the smooth implementation of the interoperability assessment, the Interoperable Europe Board should publish specific guidelines on which services are covered by the directive. In cases where an interoperability assessment is mandatory, the Commission should take steps to ensure that local and regional authorities do not incur any disproportional additional costs, amongst others by making financial resources available.</u> The interoperability</p>	<p><u>interoperability for one or several trans-European digital public services, for example in the course of the digitalisation of key public services as referred to in Decision (EU) 2022/2481<sup>1</sup></u>, should carry out an interoperability assessment. <del>This assessment is necessary to understand the magnitude of impact of the planned action and to propose measures to reap up the benefits and address potential costs. The interoperability assessment should be mandatory in three cases, which are in scope for cross-border interoperability. In other situations, the public organisations may decide to carry out the interoperability assessment on a voluntary basis.</del> <u>Union entities should carry out such</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p>assessment should be mandatory in three cases, which are in scope for cross-border interoperability. In other situations, the public organisations may decide to carry out the interoperability assessment on a voluntary basis.</p>	<p><u><i>assessments whenever they intend to introduce a legal obligation that requires cross-border exchange of data or set requirements for trans-European digital public services. To ensure the effectiveness and efficiency of this task, a Member State may decide the internal resources and the collaboration between its public bodies in order to support carrying out these assessments.</i></u></p> <p>_____</p> <p><u><i>1. Decision (EU) 2022/2481 of the European Parliament and of the Council of 14 December 2022 establishing the Digital Decade Policy Programme 2030 (Text with EEA relevance) (OJ L 323, 19.12.2022, p. 4–26).</i></u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 8a				
18a		<p><u>(8a) One of the barriers for interoperability, reuse of solutions and establishment of cross border services is the language barrier, therefore standardisation of logical structures is a key aspect in the creation of interoperable systems. In that regard special care must be given to multilingualism in the public service sector and linguistic diversity, aiming to facilitate the use and preservation of regional languages and dialects.</u></p>		
Recital 8a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
18b			<p><u>(8a) This assessment is necessary to understand the magnitude of impact of the planned requirements and to propose measures to reap the benefits and address potential costs. The interoperability assessment should be mandatory in two cases, which are in scope for cross-border interoperability. In other situations, the public sector body may decide to carry out the interoperability assessment on a voluntary basis. This Regulation therefore fosters all the situations regarding interoperability.</u></p>	
Recital 8a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
18c			<p><u>(8b) A binding requirement can be a rule, condition, standard, technical specifications or provision of legal, organisational, semantic or technical nature within a contract or law that imposes a duty or responsibility. Typically, binding requirements on cross-border interoperability specify how trans-European digital public services and their network and information systems are designed, procured, developed, and implemented. However, tasks such as evolutive maintenance, updates, changes made to software components having no effect on their inbound or outbound data flows, or simple</u></p>	<p><u>(8b) A binding requirement can be any obligation, prohibition, condition, criteria, or limit of legal, organisational, semantic or technical nature within a law, regulation, administrative provision, contract, call for tender, or other official document. Binding requirements affect how [services/ trans-European digital public services] and their network and information systems used for their provision are designed, procured, developed, and implemented, thereby influencing the inbound or outbound data flows of these services. However, tasks such as evolutive maintenance not introducing</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>procurement of standard ICT equipment should usually not affect the cross-border interoperability of trans-European digital public services, and therefore not result in a mandatory interoperability assessment within the meaning of this Regulation.</u>	<u>substantive change, security and technical updates, or simple procurement of standard ICT equipment should usually not affect the cross-border interoperability of [services/ trans-European digital public services], and should therefore not result in a mandatory interoperability assessment within the meaning of this Regulation.</u>
Recital 9				
19	(9) Under some circumstances it may also be reasonable and economical for the subject of an interoperability assessment to be	(9) Under some circumstances it may also be reasonable and economical for the subject of an interoperability assessment to be	(9) <u>The approach to conducting interoperability assessments should be proportionate, differentiated in accordance with</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>broader than a single project, for example when public sector bodies intend to establish a common application or processing platform. In those other cases, the assessment should be strongly encouraged to go beyond the achievement of the Interoperable Europe objectives towards a full implementation of interoperability.</p>	<p>broader than a single project, for example when public sector bodies intend to establish a common application or processing platform. In those other cases, the assessment should be strongly encouraged to go beyond the achievement of the Interoperable Europe objectives towards a full implementation of interoperability. <u>The Interoperable Europe Board when adopting the guidelines on the content of the interoperability assessment, should, amongst other elements, take into account the capacity of regional and local public bodies and avoid an excessive burden for such authorities.</u></p>	<p><u>the level and scope at which they are undertaken.</u> Under some circumstances it may <del>also</del> be reasonable and economical for the subject of an interoperability assessment to be broader than a single project, for example when public sector bodies intend to establish a common application or processing platform. In those other cases, <del>the assessment</del> <u>it</u> should be strongly encouraged <del>to</del> <u>that the assessment</u> go beyond the achievement of the Interoperable Europe objectives towards a full implementation of interoperability. <u>Similarly, the requirements for interoperability assessments conducted at the level of single project implementation, such as in a local authority, should be</u></p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>pragmatic and allow for a narrow focus taking into account the fact that the wider benefits of interoperability assessments are generally harvested at the early stages of policy design and development of reference architecture, specifications and standards.</u>	
Recital 10				
20	(10) The interoperability assessment should evaluate the impacts of the planned action on cross-border interoperability of network and information system, for example, having regard to the	(10) The interoperability assessment should evaluate the impacts of the planned action on cross-border interoperability of network and information system, for example, having regard to the	(10) The interoperability assessment should evaluate the impacts of the planned <del>action</del> <u>requirements</u> on cross-border interoperability of <u>trans-European digital public services</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	origin, nature, particularity and scale of those impacts. The outcome of that assessment should be taken into account when determining the appropriate measures that need to be taken in order to set up or modify the network and information system.	origin, nature, particularity and scale of those impacts. The outcome of that assessment should be taken into account when determining the appropriate measures that need to be taken in order to set up or modify the network and information system.	<del>network and information system</del> , for example, having regard to the origin, nature, particularity and scale of those impacts. The outcome of that assessment should be taken into account when determining the appropriate measures that need to be taken in order to set up or modify <u>cross-border requirements on trans-European public services</u> <del>the network and information system</del> .	
Recital 11				
21	(11) The organisation should publish the outcome of the interoperability assessment on its	(11) The organisation should publish the outcome of the interoperability assessment on its	(11) The organisation should publish the outcome of the interoperability assessment on <u>a</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>website. The publication of the outcome should not compromise intellectual property rights or trade secrets, and should be restricted where justified on the grounds of public order or security. The provisions of Union law governing the protection of personal data should be observed.</p>	<p>website <u>and share it electronically with the Commission for publication on the Interoperable Europe portal</u>. The publication of the outcome should not compromise intellectual property rights or trade secrets, and should be restricted where justified on the grounds of public order or security. The provisions of Union law governing the protection of personal data should be observed.</p>	<p><u>public location designated by the national competent authorities or the interoperability coordinators for Union entities, at least in a</u> <del>its</del> website. The publication of the outcome should not compromise intellectual property rights or trade secrets, and should be restricted where justified on the grounds of public order or security. The provisions of Union law governing the protection of personal data should be observed. <u>In addition, the organisations should share the outcome of the interoperability assessments electronically with the Board. On that basis, the Board should analyse and provide suggestions in order to improve cross-border interoperability of trans-European digital public</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>services. The suggestions of the Board should be published on the Interoperable Europe Portal.</u>	
Recital 11a				
21a			<u>(11a) A common checklist for interoperability assessments reports is needed to facilitate the tasks of Union entities and public bodies to carry out these assessments and to enable the Board to draw recommendations from their outcomes to improve cross-border interoperability. This common checklist should summarise the impacts of the assessed requirement on the legal,</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>organisational, semantic, technical and governance dimensions of the cross-border interoperability, along with the type of interoperability solutions used to tackle such impacts as well as the remaining barriers that are not tackled. The use of the common checklist included in the Annex should be further explained by guidelines adopted by the Board. The Annex provides essential orientation to the entities that carry out interoperability assessments before guidelines are adopted.</u></p>	
Recital 11b				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
21b			<p><u>(11b) The Commission should provide user-friendly means to address and transmit the outcome of the assessments, among others in machine-readable format. The online tool for interoperability assessment reports should serve the purpose of providing a simple and user-friendly interface to produce such reports.</u></p> <p><u>Standardised output of reporting in a machine-readable format can be used for monitoring purposes. Such a tool should also facilitate automated translation and should be integrated in the Interoperable Europe portal. To foster interoperability and seamless integration, the online tool should</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>further adopt and adhere to an open data model derived from the checklist included in the Annex to this Regulation. Additionally, the provision of an application programming interface (API) is crucial, allowing the integration of the tool into existing reporting platforms, thereby maximizing utility and efficiency for all stakeholders. While the use of the online tool should be voluntary, by submitting the necessary data and by allowing for its publication on the Interoperable Europe portal, the obligation of a Union entity or a public sector body to publish a report presenting the outcome of the interoperability assessment on a public location should be considered fulfilled.</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 12				
22	(12) Public sector bodies or institutions, bodies or agencies of the Union that search for interoperability solutions should be able to request from other public sector bodies or institutions, bodies or agencies of the Union the software code those organisations use, together with the related documentation. Sharing should become a default among public sector bodies, and institutions, bodies and agencies of the Union while not sharing would need a legal justification. In addition,	(12) Public sector bodies or institutions, bodies or agencies of the Union that search for interoperability solutions should be able to request from other public sector bodies or institutions, bodies or agencies of the Union the software code those organisations use, together with the related documentation. Sharing should become a default among public sector bodies, and institutions, bodies and agencies of the Union while not sharing would need a legal justification. In addition,	(12) Public sector bodies or <del>institutions, bodies or agencies of the Union</del> <u>Union entities</u> that search for interoperability solutions should be able to request from other public sector bodies or <del>institutions, bodies or agencies of the Union the software code those organisations use</del> <u>Union entities the interoperability solutions those organisations use such as good practices, specifications, and software code</u> , together with the related documentation. Sharing should become a default <del>among</del>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	public sector bodies or institutions, bodies, or agencies of the Union should seek to develop new interoperability solutions or to further develop existing interoperability solutions.	public sector bodies or institutions, bodies, or agencies of the Union should seek to develop <del>new interoperability solutions</del> or to further develop existing interoperability solutions. <u>That should prioritize solutions that do not carry restrictive licensing terms.</u>	<del>public sector bodies, and institutions.</del> <u>In addition, public sector bodies</u> <del>and agencies of the Union while not sharing would need a legal justification. In addition, public sector bodies or institutions, bodies, or agencies of the Union should seek to develop new interoperability solutions or to further develop existing interoperability solutions</del> <u>or Union entities should seek to develop new interoperability solutions or to further develop existing interoperability solutions.</u> <u>Nevertheless, sharing interoperability solutions should not be understood as a requirement for public sector bodies to give up their intellectual property rights.</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 13				
23	(13) When public administrations decide to share their solutions with other public administrations or the public, they are acting in the public interest. This is even more relevant for innovative technologies: for instance, open code makes algorithms transparent and allows for independent audits and reproducible building blocks. The sharing of interoperability solutions among public administration should set the conditions for the achievement of an open ecosystem of digital	(13) When public administrations decide to share their solutions with other public administrations or the public, they are acting in the public interest. This is even more relevant for innovative technologies: for instance, open code makes algorithms transparent and allows for independent audits and reproducible building blocks. The sharing of interoperability solutions among public administration should set the conditions for the achievement of an open ecosystem of digital	(13) When public administrations decide to share their solutions with other public administrations or the public, they are acting in the public interest. This is even more relevant for innovative technologies: for instance, open code makes algorithms transparent and allows for independent audits and reproducible building blocks. The sharing of interoperability solutions among public administration should set the conditions for the achievement of an open ecosystem of digital	(13) When public administrations decide to share their solutions with other public administrations or the public, they are acting in the public interest. This is even more relevant for innovative technologies: for instance, open code makes algorithms transparent and allows for independent audits and reproducible building blocks. The sharing of interoperability solutions among public administration should set the conditions for the achievement of an open ecosystem of digital

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	technologies for the public sector that can produce multiple benefits.	technologies for the public sector that can produce multiple benefits.	technologies for the public sector that can produce multiple benefits.	technologies for the public sector that can produce multiple benefits.  Text Origin: Commission Proposal
Recital 14				
24	(14) When monitoring the coherence of the interoperability solutions and proposing measures to ensure their compatibility with existing solutions that share a common purpose, the Interoperable Europe Board should take into account the obsolescence of solutions.	(14) When monitoring the coherence of the interoperability solutions and proposing measures to ensure their compatibility with existing solutions that share a common purpose, the Interoperable Europe Board should take into account the obsolescence of solutions. <u>The mandate of the</u>	(14) When monitoring the coherence of the <u>mandatory and recommended</u> interoperability solutions and proposing measures to ensure their compatibility with existing solutions that share a common purpose, the <u>Interoperable Europe</u> Board should take into account the	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>Interoperable Europe Board should cover issues related to all four levels of interoperability (legal, organisational, semantic and technical).</u>	obsolescence of solutions.	
Recital 15				
25	(15) The European Interoperability Framework (EIF) should ensure coherence and be recognised as the single point of reference for the Union's approach to interoperability in the public service sector. In addition, specialised interoperability frameworks can address the needs of specific sectors, domains or	(15) The European Interoperability Framework (EIF) should ensure coherence and be recognised as the single point of reference for the Union's approach to interoperability in the public service sector. In addition, specialised interoperability frameworks can address the needs of specific sectors, domains or	(15) The European Interoperability Framework (EIF) should ensure coherence and be recognised as the single point of reference for the Union's approach to interoperability in the public service sector. In addition, specialised interoperability frameworks can address the needs of specific sectors, domains or	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	administrative levels. Those frameworks should further promote the implementation of interoperability solutions.	administrative levels. Those frameworks should further promote the implementation of interoperability solutions. <u>They should take due account of the interoperability requirements set in accordance with Regulation [XX] (Data Act)].</u>	administrative levels. Those frameworks, <u>which are of non-binding nature</u> , should further promote the implementation of interoperability solutions <u>and the interoperability by design principle</u> .	
Recital 15a				
25a		<u>(15a) The EIF should further the principle of multilingualism in the public service sector and encourage use of the most advanced technologies (such as artificial intelligence) to preserve linguistic diversity while</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>enhancing efficiency of the exchanges between information systems across language boundaries.</u>		
Recital 16				
26	(16) The EIF should be developed by the Interoperability Europe Board, composed, among others, by one representative of each Member State. The Member States, with the other members of the Interoperable Europe Board, are thus at the centre of the development and implementation of the EIF. The Interoperable Europe Board should update the	(16) The EIF should be developed by the Interoperability Europe Board, composed, among others, by one representative of each Member State. The Member States, with the other members of the Interoperable Europe Board, are thus at the centre of the development and implementation of the EIF. The Interoperable Europe Board should update the	(16) The EIF should be developed by the <del>Interoperability Europe</del> Board, composed, among others, by one representative of each Member State. The Member States, with the other members of the <del>Interoperable Europe</del> Board, are thus at the centre of the development and implementation of the EIF. The <del>Interoperable Europe</del> Board should update the	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	EIF when necessary.	EIF when necessary.	EIF when necessary.	
Recital 17				
27	(17) The specialised interoperability frameworks issued to complement the EIF should take into account and not prejudice the existing sector-specific frameworks developed at the Union level (for example in the health sector).	(17) The specialised interoperability frameworks issued to complement the EIF should take into account and not prejudice the existing sector-specific frameworks developed at the Union level (for example in the health sector).	(17) The specialised interoperability frameworks issued to complement the EIF should take into account and not prejudice the existing sector-specific frameworks developed at the Union level (for example in the health sector).	(17) The specialised interoperability frameworks issued to complement the EIF should take into account and not prejudice the existing sector-specific frameworks developed at the Union level (for example in the health sector).  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 18				
28	<p>(18) Interoperability is directly connected with, and dependent on the use of open specifications and standards. Therefore, the Union public sector should be allowed to agree on cross-cutting open specifications and other solutions to promote interoperability. The new framework should provide for a clear process on the establishment and promotion of such agreed interoperability solutions in the future. This way, the public sector will have a more coordinated voice to channel public sector needs and public values into broader discussions.</p>	<p>(18) Interoperability is directly connected with, and dependent on the use of open specifications and standards. Therefore, the Union public sector should be allowed to agree on cross-cutting open specifications and other solutions to promote interoperability. The new framework should provide for a clear process on the establishment and promotion of such agreed interoperability solutions in the future. This way, the public sector will have a more coordinated voice to channel public sector needs and public values into broader discussions.</p>	<p>(18) Interoperability is directly connected with, and dependent on the use of open specifications and standards. Therefore, the Union public sector should be allowed to agree on cross-cutting open specifications and other solutions to promote interoperability. The new framework should provide for a clear process on the establishment and promotion of <del>such agreed</del> <u>recommended</u> interoperability solutions in the future, <u>bearing the label</u> <u>'Interoperable Europe solution'</u>. This way, the public sector will have a more coordinated voice to</p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			channel public sector needs and public values into broader discussions. <u>The Board should agree upon general principles that these solutions should follow, as well as being able to withdraw such recommendations, upon which the ‘Interoperable Europe solution’ label should be removed from the relevant interoperability solutions and the interoperability solutions should be deleted from the portal, where appropriate.</u>	
Recital 19				
29	(19) Many interoperability specifications used by the public	(19) Many interoperability specifications used by the public	(19) Many interoperability specifications used by the public	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>sector could be derived from existing Union legislation.</p> <p>Therefore, it is necessary to establish a link between all specifications for public sector network and information systems that are mandatory to use due to Union legal provisions. It is not always easy for implementing authorities to find the requirements in the most recent and machine-readable format. A single point of entry and clear rules on the metadata of such information should help public sector bodies to have their digital service infrastructures comply with the existing and future rules.</p>	<p>sector could be derived from existing Union legislation.</p> <p>Therefore, it is necessary to establish a link between all specifications for public sector network and information systems that are mandatory to use due to Union legal provisions. It is not always easy for implementing authorities to find the requirements in the most recent and machine-readable format. A single point of entry and clear rules on the metadata of such information should help public sector bodies to have their digital service infrastructures comply with the existing and future rules.</p>	<p>sector could be derived from existing Union legislation.</p> <p>Therefore, it is necessary to establish a link between all specifications for <u>the cross-border interoperability of trans-European digital public services</u> <del>public sector network and information systems</del> that are mandatory to use due to Union legal provisions. It is not always easy for implementing authorities to find the requirements in the most recent and machine-readable format. A single point of entry <u>(the Interoperable Europe portal)</u> and clear rules on the metadata of such information should help public sector bodies to have their digital service infrastructures comply with the existing and future rules.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 20				
30	(20) An Interoperable Europe portal should be established as a point of reference for interoperability solutions, knowledge and community. The portal should be established as a link to official sources but should also be open to input from the Interoperable Europe Community.	(20) An Interoperable Europe portal should be <u>built on existing initiatives and</u> established as <u>an easily accessible</u> point of reference for interoperability solutions, <u>assessment</u> , knowledge and community. The portal should be established as a link to official sources but should also be open to input from the Interoperable Europe Community.	(20) An Interoperable Europe portal should be established as a point of reference for interoperability solutions, knowledge and community. The portal should be established as a link to official sources but should also be open to input from the Interoperable Europe Community.	
Recital 21				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
31	<p>(21) The Interoperable Europe portal should make publicly available solutions that follow the EIF principles of openness, technical neutrality and security. As open source enables users to actively assess and inspect the interoperability and security of the solutions, it is important that open source supports the implementation of interoperability solutions. In this context, the use of open source licences should be promoted to enhance legal clarity and mutual recognition of licences in the Member States.</p>	<p>(21) The Interoperable Europe portal should make publicly available <u>and free of charge 5RE</u> solutions that follow the EIF principles of openness, technical neutrality and security. As open source enables users to actively assess and inspect the interoperability and security of the solutions, it is important that open source supports the implementation of interoperability solutions. In this context, the use of open source licences should be promoted to enhance legal clarity and mutual recognition of licences in the Member States.</p>	<p>(21) The Interoperable Europe portal should make publicly available <u>and findable interoperability</u> solutions that follow the EIF principles, <u>such as</u> <del>of</del> openness, <u>accessibility</u>, technical neutrality, <u>reusability, security and privacy. There should be clear distinction between solutions that are recommended by the Board ('Interoperable Europe solutions') and other interoperability</u> <del>and security. As open source enables users to actively assess and inspect the interoperability and security of the solutions, it is important that open source supports the implementation of interoperability</del> <u>such as those</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>shared proactively for reuse by public administrations, those linked to EU policies and relevant solutions.</u><del>In this context, the use of open-source licences from national portals. Use cases in the portal should be promoted to enhance legal clarity and mutual recognition of licences in the Member States</del><u>searchable by country or by public service they support. The Board should be consulted on the way solutions are categorised on the portal.</u></p>	
Recital 21a				
31a		<u>(21a) Member States, regional</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>and local authorities as well as the Union institutions, agencies and bodies implementing Union-funded funded interoperable projects for public services based on open source should take into account the dedicated European Public License (EURL).</u>		
Recital 21a				
31b			<u>(21a) As open source enables users to actively assess and inspect the interoperability and security of the solutions, it is important that open source supports the implementation of interoperability solutions. In this context, the use</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>of open source licences should be promoted to enhance legal clarity and mutual recognition of licences in the Member States.</u></p> <p><u>With the European Union Public Licence (EURL) the Commission already provides a solution for such licencing. Member States' portals collecting open source solutions that are linked with the Interoperable Europe portal should allow for the use of EURL, while not excluding that such portals can allow the use of other licences.</u></p>	
Recital 22				
32				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>(22) At the moment, the Union's public services delivered or managed electronically depend in many cases on non-Union providers. It is in the Union's strategic interest to ensure that it retains and develops essential technological capacities to secure its Digital Single Market, and in particular to ensure service delivery, protect critical network and information systems, and to provide key services. The Interoperable Europe support measures should help public administrations to evolve and be capable of incorporating new challenges and new areas in cross-border contexts. Interoperability is a condition for avoiding technological lock-in, enabling</p>	<p>(22) At the moment, the Union's public services delivered or managed electronically depend in many cases on non-Union providers. It is in the Union's strategic interest to ensure that it retains and develops essential technological capacities to secure its Digital Single Market, <u>to enhance Europe's digital sovereignty</u> and in particular to ensure service delivery, protect critical network and information systems, and to provide key services. The Interoperable Europe support measures should help public administrations to evolve and be capable of incorporating new challenges and new areas in cross-border contexts. Interoperability is a condition for</p>	<p>(22) At the moment, the Union's public services delivered or managed electronically depend in many cases on non-Union providers. It is in the Union's strategic interest to ensure that it retains and develops essential technological capacities to secure its Digital Single Market, and in particular to ensure service delivery, protect critical network and information systems, and to provide key <u>public</u> services. The Interoperable Europe support measures should help public administrations to evolve and be capable of incorporating new challenges and new areas in cross-border contexts. Interoperability is a condition for avoiding technological lock-in, enabling</p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	technical developments, and fostering innovation, which should boost the global competitiveness of the Union.	avoiding technological lock-in, enabling technical developments, and fostering innovation, which should boost the global competitiveness, <u>resilience and open strategic autonomy</u> of the Union. <u>The parallel use of multiple data processing services could be encouraged. This is important, inter alia, for the successful deployment of ‘multi-cloud’ strategies, which allow customers to implement future-proof IT strategies and which decrease dependence on individual providers of data processing services.</u>	technical developments, and fostering innovation, which should boost the global competitiveness of the Union.	
Recital 23				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
33	<p>(23) It is necessary to establish a governance mechanism to facilitate the implementation of Union policies in a way that ensures interoperability. This mechanism should focus on the interoperable digital implementation of policies once they have been adopted in the form of legal acts and should serve to develop interoperability solutions on a needs-driven basis. The mechanism should support public sector bodies. Projects to support public sector bodies should be proposed by the Interoperable Europe Board to the Commission who should decide whether to set up the projects.</p>	<p>(23) It is necessary to establish a governance mechanism to facilitate the implementation of Union policies in a way that ensures interoperability. This mechanism should focus on the interoperable digital implementation of policies once they have been adopted in the form of legal acts and should serve to develop interoperability solutions on a needs-driven basis. The mechanism should support public sector bodies. Projects to support public sector bodies should be proposed by the Interoperable Europe Board to the Commission who should decide whether to set up the projects, <u>with due regard to the need to encourage the</u></p>	<p>(23) It is necessary to establish a governance mechanism to facilitate the implementation of Union policies in a way that ensures interoperability. This mechanism should focus on the interoperable digital implementation of policies once they have been adopted in the form of legal acts and should serve to develop interoperability solutions on a needs-driven basis. The mechanism should support public sector bodies. Projects to support public sector bodies should be proposed by the <del>Interoperable Europe</del> Board to the Commission who should decide whether to set up the projects.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>development and deployment of free and open source solutions at all levels, including the local and regional ones.</u>		
Recital 24				
34	(24) All levels of government should cooperate with innovative organisations, be it companies or non-profit entities, in design, development and operation of public services. Supporting GovTech cooperation between public sector bodies and start-ups and innovative SMEs, or cooperation mainly involving civil society organisations	(24) All levels of government should cooperate with innovative organisations, be it companies or non-profit entities, in design, development and operation of public services. Supporting GovTech cooperation between public sector bodies, <u>research and educational institutions</u> , <del>and</del> start-ups and innovative SMEs, or cooperation mainly involving civil	(24) All levels of government should cooperate with innovative organisations, be it companies or non-profit entities, in design, development and operation of public services. Supporting GovTech cooperation between public sector bodies and start-ups and innovative SMEs, or cooperation mainly involving civil society organisations	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>(‘CivicTech’), is an effective means of supporting public sector innovation and promoting use of interoperability tools across private and public sector partners. Supporting an open GovTech ecosystem in the Union that brings together public and private actors across borders and involves different levels of government should allow to develop innovative initiatives aimed at the design and deployment of GovTech interoperability solutions.</p>	<p>society organisations (‘CivicTech’), is an effective means of supporting public sector innovation, <u>flexibility</u> and promoting use of interoperability tools across private and public sector partners. Supporting an open GovTech ecosystem in the Union that brings together public and private actors across borders and involves different levels of government should allow to develop innovative initiatives aimed at the design and deployment of GovTech interoperability solutions.</p>	<p>(‘CivicTech’), is an effective means of supporting public sector innovation and promoting use of interoperability tools across private and public sector partners. Supporting an open GovTech ecosystem in the Union that brings together public and private actors across borders and involves different levels of government should allow to develop innovative initiatives aimed at the design and deployment of GovTech interoperability solutions.</p>	
Recital 25				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
35	(25) Identifying shared innovation needs and priorities and focusing common GovTech and experimentation efforts across borders would help Union public sector bodies to share risks, lessons learnt, and results of innovation support projects. Those activities will tap in particular into the Union's rich reservoir of technology start-ups and SMEs. Successful GovTech projects and innovation measures piloted by Interoperable Europe innovation measures should help scale up GovTech tools and interoperability solutions for reuse.	(25) Identifying shared innovation needs and priorities and focusing common GovTech and experimentation efforts across borders would help Union public sector bodies to share risks, lessons learnt, and results of innovation support projects. Those activities will tap in particular into the Union's rich reservoir of technology start-ups and SMEs. Successful GovTech projects and innovation measures piloted by Interoperable Europe innovation measures should help scale up GovTech tools and interoperability solutions for reuse.	(25) Identifying shared innovation needs and priorities and focusing common GovTech and experimentation efforts across borders would help Union public sector bodies to share risks, lessons learnt, and results of innovation support projects. Those activities will tap in particular into the Union's rich reservoir of technology start-ups and SMEs. Successful GovTech projects and innovation measures piloted by Interoperable Europe innovation measures should help scale up GovTech tools and interoperability solutions for reuse.	(25) Identifying shared innovation needs and priorities and focusing common GovTech and experimentation efforts across borders would help Union public sector bodies to share risks, lessons learnt, and results of innovation support projects. Those activities will tap in particular into the Union's rich reservoir of technology start-ups and SMEs. Successful GovTech projects and innovation measures piloted by Interoperable Europe innovation measures should help scale up GovTech tools and interoperability solutions for reuse.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Recital 26				
36	(26) Interoperable Europe support measures could benefit from safe spaces for experimentation, while ensuring responsible innovation and integration of appropriate risk mitigation measures and safeguards. To ensure a legal framework that is innovation-friendly, future-proof and resilient to disruption, it should be made possible to run such projects in regulatory sandboxes. Regulatory sandboxes should consist in	(26) Interoperable Europe support measures could benefit from safe spaces for experimentation, while ensuring responsible innovation and integration of appropriate risk mitigation measures and safeguards. To ensure a legal framework that is innovation-friendly, future-proof and resilient to disruption, it should be made possible to run such projects in <del>regulatory</del> <u>innovation</u> sandboxes. <del>Regulatory</del> <u>Innovation</u> sandboxes	(26) Interoperable Europe support measures could benefit from safe spaces for experimentation, while ensuring responsible innovation and integration of appropriate risk mitigation measures and safeguards. To ensure a legal framework that is innovation-friendly, future-proof and resilient to disruption, it should be made possible to run such projects in regulatory sandboxes. Regulatory sandboxes should consist in	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>controlled test environments that facilitate the development and testing of innovative solutions before such systems are integrated in the network and information systems of the public sector. The objectives of the regulatory sandboxes should be to foster interoperability through innovative solutions by establishing a controlled experimentation and testing environment with a view to ensure alignment of the solutions with this Regulation and other relevant Union law and Member States' legislation, to enhance legal certainty for innovators and the competent authorities and to increase the understanding of the opportunities, emerging risks and the impacts of the new solutions.</p>	<p>should consist in controlled test environments that facilitate the development and testing of innovative solutions before such systems are integrated in the network and information systems of the public sector. The objectives of the <del>regulatory</del><u>innovation</u> sandboxes should be to foster interoperability through innovative solutions by establishing a controlled experimentation and testing environment <del>with a view to ensure alignment of the solutions with this Regulation and other relevant Union law and Member States' legislation, to enhance legal certainty for innovators and the competent authorities and to increase the understanding of the opportunities, emerging risks and</del></p>	<p>controlled test environments that facilitate the development and testing of innovative solutions before <del>such systems</del> <u>they</u> are integrated in the network and information systems of the public sector. The objectives of the regulatory sandboxes should be to foster interoperability through innovative solutions by establishing a controlled experimentation and testing environment with a view to ensure alignment of the solutions with this Regulation and other relevant Union law and Member States' legislation, to enhance legal certainty for innovators and the competent authorities and to increase the understanding of the opportunities, emerging risks and</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	To ensure a uniform implementation across the Union and economies of scale, it is appropriate to establish common rules for the regulatory sandboxes' implementation. The European Data Protection Supervisor may impose administrative fine to Union institutions and bodies in the context of regulatory sandboxes, according to Article 58(2)(i) of Regulation (EU) 2018/1725 of the European Parliament and of the Council.	<del>the impacts of the new solutions.</del> <del>To ensure a uniform implementation across the Union and economies of scale, it is appropriate to establish common rules for the regulatory sandboxes' implementation. The European Data Protection Supervisor may impose administrative fine to Union institutions and bodies in the context of regulatory sandboxes, according to Article 58(2)(i) of Regulation (EU) 2018/1725 of the European Parliament and of the Council.</del>	the impacts of the new solutions. To ensure a uniform implementation across the Union and economies of scale, it is appropriate to establish common rules for the regulatory sandboxes' implementation. The European Data Protection Supervisor may impose administrative fine to Union <del>institutions and bodies</del> <u>entities</u> in the context of regulatory sandboxes, according to Article 58(2)(i) of Regulation (EU) 2018/1725 of the European Parliament and of the Council.	
Recital 27				
37				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>(27) It is necessary to provide a legal basis for the use of personal data collected for other purposes in order to develop certain interoperability solutions in the public interest within the regulatory sandbox, in accordance with Article 6(4) of Regulation (EU) 2016/679 of the European Parliament and of the Council, and Article 6 of Regulation (EU) 2018/1725 of the European Parliament and of the Council. The Regulation aims only at establishing a legal basis for the processing of personal data in the context of the regulatory sandbox as such. Any other processing of personal data falling within the scope of this Regulation would require a separate legal basis.</p>	<p><i>deleted</i></p>	<p>(27) It is necessary to provide <del>a legal basis</del> for the use of personal data collected for other purposes in order to develop certain interoperability solutions in the public interest within the regulatory sandbox, in accordance with Article 6(4) of Regulation (EU) 2016/679 of the European Parliament and of the Council, and Article <del>6</del> <u>5</u> of Regulation (EU) 2018/1725 of the European Parliament and of the Council <u>and without prejudice to Articles 4(2) of Directive (EU) 2016/680. All other obligations of data controllers and rights of data subjects under</u> <del>The</del> Regulation <u>aims only at establishing (EU) 2016/679, Regulation (EU) 2018/1725 and Directive (EU)</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>2016/680 remain applicable. In particular, this Regulation should not provide</u> a legal basis <u>in the meaning of Article 22(2)(b) of Regulation (EU) 2016/679 and Article 24(2)(b) of Regulation (EU) 2018/1725. The Regulation aims only at providing</u> for the processing of personal data in the context of the regulatory sandbox as such. Any other processing of personal data falling within the scope of this Regulation would require a separate legal basis.</p>	
Recital 27a				
37a			<p><u>(27a) In order to increase</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>transparency of processing of personal data by public sector bodies and Union entities, the Interoperable Europe portal should give access to information on the processing of personal data in the context of regulatory sandboxes, in accordance with Regulation (EU) 2016/679 and Regulation (EU) 2018/1725.</u>	
Recital 28				
38	<p>(28) It is necessary to enhance a good understanding of interoperability issues, especially among public sector employees. Continuous training is key in this</p>	<p>(28) It is necessary to enhance a good understanding of interoperability issues, especially among public sector employees. Continuous training is key in this</p>	<p>(28) It is necessary to enhance a good understanding of interoperability issues, especially among public sector employees. Continuous training is key in this</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	respect and cooperation and coordination on the topic should be encouraged. Beyond trainings on Interoperable Europe solutions, all initiatives should, where appropriate, build on, or be accompanied by, the sharing of experience and solutions and the exchange and promotion of best practices.	respect and cooperation and coordination on the topic should be encouraged. Beyond trainings on Interoperable Europe solutions, all initiatives should, where appropriate, build on, or be accompanied by, the sharing of experience and solutions and the exchange and promotion of best practices. <u><i>In line with their efforts to achieve the targets set in the Digital Decade Policy Programme and in order to have high skilled specialists in this field, the Commission shall ensure the financial support through measures such as: investing in digital education, research and development, through continuous lifelong learning training, supporting digital innovations,</i></u>	respect and cooperation and coordination on the topic should be encouraged. Beyond trainings on Interoperable Europe solutions, all initiatives should, where appropriate, build on, or be accompanied by, the sharing of experience and solutions and the exchange and promotion of best practices. <u><i>These training initiatives may comprise online information sessions, video tutorials and workshops, train-the-trainers materials and guidelines for on-the-job learning. In order to promote best practices, qualifications for human resources and a culture of excellence, the Commission should develop a certification programme, with different skill</i></u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>providing increased and broader access to easily readable and interoperable high quality industrial and public data, increasing the general availability of digital skills at local and regional level. The Member States and the Commission should pay particular attention to the good understanding of interoperability and the implications for the public sector employees.</u></p>	<p><u>levels.</u></p>	
Recital 29				
39	(29) To create a mechanism facilitating a mutual learning process among public sector bodies	(29) To create a mechanism facilitating a mutual learning process among public sector bodies	(29) To create a mechanism facilitating a mutual learning process among public <u>Union</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>and sharing of best practices in implementing Interoperable Europe solutions across the Member States, it is necessary lay down provisions on the peer review process. Peer reviews can lead to valuable insights and recommendations for the public sector body undergoing the review. In particular, they could contribute to facilitating the transfer of technologies, tools, measures and processes among the Member States involved in the peer review. They create a functional path for the sharing of best practices across Member States with different levels of maturity in interoperability. In order to ensure that the peer review process is cost-effective and produces clear and</p>	<p>and sharing of best practices in implementing Interoperable Europe solutions across the Member States, it is necessary lay down provisions on the peer review process. Peer reviews can lead to valuable insights and recommendations for the public sector body undergoing the review. In particular, they could contribute to facilitating the transfer of technologies, tools, measures and processes among the Member States involved in the peer review. They create a functional path for the sharing of best practices across Member States with different levels of maturity in interoperability. In order to ensure that the peer review process is cost-effective and produces clear and</p>	<p><u>entities and public</u> sector bodies and sharing of best practices in implementing Interoperable Europe solutions across the Member States, it is necessary lay down provisions on the peer review process. Peer reviews <del>can</del> <u>should</u> lead to valuable insights and recommendations for the public sector body undergoing the review. In particular, they could contribute to facilitating the transfer of technologies, tools, measures and processes among the <del>Member States involved in</del> <u>participants of</u> the peer review. They <u>should</u> create a functional path for the sharing of best practices across Member States <u>and Union entities</u> with different levels of maturity in interoperability. <u>A peer review is</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	conclusive results, and also to avoid the placement of unnecessary burden, the Commission may adopt guidelines on the best set-up for such peer reviews, based on the needs that occur and after consulting the Interoperable Europe Board.	conclusive results, and also to avoid the placement of unnecessary burden, the Commission may adopt guidelines on the best set-up for such peer reviews, based on the needs that occur and after consulting the Interoperable Europe Board.	<u>set up upon the request by a Union entity or a public sector body when needed, on a voluntary basis.</u> In order to ensure that the peer review process is cost-effective and produces clear and conclusive results, and also to avoid the placement of unnecessary burden, the Commission may adopt guidelines on the best set-up for such peer reviews, based on the needs that occur and after consulting the <del>Interoperable Europe</del> Board.	
Recital 30				
40	(30) To develop the general	(30) To develop the general	(30) To develop the general	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>direction of the Interoperable Europe structured cooperation in promoting the digital interconnection and interoperability of public services in the Union and to oversee the strategic and implementation activities related to that cooperation, an Interoperable Europe Board should be established. The Interoperable Europe Board should carry out its tasks taking into consideration cross-border interoperability rules and solutions already implemented for existing network and information systems.</p>	<p>direction of the Interoperable Europe structured cooperation in promoting the digital interconnection and interoperability of public services in the Union and to oversee the strategic and implementation activities related to that cooperation, an Interoperable Europe Board should be established. The Interoperable Europe Board should carry out its tasks taking into consideration cross-border interoperability rules and solutions already implemented for existing network and information systems.</p>	<p>direction of the Interoperable Europe structured cooperation in promoting the digital interconnection and interoperability of public services in the Union and to oversee the strategic and implementation activities related to that cooperation, <del>an Interoperable Europe</del><u>the</u> Board should be established <u>by this Regulation</u>. The Interoperable Europe Board should carry out its tasks taking into consideration cross-border interoperability rules and solutions already implemented <del>for existing network and information systems</del>.</p>	
Recital 31				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
41	<p>(31) Certain Union bodies such as the European Data Innovation Board and the European Health Data Space Board have been created and tasked to, among others, enhance interoperability at specific domain or policy level. However, none of the existing bodies is tasked to address cross-border interoperability of network and information systems which are used to provide or manage public services in the Union. The Interoperable Europe Board created by this Regulation should support the Union bodies working on policies, actions and solutions relevant for cross-border interoperability of network and</p>	<p>(31) Certain Union bodies such as the European Data Innovation Board and the European Health Data Space Board have been created and tasked to, among others, enhance interoperability at specific domain or policy level. However, none of the existing bodies is tasked to address cross-border interoperability of network and information systems which are used to provide or manage public services in the Union. The Interoperable Europe Board created by this Regulation should support the Union bodies working on policies, actions and solutions relevant for cross-border interoperability of network and</p>	<p>(31) Certain Union <del>bodies</del> <u>entities</u> such as the European Data Innovation Board and the European Health Data Space Board have been created and tasked to, among others, enhance interoperability at specific domain or policy level. However, none of the existing <del>bodies</del> <u>entities</u> is tasked to address cross-border interoperability <u>requirements for trans-European digital</u> <del>of network and information systems which are used to provide or manage</del> public services <del>in the Union. The Interoperable Europe</del> <u>The</u> Board <del>created by this Regulation</del> should support the Union <del>bodies</del> <u>entities</u> working on policies, actions and solutions</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>information systems which are used to provide or manage public services in the Union, for example on semantic interoperability for data spaces portability and reusability. The Interoperable Europe Board should interact with all relevant Union bodies in order to ensure alignment and synergies between cross-border interoperability actions and sector specific ones.</p>	<p>information systems which are used to provide or manage public services in the Union, for example on semantic interoperability for data spaces portability and reusability. The Interoperable Europe Board should interact with all relevant Union bodies <u>and national, regional and local administrations as well as the Free and Open Source community</u> in order to ensure alignment and synergies between cross-border interoperability actions and sector specific ones. <u>To this end the Interoperable Europe Board should involve in its activities representatives of regional and local governments and open source community.</u></p>	<p>relevant for cross-border interoperability of <u>trans-European digital public services network and information systems which are used to provide or manage</u> public services <del>in the Union</del>, for example on semantic interoperability for data spaces <u>as well as data</u> portability and reusability. The <del>Interoperable Europe</del> Board should interact with all relevant Union <del>bodies</del> <u>entities</u> in order to ensure alignment and synergies between cross-border interoperability actions and sector specific ones.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 32				
42	(32) Advancing public sector interoperability needs the active involvement and commitment of experts, practitioners, users and the interested public across Member States, across all levels of government and involving international partners and the private sector. In order to tap into their expertise, skills and creativity, a dedicated open forum (the ‘Interoperable Europe Community’) should help channel feedback, user and operational needs, identify areas for further	(32) Advancing public sector interoperability needs the active involvement and commitment of experts, practitioners, users and the interested public across Member States, across all levels of government, <u><a href="#">national, regional and local</a></u> and involving international partners, <u><a href="#">research and educational institutions</a></u> and the private sector. In order to tap into their expertise, skills and creativity, a dedicated open forum (the ‘Interoperable Europe Community’) should help channel	(32) Advancing public sector interoperability needs the active involvement and commitment of experts, practitioners, users and the interested public across Member States, across all levels of government and involving international partners and the private sector. In order to tap into their expertise, skills and creativity, a dedicated open forum (the ‘Interoperable Europe Community’) should help channel feedback, user and operational needs, identify areas for further	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	development and help scope priorities for EU interoperability cooperation. The establishment of the Interoperable Europe Community should support the coordination and cooperation between the strategic and operational key players for interoperability.	feedback, user and operational needs, identify areas for further development and help scope priorities for EU interoperability cooperation. The establishment of the Interoperable Europe Community should support the coordination and cooperation between the strategic and operational key players for interoperability.	development and help scope priorities for EU interoperability cooperation. The establishment of the Interoperable Europe Community should support the coordination and cooperation between the strategic and operational key players for interoperability.	
Recital 33				
43	(33) The Interoperable Europe Community should be open to all interested parties. Access to the Interoperable Europe Community	(33) The Interoperable Europe Community should be open to all interested parties. Access to the Interoperable Europe Community	(33) The Interoperable Europe Community should be open to all interested parties. Access to the Interoperable Europe Community	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>should be made as easy as possible, avoiding unnecessary barriers and burdens. The Interoperable Europe Community should bring together public and private stakeholders, including citizens, with expertise in the field of cross-border interoperability, coming from different backgrounds, such as academia, research and innovation, education, standardisation and specifications, businesses and public administration at all levels.</p>	<p>should be <u>facilitated and</u> made as easy as possible, avoiding unnecessary barriers and burdens. The Interoperable Europe Community should bring together public and private stakeholders, including citizens, with expertise in the field of cross-border interoperability, coming from different backgrounds, such as academia, research and innovation, education, standardisation and specifications, businesses and public administration at all levels <u>and recipients of public services.</u></p> <p><u>The Commission should make the information in relation to the Interoperable Europe Community publicly available to raise awareness of its role.</u></p>	<p>should be made as easy as possible, avoiding unnecessary barriers and burdens. The Interoperable Europe Community should bring together public and private stakeholders, including citizens, with expertise in the field of cross-border interoperability, coming from different backgrounds, such as academia, research and innovation, education, standardisation and specifications, businesses and public administration at all levels.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 34				
44	(34) To ensure the rules laid down by this Regulation are efficiently implemented, it is necessary to designate national competent authorities responsible for its implementation. In many Member States, some entities have already the role of developing interoperability. Those entities could take over the role of competent authority in accordance with this Regulation.	(34) To ensure the rules laid down by this Regulation are efficiently implemented, it is necessary to designate national competent authorities responsible for its implementation. In many Member States, some entities have already the role of developing interoperability. Those entities could take over the role of competent authority in accordance with this Regulation.	(34) To ensure the rules laid down by this Regulation are efficiently implemented, it is necessary to designate national competent authorities responsible for its implementation. In many Member States, some entities have already the role of developing interoperability. Those entities could take over the role of competent authority in accordance with this Regulation. <u><i>In addition, a single point of contact should be designated among those national competent authorities.</i></u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 35				
45	(35) An Interoperable Europe Agenda should be established as the Union's main instrument for the coordination of public investments in interoperability solutions. It should deliver a comprehensive overview of funding possibilities and funding commitments in the field, integrating where appropriate the related Union programmes. This should contribute to creating synergies and coordinating financial support related to interoperability development and	(35) An Interoperable Europe Agenda should be established as the Union's main instrument for the coordination of public investments in interoperability solutions <u>and digital infrastructure</u> . It should deliver a comprehensive overview of funding possibilities and funding commitments in the field, integrating where appropriate the related Union programmes. <u>The overview should pay special attention to resources needed for the skilling and upskilling as well</u>	(35) An Interoperable Europe Agenda should be established as the Union's main instrument for the coordination of public investments in interoperability solutions. It should deliver a comprehensive overview of funding possibilities and funding commitments in the field, integrating where appropriate the related Union programmes. This should contribute to creating synergies and coordinating financial support related to interoperability development and	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	avoiding duplication.	<p><u>as to the additional barriers incurred by areas with limited connectivity, rural areas, peripheral regions and islands, leaving no one behind.</u> This should contribute to creating synergies and coordinating financial support related to interoperability <u>and digital infrastructure</u> development and avoiding duplication. <u>The Interoperable Europe Agenda should also set clear objectives and introduce key performance indicators for measuring their achievement. The Agenda should, where appropriate, also include indicators on the use of open source solutions among public administrations, in order to measure its uptake.</u></p>	avoiding duplication.	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 35a				
45a		<p><u>(35a) The Interoperable Europe Agenda should be in line with the principles of the Digital Europe Programme, the central programme for digital in the MFF. Its purpose is to accelerate economic recovery and drive the digital transformation of Europe. It is designed to fill the gap between research and deployment of digital technologies, bringing the results of research to the market for the benefit of citizens and businesses, in particular SMEs.</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 35b				
45b		<p><u>(35b) Since the objective of this Regulation is to promote the cross-border interoperability of network and information systems which are used to provide or manage public services in the Union, the Union should strengthen investments in a range of areas, including supercomputing and data processing capacities, core artificial intelligence (AI) capacities such as data spaces and libraries of AI algorithms, cybersecurity, digital skills,</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>expanding the best use of digital capacity in the Union's society and economy, and support to the digitalisation of businesses and public administrations.</u>		
Recital 35c				
45c		<u>(35c) Supporting digital transformation is key to building resilience and advancing recovery. In order to assess the performance of this Regulation, the Union should put forward investments and funding for research and high-end innovation in enabling technologies, such as artificial intelligence and robotic, next</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>generation Internet, high performance computing, big data, key digital technologies, 6G and to supports trans-European networks and infrastructures in telecommunications in order to build infrastructure that can handle emerging and future processes and applications.</u>		
Recital 36				
46	(36) Information should be collected in order to assess the performance of this Regulation against the objectives it pursues, and in order give feedback for an evaluation of this Regulation in	(36) Information should be collected in order to assess the performance of this Regulation against the objectives it pursues, and in order give feedback for an evaluation of this Regulation in	(36) Information should be collected in order to <del>assess the performance of this</del> <u>guide the effective and efficient implementation of the</u> regulation <del>against the objectives it pursues,</del>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>accordance with paragraph 22 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making<sup>1</sup>. Therefore, the Commission should carry out a monitoring and evaluation of this Regulation. The evaluation should be based on the five criteria of efficiency, effectiveness, relevance, coherence and EU value added. The evaluation should also be the basis for impact assessments of possible further measures. The monitoring should integrate existing data sources and monitoring processes.</p> <p>_____</p> <p>1. OJ L 123, 12.5. 2016, p 1.</p>	<p>accordance with paragraph 22 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making<sup>1</sup>. Therefore, the Commission should carry out a monitoring and evaluation of this Regulation. The evaluation should be based on the five criteria of efficiency, effectiveness, relevance, coherence and EU value added. The evaluation should also be the basis for impact assessments of possible further measures. The monitoring should integrate existing data sources and monitoring processes.</p> <p>_____</p> <p>1. OJ L 123, 12.5. 2016, p 1.</p>	<p><del>and in order</del> <u>and the interoperability solutions, and to provide evidence to support the work of the Board, and to</u> give feedback for <del>an</del> <u>the</u> evaluation of this Regulation in accordance with paragraph 22 of the Interinstitutional Agreement of 13 April 2016 on Better Law-Making<sup>1</sup>. Therefore, the Commission should carry out a monitoring and evaluation of this Regulation. The evaluation should be based on the five criteria of efficiency, effectiveness, relevance, coherence and EU value added. The evaluation should also be the basis for impact assessments of possible further measures. The monitoring <u>mechanism</u> should <del>integrate</del> <u>be designed to minimise</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>the administrative burden on Member States by reusing existing data sources and <i>creating synergies with existing</i> monitoring mechanisms, such as the Digital Economy and Society Index, the eGovernment Benchmark and the trajectories of the Digital Decade Policy Programme</u><del>processes</del>.</p> <p>_____</p> <p>1. <u>[1]</u> OJ L 123, 12.5. 2016, p 1.</p>	
Recital 37				
47	(37) In order to ensure uniform conditions for the implementation of this Regulation, implementing	(37) In order to ensure uniform conditions for the implementation of this Regulation, implementing	(37) In order to ensure uniform conditions for the implementation of this Regulation, implementing	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	powers should be conferred on the Commission to set out rules and the conditions for the establishment and the operation of the regulatory sandboxes.	powers should be conferred on the Commission to set out rules and the conditions for the establishment and the operation of the <del>regulatory</del> <u>innovation</u> sandboxes.	powers should be conferred on the Commission to set out rules and the conditions for the establishment and the operation of the regulatory sandboxes. <u>These powers should be exercised with the assistance of a committee within the meaning of Regulation (EU) No 182/2011 and in application of the examination procedure referred to in Article 4 of this Regulation.</u>	
Recital 38				
48	(38) Since the objective of this Regulation, namely interoperability within public administrations on a Union-wide scale, cannot be	(38) Since the objective of this Regulation, namely interoperability within public administrations on a Union-wide scale, cannot be	(38) Since the objective of this Regulation, namely interoperability within public administrations on a Union-wide scale, cannot be	(38) Since the objective of this Regulation, namely interoperability within public administrations on a Union-wide scale, cannot be

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>sufficiently achieved by the Member States, but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in the same Article, this Regulation does not go beyond what is necessary in order to achieve the objectives of the Treaties, especially with regards to the strengthening of the Single Market.</p>	<p>sufficiently achieved by the Member States, but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in the same Article, this Regulation does not go beyond what is necessary in order to achieve the objectives of the Treaties, especially with regards to the strengthening of the Single Market.</p>	<p>sufficiently achieved by the Member States, but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in the same Article, this Regulation does not go beyond what is necessary in order to achieve the objectives of the Treaties, especially with regards to the strengthening of the Single Market.</p>	<p>sufficiently achieved by the Member States, but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in the same Article, this Regulation does not go beyond what is necessary in order to achieve the objectives of the Treaties, especially with regards to the strengthening of the Single Market.</p> <p>Text Origin: Commission Proposal</p>



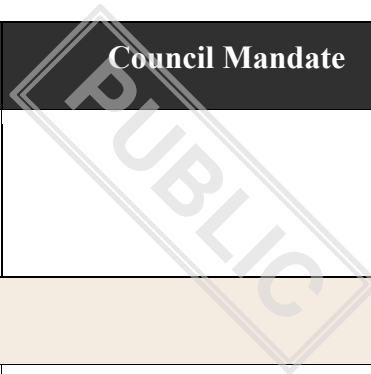
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 39				
49	<p>(39) The application of this Regulation should be deferred to three months after the date of its entry into force in order to provide Member States and the institutions, bodies and agencies of the Union with sufficient time to prepare for the application of this Regulation. Such time is necessary to establish the Interoperable Europe Board and the Interoperable Europe Community and for the designation of national competent authorities and interoperability coordinators.</p>	<p>(39) The application of this Regulation should be deferred to <del>three</del><u>twelve</u> months after the date of its entry into force in order to provide Member States and the institutions, bodies and agencies of the Union with sufficient time to prepare for the application of this Regulation. Such time is necessary to establish the Interoperable Europe Board and the Interoperable Europe Community and for the designation of national competent authorities and interoperability coordinators.</p>	<p>(39) The application of this Regulation should be deferred to three months after the date of its entry into force in order to provide Member States and the <del>institutions, bodies and agencies of the Union</del><u>Union entities</u> with sufficient time to prepare for the application of this Regulation. Such time is necessary to establish <u>the Board,</u> the Interoperable Europe <del>Board and the Interoperable Europe Community and</del><u>Community and designate interoperability coordinators. In</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p><u>addition, this Regulation should allow time for Member States and the Union entities to prepare for the <del>designation of effective</del> implementation of the interoperability assessments and for each Member State to designate one or more national competent authorities and single points of contact. Therefore, the provisions on interoperability <del>coordinators</del> assessments, national competent authorities and single points of contact should apply from [ nine months from the entry into force of this Regulation].</u></p>	
Recital 39a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
49a			<p><u>(39a) The Annex with the common checklist for interoperability assessment reports allows Union entities and public sector bodies to prepare for these assessments [Nine months after the entry into force of this Regulation], the Board should adopt guidelines on the interoperability assessments and on the implementation of the common checklist set out in the Annex.</u></p>	
Recital 40				
50				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>(40) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council<sup>1</sup> and delivered an opinion on ...</p> <p>_____</p> <p>1. 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. 39).</p>	<p>(40) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council<sup>1</sup> and delivered an opinion on ...</p> <p>_____</p> <p>1. 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. 39).</p>	<p>(40) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council<sup>1</sup> and delivered an opinion on <u>13 January 2023</u>.<del>...</del></p> <p>_____</p> <p>1. <u>11</u> 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. 39).</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
51	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:  Text Origin: Commission Proposal
Chapter 1				
52	Chapter 1  General provisions	Chapter 1  General provisions	Chapter 1  General provisions	Chapter 1  General provisions  Text Origin: Commission



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 1				
53	Article 1  Subject matter and scope	Article 1  Subject matter and scope	Article 1  Subject matter and scope	Article 1  Subject matter and scope  Text Origin: Commission Proposal
Article 1(1)				
54	1. This Regulation lays down	1. This Regulation lays down	1. This Regulation lays down	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	measures to promote the cross-border interoperability of network and information systems which are used to provide or manage public services in the Union by establishing common rules and a framework for coordination on public sector interoperability, with the aim of fostering the development of interoperable trans-European digital public services infrastructure.	measures to promote the cross-border interoperability of network and information systems which are used to provide or manage public services in the Union by establishing common rules and a framework for coordination <u>and cooperation</u> on public sector interoperability, with the aim of fostering the development of interoperable trans-European digital public services infrastructure <u>and enhancing the efficienncy of public administrations</u> .	measures to promote the cross-border interoperability of <del>network and information systems which are used to provide or manage public services in the Union</del> <u>trans-European digital public services thus contributing to the interoperability of their network and information systems</u> by establishing common rules and a <del>framework for coordination on public sector interoperability, with the aim of fostering the development of interoperable trans-European digital public services infrastructure</del> <u>governance framework</u> .	
Article 1(2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
55	2. This Regulation applies to public sector bodies of Member States and institutions, bodies and agencies of the Union that provide or manage network or information systems that enable public services to be delivered or managed electronically.	2. This Regulation applies to public sector bodies of Member States and <u>Union</u> institutions, bodies, <u>offices</u> and agencies <del>of the Union</del> that provide or manage network or information systems <del>that enable public services to be delivered or managed electronically.</del>	2. This Regulation applies to <del>public sector bodies of Member States and institutions, bodies and agencies of the Union that</del> <u>Union entities and public sector bodies that regulate,</u> provide <del>or</del> manage <del>network or information systems that enable</del> <u>or implement trans-European digital</u> public services <del>to be delivered or managed electronically.</del>	
Article 1(2a)				
55a			<u>2a. This Regulation does not regulate the definition of</u>	<u>2a. This Regulation does not affect the freedom of Member</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>procedural rules, provision, management or implementation of public services and shall apply without prejudice to the competence of the Member States with regards to their activities concerning public security, defence and national security.</u>	<u>States to define what they consider to be public services and how those services should be organised, and shall apply without prejudice to the competence of the Member States with regards to their activities concerning public security, defence and national security.</u>
Article 1(2b)				
55b			<u>2b. The obligations laid down in this Regulation shall not entail the supply of information the disclosure of which would be contrary to the essential interests of Member States' national</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>security, public security, or defence.</u>	
Article 2				
56	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions  Text Origin: Commission Proposal
Article 2, first paragraph				
57				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	For the purpose of this Regulation, the following definitions apply:	For the purpose of this Regulation, the following definitions apply:	For the purpose of this Regulation, the following definitions apply:	For the purpose of this Regulation, the following definitions apply:  Text Origin: Commission Proposal
Article 2, first paragraph, point (1)				
58	(1) ‘cross-border interoperability’ means the ability of network and information systems to be used by public sector bodies in different Member States and institutions, bodies, and agencies of the Union in order to interact with each other by sharing data by means of	(1) ‘cross-border interoperability’ means the ability of <del>network and information systems to be used by the</del> public sector bodies in different Member States and institutions, bodies, and agencies of the Union <del>in order</del> to interact with each other by sharing data by means of electronic	(1) ‘cross-border interoperability’ means the ability of <u>Union entities</u> <del>and network and information systems to be used by</del> public sector bodies <del>in different of</del> Member States <del>and institutions, bodies, and agencies of the Union in order to interact with each other by sharing data by means of electronic</del>	(1) ‘cross-border interoperability’ means the ability of <u>Union entities</u> <del>and network and information systems to be used by</del> public sector bodies <del>in different of</del> Member States <del>and institutions, bodies, and agencies of the Union in order to interact with each other by sharing data by means of electronic</del>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	electronic communication;	communication;	<del>communication</del> <u>to interact with each other across borders by sharing data, information and knowledge through digital processes following the legal, organisational, semantic and technical requirements related to such cross-border interaction;</u>	<del>communication</del> <u>to interact with each other across borders by sharing data, information and knowledge through digital processes following the legal, organisational, semantic and technical requirements related to such cross-border interaction;</u>  Text Origin: Council Mandate
Article 2, first paragraph, point (1a)				
58a			<u>(1a) 'trans-European digital public services' means digital services provided by Union entities or public sector bodies either to</u>	<u>(1a) 'trans-European digital services' means digital public services provided by Union entities or public sector bodies either to</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>one another, or to natural or legal persons in the Union, and requiring interaction across Member States' borders, between public sector bodies and Union entities, or between Union entities, by means of their network and information systems;</u>	<u>one another, or to natural or legal persons in the Union, and requiring interaction across Member States' borders, between public sector bodies and Union entities, or between Union entities, by means of their network and information systems;</u>  Text Origin: Council Mandate
Article 2, first paragraph, point (2)				
59	(2) 'network and information system' means a network and information system as defined in Article 4, point (1), of the proposal	(2) 'network and information system' means a network and information system as defined in <del>Article 4</del> <u>Article 46</u> , point (1), of <del>the</del>	(2) 'network and information system' means a network and information system as defined in Article <del>46</del> , point (1), of <del>the</del>	(2) 'network and information system' means a network and information system as defined in Article <del>46</del> , point (1), of <del>the</del>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	for a Directive of the European Parliament and of the Council on measures for a high common level of cybersecurity across the Union, repealing Directive (EU) 2016/1148 [proposal NIS 2];	<del>proposal for a Directive</del> <u>Directive (EU) 2022/2555</u> of the European Parliament and of the Council <del>on measures for a high common level of cybersecurity across the Union, repealing Directive (EU) 2016/1148 [proposal NIS 2]</del> <sup>2a</sup> ;	<del>proposal for a Directive of the European Parliament and of the Council on measures for a high common level of cybersecurity across the Union, repealing</del> Directive (EU) <del>2016/1148</del> <del>[proposal 2022/2555 (NIS 2)]</del> <u>Directive</u> ) <sup>1</sup> ;	<del>proposal for a Directive of the European Parliament and of the Council on measures for a high common level of cybersecurity across the Union, repealing</del> Directive (EU) <del>2016/1148</del> <del>[proposal 2022/2555 (NIS 2)]</del> <u>Directive</u> ) <sup>1</sup> ;
			<u>1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive), OJ L 333, 27.12.2022, p. 80.</u>	<u>1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive), OJ L 333, 27.12.2022, p. 80.</u>
				Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2, first paragraph, point (3)			
60	(3) ‘interoperability solution’ means a technical specification, including a standard, or another solution, including conceptual frameworks, guidelines and applications, describing legal, organisational, semantic or technical requirements to be fulfilled by a network and information system in order to enhance cross-border interoperability;	(3) ‘interoperability solution’ means a <del>technical specification, including a standard, or another solution, including conceptual frameworks, guidelines and applications, describing legal, organisational, semantic</del> <u>reusable asset concerning legal, organisational, semantic or technical requirements to enable cross-border interoperability, such as conceptual frameworks, guidelines, reference architectures, technical requirements to be fulfilled by a</u>	(3) ‘interoperability solution’ means a <del>technical specification, including a standard, or another solution, including</del> <u>reusable asset concerning legal, organisational, semantic or technical requirements to enable cross-border interoperability, such as conceptual frameworks, guidelines, reference architectures, technical specifications, standards, services and applications, as well as documented technical components, such as source code and applications, describing legal,</u>	(3) ‘interoperability solution’ means a <del>technical specification, including a standard, or another solution, including conceptual frameworks, guidelines and applications, describing legal, organisational, semantic</del> <u>reusable asset concerning legal, organisational, semantic or technical requirements to enable cross-border interoperability, such as conceptual frameworks, guidelines, reference architectures, technical</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<del>network and information system in order to enhance cross-border interoperability</del> <u>specifications, standards, services and applications, as well as documented technical components, such as source code;</u>	<del>organisational, semantic or technical requirements to be fulfilled by a network and information system in order to enhance cross-border interoperability;</del>	<del>network and information system in order to enhance cross-border interoperability</del> <u>specifications, standards, services and applications, as well as documented technical components, such as source code;</u>  Text Origin: EP Mandate
Article 2, first paragraph, point (3a)				
60a			<u>(3a) 'Union entity' means institutions, bodies, offices and agencies of the Union;</u>	<u>(3a) 'Union entities' means the Union institutions, bodies, offices and agencies set up by, or on the basis of, the Treaty on European Union, the Treaty on the</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<p><u>functioning of European Union or the Treaty establishing the European Atomic Energy Community;</u></p> <p>Text Origin: Council Mandate</p>
Article 2, first paragraph, point (4)				
61	(4) ‘public sector body’ means a public sector body as defined in Article 2, point (1), of Directive (EU) 2019/1024;	(4) ‘public sector body’ means a public sector body as defined in Article 2, point (1), of Directive (EU) 2019/1024 <u>of the European Parliament and of the Council<sup>7b</sup></u> ;	(4) ‘public sector body’ means a public sector body <u>of Member States</u> as defined in Article 2, point (1), of Directive (EU) 2019/1024;	(4) ‘public sector body’ means a public sector body as defined in Article 2, point (1), of Directive (EU) 2019/1024 <u>of the European Parliament and of the Council<sup>7b</sup></u> ;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 2, first paragraph, point (5)				
62	<p>(5) ‘data’ means data as defined in Article 2, point (1), of Regulation (EU) 2022/868 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act)<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) 2022/868 of the European Parliament and of the Council of 30 May 2022 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act) (OJ L 152, 03.06.2022, p. 1).</p>	<p>(5) ‘data’ means data as defined in Article 2, point (1), of Regulation (EU) 2022/868 <del>on of the</del> European <del>data governance and amending</del> Regulation (EU) 2018/1724 (Data Governance Act)<sup>1</sup>; <u>Parliament and of the Council<sup>1</sup></u>;</p> <p>_____</p> <p>1. <u>7a Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972,</u></p>	<p>(5) ‘data’ means data as defined in Article 2, point (1), of Regulation (EU) 2022/868 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act)<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) 2022/868 of the European Parliament and of the Council of 30 May 2022 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act) (OJ L 152, 03.06.2022, p. 1).</p>	<p>(5) ‘data’ means data as defined in Article 2, point (1), of Regulation (EU) 2022/868 <del>on of the</del> European <del>data governance and amending</del> Regulation (EU) 2018/1724 (Data Governance Act)<sup>1</sup>; <u>Parliament and of the Council<sup>1</sup></u>;</p> <p>_____</p> <p>1. <u>7a Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972,</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><a href="#"><u>and repealing Directive (EU) 2016/1148 (NIS 2 Directive) (OJ L 333, 27.12.2022, p. 80). 7b Directive (EU) 2019/1024 of the European Parliament and of the Council of 20 June 2019 on open data and the re-use of public sector information (recast) (OJ L 172, 26.6.2019, p. 56). [1]</u></a> Regulation (EU) 2022/868 of the European Parliament and of the Council of 30 May 2022 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act) (OJ L 152, 03.06.2022, p. 1).</p>		<p><a href="#"><u>and repealing Directive (EU) 2016/1148 (NIS 2 Directive) (OJ L 333, 27.12.2022, p. 80). 7b Directive (EU) 2019/1024 of the European Parliament and of the Council of 20 June 2019 on open data and the re-use of public sector information (recast) (OJ L 172, 26.6.2019, p. 56). [1]</u></a> Regulation (EU) 2022/868 of the European Parliament and of the Council of 30 May 2022 on European data governance and amending Regulation (EU) 2018/1724 (Data Governance Act) (OJ L 152, 03.06.2022, p. 1).</p> <p>Text Origin: EP Mandate</p>
	Article 2, first paragraph, point (6)			
63	(6) ‘machine-readable format’	(6) ‘machine-readable format’	(6) ‘machine-readable format’	(6) ‘machine-readable format’

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	means a machine-readable format as defined in Article 2, point (13), of Directive (EU) 2019/1024;	means a machine-readable format as defined in Article 2, point (13), of Directive (EU) 2019/1024;	means a machine-readable format as defined in Article 2, point (13), of Directive (EU) 2019/1024;	means a machine-readable format as defined in Article 2, point (13), of Directive (EU) 2019/1024;  Text Origin: Commission Proposal
Article 2, first paragraph, point (7)				
64	(7) ‘GovTech’ means a technology-based cooperation between public and private sector actors supporting public sector digital transformation;	(7) ‘GovTech’ means a technology-based cooperation between public and private sector actors supporting public sector digital transformation;	(7) ‘GovTech’ means a technology-based cooperation between public and private sector actors supporting public sector digital transformation;	(7) ‘GovTech’ means a technology-based cooperation between public and private sector actors supporting public sector digital transformation;  Text Origin: Commission

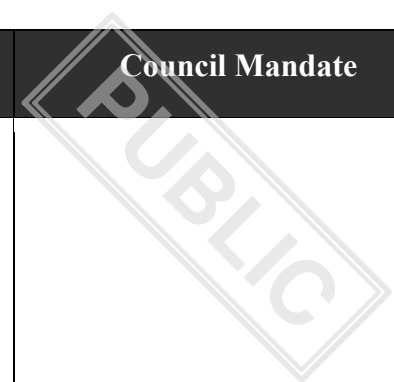
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 2, first paragraph, point (8)				
65	<p>(8) ‘standard’ means a standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the</p>	<p>(8) ‘standard’ means a standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the</p>	<p>(8) ‘standard’ means a standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the</p>	<p>(8) ‘standard’ means a standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>1</sup>;</p> <p>_____</p> <p>1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).</p>	<p>Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).</p>	<p>Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).</p>	<p>Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).</p> <p>Text Origin: Commission Proposal</p>
Article 2, first paragraph, point (8a)				
65a		<p><u>(8a) ‘ICT technical specification’ means ICT technical specification as defined in Article 2, point (5), of Regulation (EU) No 1025/2012;</u></p>	<p><u>(8a) ‘ICT technical specification’ means a ICT technical specification as defined in Article 2, point (4), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council;</u></p>	<p><u>(8a) ‘ICT technical specification’ means ICT technical specification as defined in Article 2, point (5), of Regulation (EU) No 1025/2012 of the European Parliament and of the Council;</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 2, first paragraph, point (8b)				
65b			<u>(8b) 'open source licence' means a licence whereby the reuse, redistribution and modification of the software is permitted for all specified uses in a unilateral declaration by the right holder, and where the source code of the software is made available to users indiscriminately;</u>	<u>(8b) open source licence' means a licence whereby the reuse, redistribution and modification of the software is permitted for all uses in a unilateral declaration by the right holder, that may be subject to certain conditions, and where the source code of the software is made available to users indiscriminately;</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 2, first paragraph, point (9)					
G	66	(9) ‘highest level of management’ means a manager, management or coordination and oversight body at the most senior administrative level, taking account of the high-level governance arrangements in each institution, body or agency of the Union.	(9) ‘highest level of management’ means a manager, management or coordination and oversight body at the most senior administrative level, taking account of the high-level governance arrangements in each institution, body or agency of the Union.	(9) ‘highest level of management’ means a manager, management or coordination and oversight body at the most senior administrative level, taking account of the high-level governance arrangements in each institution, body or agency of the Union.  Text Origin: Commission Proposal	G
Article 2, first paragraph, point (9a)					
Y	66a				Y





	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(9a) ‘cross-border public service’ means a service created or controlled by public authorities which involves data exchanges between information systems of public sector bodies in different Member States and institutions, bodies, and agencies of the Union across Member States, by means of dedicated functions and procedures.</u>		
Article 2, first paragraph, point (9a)				
66b		<u>(9b) ‘key public services’ means key public services as defined in Article 2, point (8), of Decision</u>		deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<a href="#"><u>(EU) 2022/2481<sup>9a</sup></u></a> ;		
Article 2, first paragraph, point (9c)				
Y	66c	<a href="#"><u>(9c) ‘innovative public service’ means every new technique, solution, method, process or organisationnal procedure used to improve the provision of public services to citizens.</u></a>		Y
Article 2, first paragraph, point (9b)				
Y	66d		<a href="#"><u>(9a) ‘regulatory sandbox’ means a controlled environment set up by</u></a>	Y

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>a Union entity or public sector body for the development, training, testing and validation of innovative interoperability solutions, where appropriate in real world conditions, supporting the cross-border interoperability of trans-European digital public services for a limited period of time under regulatory supervision.</u>	
Article 2, first paragraph, point (9c)				
66e				<u>(9c) 'binding requirement' means any obligation, prohibition, condition, criteria or limit of legal, organisational, semantic, or technical nature, provided for in</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>law, regulation, administrative provision, contract, call for tender or other official document of a Union entity or public sector body concerning one or several [services/ trans-European digital public services] and having effect on cross-border interoperability.</u>
Article 3				
67	Article 3 Interoperability assessment	Article 3 Interoperability assessment	Article 3 Interoperability assessment	Article 3 Interoperability assessment  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 3(1), first subparagraph			
68	<p>1. Where a public sector body or an institution, an agency or body of the Union intends to set up a new or significantly modify an existing network and information system that enables public services to be delivered or managed electronically, it shall carry out an assessment of the impacts of the planned action on cross-border interoperability ('interoperability assessment') in the following cases:</p>	<p>1. Where a public sector body or an institution, an agency or body of the Union intends to set up a new or significantly modify an existing network and information system <del>that enables public services to be delivered or managed electronically,</del> it shall carry out an assessment of the impacts of the planned action on cross-border interoperability ('interoperability assessment') in the following cases:</p>	<p>1. Where a <del>public sector body or an institution, an agency or body of the Union</del> <u>Union entity or a public sector body</u> intends to set <del>up a new or significantly modify an existing network and information system that enables</del> <u>binding requirements that impact on the cross-border interoperability of one or several trans-European digital</u> public services <del>to be delivered or managed electronically,</del> it shall carry out an assessment of the <u>expected</u> impacts <del>of the planned action on cross-border</del></p>	<p>1. <del>Where a public sector body or an institution, an agency or body of the Union intends to set up a new or significantly modify an existing network and information system that enables</del> <u>Prior to taking a decision on new or substantially modified binding requirements concerning /services/ trans-European digital public services/ and having effect on cross-border interoperability,</u></p> <p><u>a Union entity or a</u> public <del>services to be delivered or managed electronically, it</del> <u>sector body</u> shall</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<del>interoperability-</del> ('interoperability assessment') in the following cases:	carry out an <del>assessment of the impacts of the planned action on cross-border interoperability</del> ('interoperability assessment') <del>in the following cases:</del>
Article 3(1), first subparagraph, point (a)				
69	(a) where the intended set-up or modification affects one or more network and information systems used for the provision of cross-border services across several sectors or administrations;	(a) where the intended set-up or modification affects one or more network and information systems used for the provision of cross-border <u>public</u> services <u>or for public sector bodies</u> across <del>several sectors or administrations</del> <u>different Member States to interact with each other by sharing data by means of electronic</u>	(a) <del>where the intended set-up or modification affects one or more network and information systems used for the provision of cross-border services across several sectors or administrations;</del> <u>for Union entities, prior to the adoption of an initiative that intends to set the above-mentioned requirements; or</u>	deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<a href="#">communication</a> ;		
Article 3(1), first subparagraph, point (b)				
70	(b) where the intended set-up or modification will most likely result in procurements for network and information systems used for the provision of cross-border services above the threshold set out in Article 4 of Directive 2014/24/EU;	(b) where the intended set-up or modification will most likely result in procurements for network and information systems <del>used for the provision of cross border services</del> above the threshold set out in Article 4 of Directive 2014/24/EU;	deleted	deleted
Article 3(1), first subparagraph, point (c)				
71	(c) where the intended set-up or	(c) where the intended set-up or	(c) <del>where the intended set-up or</del>	(c) <a href="#">Where, in relation to binding</a>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	modification concerns a network and information system used for the provision of cross-border services and funded through Union programmes.	modification concerns a network and information system <del>used for the provision of cross-border services and</del> funded through Union programmes.	<del>modification concerns a network and information system used for the provision of cross-border services and funded through</del> <u>public sector bodies, prior to the adoption of the above mentioned requirements where they have not been set up at Union level or implemented by solutions provided by Union <del>programmes</del> entities.</u>	<u>requirements, an interoperability assessment has already been carried out or</u> where the <del>intended set up or modification concerns a network and information system used for the provision of cross-border services and funded through Union</del> <u>programmes requirements are implemented by solutions provided by Union entities, the public sector body concerned shall not be required to perform a new interoperability assessment in relation to those requirements.</u>  <u>A single interoperability assessment may be carried out to address a set of binding requirements.</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3(1), second subparagraph				
72	The public sector body or the institution, body or agency of the Union concerned may also carry out the interoperability assessment in other cases.	<del>The public sector body or the institution, body or agency of the Union concerned may also carry out the interoperability assessment in other cases.</del>	The <del>public sector body</del> <u>Union entity</u> or the <del>institution, body or agency of the Union</del> <u>public sector body</u> concerned may also carry out the interoperability assessment in other cases.	The <del>public sector body</del> <u>Union entity</u> or the <del>institution, body or agency of the Union</del> <u>public sector body</u> concerned may also carry out the interoperability assessment in other cases.  Text Origin: Council Mandate
Article 3(2), first subparagraph				
73	2. The interoperability assessment shall be carried out before taking	2. The interoperability assessment shall be carried out before taking	2. The interoperability assessment shall be carried out before taking	2. <del>The</del> <u>An</u> interoperability assessment shall <del>be carried out</del>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>decisions on the legal, organisational, semantic or technical requirements for the new or modified network and information system in a binding manner. A single interoperability assessment may be carried out to address a set of requirements and several network and information systems.</p>	<p>decisions on the legal, organisational, semantic or technical requirements for the new or modified network and information system in a binding manner. A single interoperability assessment may be carried out to address a set of requirements and several network and information systems.</p>	<p><u>binding</u> decisions on <del>the new or</del> <u>substantially modified</u> legal, organisational, semantic or technical requirements for <del>the new or modified network and information system in a binding manner</del> <u>trans-European digital public services</u>. A single interoperability assessment may be carried out to address a set of requirements and several <u>trans-European digital public services</u>. <u>The interoperability assessment shall identify the impact of the requirements on cross-border interoperability, using the European Interoperability Framework as a support tool, identify the stakeholders for which the requirements are relevant and the Interoperable Europe</u></p>	<p><del>before taking decisions on the legal, organisational, semantic or technical</del> <u>identify and assess in an appropriate manner:</u></p> <p><u>a. the impacts of the binding requirements</u> <del>for the new or modified network and information system in a binding manner</del> <u>on cross-border interoperability, using the European Interoperability Framework as a support tool;</u></p> <p><u>b. A single interoperability assessment may be carried out to address a set of requirements and several network and information systems</u> <u>the stakeholders for which the binding requirements are relevant;</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>solutions that support the implementation of the requirements</u> <del>network and information systems.</del>	<u>c. the Interoperable Europe solutions that support the implementation of the binding requirements.</u>
Article 3(2), second subparagraph				
74	The public sector body or the institution, body or agency of the Union concerned shall publish a report presenting the outcome of the interoperability assessment on its website.	The public sector body or the institution, body or agency of the Union concerned shall publish a report presenting the outcome of the interoperability assessment on its website <u>in a machine readable format, facilitating automated translation and share it electronically with the Commission. The Commission shall ensure that such reports are</u>	The <u>Union entity or</u> public sector body <u>concerned shall publish a report presenting the outcome of the interoperability assessment on a public location, and at least in a website. The report shall be done in accordance with the common checklist included in the Annex, in order to reflect the impact</u> <del>of the institution, body or agency</del> of the <del>Union concerned</del> <u>proposed</u>	The <del>public sector body or the institution, body or agency of the Union</del> <u>Union entity or public sector body</u> concerned shall publish a report presenting the outcome of the interoperability assessment on <del>its</del> <u>an official</u> website, <u>in a machine-readable format, facilitating automated translation and share it electronically with the Board. This</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>published on the Interoperable Europe portal and that a translation into any official language of the institutions of the Union is made available by means of an automated system.</u></p> <p><u>The publication shall not compromise intellectual property rights or trade secrets, public order or security.</u></p>	<p><u>binding requirements on cross-border interoperability. The report</u> shall <del>publish and</del> <u>not reveal defence-related or security-related issues.</u></p> <p><u>In addition, the</u> report <del>presenting the outcome</del> <u>shall be transmitted to the Interoperable Europe Board, for the fulfilment</u> of the <del>interoperability assessment on its website</del> <u>task referred in Article 15(4)(da).</u></p>	<p><u>provision is without prejudice to existing Member States provisions on publicity.</u></p> <p><u>The publication shall not compromise intellectual property rights or trade secrets, public order or security.</u></p>
Article 3(3)				
75	<p>3. The national competent authorities and the interoperability coordinators shall provide the necessary support to carry out the</p>	<p>3. The national competent authorities and the interoperability coordinators shall <u>advise local and regional authorities whether an</u></p>	<p>3. <del>The national competent authorities and the interoperability coordinators shall provide the</del> <u>Union entities and public sector bodies</u></p>	<p>3. The <del>national competent authorities and the interoperability coordinators shall provide the</del> <u>necessary support to carry out the</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	interoperability assessment. The Commission may provide technical tools to support the assessment.	<u>interoperability assessment of an intended operation is required and shall</u> provide the necessary support to carry out the interoperability assessment. The Commission <del>may</del> <u>shall</u> provide technical tools to support the assessment.	<u>may decide which body provides</u> the necessary support to carry out the interoperability assessment. The Commission <del>may</del> <u>shall</u> provide technical tools to support the assessment, <u>in particular an online tool to facilitate the completion of the checklist and the means to transmit the report mentioned in paragraph 2.</u>	<del>interoperability assessment. The Commission may provide technical tools to support the assessment</del> <u>Commission shall provide technical tools to support the assessment, including an online tool to facilitate the completion of the report and its publication on the Interoperable Europe portal.</u>
Article 3(4)				
76	4. The interoperability assessment shall contain at least:	4. The interoperability assessment shall contain at least:	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3(4), point (a)				
77	(a) a description of the intended operation and its impacts on the cross-border interoperability of one or several network and information systems concerned, including the estimated costs for the adaptation of the network and information systems concerned;	(a) a description of the intended operation and its impacts on the cross-border interoperability of one or several network and information systems concerned, including <u>an estimation of the complexity of the project</u> <del>the estimated costs</del> for the adaptation of the network and information systems concerned;	deleted	deleted
Article 3(4), point (b)				
78	(b) a description of the level of alignment of the network and	(b) a description of the level of alignment of the network and		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information systems concerned with the European Interoperability Framework, and with the Interoperable Europe solutions, after the operation and where it has improved compared to the level of alignment before the operation;	information systems concerned with the European Interoperability Framework, and with the Interoperable Europe solutions, after the operation and where it has improved compared to the level of alignment before the operation;	<i>deleted</i>	<i>deleted</i>
<i>Article 3(4), point (c)</i>				
79	(c) a description of the Application Programming Interfaces that enable machine-to-machine interaction with the data considered relevant for cross-border exchange with other network and information systems.	(c) a description of the Application Programming Interfaces that enable machine-to-machine interaction with the data considered relevant for cross-border exchange with other network and information systems.	<i>deleted</i>	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3(5)				
80	<p>5. The public sector body, or institution, body or agency of the Union concerned shall consult recipients of the services affected or their representatives on the intended operation if it directly affects the recipients. This consultation is without prejudice to the protection of commercial or public interests or the security of such systems.</p>	<p>5. The public sector body, or institution, body or agency of the Union concerned shall consult recipients of the services affected or their representatives on the intended operation if it directly affects the recipients. This consultation is without prejudice to the protection of commercial or public interests or the security of such systems.</p>	<p>5. The <del>public sector body, or institution, body or agency of the Union concerned shall</del> <u>Union entity or public sector body concerned shall endeavour to</u> consult recipients of the services <u>directly</u> affected, <u>including citizens</u>, or their representatives <del>on the intended operation if it directly affects the recipients</del>. This consultation is without prejudice to the protection of commercial or public interests or the security of such <del>systems</del> <u>services</u>.</p>	<p>5. The <del>public sector body, or institution, body or agency of the Union</del> <u>Union entity or public sector body</u> concerned shall consult recipients of the services <u>directly</u> affected, <u>including citizens</u>, or their representatives <del>on the intended operation if it directly affects the recipients</del>. This consultation is without prejudice to the protection of commercial or public interests or the security of such <del>systems</del> <u>services</u>.</p>

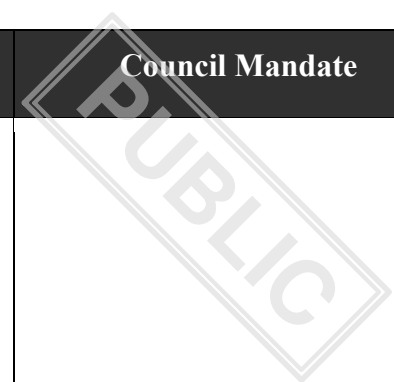


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3(6)				
81	6. The Interoperable Europe Board shall adopt guidelines on the content of the interoperability assessment by ... at the latest [one year after the entry into force of this Regulation], including practical check lists.	6. The Interoperable Europe Board shall adopt guidelines on the content of the interoperability assessment by ... at the latest [ <del>one year</del> <u>six months</u> ] after the entry into force of this Regulation], including practical check lists.	6. The Interoperable Europe Board shall adopt guidelines on <u>the interoperability assessment, and on the implementation</u> <del>the content of the interoperability assessment</del> <u>Annex referred to in paragraph 2</u> , by ... at the latest [ <del>one year</del> <u>nine months</u> ] after the entry into force of this Regulation], <del>including practical check lists.</del>	6. The Interoperable Europe Board shall adopt guidelines on the <del>content of the interoperability assessment</del> <u>interoperability assessment, and on reporting</u> , by ... at the latest [ <del>one year</del> <u>nine months</u> ] after the entry into force of this Regulation], <del>including practical check lists.</del>
Article 3(6a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
81a			<u>6a. Where an interoperability assessment has already been carried out in relation to specific requirements, the Union entity or the public sector body concerned shall not be required to perform a new interoperability assessment in relation to those requirements.</u>	deleted
Article 4				
82	<p>Article 4</p> <p>Share and reuse of interoperability solutions between public sector bodies, institutions, bodies and</p>	<p>Article 4</p> <p>Share and reuse of interoperability solutions between public sector bodies, institutions, bodies and</p>	<p>Article 4</p> <p>Share and reuse of interoperability solutions between <del>public sector bodies, institutions, bodies and</del></p>	<p>Article 4</p> <p>Share and reuse of interoperability solutions between <del>public sector bodies, institutions, bodies and</del></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	agencies of the Union	agencies of the Union	<del>agencies of the Union</del> <u>Union entities and public sector bodies</u>	<del>agencies of the Union</del> <u>Union entities and public sector bodies</u>  Text Origin: Council Mandate
Article 4(-1), first subparagraph				
83	1. A public sector body or an institution, body or agency of the Union shall make available to any other such entity that requests it, interoperability solutions that support the public services that it delivers or manages electronically. The shared content shall include the technical documentation and, where applicable, the documented	1. A public sector body or an institution, body or agency of the Union shall make available to any other such entity that requests it, interoperability solutions that <del>support the public services that it delivers or manages electronically.</del> <del>The shared content shall include the technical documentation and, where applicable, the documented</del>	1. A <del>public sector body or an institution, body or agency of the Union</del> <u>Union entity or public sector body</u> shall make available to any other such entity that requests it, interoperability solutions that support <u>a trans-European digital public service</u> <del>the public services that it delivers or manages electronically.</del> The shared content	1. A <del>public sector body or an institution, body or agency of the Union</del> <u>Union entity or public sector body</u> shall make available to any other such entity that requests it, <del>interoperability solutions that support the public services that it delivers or manages electronically.</del> <del>The shared content shall include</del> <u>an interoperability solution</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	source code. This obligation to share shall not apply to any of the following interoperability solutions:	<del>source code. This obligation to share shall not apply to any</del> <u>all the elements</u> of the <del>following interoperability solutions</del> <u>interoperability solution</u> <u>including</u> :	shall include the technical documentation and, where applicable, the documented source code. <del>This</del> <u>The</u> obligation to share shall not apply to any of the following interoperability solutions:	<u>supporting a [service/trans-European service], including</u> the technical documentation, and, where applicable, the <u>version history</u> , documented source code. <del>This obligation to share shall not apply to any of the following interoperability solutions:</del> <u>and the references to open standards or technical specifications used.</u>  Text Origin: EP Mandate
Article 4(-1), first subparagraph, point (a)				
83a		<u>1a. the list of the open standards and common technical</u>		



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>specifications that will be used;</u>		<i>deleted</i>  Text Origin: EP Mandate
Article 4(-1), first subparagraph, point (b)				
83b		<u>1b. the list of the potential re-usable solutions created, or of the use of such existing solutions;</u>		<i>deleted</i>
Article 4(-1), first subparagraph, point (c)				
83c		<u>1c. the technical documentation,</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>version history and, where applicable, the documented source code of the intended network and information system;</u>	PUBLIC	deleted  Text Origin: EP Mandate
Article 4(-1), second subparagraph				
83d				<u>The obligation to share shall not apply to any of the following interoperability solutions:</u>
Article 4(-1), second subparagraph, point (a)				
84	(a) that support processes which	(a) <del>that</del> <u>those</u> support processes	(a) that support processes which	(a) that support processes which

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>fall outside the scope of the public task of the public sector bodies or institutions, bodies, or agencies of the Union concerned as defined by law or by other binding rules, or, in the absence of such rules, as defined in accordance with common administrative practice in the Member State or Union administrations in question, provided that the scope of the public tasks is transparent and subject to review;</p>	<p>which fall outside the scope of the public task of the public sector bodies or institutions, bodies, or agencies of the Union concerned as defined by law or by other binding rules, or, in the absence of such rules, as defined in accordance with common administrative practice in the Member State or Union administrations in question, provided that the scope of the public tasks is transparent and subject to review;</p>	<p>fall outside the scope of the public task of the <del>public sector bodies or institutions, bodies, or agencies of the Union</del> <u>Union entity or the public sector body</u> concerned as defined by law or by other binding rules, or, in the absence of such rules, as defined in accordance with common administrative practice in the <u>Union entities or Member State</u> <del>Member State or Union administrations</del> in question, provided that the scope of the public tasks is transparent and subject to review;</p>	<p>fall outside the scope of the public task of the <del>public sector bodies or institutions, bodies, or agencies of the Union</del> <u>Union entity or the public sector body</u> concerned as defined by law or by other binding rules, or, in the absence of such rules, as defined in accordance with common administrative practice in the <u>Union entities or Member State</u> <del>Member State or Union administrations</del> in question, provided that the scope of the public tasks is transparent and subject to review;</p> <p>Text Origin: Council Mandate</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 4(-1), second subparagraph, point (b)				
85	(b) for which third parties hold intellectual property rights and do not allow sharing;	(b) for which third parties hold intellectual property rights and do not allow sharing;	(b) for which third parties hold intellectual property rights <u>that restrict the possibilities to share the solution for reuse</u> <del>and do not allow sharing;</del>	(b) for which third parties hold intellectual property rights <u>that restrict the possibilities to share the solution for reuse</u> <del>and do not allow sharing;</del>  Text Origin: Council Mandate
Article 4(-1), second subparagraph, point (c)				
86	(c) access to which is excluded or restricted on grounds of:	(c) access to which is excluded or restricted on grounds of:	(c) access to which is excluded or restricted on grounds of:	(c) access to which is excluded or restricted on grounds of:



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 4(-1), second subparagraph, point (c)(i)				
87	<p>(i) sensitive critical infrastructure protection related information as defined in Article 2, point (d) of Council Directive 2008/114/EC<sup>1</sup>;</p> <p>_____</p> <p>1. Council Directive 2008/114/EC of 8 December 2008 on the identification and designation of European critical infrastructures and the assessment of the need to improve their protection (OJ L 345, 23.12.2008, p. 75).</p>	<p>(i) sensitive critical infrastructure protection related information as defined in Article 2, point (d) of Council Directive 2008/114/EC<sup>1</sup>;</p> <p>_____</p> <p>1. Council Directive 2008/114/EC of 8 December 2008 on the identification and designation of European critical infrastructures and the assessment of the need to improve their protection (OJ L 345, 23.12.2008, p. 75).</p>	<p>(i) sensitive critical infrastructure protection related information as defined in Article 2, point (d) of Council Directive 2008/114/EC<sup>1</sup>;</p> <p>_____</p> <p>1. Council Directive 2008/114/EC of 8 December 2008 on the identification and designation of European critical infrastructures and the assessment of the need to improve their protection (OJ L 345, 23.12.2008, p. 75).</p>	<p>(i) sensitive critical infrastructure protection related information as defined in Article 2, point (d) of Council Directive 2008/114/EC<sup>1</sup>;</p> <p>_____</p> <p>1. Council Directive 2008/114/EC of 8 December 2008 on the identification and designation of European critical infrastructures and the assessment of the need to improve their protection (OJ L 345, 23.12.2008, p. 75).</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 4(-1), second subparagraph, point (c)(ii)				
88	(ii) the protection of defence interests, or public security.	(ii) the protection of defence interests, or public security.	(ii) the protection of defence interests, or public security, <u>including national critical infrastructure.</u>	(ii) the protection of defence interests, or public security, <u>including national critical infrastructure.</u>  Text Origin: Council Mandate
Article 4(2)				

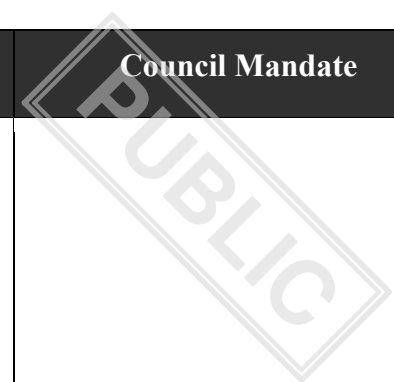
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
89	<p>2. To enable the reusing entity to manage the interoperability solution autonomously, the sharing entity shall specify the guarantees that will be provided to the reusing entity in terms of cooperation, support and maintenance. Before adopting the interoperability solution, the reusing entity shall provide to the sharing entity an assessment of the solution covering its ability to manage autonomously the cybersecurity and the evolution of the reused interoperability solution.</p>	<p>2. To enable the reusing entity to manage the interoperability solution autonomously, the sharing entity shall specify the guarantees that will be provided to the reusing entity in terms of cooperation, support and maintenance. Before adopting the interoperability solution, the reusing entity shall provide to the sharing entity an assessment of the solution covering its ability to manage autonomously the cybersecurity and the evolution of the reused interoperability solution.</p>	<p>2. To enable the reusing entity to manage the interoperability solution autonomously, the sharing entity shall specify <u>any conditions that may apply to the reuse of the solution, including possible <del>the</del></u> guarantees that will be provided to the reusing entity in terms of cooperation, support and maintenance. <u>Such conditions may also include the exclusion of liability of the sharing entity in case of misuse of the interoperability solution by the reusing entity.</u> Before adopting the interoperability solution, <u>upon request</u>, the reusing entity shall provide to the sharing entity an assessment of the solution covering</p>	<p>2. To enable the reusing entity to manage the interoperability solution autonomously, the sharing entity shall specify <u>any conditions that may apply to the reuse of the solution, including possible <del>the</del></u> guarantees that will be provided to the reusing entity in terms of cooperation, support and maintenance. <u>Such conditions may also include the exclusion of liability of the sharing entity in case of misuse of the interoperability solution by the reusing entity.</u> Before adopting the interoperability solution, <u>upon request</u>, the reusing entity shall provide to the sharing entity an assessment of the solution covering</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			its ability to manage autonomously the cybersecurity and the evolution of the reused interoperability solution.	its ability to manage autonomously the cybersecurity and the evolution of the reused interoperability solution.  Text Origin: Council Mandate
Article 4(3)				
90	3. The obligation in paragraph 1 of this Article may be fulfilled by publishing the relevant content on the Interoperable Europe portal or a portal, catalogue or repository connected to the Interoperable Europe portal. In that case, paragraph 2 of this Article shall not	3. The obligation in paragraph 1 of this Article may be fulfilled by publishing the relevant content on the Interoperable Europe portal or a portal, catalogue or repository connected to the Interoperable Europe portal. In that case, paragraph 2 of this Article shall not	3. The obligation in paragraph 1 of this Article may be fulfilled by publishing the relevant content on the Interoperable Europe portal or a portal, catalogue or repository connected to the Interoperable Europe portal. In that case, paragraph 2 of this Article shall not	3. The obligation in paragraph 1 of this Article may be fulfilled by publishing the relevant content on the Interoperable Europe portal or a portal, catalogue or repository connected to the Interoperable Europe portal. In that case, paragraph 2 of this Article shall not

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	apply to the sharing entity. The publication on the Interoperable European portal shall be made by the Commission, at the request of the sharing entity.	apply to the sharing entity. The publication on the Interoperable European portal shall be made by the Commission, at the request of the sharing entity.	apply to the sharing entity. The publication on the Interoperable European portal shall be made by the Commission, at the request of the sharing entity.	apply to the sharing entity. The publication on the Interoperable European portal shall be made by the Commission, at the request of the sharing entity.  Text Origin: Commission Proposal
Article 4(4)				
91	4. A public sector body, an institution, body or agency of the Union or a third party using an interoperability solution may adapt it to its own needs. If the interoperability solution was made	4. A public sector body, an institution, body or agency of the Union or a third party using an interoperability solution may adapt it to its own needs. If the interoperability solution was made	4. A <del>public sector body, an institution, body or agency of the Union</del> <u>Union entity or public sector body</u> or a third party <del>using</del> <u>reusing</u> an interoperability solution may adapt it to its own needs, <u>unless</u>	4. A <del>public sector body, an institution, body or agency of the Union</del> <u>Union entity or public sector body</u> or a third party <del>using</del> <u>reusing</u> an interoperability solution may adapt it to its own needs, <u>unless</u>

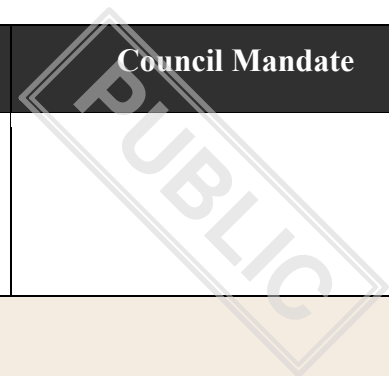
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	public as set out in paragraph 3, the adapted interoperability solution shall be made public in the same way.	public as set out in paragraph 3, the adapted interoperability solution shall be made public in the same way.	<u>intellectual property rights held by a third party restricts the adaptation of the solution</u> . If the interoperability solution was made public as set out in paragraph 3, the adapted interoperability solution shall be made public in the same way.	<u>intellectual property rights held by a third party restricts the adaptation of the solution</u> . If the interoperability solution was made public as set out in paragraph 3, the adapted interoperability solution shall be made public in the same way.  Text Origin: Council Mandate
Article 4(5)				
92	5. The sharing and reusing entities may conclude an agreement on sharing the costs for future developments of the	5. The sharing and reusing entities may conclude an agreement on sharing the costs for future developments of the	5. The sharing and reusing entities may conclude an agreement on sharing the costs for future developments of the	5. The sharing and reusing entities may conclude an agreement on sharing the costs for future developments of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	interoperability solution.	interoperability solution.	interoperability solution.	interoperability solution.  Text Origin: Commission Proposal
Article 4(5a)				
92a		<u>5a. Public sector bodies, institutions, bodies and agencies of the Union shall prioritise implementation of interoperability solutions that do not carry restrictive licensing terms, such as open source solutions. The Commission shall provide support in identifying, developing and deploying such solutions, as</u>		<u>5a. When deciding on the implementation of interoperability solutions, Union entities and public sector bodies shall prioritise implementation of interoperability solutions that do not carry restrictive licensing terms, such as open source solutions, when equivalent in functionalities, total cost, user-</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>provided for in Article 9.</u>		<u>centricity, cybersecurity or other relevant objective criteria. The Commission shall provide support in identifying such solutions, as provided for in Article 9.</u>  Text Origin: EP Mandate
Article 4(5b)				
G 92b		<u>5b. The Interoperable Europe Board shall adopt guidelines on the sharing of interoperability solutions by ... [six months after the entry into force of this Regulation], including practical check lists.</u>		<u>5b. The Interoperable Europe Board shall adopt guidelines on the sharing of interoperability solutions.</u>



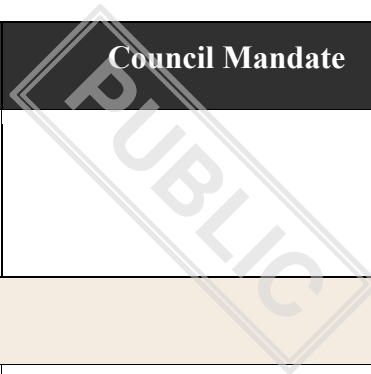


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Chapter 2				
93	Chapter 2  Interoperability solutions	Chapter 2  Interoperability solutions	Chapter 2  <u>European</u> Interoperability <del>solutions</del> <u>enablers</u>	Chapter 2  <u>European</u> Interoperability <del>solutions</del> <u>enablers</u>  Text Origin: Council Mandate
Article 5				
94	Article 5	Article 5	Article 5	Article 5

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	General principles	General principles	General principles	General principles  Text Origin: Commission Proposal
Article 5(1)				
95	1. The Commission shall publish Interoperable Europe solutions and the European Interoperability Framework on the Interoperable Europe portal , by electronic means, in formats that are open, machine-readable, accessible <sup>1</sup> , findable and re-usable, if applicable, together with their	1. The Commission shall publish Interoperable Europe solutions and the European Interoperability Framework on the Interoperable Europe portal <sup>-</sup> , by electronic means, in formats that are open, machine-readable, accessible <sup>+</sup> , <u>for persons with disabilities in line with Directive (EU) 2016/2102 of the European Parliament and of</u>	1. The Commission shall publish Interoperable Europe solutions and the European Interoperability Framework on the Interoperable Europe portal , by electronic means, in formats that are open, machine-readable, accessible <sup>1</sup> , findable and re-usable, if applicable, together with their	1. The Commission shall publish Interoperable Europe solutions and the European Interoperability Framework on the Interoperable Europe portal <sup>-</sup> , by electronic means, in formats that are open, machine-readable, accessible <sup>+</sup> , <u>for persons with disabilities in line with Directive (EU) 2016/2102 of the European Parliament and of</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>metadata.</p> <hr/> <p>1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (Text with EEA relevance) (OJ L 151, 7.6.2019, p. 70–115).</p>	<p><u><a href="#">the Council<sup>10a</sup> and Directive (EU) 2019/882 of the European Parliament and of the Council<sup>10b</sup></a></u></p> <p>findable and re-usable, if applicable, together with their <u><a href="#">documented source code and metadata</a></u>. <u><a href="#">Machine translated versions of the publication, shall be made available in all the official languages of the institutions of the Union.</a></u></p> <hr/> <p><del>1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (Text with EEA relevance) (OJ L 151, 7.6.2019, p. 70–115).</del></p>	<p>metadata.</p> <hr/> <p>1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (Text with EEA relevance) (OJ L 151, 7.6.2019, p. 70–115).</p>	<p><u><a href="#">the Council<sup>10a</sup> and Directive (EU) 2019/882 of the European Parliament and of the Council<sup>10b</sup></a></u></p> <p>findable and re-usable, if applicable, together with their <u><a href="#">documented source code and metadata</a></u>. <u><a href="#">Machine translated versions of the Interoperable Europe solutions shall be published on the Interoperable Europe portal in all the official languages of the Union.</a></u></p> <hr/> <p><del>1. Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (Text with EEA relevance) (OJ L 151, 7.6.2019, p. 70–115).</del></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 5(2)				
96	2. The Interoperable Europe Board shall monitor the overall coherence of the developed or recommended interoperability solutions, and propose measures to ensure, where appropriate, their compatibility with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies.	2. The Interoperable Europe Board shall monitor the overall coherence of the developed or recommended interoperability solutions, and propose measures to ensure, where appropriate, their compatibility with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies.	2. The Interoperable Europe Board shall monitor the overall coherence of the developed or recommended interoperability solutions, and propose measures to ensure, where appropriate, their compatibility with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies.	2. The Interoperable Europe Board shall monitor the overall coherence of the developed or recommended interoperability solutions, and propose measures to ensure, where appropriate, their compatibility with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies.  Text Origin: Commission



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 6				
97	Article 6  European Interoperability Framework and specialised interoperability frameworks	Article 6  European Interoperability Framework and specialised interoperability frameworks	Article 6  European Interoperability Framework and specialised interoperability frameworks	Article 6  European Interoperability Framework and specialised interoperability frameworks  Text Origin: Commission Proposal
Article 6(1)				
98				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>1. The Interoperable Europe Board shall develop a European Interoperability Framework (EIF)<sup>1</sup> and propose to the Commission to adopt it. The Commission may adopt the EIF. The Commission shall publish the EIF in the Official Journal of the European Union.</p> <p>_____</p> <p>1. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions European Interoperability Framework – Implementation Strategy, COM/2017/0134 final.</p>	<p>1. The Interoperable Europe Board shall develop a European Interoperability Framework (EIF)<sup>1</sup> and propose to the Commission to adopt it. <u>In the event that the Commission adopts the EIF, it</u><del>The Commission may adopt the EIF.</del> <del>The Commission</del> shall publish the EIF<sub>2</sub> in the Official Journal of the European Union.</p> <p>_____</p> <p>1. <u>10a Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (OJ L 327, 2.12.2016, p. 1).</u> <u>10b Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).</u> <u>[1]</u> Communication from the</p>	<p>1. The Interoperable Europe Board shall develop a European Interoperability Framework (EIF)<sup>1</sup> and propose to the Commission to adopt it. The Commission may adopt the EIF. The Commission shall publish the EIF in the Official Journal of the European Union.</p> <p>_____</p> <p>1. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions European Interoperability Framework – Implementation Strategy, COM/2017/0134 final.</p>	<p>1. The Interoperable Europe Board shall develop a European Interoperability Framework (EIF)<sup>1</sup> and propose to the Commission to adopt it. <u>In the event that</u> the Commission <del>may adopt</del><u>adopts</u> the EIF<sub>2</sub>.<del>The Commission</del>, <u>it</u> shall publish the EIF<sub>2</sub> in the Official Journal of the European Union.</p> <p>_____</p> <p>1. <u>10a Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (OJ L 327, 2.12.2016, p. 1).</u> <u>10b Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).</u> <u>[1]</u> Communication from the Commission to the European Parliament,</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions European Interoperability Framework – Implementation Strategy, COM/2017/0134 final.		the Council, the European Economic and Social Committee and the Committee of the Regions European Interoperability Framework – Implementation Strategy, COM/2017/0134 final.  Text Origin: EP Mandate
Article 6(2)				
99	2. The EIF shall provide a model and a set of recommendations on legal, organisational, semantic and technical interoperability, addressed to all entities falling within the scope of this Regulation for interacting with each other through their network and	2. The EIF shall provide a model and a set of recommendations on legal, organisational, semantic and technical interoperability, addressed to all entities falling within the scope of this Regulation for interacting with each other through their network and	2. The EIF shall provide a model and a set of recommendations on legal, organisational, semantic and technical interoperability, <u>and their governance</u> , addressed to all entities falling within the scope of this Regulation for interacting with each other through their network	2. The EIF shall provide a model and a set of recommendations on legal, organisational, semantic and technical interoperability, <u>and their governance</u> , addressed to all entities falling within the scope of this Regulation for interacting with each other through their network

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information systems. The EIF shall be taken into account in the interoperability assessment in accordance with Article 3(4), point (b) and Article 3(6).	information systems. The EIF shall be taken into account in the interoperability assessment in accordance with Article 3(4), point (b) and Article 3(6).	and information systems. The EIF shall be taken into account in the interoperability assessment in accordance with Article 3(4), point (b) and Article 3(6).	and information systems. The EIF shall be taken into account in the interoperability assessment in accordance with Article 3(4), point (b) and Article 3(6).  Text Origin: Council Mandate
Article 6(3)				
100	3. The Commission, after consulting the Interoperable Europe Board, may adopt other interoperability frameworks ('specialised interoperability frameworks') targeting the needs of specific sectors or administrative	3. The Commission, after consulting the Interoperable Europe Board, may adopt other interoperability frameworks ('specialised interoperability frameworks') targeting the needs of specific sectors or administrative	3. The Commission, after consulting the Interoperable Europe Board, may adopt other interoperability frameworks ('specialised interoperability frameworks') targeting the needs of specific sectors or administrative	3. The Commission, after consulting the Interoperable Europe Board, may adopt other interoperability frameworks ('specialised interoperability frameworks') targeting the needs of specific sectors or administrative

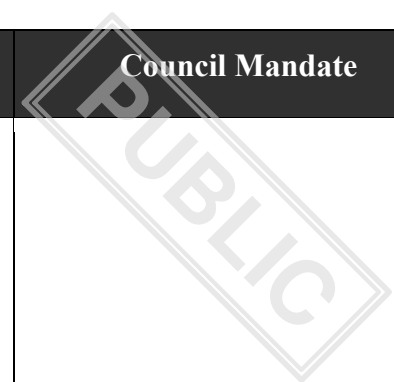


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>levels. The specialised interoperability frameworks shall be based on the EIF. The Interoperable Europe Board shall assess the alignment of the specialised interoperability frameworks with the EIF. The Commission shall publish the specialised interoperability frameworks on the Interoperable Europe portal.</p>	<p>levels. The specialised interoperability frameworks shall be based on the EIF. The Interoperable Europe Board shall assess the alignment of the specialised interoperability frameworks with the EIF. The Commission shall publish the specialised interoperability frameworks on the Interoperable Europe portal.</p>	<p>levels. The specialised interoperability frameworks shall be based on the EIF. The Interoperable Europe Board shall assess the alignment of the specialised interoperability frameworks with the EIF. The Commission shall publish the specialised interoperability frameworks on the Interoperable Europe portal.</p>	<p>levels. The specialised interoperability frameworks shall be based on the EIF. The Interoperable Europe Board shall assess the alignment of the specialised interoperability frameworks with the EIF. The Commission shall publish the specialised interoperability frameworks on the Interoperable Europe portal.</p> <p>Text Origin: Commission Proposal</p>
Article 6(4)				
101				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	4. Where a Member State develops a national interoperability framework and other relevant national policies, strategies or guidelines, it shall take into account the EIF.	4. Where a Member State develops a national interoperability framework and other relevant national policies, strategies or guidelines, it shall take into <u>outmost</u> account the EIF.	4. Where a Member State develops a national interoperability framework and other relevant national policies, strategies or guidelines, it shall take into account the EIF.	4. Where a Member State develops a national interoperability framework and other relevant national policies, strategies or guidelines, it shall take into <u>utmost</u> account the EIF.  Text Origin: EP Mandate
Article 7				
102	Article 7  Interoperable Europe solutions	Article 7  Interoperable Europe solutions	Article 7  Interoperable Europe solutions	Article 7  Interoperable Europe solutions  Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 7, first paragraph				
103	<p>The Interoperable Europe Board shall recommend interoperability solutions for the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union. When an interoperability solution is recommended by the Interoperable Europe Board, it shall carry the label ‘Interoperable Europe solution’ and shall be published on the Interoperable</p>	<p>The Interoperable Europe Board shall recommend interoperability solutions for the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union. When an interoperability solution is recommended by the Interoperable Europe Board, it shall carry the label ‘Interoperable Europe solution’ and shall be published on the Interoperable</p>	<p>The Interoperable Europe Board shall recommend interoperability solutions for the cross-border interoperability of <u>trans-European digital</u> <del>network and information systems which are used to provide or manage</del> public services <del>to be delivered or managed electronically in the Union</del>. When an interoperability solution is recommended by the Interoperable Europe Board, it shall carry the label ‘Interoperable Europe solution’ and shall be</p>	<p>The Interoperable Europe Board shall recommend interoperability solutions for the cross-border interoperability of <del>network and information systems which are used to provide or manage</del> public <u>trans-European</u> services <del>to be delivered or managed electronically in the Union</del>. When an interoperability solution is recommended by the Interoperable Europe Board, it shall carry the label ‘Interoperable Europe solution’ and shall be published on</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Europe portal.	Europe portal.  <u><i>The Interoperable Europe Board may withdraw its recommendation resulting in removal of the ‘Interoperable Europe solution’ label, and its removal from the portal, if necessary.</i></u>	published on the Interoperable Europe portal, <u><i>making a clear distinction between Interoperable Europe solutions and other solutions.</i></u>	the Interoperable Europe portal, <u><i>making a clear distinction between Interoperable Europe solutions and other solutions.</i></u>  <u><i>The Interoperable Europe Board may withdraw its recommendation resulting in removal of the ‘Interoperable Europe solution’ label, and its removal from the portal, if necessary.</i></u>  Text Origin: EP Mandate
	Article 7, first paragraph a			
G	103a	<u><i>In order to qualify for the label</i></u>		<u><i>The Interoperable Europe</i></u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>'Interoperable Europe solution' a solution shall at least:</u></p> <p><u>(a) be available for re-use;</u></p> <p><u>(b) be aligned with open standards;</u></p> <p><u>(c) be in use in at least one Member State or one Union institution;</u></p> <p><u>(d) comply with the guidelines set by Interoperable Europe Board.</u></p>		<p><u>solutions shall adhere to the principles of openness and reuse and meet the criteria developed by the Board.</u></p> <p>Text Origin: EP Mandate</p>
Article 8				
104	Article 8	Article 8	Article 8	Article 8

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Interoperable Europe portal	Interoperable Europe portal	Interoperable Europe portal	Interoperable Europe portal  Text Origin: Commission Proposal
Article 8(1)				
105	1. The Commission shall provide a portal ('the Interoperable Europe portal') as a single point of entry for information related to cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union. The portal shall be	1. The Commission shall provide a portal ('the Interoperable Europe portal') as a single point of entry for information related to cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union. The portal shall be <u>easily</u>	1. The Commission shall provide a portal ('the Interoperable Europe portal') as a single point of entry for information related to cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>trans-European digital</u> public services <del>to be delivered or managed electronically in the Union.</del> The	1. The Commission shall provide a portal ('the Interoperable Europe portal') as a single point of entry for information related to cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>trans-European digital</u> public services <del>to be delivered or managed.</del> <u>The portal shall be</u> electronically <del>in the</del>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	electronically accessible and free of charge. The portal shall have at least the following functions:	electronically accessible <u>to all citizens, including persons with disabilities in line with Directive (EU) 2016/2102 and Directive (EU) 2019/882</u> and free of charge. The portal shall have at least the following functions:	portal shall be electronically accessible and free of charge. The portal shall have at least the following functions:	<del>Union. The portal shall be electronically accessible</del> <u>accessible to all citizens, including persons with disabilities,</u> and free of charge. The portal shall have at least the following functions:  Text Origin: Council Mandate
Article 8(1), point (a)				
106	(a) access to Interoperable Europe solutions;	(a) access to Interoperable Europe solutions;	(a) access to Interoperable Europe solutions, <u>in a user-friendly manner, and at least searchable by Member State and by public service;</u>	(a) access to Interoperable Europe solutions, <u>in a user-friendly manner, and at least searchable per Member State and per public service;</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 8(1), point (b)				
107	(b) access to other interoperability solutions not bearing the label ‘Interoperable Europe solution’ and provided for by other Union policies or fulfilling the requirements set out in Paragraph 2;	(b) access to other interoperability solutions not bearing the label ‘Interoperable Europe solution’ and provided for by other Union policies or fulfilling the requirements set out in Paragraph 2;	(b) access to other interoperability solutions not bearing the label ‘Interoperable Europe solution’ <del>and provided for by other Union policies or fulfilling the requirements set out in Paragraph 2;</del> <u>such as solutions:</u>	(b) access to other interoperability solutions not bearing the label ‘Interoperable Europe solution’ <del>and provided for by other Union policies or fulfilling the requirements set out in Paragraph 2;</del> <u>such as solutions:</u>  Text Origin: Council Mandate



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(1), point (b)(i)				
107a			<u>(i) shared according to Article 4(3);</u>	<u>(i) shared according to Article 4(3);</u>  Text Origin: Council Mandate
Article 8(1), point (b)(ii)				
107b			<u>(ii) provided for by other Union policies;</u>	<u>(ii) provided for by other Union policies;</u>  Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 8(1), point (b)(iii)			
107c			<u>(iii) published on other portals or catalogues connected to the Interoperable Europe portal.</u>	<u>(iii) published on other portals or catalogues connected to the Interoperable Europe portal.</u>  Text Origin: Council Mandate
	Article 8(1), point (c)			
108	(c) access to ICT technical specifications eligible for referencing in accordance with	(c) access to ICT technical specifications eligible for referencing in accordance with	(c) access to ICT technical specifications eligible for referencing in accordance with	(c) access to ICT technical specifications eligible for referencing in accordance with

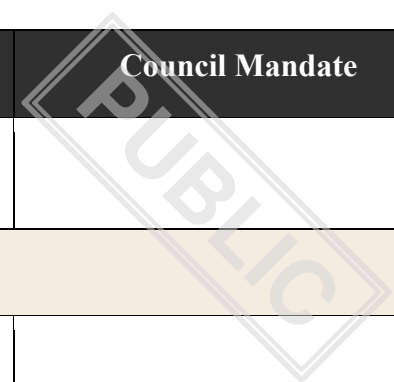
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13 of Regulation (EU) No 1025/2012;	Article 13 of Regulation (EU) No 1025/2012;	Article 13 of Regulation (EU) No 1025/2012;	Article 13 of Regulation (EU) No 1025/2012;  Text Origin: Commission Proposal
Article 8(1), point (d)				
109	(d) access to information on processing of personal data in the context of regulatory sandboxes referred to in Articles 11 and 12, if any high risks to the rights and freedoms of the data subjects, as referred to in Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU)	(d) access to information on processing of personal data in the context of <del>regulatory sandboxes</del> <u>innovations sandboxes</u> referred to in Articles 11 and 12, if any high risks to the rights and freedoms of the data subjects, as referred to in Article 35(1) of Regulation (EU) 2016/679 <u>of the</u>	(d) access to information on processing of personal data in the context of regulatory sandboxes referred to in Articles 11 and 12, <del>if any high risks to the rights and freedoms of the data subjects, as referred to in Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU)</del>	LIBE exclusive

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2018/1725, has been identified, as well as access to information on response mechanisms to promptly mitigate those risks. The published information may include a disclosure of the data protection impact assessment;	<u>European Parliament and of the Council<sup>12a</sup></u> and in Article 39 of Regulation (EU) 2018/1725 <u>of the European Parliament and of the Council<sup>12b</sup></u> , has been identified, as well as access to information on response mechanisms to promptly mitigate those risks. The published information may include a disclosure of the data protection impact assessment;	<del>2018/1725, has been identified, as well as access to information on response mechanisms to promptly mitigate those risks. The published information may include a disclosure of the data protection impact assessment;</del>	
Article 8(1), point (e)				
110	(e) fostering knowledge exchange between members of the Interoperable Europe Community, as set out in Article 16, such as	(e) fostering knowledge exchange between members of the Interoperable Europe Community, as set out in Article 16, such as	(e) fostering knowledge exchange between members of the Interoperable Europe Community, as set out in Article 16, such as	(e) fostering knowledge exchange between members of the Interoperable Europe Community, as set out in Article 16, such as

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	providing a feedback system to express their views on measures proposed by the Interoperable Europe Board or express their interest to participate to actions related to the implementation of this Regulation;	providing a feedback system to express their views on measures proposed by the Interoperable Europe Board or express their interest to participate to actions related to the implementation of this Regulation;	providing a feedback system to express their views on measures proposed by the Interoperable Europe Board or express their interest to participate to actions related to the implementation of this Regulation;	providing a feedback system to express their views on measures proposed by the Interoperable Europe Board or express their interest to participate to actions related to the implementation of this Regulation;  Text Origin: Commission Proposal
Article 8(1), point (ea)				
110a		<u>(ea) listing best practices and knowledge sharing of technical, operational, organizational or administrative guidelines</u>		<u>(ea) listing best practices and knowledge sharing supporting interoperability including where appropriate guidance on public</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>supporting interoperability and competitiveness in the context of public procurement, information security, IT integration and data management;</u>		<u>procurement, cybersecurity, IT integration and data governance;</u>
Article 8(1), point (f)				
111	(f) access to interoperability-related monitoring data referred to in Article 20;	(f) access to interoperability-related monitoring data referred to in Article 20;	(f) access to interoperability-related monitoring data referred to in Article 20;	(f) access to interoperability-related monitoring data referred to in Article 20;  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(1), point (g)				
112	(g) allowing citizens and civil society organisations to provide feedback on the published content.	(g) allowing citizens <del>and</del> <u>businesses, in particular SMEs, as well as the</u> civil society organisations to provide feedback on the published content.	(g) allowing citizens and civil society organisations to provide feedback on the published content.	(g) allowing citizens <del>and</del> <u>businesses, in particular SMEs, as well as the</u> civil society organisations to provide feedback on the published content.  Text Origin: EP Mandate
Article 8(1), point (ga)				
112a		<u>(ga) other functions proposed by the Interoperable Europe Board.</u>		<i>deleted</i>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(2)				
113	2. The Interoperable Europe Board may propose to the Commission to publish on the portal other interoperability solutions or to have them referred to on the portal. Such solutions shall:	2. The Interoperable Europe Board may propose to the Commission to publish on the portal other interoperability solutions or to have them referred to on the portal. Such solutions shall:	2. The Interoperable Europe Board may propose to the Commission to publish on the portal other interoperability solutions or to have them referred to on the portal. <del>Such solutions shall:</del>	2. The Interoperable Europe Board may propose to the Commission to publish on the portal other interoperability solutions or to have them referred to on the portal. <del>Such solutions shall:</del>  Text Origin: Council Mandate
Article 8(2), point (-a)				
113a				



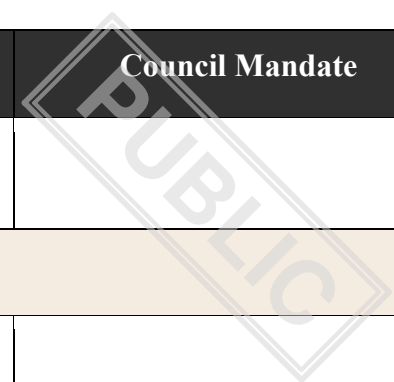
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>2a. The solutions accessible through the Interoperable Europe portal shall:</u>	<u>2a. The solutions accessible through the Interoperable Europe portal shall:</u>  Text Origin: Council Mandate
Article 8(2), point (a)				
114	(a) not be subject to third party rights or contain personal data or confidential information;	(a) not be subject to third party rights or contain personal data or confidential information;	(a) not be subject to third party rights <del>or contain personal data or confidential information</del> <u>that prevent their distribution and use;</u>	(a) not be subject to third party rights <del>or contain personal data or confidential information</del> <u>that prevent their distribution and use;</u>  Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 8(2), point (aa)			
G	114a		<u>(aa) not contain personal data or confidential information;</u>	<u>(aa) not contain personal data or confidential information;</u>  Text Origin: Council Mandate
	Article 8(2), point (b)			
G	115	(b) have a high-level of alignment with the Interoperable Europe solutions which may be proven by publishing the outcome of the	(b) have a high-level of alignment with the Interoperable Europe solutions which may be proven by publishing the outcome of the	(b) have a high-level of alignment with the Interoperable Europe solutions which may be proven by publishing the outcome of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	interoperability assessment referred to in Article 3;	interoperability assessment referred to in Article 3;	interoperability assessment referred to in Article 3;	interoperability assessment referred to in Article 3;  Text Origin: Commission Proposal
Article 8(2), point (c)				
116	(c) use a licence that allows at least for the reuse by other public sector bodies or institutions, bodies or agencies of the Union or be issued as open source. An open source licence means a licence whereby the reuse of the software is permitted for all specified uses in a unilateral declaration by the right	(c) use a licence that allows at least for the reuse by other public sector bodies or institutions, bodies or agencies of the Union or be issued as open source. An open source licence means a licence whereby the reuse of the software is permitted for all specified uses in a unilateral declaration by the right	(c) use a licence that allows at least for the reuse by other public sector bodies or <u>Union entities</u> <del>institutions, bodies or agencies of the Union</del> or be issued as open source. <del>An open source licence means a licence whereby the reuse of the software is permitted for all specified uses in a unilateral</del>	(c) use a licence that allows at least for the reuse by other public sector bodies or <u>Union entities</u> <del>institutions, bodies or agencies of the Union</del> or be issued as open source. <del>An open source licence means a licence whereby the reuse of the software is permitted for all specified uses in a unilateral</del>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	holder, and where the source codes of the software are made available for users;	holder, and where the source codes of the software are made available for users;	<del>declaration by the right holder, and where the source codes of the software are made available for users;</del>	<del>declaration by the right holder, and where the source codes of the software are made available for users;</del>  Text Origin: Council Mandate
Article 8(2), point (d)				
117	(d) be regularly maintained under the responsibility of the owner of the interoperability solution.	(d) be regularly maintained under the responsibility of the owner of the interoperability solution.	(d) be regularly maintained under the responsibility of the owner of the interoperability solution.	(d) be regularly maintained under the responsibility of the owner of the interoperability solution.  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(3)				
118	<p>3. When a public sector body or an institution, body or agency of the Union provides a portal, catalogue or repository with similar functions, it shall take the necessary measures to ensure interoperability with the Interoperable Europe portal. Where such portals collect open source solutions, they shall allow for the use of the European Union Public Licence.</p>	<p>3. When a public sector body or an institution, body or agency of the Union provides a portal, catalogue or repository with similar functions, it shall take the necessary measures to ensure interoperability with the Interoperable Europe portal. Where such portals collect open source solutions, they shall allow for the use of the European Union Public Licence.</p>	<p>3. When a public sector body or <del>an institution, body or agency of the Union</del> <u>Union entity</u> provides a portal, catalogue or repository with similar functions, it shall take the necessary <u>and proportionate</u> measures to ensure interoperability with the Interoperable Europe portal. Where such portals collect open source solutions, they shall allow for the use of the European Union Public Licence.</p>	<p>3. When a public sector body or <del>an institution, body or agency of the Union</del> <u>Union entity</u> provides a portal, catalogue or repository with similar functions, it shall take the necessary <u>and proportionate</u> measures to ensure interoperability with the Interoperable Europe portal. Where such portals collect open source solutions, they shall allow for the use of the European Union Public Licence.</p> <p>Text Origin: Council Mandate</p>

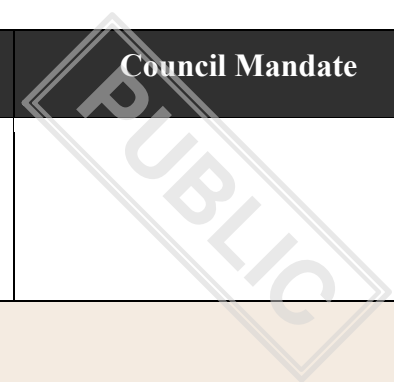


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(4)				
119	4. The Commission may adopt guidelines on interoperability for other portals with similar functions as referred to in paragraph 3.	4. The Commission may adopt guidelines on interoperability for other portals with similar functions as referred to in paragraph 3.	4. The Commission may adopt guidelines on interoperability for other portals with similar functions as referred to in paragraph 3.	4. The Commission may adopt guidelines on interoperability for other portals with similar functions as referred to in paragraph 3.  Text Origin: Commission Proposal
Chapter 3				
120	Chapter 3	Chapter 3	Chapter 3	Chapter 3

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Interoperable Europe support measures	Interoperable Europe support measures	Interoperable Europe support measures	Interoperable Europe support measures  Text Origin: Commission Proposal
Article 9				
121	Article 9  Policy implementation support projects	Article 9  Policy implementation support projects	Article 9  Policy implementation support projects	Article 9  Policy implementation support projects  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 9(1)				
122	1. The Interoperable Europe Board may propose to the Commission to set up projects to support public sector bodies in the digital implementation of Union policies ensuring the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically ('policy implementation support project').	1. The Interoperable Europe Board may propose to the Commission to set up projects to support public sector bodies in the digital implementation of Union policies ensuring the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically ('policy implementation support project').	1. The Interoperable Europe Board may propose to the Commission to set up projects to support public sector bodies in the digital implementation of Union policies ensuring the cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>trans-European digital</u> public services <del>to be delivered or managed electronically</del> ('policy implementation support project').	1. The Interoperable Europe Board may propose to the Commission to set up projects to support public sector bodies in the digital implementation of Union policies ensuring the cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>public trans-European</u> services <del>to be delivered or managed electronically</del> ('policy implementation support project').





	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 9(2)				
123	2. The policy implementation support project shall set out:	2. The policy implementation support project shall set out:	2. The policy implementation support project shall set out:	2. The policy implementation support project shall set out:  Text Origin: Commission Proposal
Article 9(2), point (a)				
124	(a) the existing Interoperable Europe solutions deemed necessary	(a) the existing Interoperable Europe solutions deemed necessary	(a) the existing Interoperable Europe solutions deemed necessary	(a) the existing Interoperable Europe solutions deemed necessary

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	for the digital implementation of the policy requirements;	for the digital implementation of the policy requirements;	for the digital implementation of the policy requirements;	for the digital implementation of the policy requirements;  Text Origin: Commission Proposal
Article 9(2), point (b)				
125	(b) any missing interoperability solutions to be developed, deemed necessary for the digital implementation of the policy requirements;	(b) any missing interoperability solutions to be developed, deemed necessary for the digital implementation of the policy requirements;	(b) any missing interoperability solutions to be developed, deemed necessary for the digital implementation of the policy requirements;	(b) any missing interoperability solutions to be developed, deemed necessary for the digital implementation of the policy requirements;  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 9(2), point (c)			
126	(c) other recommended support measures, such as trainings or peer-reviews.	(c) other recommended support measures, such as trainings, <u>sharing of expertise</u> or peer-reviews.	(c) other recommended support measures, such as trainings or peer-reviews, <u>as well as financial support opportunities to assist the implementation of interoperability solutions.</u>	(c) other recommended support measures, such as trainings, <u>sharing of expertise</u> or peer-reviews, <u>as well as financial support opportunities to assist the implementation of interoperability solutions.</u>  Text Origin: EP Mandate
	Article 9(2), point (ca)			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
126a		<u>(ca) financial support opportunities to assist the implementation of interoperability solutions.</u>		<p><i>deleted</i></p> <p><i>Text Origin: EP Mandate</i></p>
Article 9(3)				
127	3. The Commission shall set out, after consulting the Interoperable Europe Board, the scope, the timeline, the needed involvement of sectors and administrative levels and the working methods of the support project. If the Commission	3. The Commission shall set out, after consulting the Interoperable Europe Board, the scope, the timeline, the needed involvement of sectors and administrative levels and the working methods of the support project. If the Commission	3. The Commission shall set out, after consulting the Interoperable Europe Board, the scope, the timeline, the needed involvement of sectors and administrative levels and the working methods of the support project. If the Commission	3. The Commission shall set out, after consulting the Interoperable Europe Board, the scope, the timeline, the needed involvement of sectors and administrative levels and the working methods of the support project. If the Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	has already performed and published an interoperability assessment, in accordance with Article 3, the outcome of that assessment shall be taken into account when setting up the support project.	has already performed and published an interoperability assessment, in accordance with Article 3, the outcome of that assessment shall be taken into account when setting up the support project.	has already performed and published an interoperability assessment, in accordance with Article 3, the outcome of that assessment shall be taken into account when setting up the support project.	has already performed and published an interoperability assessment, in accordance with Article 3, the outcome of that assessment shall be taken into account when setting up the support project.  Text Origin: Commission Proposal
Article 9(4)				
128	4. In order to reinforce the policy implementation support project, the Interoperable Europe Board may propose to establish a regulatory	4. In order to reinforce the policy implementation support project, the Interoperable Europe Board may propose to establish a	4. In order to reinforce the policy implementation support project, the Interoperable Europe Board may propose to establish a regulatory	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	sandbox as referred to in Article 11.	<del>regulatory</del> innovation sandbox as referred to in Article 11.	sandbox as referred to in Article 11.	
Article 9(5)				
129	5. The outcome of a policy implementation support project as well as interoperability solutions developed in the project shall be openly available and made public on the Interoperable Europe Portal.	5. The outcome of a policy implementation support project as well as interoperability solutions developed in the project shall be openly available and made public on the Interoperable Europe Portal.	5. The outcome of a policy implementation support project as well as interoperability solutions developed in the project shall be openly available and made public on the Interoperable Europe Portal.	5. The outcome of a policy implementation support project as well as interoperability solutions developed in the project shall be openly available and made public on the Interoperable Europe Portal.  Text Origin: Commission Proposal

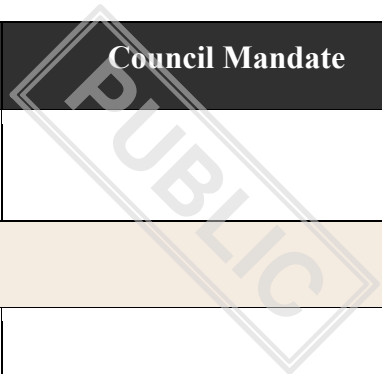
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 10				
130	Article 10  Innovation measures	Article 10  Innovation measures	Article 10  Innovation measures	Article 10  Innovation measures  <small>Text Origin: Commission Proposal</small>
Article 10(1)				
131	1. The Interoperable Europe Board may propose to the Commission to set up innovation measures to support the development and uptake of innovative	1. The Interoperable Europe Board may propose to the Commission to set up innovation measures to support the development and uptake of innovative	1. The Interoperable Europe Board may propose to the Commission to set up innovation measures to support the development and uptake of innovative	1. The Interoperable Europe Board may propose to the Commission to set up innovation measures to support the development and uptake of innovative

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	interoperability solutions in the EU ('innovation measures').	interoperability solutions in the EU ('innovation measures').	interoperability solutions in the EU ('innovation measures').	interoperability solutions in the EU ('innovation measures').  Text Origin: Commission Proposal
Article 10(2)				
132	2. Innovation measures shall:	2. Innovation measures shall:	2. Innovation measures shall: <u>contribute to the development of existing or new Interoperable Europe solutions and may involve GovTech actors.</u>	
Article 10(2), point (a)				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
133	(a) contribute to the development of existing or new Interoperable Europe solutions;	(a) contribute to the development of existing or new Interoperable Europe solutions <u>also as a prerequisite of an open ICT ecosystem</u> ;	deleted	
Article 10(2), point (aa)				
133a		<u>(aa) provide technological changes through incremental innovation on existing products and services, combining systems, components or applications;</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 10(2), point (b)				
134	(b) involve GovTech actors.	(b) involve GovTech <u>and CivicTech</u> actors.	<i>deleted</i>	
Article 10(3)				
135	3. In order to support the development of innovation measures, the Interoperable Europe Board may propose to set up a regulatory sandbox.	3. In order to support the development of innovation measures, the Interoperable Europe Board may propose to set up <del>a regulatory sandbox</del> <u>innovation sandboxes, with the aim of offering innovative public services to citizens.</u>	3. In order to support the development of innovation measures, the Interoperable Europe Board may propose to set up a regulatory sandbox.	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 10(4)				
136	4. The Commission shall make the results from the innovation measures openly available on the Interoperable Europe portal.	4. The Commission shall make the results from the innovation measures openly available on the Interoperable Europe portal.	4. The Commission shall make the results from the innovation measures openly available on the Interoperable Europe portal.	4. The Commission shall make the results from the innovation measures openly available on the Interoperable Europe portal.  Text Origin: Commission Proposal
Article 11				
137	Article 11	Article 11	Article 11	Article 11

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Establishment of regulatory sandboxes	Establishment of regulatory sandboxes	Establishment of regulatory sandboxes	Establishment of regulatory sandboxes  Text Origin: Commission Proposal
Article 11(1)				
138	1. Regulatory sandboxes shall provide a controlled environment for the development, testing and validation of innovative interoperability solutions supporting the cross-border interoperability of network and information systems which are used to provide or manage public	1. <del>Regulatory</del> <u>Innovation</u> sandboxes shall provide a controlled environment for the development, testing and validation of innovative interoperability solutions <del>supporting the cross-border interoperability of network and information systems which are used to provide or manage</del> <u>for a</u>	<i>deleted</i>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	services to be delivered or managed electronically for a limited period of time before putting them into service.	<u>limited period of time before putting them into service, with the aim of offering innovative</u> public services to <del>be delivered or managed electronically for a limited period of time before putting them into service</del> <u>citizens and businesses.</u>		
Article 11(2)				
139	2. Regulatory sandboxes shall be operated under the responsibility of the participating public sector bodies and, where the sandbox entails the processing of personal data by public sector bodies, under the supervision of other relevant	2. <del>Regulatory</del> <u>Innovation</u> sandboxes shall be operated under the responsibility of the participating public sector bodies <u>or Union institutions, bodies, offices and agencies</u> and, where the sandbox <del>entails the processing</del>	2. Regulatory sandboxes shall be operated under the responsibility of the participating <u>Union entities or</u> public sector bodies <del>and, where the sandbox entails.</del> <u>Regulatory sandboxes that entail</u> the processing of personal data by	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	national authorities, or where the sandbox entails the processing of personal data by institutions, bodies, and agencies of the Union, under the responsibility of the European Data Protection Supervisor.	<del>efis authorised to process</del> personal data by public sector bodies, under the supervision of other relevant national, <u>regional or local supervisory</u> authorities, or where the sandbox <del>entails the processing</del> <u>efis authorised to process</u> personal data by institutions, bodies, and agencies of the Union, under <del>the responsibility of</del> <u>supervision of</u> the European Data Protection Supervisor.	public sector bodies, <del>shall be operated</del> under the supervision of <u>the national data protection authorities as well as</u> other relevant <del>national supervisory</del> authorities, <del>or where the sandbox entails</del> . <u>Regulatory sandboxes that entail</u> the processing of personal data by <u>Union entities shall be operated</u> <del>institutions, bodies, and agencies of the Union,</del> under the responsibility of the European Data Protection Supervisor.	
Article 11(3)				
140	3. The establishment of a regulatory sandbox as set out in	3. The establishment of a <del>regulatory</del> <u>innovation</u> sandbox as	3. The establishment of a regulatory sandbox <del>as set out in</del>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	paragraph 1 shall aim to contribute to the following objectives:	set out in paragraph 1 shall aim to contribute to the following objectives:	<del>paragraph 1</del> shall aim to contribute to the following objectives:	
Article 11(3), point (a)				
141	(a) foster innovation and facilitate the development and roll-out of innovative digital interoperability solutions for public services;	(a) foster innovation and facilitate the development and roll-out of innovative digital interoperability solutions for public services;	(a) foster innovation and facilitate the development and roll-out of innovative digital interoperability solutions for public services;	(a) foster innovation and facilitate the development and roll-out of innovative digital interoperability solutions for public services;  Text Origin: Commission Proposal
Article 11(3), point (b)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
142	(b) facilitate cross-border cooperation between national competent authorities and synergies in public service delivery;	(b) facilitate cross-border cooperation between national <u>regional and local</u> competent authorities and synergies in public service delivery;	(b) facilitate cross-border cooperation between national competent authorities and synergies in public service delivery;	
Article 11(3), point (c)				
143	(c) facilitate the development of an open European GovTech ecosystem, including cooperation with small and medium enterprises and start-ups;	(c) facilitate the development of an open European GovTech ecosystem, including cooperation with small and medium enterprises, <u>research and educational institutions</u> and start-ups;	(c) facilitate the development of an open European GovTech ecosystem, including cooperation with small and medium enterprises and start-ups;	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 11(3), point (d)				
144	(d) enhance authorities' understanding of the opportunities or barriers to cross-border interoperability of innovative interoperability solutions, including legal barriers;	(d) enhance authorities' understanding of the opportunities or barriers to cross-border interoperability of innovative interoperability solutions, including legal <u>or infrastructure</u> barriers;	(d) enhance authorities' understanding of the opportunities or barriers to cross-border interoperability of innovative interoperability solutions, including legal barriers;	
Article 11(3), point (e)				
145	(e) contribute to the development or update of Interoperable Europe solutions.	(e) contribute to the development or update of Interoperable Europe solutions.	(e) contribute to the development or update of Interoperable Europe solutions.	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 11(3), point (ea)				
145a			<u>(ea) contribute to evidence-based regulatory learning;</u>	
Article 11(3), point (eb)				
145b			<u>(eb) improve legal certainty and contribute to the sharing of best practices through cooperation with the authorities involved in the regulatory sandbox with a view to ensuring compliance with this Regulation and, where</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>appropriate, with other Union and Member States legislation.</u>	
Article 11(4)				
146	4. The establishment of regulatory sandboxes shall contribute to improving legal certainty through cooperation with the authorities involved in the regulatory sandbox with a view to ensuring compliance with this Regulation and, where appropriate, with other Union and Member States legislation.	4. The establishment of <del>regulatory</del> <u>innovation</u> sandboxes shall contribute to improving legal certainty through cooperation with the authorities involved in the <del>regulatory</del> <u>innovation</u> sandbox with a view to ensuring compliance with this Regulation and, where appropriate, with other Union and Member States legislation.	<i>deleted</i>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 11(4a)				
146a		<p><u>4a. In order to ensure a harmonised approach and support the implementation of innovation sandboxes, the Commission may issue guidelines and clarifications, without prejudice to the provisions of other Union legal acts that apply in the course of the implementation of this Regulation. In particular, where a sector-specific Union legal act requires the participants in an innovation sandbox to comply with specific additional legal, technical, administrative or organisational requirements, the relevant provisions of that sector-</u></p>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>specific Union legal act shall also apply.</u>		
Article 11(5)				
147	5. The Commission, after consulting the Interoperable Europe Board and, where the regulatory sandbox would include the processing of personal data, the European Data Protection Supervisor, shall upon joint request from at least three participating public sector bodies authorise the establishment of a regulatory sandbox. This consultation should not replace the prior consultation referred to in Article 36 of	5. The Commission, after consulting the Interoperable Europe Board and, where the <del>regulatory</del> <u>innovation</u> sandbox would include the processing of personal data, the European Data Protection Supervisor, shall upon joint request from at least three participating public sector bodies authorise the establishment of a <del>regulatory</del> <u>innovation</u> sandbox. <u>Where appropriate the request shall specify information such as</u>	5. The Commission, after consulting the Interoperable Europe Board <del>and, where the regulatory sandbox would include the processing of personal data, the European Data Protection Supervisor,</del> shall upon joint request from at least three <del>participating public sector bodies</del> <u>participants</u> authorise the establishment of a regulatory sandbox. This consultation should not replace the prior consultation	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>Regulation (EU) 2016/679 and in Article 40 of Regulation (EU) 2018/1725. Where the sandbox is set up for interoperability solutions supporting the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically by one or more institutions, bodies or agencies of the Union, eventually with the participation of public sector bodies, no authorisation is needed.</p>	<p><u>the purpose of the processing of personal data, the actors involved and their roles, the categories of personal data concerned, and their source(s) and the envisaged retention period.</u> This consultation <del>should not</del> <u>shall not</u> replace the prior consultation referred to in Article 36 of Regulation (EU) 2016/679 and in Article 40 of Regulation (EU) 2018/1725. Where the sandbox is set up for interoperability solutions supporting the cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically by one or more institutions, bodies or agencies of the Union, eventually</p>	<p>referred to in Article 36 of Regulation (EU) 2016/679 and in Article 40 of Regulation (EU) 2018/1725. Where the sandbox is set up for interoperability solutions supporting the cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>trans-European digital</u> public services <del>to be delivered or managed electronically</del> by one or more <u>Union entities</u> <del>institutions, bodies or agencies of the Union,</del> <u>eventually including</u> with the participation of public sector bodies, no authorisation is needed.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		with the participation of public sector bodies, no authorisation <del>is needed</del> <u>shall be needed</u> .		
Article 12				
148	Article 12 Participation in the regulatory sandboxes	Article 12 Participation in the regulatory sandboxes	Article 12 Participation in the regulatory sandboxes	Article 12 Participation in the regulatory sandboxes  Text Origin: Commission Proposal
Article 12(1)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
149	<p>1. The participating public sector bodies shall ensure that, to the extent the innovative interoperability solution involves the processing of personal data or otherwise falls under the supervisory remit of other national authorities providing or supporting access to data, the national data protection authorities and those other national authorities are associated to the operation of the regulatory sandbox. As appropriate, the participating public sector bodies may allow for the involvement in the regulatory sandbox of other actors within the GovTech ecosystem such as national or European</p>	<p>1. The participating public sector bodies shall ensure that, to the extent the innovative interoperability solution involves the processing of personal data or otherwise falls under the supervisory remit of other national, <u>regional or local</u> authorities providing or supporting access to data, the national data protection authorities and those other national, <u>regional or local</u> authorities are associated to the operation of the <del>regulatory</del> <u>innovation</u> sandbox. As appropriate, the participating public sector bodies may allow for the involvement in the <del>regulatory</del> <u>innovation</u> sandbox of other</p>	<p>1. The participating public sector bodies <u>or Union entities</u> shall ensure <del>that</del>, to the extent the <u>operation of the regulatory sandbox requires</u> <del>innovative interoperability solution involves</del> the processing of personal data or otherwise falls under the supervisory remit of other national authorities providing or supporting access to data, <u>that</u> the national data protection authorities <del>and those</del> <u>as well as</u> other <del>national</del> <u>relevant supervisory</u> authorities <u>that</u> are associated to the operation of the regulatory sandbox. As appropriate, the <del>participating public sector bodies</del> <u>participants</u> may allow for the</p>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>standardisation organisations, notified bodies, research and experimentation labs, innovation hubs, and companies wishing to test innovative interoperability solutions. Cooperation may also be envisaged with third countries establishing mechanisms to support innovative interoperability solutions for the public sector.</p>	<p>actors within the GovTech ecosystem such as national or European standardisation organisations, notified bodies, research and experimentation labs, innovation hubs, and companies wishing to test innovative interoperability solutions, <u>in particular SMEs and start-ups</u>. Cooperation may <del>also</del> <u>only</u> be envisaged with third countries establishing mechanisms to support innovative interoperability solutions for the public sector, <u>provided that safeguards concerning data protection are envisioned</u>.</p>	<p>involvement in the regulatory sandbox of other actors within the GovTech ecosystem such as national or European standardisation organisations, notified bodies, research and experimentation labs, innovation hubs, and companies wishing to test innovative interoperability solutions. <del>Cooperation may also be envisaged with third countries establishing mechanisms to support innovative interoperability solutions for the public sector.</del></p>	
Article 12(2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
150	2. Participation in the regulatory sandbox shall be limited to a period that is appropriate to the complexity and scale of the project, and in any case not longer than 2 years from the establishment of the regulatory sandbox. The participation may be extended for up to one more year if necessary to achieve the purpose of the processing.	2. Participation in the <del>regulatory</del> innovation sandbox shall be limited to a period that is appropriate to the complexity and scale of the project, and in any case not longer than 2 years from the establishment of the <del>regulatory</del> innovation sandbox. The participation may be extended for up to <del>one more year if</del> 6 monthsif necessary to achieve the purpose of the processing.	2. Participation in the regulatory sandbox shall be limited to a period that is appropriate to the complexity and scale of the project, <del>and in any case not longer than 2 years from the establishment of the regulatory sandbox.</del> The participation may be extended <del>for up to one more year</del> if necessary to achieve the purpose of the processing.	
Article 12(3)				
151	3. Participation in the regulatory	3. Participation in the	3. Participation in the regulatory	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	sandbox shall be based on a specific plan elaborated by the participants taking into account the advice of other national competent authorities or the European Data Protection Supervisor, as applicable. The plan shall contain as a minimum the following:	<del>regulatory</del> <u>innovation</u> sandbox shall be based on a specific plan elaborated by the participants taking into account the advice of other national competent authorities or the European Data Protection Supervisor, as applicable. The plan shall contain as a minimum the following:	sandbox shall be based on a specific plan elaborated by the participants taking into account the advice of other national competent authorities or the European Data Protection Supervisor, as applicable. The plan shall contain as a minimum the following:	
Article 12(3), point (a)				

G	152	(a) description of the participants involved and their roles, the envisaged innovative interoperability solution and its intended purpose, and relevant development, testing and validation	(a) description of the participants involved and their roles, the envisaged innovative interoperability solution and its intended purpose, and relevant development, testing and validation	(a) description of the participants involved and their roles, the envisaged innovative interoperability solution and its intended purpose, and relevant development, testing and validation	G
---	-----	---	---	---	---

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	process;	process;	process;	process;  Text Origin: Commission Proposal
Article 12(3), point (b)				
153	(b) the specific regulatory issues at stake and the guidance that is expected from the authorities supervising the regulatory sandbox;	(b) the specific <del>regulatory</del> innovation issues at stake and the guidance that is expected from the authorities supervising the <del>regulatory</del> innovation sandbox;	(b) the specific regulatory issues at stake and the guidance that is expected from the authorities supervising the regulatory sandbox;	
Article 12(3), point (c)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
154	(c) the specific modalities of the collaboration between the participants and the authorities, as well as any other actor involved in the regulatory sandbox;	(c) the specific modalities of the collaboration between the participants and the <u>supervisory</u> authorities, as well as any other actor involved in the <del>regulatory</del> <u>innovation</u> sandbox;	(c) the specific modalities of the collaboration between the participants and the authorities, as well as any other actor involved in the regulatory sandbox;	
Article 12(3), point (d)				
155	(d) a risk management and monitoring mechanism to identify, prevent and mitigate any risk;	(d) a risk management and monitoring mechanism to identify, prevent and mitigate any risk;	(d) a risk management and monitoring mechanism to identify, prevent and mitigate <del>any risk</del> <u>risks</u> ;	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 12(3), point (e)				
156	(e) the key milestones to be completed by the participants for the interoperability solution to be considered ready to be put into service;	(e) the key milestones to be completed by the participants for the interoperability solution to be considered ready to be put into service;	(e) the key milestones to be completed by the participants for the interoperability solution to be considered ready to be put into service;	(e) the key milestones to be completed by the participants for the interoperability solution to be considered ready to be put into service;  Text Origin: Commission Proposal
Article 12(3), point (f)				
157	(f) evaluation and reporting requirements and possible follow-	(f) evaluation and reporting requirements and possible follow-	(f) evaluation and reporting requirements and possible follow-	(f) evaluation and reporting requirements and possible follow-

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	up;	up;	up;	up;  Text Origin: Commission Proposal
Article 12(3), point (g)				
158	(g) where personal data are processed, an indication of the categories of personal data concerned, the purposes of the processing for which the personal data are intended and the actors involved in the processing and their role.	(g) where <u>it is strictly necessary and proportionate to process</u> personal data, <u>the reasons for such processing</u> <del>are processed</del> , an indication of the categories of personal data concerned, the purposes of the processing for which the personal data are intended, <u>the controllers, processors and recipients</u> <del>and the</del>	(g) where personal data are processed, an indication of the categories of personal data concerned, the purposes of the processing for which the personal data are intended and the actors involved in the processing and their role.	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<del>actors</del> involved in the processing and their role.		
Article 12(4)				
159	4. The participation in the regulatory sandboxes shall not affect the supervisory and corrective powers of any authorities supervising the sandbox.	4. The participation in the <del>regulatory</del> <u>innovation</u> sandboxes shall not affect the supervisory and corrective powers of any authorities supervising the sandbox.	4. The participation in the regulatory sandboxes shall not affect the supervisory and corrective powers of any authorities supervising the sandbox.	
Article 12(5)				
160	5. Participants in the regulatory	5. Participants in the	5. Participants in the regulatory	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	sandbox shall remain liable under applicable Union law and Member States legislation on liability for any damage caused in the course of their participation in the regulatory sandbox.	<del>regulatory</del> <u>innovation</u> sandbox shall remain liable under applicable Union law and Member States legislation on liability for any damage caused in the course of their participation in the <del>regulatory</del> <u>innovation</u> sandbox.	sandbox shall remain liable under applicable Union law and Member States legislation on liability for any damage caused in the course of their participation in the regulatory sandbox.	
Article 12(6)				
161	6. Personal data may be processed in the regulatory sandbox subject to the following cumulative conditions:	6. Personal data may <u>only</u> be processed in the <del>regulatory</del> <u>innovation</u> sandbox subject to the following cumulative conditions:	6. Personal data- <u> </u> may be processed <u>for purposes other than that for which the personal data have been collected</u> in the regulatory sandbox subject to the following cumulative conditions:	

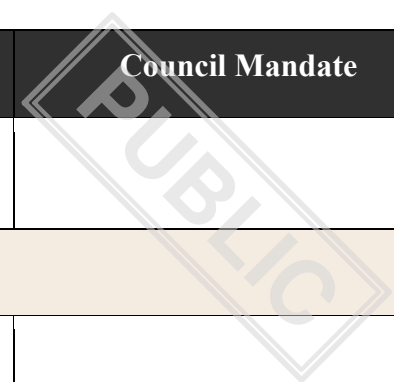
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 12(6), point (a)				
162	(a) the innovative interoperability solution is developed for safeguarding public interests in the area of a high level of efficiency and quality of public administration and public services;	(a) the innovative interoperability solution is developed for safeguarding public interests in the area of a high level of efficiency and quality of public administration and public services;	(a) the innovative interoperability solution is developed for safeguarding public interests in the area of a high level of efficiency and quality of public administration and public services;	(a) the innovative interoperability solution is developed for safeguarding public interests in the area of a high level of efficiency and quality of public administration and public services;  Text Origin: Commission Proposal
Article 12(6), point (b)				
163	(b) the data processed is limited to	(b) the data processed is limited to	(b) the data processed is limited to	(b) the data processed is limited to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	what is necessary for the functioning of the interoperability solution to be developed or tested in the sandbox, and the functioning cannot be effectively achieved by processing anonymised, synthetic or other non-personal data;	what is necessary for the functioning of the interoperability solution to be developed or tested in the sandbox, and the functioning cannot be effectively achieved by processing anonymised, synthetic or other non-personal data;	what is necessary for the functioning of the interoperability solution to be developed or tested in the sandbox, and the functioning cannot be effectively achieved by processing anonymised, synthetic or other non-personal data;	what is necessary for the functioning of the interoperability solution to be developed or tested in the sandbox, and the functioning cannot be effectively achieved by processing anonymised, synthetic or other non-personal data;  Text Origin: Commission Proposal
Article 12(6), point (c)				
164	(c) there are effective monitoring mechanisms to identify if any high risks to the rights and freedoms of the data subjects, as referred to in	(c) there are effective monitoring mechanisms to identify if any high risks to the rights and freedoms of the data subjects, as referred to in	(c) there are effective monitoring mechanisms to identify if any high risks to the rights and freedoms of the data subjects, as referred to in	(c) there are effective monitoring mechanisms to identify if any high risks to the rights and freedoms of the data subjects, as referred to in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU) 2018/1725, may arise during the operation of the sandbox, as well as a response mechanism to promptly mitigate those risks and, where necessary, stop the processing;	Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU) 2018/1725, may arise during the operation of the sandbox, as well as a response mechanism to promptly mitigate those risks and, where necessary, stop the processing;	Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU) 2018/1725, may arise during the operation of the sandbox, as well as a response mechanism to promptly mitigate those risks and, where necessary, stop the processing;	Article 35(1) of Regulation (EU) 2016/679 and in Article 39 of Regulation (EU) 2018/1725, may arise during the operation of the sandbox, as well as a response mechanism to promptly mitigate those risks and, where necessary, stop the processing;  Text Origin: Commission Proposal
Article 12(6), point (d)				
165	(d) any personal data to be processed are in a functionally separate, isolated and protected	(d) any personal data to be processed are in a functionally separate, isolated and protected	(d) any personal data to be processed are in a functionally separate, isolated and protected	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	data processing environment under the control of the participants and only authorised persons have access to that data;	data processing environment under the control of the participants and only <u>duly</u> authorised persons have access to that data;	data processing environment under the control of the participants and only authorised persons have access to that data;	
Article 12(6), point (e)				
166	(e) any personal data processed are not to be transmitted, transferred or otherwise accessed by other parties that are not participants in the sandbox nor transferred to parties other than the participants of the sandbox;	(e) any personal data processed are not to be transmitted, transferred or otherwise accessed by other parties that are not participants in the sandbox nor transferred to parties other than the participants of the sandbox;	(e) any personal data processed are not to be transmitted, transferred or otherwise accessed by other parties that are not participants in the sandbox <u>unless such disclosure occurs in compliance with Regulation (EU) 2016/679 or, where applicable, Regulation 2018/725, and all</u> <del>nor transferred to parties other than the</del> participants <del>of the sandbox</del> <u>have</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<u>agreed to it</u>	
Article 12(6), point (f)				
167	(f) any processing of personal data does not affect the application of the rights of the data subjects as provided for under Union law on the protection of personal data, in particular in Article 22 of Regulation (EU) 2016/679 and Article 24 of Regulation (EU) 2018/1725;	(f) <del>any processing of personal data does not affect</del> the application of the rights of the data subjects as provided for under Union law on the protection of personal data, <del>in particular in Article 22 of Regulation (EU) 2016/679 and Article 24 of Regulation (EU) 2018/1725</del> <u>is fully ensured by participants in the sandbox, including through appropriate technical and organisational arrangements;</u>	(f) any processing of personal data <del>does</del> <u>shall</u> not affect the application of the rights of the data subjects as provided for under Union law on the protection of personal data, in particular in Article 22 of Regulation (EU) 2016/679 and Article 24 of Regulation (EU) 2018/1725;	

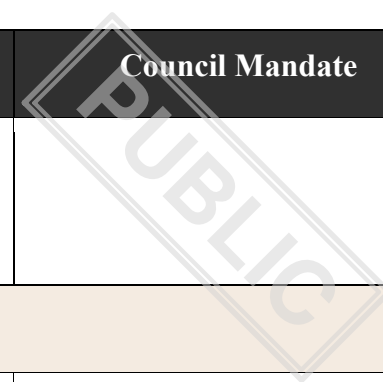


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 12(6), point (fa)				
167a		<u>(fa) personal data are not processed for purposes other than those for which the personal data were initially collected;</u>		
Article 12(6), point (g)				
168	(g) any personal data processed are protected by means of appropriate technical and organisational measures and deleted once the participation in	(g) any personal data processed are protected by means of appropriate technical and organisational measures and deleted once the participation in	(g) any personal data processed are protected by means of appropriate technical and organisational measures and deleted once the participation in	(g) any personal data processed are protected by means of appropriate technical and organisational measures and deleted once the participation in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the sandbox has terminated or the personal data has reached the end of its retention period;	the sandbox has terminated or the personal data has reached the end of its retention period;	the sandbox has terminated or the personal data has reached the end of its retention period;	the sandbox has terminated or the personal data has reached the end of its retention period;  Text Origin: Commission Proposal
Article 12(6), point (h)				
169	(h) the logs of the processing of personal data are kept for the duration of the participation in the sandbox and for a limited period after its termination solely for the purpose of and only as long as necessary for fulfilling accountability and documentation	(h) the logs of the processing of personal data are kept for the duration of the participation in the sandbox and for a limited period after its termination solely for the purpose of and only as long as necessary for fulfilling accountability and documentation	(h) the logs of the processing of personal data are kept for the duration of the participation in the sandbox <del>and for a limited period after its termination solely for the purpose of and only as long as necessary for fulfilling accountability and documentation</del>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	obligations under Union or Member States legislation;	obligations under Union or Member States legislation;	<del>obligations under</del> , <u>unless provided otherwise by</u> Union or <del>Member States legislation</del> <u>national law</u> ;	
Article 12(6), point (i)				
170	(i) a complete and detailed description of the process and rationale behind the training, testing and validation of the interoperability solution is kept together with the testing results as part of the technical documentation and transmitted to the Interoperable Europe Board;	(i) a complete and detailed description of the process and rationale behind the training, testing and validation of the interoperability solution is kept together with the testing results as part of the technical documentation and transmitted to the Interoperable Europe Board;	(i) a complete and detailed description of the process and rationale behind the training, testing and validation of the interoperability solution is kept together with the testing results as part of the technical documentation and transmitted to the Interoperable Europe Board;	(i) a complete and detailed description of the process and rationale behind the training, testing and validation of the interoperability solution is kept together with the testing results as part of the technical documentation and transmitted to the Interoperable Europe Board;  Text Origin: Commission



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 12(6), point (j)				
171	(j) a short summary of the interoperability solution developed in the sandbox, its objectives and expected results are made available on the Interoperable Europe portal.	(j) a short summary of the interoperability solution developed in the sandbox, its objectives and expected results are made available on the Interoperable Europe portal.	(j) a short summary of the interoperability solution developed in the sandbox, its objectives and expected results are made available on the Interoperable Europe portal.	(j) a short summary of the interoperability solution developed in the sandbox, its objectives and expected results are made available on the Interoperable Europe portal.  Text Origin: Commission Proposal
Article 12(6a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
171a			<p><u>6a. Paragraph 1 is without prejudice to Union or Member States laws laying down the basis for the processing of personal data which is necessary for the purpose of developing, testing and training of innovative interoperability solutions or any other legal basis, in compliance with Union law on the protection of personal data.</u></p>	
Article 12(7)				
172	7. The participating public sector bodies shall submit periodic reports	7. The participating public sector bodies <u>or Union institutions,</u>	7. The <del>participating public sector bodies</del> <u>participants</u> shall submit	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>and a final report to the Interoperable Europe Board and the Commission on the results from the regulatory sandboxes, including good practices, lessons learnt and recommendations on their setup and, where relevant, on the development of this Regulation and other Union legislation supervised within the regulatory sandbox. The Interoperable Europe Board shall issue an opinion to the Commission on the outcome of the regulatory sandbox, specifying, where applicable, the actions needed to implement new interoperability solutions to promote the cross-border interoperability of network and information systems which are used to provide or manage public</p>	<p><u>bodies, offices and agencies</u> shall submit periodic reports and a final report to the Interoperable Europe Board and the Commission on the results from the <del>regulatory</del><u>innovation</u> sandboxes, including good practices, lessons learnt and recommendations on their setup and, where relevant, on the development of this Regulation and other Union legislation supervised within the <del>regulatory</del><u>innovation</u> sandbox.</p> <p>The Interoperable Europe Board shall issue an opinion to the Commission on the outcome of the <del>regulatory</del><u>innovation</u> sandbox, specifying, where applicable, the actions needed to implement new interoperability solutions to promote the cross-border</p>	<p>periodic reports and a final report to the Interoperable Europe Board and the Commission on the results from the regulatory sandboxes, including good practices, lessons learnt, <u>security measures</u> and recommendations on their setup and, where relevant, on the development of this Regulation and other Union legislation supervised within the regulatory sandbox. The Interoperable Europe Board shall issue an opinion to the Commission on the outcome of the regulatory sandbox, specifying, where applicable, the actions needed to implement new interoperability solutions to promote the cross-border interoperability of <del>network and information systems which are</del></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	services to be delivered or managed electronically.	interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically.	<del>used to provide or manage trans-European digital</del> public services <del>to be delivered or managed electronically.</del>	
Article 12(8)				
173	8. The Commission shall ensure that information on the regulatory sandboxes is available on the Interoperable Europe portal.	8. The Commission shall ensure that information on the <del>regulatory</del> <u>innovation</u> sandboxes is available on the Interoperable Europe portal.	8. The Commission shall ensure that information on the regulatory sandboxes is available on the Interoperable Europe portal.	
Article 12(9)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
174	<p>9. The Commission is empowered to adopt implementing acts to set out the detailed rules and the conditions for the establishment and the operation of the regulatory sandboxes, including the eligibility criteria and the procedure for the application for, selection of, participation in and exiting from the sandbox, and the rights and obligations of the participants.</p>	<p>9. The Commission is empowered to adopt implementing acts to set out the detailed rules and the conditions for the establishment and the operation of the <del>regulatory</del> <u>innovation</u> sandboxes, including the eligibility criteria and the procedure for the application for, selection of, participation in and exiting from the sandbox, and the rights and obligations of the participants.</p>	<p>9. <del>The Commission is empowered to adopt implementing acts to set out</del> The detailed rules and the conditions for the establishment and the operation of the regulatory sandboxes, including the eligibility criteria and the procedure for the application for, selection of, participation in and exiting from the sandbox, and the rights and obligations of the participants, <u>shall be adopted by the Commission through implementing acts in accordance with the examination procedure referred to in Article 22 by [ ... 12 months after the entry into force].</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 12(10)				
175	<p>10. Where a regulatory sandbox involves the use of artificial intelligence, the rules set out under Article 53 and 54 of the [proposal for a] Regulation of the European Parliament and of the Council laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts shall prevail in case of conflict with the rules set out by the Regulation.</p>	<p>10. Where a <del>regulatory</del><u>innovation</u> sandbox involves the use of artificial intelligence, the rules set out under Article 53 and 54 of the [proposal for a] Regulation of the European Parliament and of the Council laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts shall prevail in case of conflict with the rules set out by the Regulation.</p>	<p><i>deleted</i></p>	
Article 13				

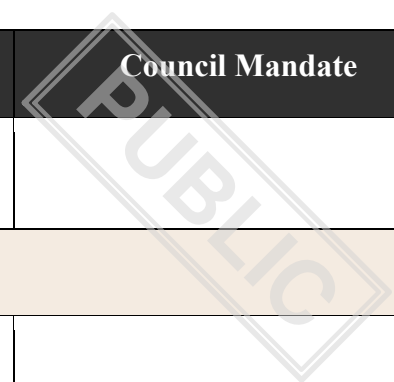
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 176	Article 13 Training	Article 13 Training	Article 13 Training	Article 13 Training  Text Origin: Commission Proposal
Article 13(1)				
Y 177	1. The Commission, assisted by the Interoperable Europe Board, shall provide training material on the use of the EIF and on Interoperable Europe solutions. Public sector bodies and	1. The Commission, assisted by the Interoperable Europe Board, shall provide training material on the use of the EIF and on Interoperable Europe solutions, <u>including on free and open source</u>	1. The Commission, assisted by the Interoperable Europe Board, shall provide training material on the use of the EIF and on Interoperable Europe solutions. <del>Public sector bodies and</del>	1. The Commission, assisted by the Interoperable Europe Board, shall provide training material on the use of the EIF and on Interoperable Europe solutions. <del>Public sector bodies and</del>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	institutions, bodies and agencies of the Union shall provide their staff entrusted with strategical or operational tasks having an impact on network and information systems in the Union with appropriate training programmes concerning interoperability issues.	<u>solutions</u> . Public sector bodies and institutions, bodies and agencies of the Union shall provide their staff entrusted with strategical or operational tasks having an impact on network and information systems in the Union with appropriate training programmes concerning interoperability issues.	<del>institutions, Union entities and public sector</del> bodies <del>and agencies of the Union</del> shall provide their staff entrusted with strategical or operational tasks having an impact on <del>network and information systems in the Union</del> <u>trans-European digital public services</u> with appropriate training programmes concerning interoperability issues.	<del>institutions, bodies and agencies of the, amongst others, those that are free and open source.</del> Union <u>entities and public sector bodies</u> shall provide their staff entrusted with strategical or operational tasks having an impact on <del>network and information systems in the Union</del> <u>[trans-European/ services]</u> with appropriate training programmes concerning interoperability issues.  Text Origin: Council Mandate
Article 13(2)				
178	2. The Commission shall organise	2. The Commission shall organise	2. The Commission shall organise	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>training courses on interoperability issues at Union level to enhance cooperation and the exchange of best practices between the staff of public sector bodies, institutions, bodies and agencies of the Union. The courses shall be announced on the Interoperable Europe portal.</p>	<p><u>free of charge</u> training courses on interoperability issues at Union level to enhance cooperation and the exchange of best practices between the staff of public sector bodies, institutions, bodies and agencies of the Union. The courses <u>targeted at decision-makers and practitioners</u> shall be announced <u>in all official languages of the institutions of the Union</u> on the Interoperable Europe portal.</p> <p><u>All public sector employees shall have access to the training resources made available by the Commission in order to ensure a broad understanding of the benefits, implications and uses of interoperability. These may consist of online information sessions, video tutorials, and</u></p>	<p>training courses on interoperability issues at Union level to enhance cooperation and the exchange of best practices between the staff of <del>public sector bodies, institutions, bodies and agencies of the Union</del> <u>Union entities and public sector bodies</u>. The courses shall be announced on the Interoperable Europe portal.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>workshops, amongst others. The Commission shall put in place a strategy to promote and further extend its training offer, including by developing partnerships with national, regional and local authorities and supporting their training activities.</u>		
Article 13(2a)				
178a			<u>2a. The Commission shall develop a certification programme on interoperability matters to promote best practices, human resources qualification and a culture of excellence.</u>	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 14				
179	Article 14  Peer reviews	Article 14  Peer reviews	Article 14  Peer reviews	Article 14  Peer reviews  <div>Text Origin: Commission Proposal</div>
Article 14(1)				
180	1. A mechanism for cooperation between public sector bodies designed to support them to	1. A <u>voluntary</u> mechanism for cooperation between public sector bodies designed to support them to	1. A <u>voluntary</u> mechanism for cooperation between public sector bodies designed to support them to	1. A <u>voluntary</u> mechanism for cooperation between public sector bodies designed to support them to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	implement Interoperable Europe solutions in their network and information systems and to help them perform the interoperability assessments referred to in Article 3 ('peer review') shall be established.	implement Interoperable Europe solutions in their network and information systems and to help them perform the interoperability assessments referred to in Article 3 ('peer review') shall be established.	implement Interoperable Europe solutions <del>in their network and information systems</del> <u>to support trans-European digital public services</u> and to help them perform the interoperability assessments referred to in Article 3 ('peer review') shall be established.	implement Interoperable Europe solutions <u>to support [trans-European/ services]</u> <del>in their network and information systems</del> and to help them perform the interoperability assessments referred to in Article 3 ('peer review') shall be established.  Text Origin: Council Mandate
Article 14(2)				
181	2. The peer review shall be conducted by interoperability experts drawn from Member States other than the Member State where	2. The peer review shall be conducted by interoperability experts drawn from Member States other than the Member State where	2. The peer review shall be conducted by interoperability experts drawn from Member States other than the Member State where	2. The peer review shall be conducted by interoperability experts drawn from Member States other than the Member State where

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>the public sector body undergoing the review is located. The Commission may, after consulting the Interoperable Europe Board, adopt guidelines on the methodology and content of the peer-review.</p>	<p>the public sector body undergoing the review is located. The Commission may, after consulting the Interoperable Europe Board, adopt guidelines on the methodology and content of the peer-review.</p>	<p>the public sector body undergoing the review is located. The Commission may, after consulting the Interoperable Europe Board, adopt guidelines on the methodology and content of the peer-review.</p>	<p>the public sector body undergoing the review is located. The Commission may, after consulting the Interoperable Europe Board, adopt guidelines on the methodology and content of the peer-review.</p> <p>Text Origin: Commission Proposal</p>
Article 14(3)				
182	<p>3. Any information obtained through a peer review shall be used solely for that purpose. The experts participating in the peer review</p>	<p>3. Any information obtained through a peer review shall be used solely for that purpose. The experts participating in the peer review</p>	<p>3. Any information obtained through a peer review shall be used solely for that purpose. The experts participating in the peer review</p>	<p>3. Any information obtained through a peer review shall be used solely for that purpose. The experts participating in the peer review</p>

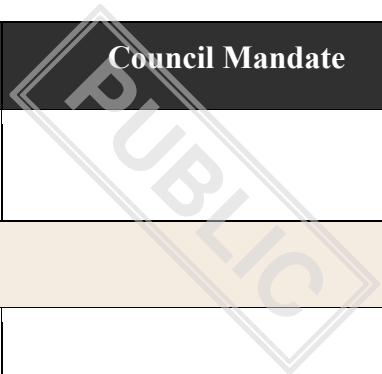
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	shall not disclose any sensitive or confidential information obtained in the course of that review to third parties. The Member State concerned shall ensure that any risk of conflict of interests concerning the designated experts is communicated to the other Member States and the Commission without undue delay.	shall not disclose any sensitive or confidential information obtained in the course of that review to third parties. The Member State concerned shall ensure that any risk of conflict of interests concerning the designated experts is communicated to the other Member States and the Commission without undue delay.	shall not disclose any sensitive or confidential information obtained in the course of that review to third parties. The Member State concerned shall ensure that any risk of conflict of interests concerning the designated experts is communicated to the other Member States and the Commission without undue delay.	shall not disclose any sensitive or confidential information obtained in the course of that review to third parties. The Member State concerned shall ensure that any risk of conflict of interests concerning the designated experts is communicated to the other Member States and the Commission without undue delay.  Text Origin: Commission Proposal
Article 14(4)				
183	4. The experts conducting the peer	4. The experts conducting the peer	4. The experts conducting the peer	4. The experts conducting the peer

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	review shall prepare and present within one month after the end of the peer review a report and submit it to the public sector body concerned and to the Interoperable Europe Board. The reports shall be published on the Interoperable Europe portal when authorised by the Member State where the public sector body undergoing the review is located.	review shall prepare and present within one month after the end of the peer review a report and submit it to the public sector body concerned and to the Interoperable Europe Board. The reports shall be published on the Interoperable Europe portal when authorised by the Member State where the public sector body undergoing the review is located.	review shall prepare and present within one month after the end of the peer review a report and submit it to the public sector body concerned and to the Interoperable Europe Board. The reports shall be published on the Interoperable Europe portal when authorised by the Member State where the public sector body undergoing the review is located.	review shall prepare and present within one month after the end of the peer review a report and submit it to the public sector body concerned and to the Interoperable Europe Board. The reports shall be published on the Interoperable Europe portal when authorised by the Member State where the public sector body undergoing the review is located.  Text Origin: Commission Proposal
Chapter 4				
184				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Chapter 4  Governance of cross-border interoperability	Chapter 4  Governance of cross-border interoperability	Chapter 4  Governance of cross-border interoperability	Chapter 4  Governance of cross-border interoperability  Text Origin: Commission Proposal
Article 15				
185	Article 15  Interoperable Europe Board	Article 15  Interoperable Europe Board	Article 15  Interoperable Europe Board	Article 15  Interoperable Europe Board  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 15(1)			
186	<p>1. The Interoperable Europe Board is established. It shall facilitate strategic cooperation and the exchange of information on cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union.</p>	<p>1. The Interoperable Europe Board is established. It shall facilitate strategic cooperation and the exchange of information on cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union.</p>	<p>1. The Interoperable Europe Board (<u>‘the Board’</u>) is established. It shall facilitate strategic cooperation and <del>the exchange of information on cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union</del> <u>guidance for the application of this Regulation.</u></p>	<p>1. The Interoperable Europe Board (<u>‘the Board’</u>) is established. It shall facilitate strategic cooperation and <del>the exchange of information on cross-border interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically in the Union</del> <u>provide advice on the application of this Regulation.</u></p> <p>Text Origin: Council Mandate</p>

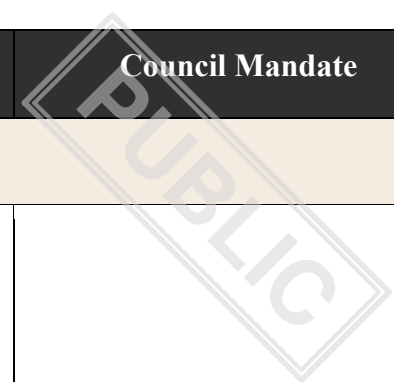


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(2)				
187	2. The Interoperable Europe Board shall be composed of:	2. The Interoperable Europe Board shall be composed of:	2. The <del>Interoperable Europe</del> Board shall be composed of:	2. The <del>Interoperable Europe</del> Board shall be composed of:  Text Origin: Council Mandate
Article 15(2a)				
187a				
Article 15(2), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
188	(a) one representative of each Member State;	(a) one representative of each Member State;	(a) one representative of each Member State;	(a) one representative of each Member State;  Text Origin: Commission Proposal
Article 15(2), point (b)				
189	(b) one representative designated by each of the following:	(b) one representative designated by <i>each of the following</i> :	(b) one representative designated by each of the following:	(b) one representative designated by <i>each of the following</i> :  Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 15(2), point (b)(i)					
G	190	(i) the Commission;	(i) the Commission;	(i) the Commission;  Text Origin: Commission Proposal	G
Article 15(2), point (b)(ia)					
Y	190a		<u>(ia) the European Parliament;</u>		Y
Article 15(2), point (b)(ii)					

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
191	(ii) the Committee of the Regions;	(ii) the Committee of the Regions;	(ii) the Committee of the Regions;	(ii) the Committee of the Regions;  Text Origin: Commission Proposal
Article 15(2), point (b)(iii)				
192	(iii) the European Economic and Social Committee.	(iii) the European Economic and Social Committee.	(iii) the European Economic and Social Committee.	(iii) the European Economic and Social Committee.  Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(2a), point (b)(iia)				
Y	192a	<u>(iia) the EU Cybersecurity Agency (ENISA).</u>		Y
Article 15(2b)				
Y	192b	<u>2b. The European Cybersecurity Competence Centre and Network shall participate as an observer.</u>		Y
Article 15(3), first subparagraph				
G	193			G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>3. The Board shall be chaired by the Commission. Countries participating in the European Economic Area and candidate countries may be invited as observers. In addition, the Chair may give the status of observer to individuals and organisations after consultation with the Interoperable Europe Board. The Chair may invite to participate, on an ad hoc basis, experts with specific competence in a subject on the agenda. The Commission shall provide the secretariat of the Interoperable Europe Board.</p>	<p>3. The <u>Interoperable Europe</u> Board shall be chaired by the Commission. Countries participating in the European Economic Area and candidate countries may be invited as observers. In addition, the Chair may give the status of observer to individuals, <u>regions</u> and organisations after consultation with the Interoperable Europe Board. The Chair may invite to participate, on an ad hoc basis, experts with specific competence in a subject on the agenda. The Commission shall provide the secretariat of the Interoperable Europe Board.</p>	<p>3. The Board shall be <del>chaired</del><u>co-chaired</u> by the Commission- <del>Countries participating in the European Economic Area and candidate countries may be invited as observers. In addition, the Chair may give the status of observer to individuals and organisations after consultation with the Interoperable Europe Board. The Chair may invite to participate, on an ad hoc basis, experts with specific competence in a subject on the agenda</del> <u>and a representative of a Member State</u>. The Commission shall provide the secretariat of the <del>Interoperable Europe</del> Board.</p>	<p>3. The Board shall be <del>chaired</del><u>co-chaired</u> by the Commission- <del>Countries participating in the European Economic Area and candidate countries may be invited as observers</del> <u>and a representative of a Member State</u>. <del>In addition, the Chair</del></p> <p><u>The co-Chairs</u> may give the status of observer to <del>individuals</del><u>experts designated by regions</u> and organisations after consultation with the <del>Interoperable Europe</del> Board. <del>The Chair</del></p> <p><u>The co-Chairs</u> may invite to participate, on an ad hoc basis, experts with specific competence in a subject on the agenda.</p> <p>The Commission shall provide the</p>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				secretariat of the <del>Interoperable</del> <del>Europe</del> Board.  Text Origin: EP Mandate
Article 15(3), second subparagraph				
194	<p>The members of the Interoperable Europe Board shall make every effort to adopt decisions by consensus. In the event of a vote, the outcome of the vote shall be decided by simple majority of the component members. The members who have voted against or abstained shall have the right to have a document summarising the</p>	<p>The members of the Interoperable Europe Board shall make every effort to adopt decisions by consensus. In the event of a vote, the outcome of the vote shall be decided by <del>simple majority of the component</del>  <del>members</del> <u>absolutemajority of itsmembers</u>. The members who have voted against or abstained</p>	<p>The members of the <del>Interoperable</del>  <del>Europe</del> Board shall make every effort to adopt decisions by consensus. In the event of a vote, the outcome of the vote shall be decided by simple majority of the component members. The members who have voted against or abstained shall have the right to have a document summarising the</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	reasons for their position annexed to the opinions, recommendations or reports.	shall have the right to have a document summarising the reasons for their position annexed to the opinions, recommendations or reports.	reasons for their position annexed to the opinions, recommendations or reports.	
Article 15(4)				
195	4. The Interoperable Europe Board shall have the following tasks:	4. The Interoperable Europe Board shall have the following tasks:	4. The <del>Interoperable Europe</del> Board shall have the following tasks:	
Article 15(4), point (a)				
196	(a) support the implementation of	(a) support <u>with technical</u>	(a) support the implementation of	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	national interoperability frameworks and other relevant national policies, strategies or guidelines;	<u>expertise and advice on</u> the implementation of <u>interoperability frameworks of the Member States and of the institutions, bodies and agencies of the Union</u> <del>national interoperability frameworks</del> and other relevant <u>Union and</u> national policies, strategies or guidelines, <u>including 'digital-by-default' principle and 'interoperability-by-design' approach</u> ;	<u>interoperability frameworks in Union entities and public sector bodies,</u> <del>national interoperability frameworks</del> and other relevant <del>national</del> <u>Union or national</u> policies, strategies or guidelines;	
Article 15(4), point (aa)				
196a		<u>(aa) complement and coordinate efforts in order to achieve a more effective and efficient use of resources;</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(4), point (b)				
197	(b) adopt guidelines on the content of the interoperability assessment referred to in Article 3(6);	(b) adopt guidelines on the content of the interoperability assessment referred to in Article 3(6);	(b) adopt guidelines on <del>the content of</del> the interoperability assessment referred to in Article 3(6), <u>as well as guidelines on the implementation of the common checklist set out in the Annex, and update them if necessary;</u>	
Article 15(4), point (ba)				
197a		<u>(ba) adopt guidelines on sharing the interoperability solutions</u>		

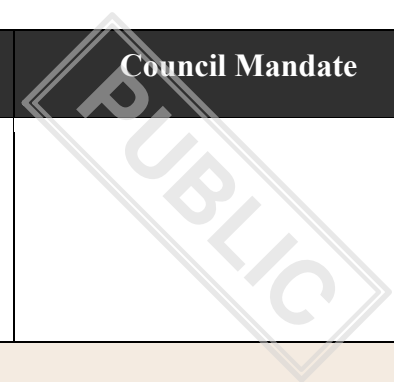
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<a href="#">referred to in Article 4;</a>		Text Origin: EP Mandate
Article 15(4), point (c)				
198	(c) propose measures to foster the share and reuse of interoperable solutions;	(c) propose measures to foster the share and reuse of interoperable solutions;	(c) propose measures to foster the share and reuse of interoperable solutions;	(c) propose measures to foster the share and reuse of interoperable solutions;  Text Origin: Commission Proposal
Article 15(4), point (d)				
199	(d) monitor the overall coherence	(d) monitor the overall coherence	(d) monitor the overall coherence	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of the developed or recommended interoperability solutions;	of the developed or recommended interoperability solutions, <u>on national, regional and local level</u> ;	of the developed or recommended interoperability solutions, <u>including the information on their metadata and categorisation</u> ;	
Article 15(4), point (da)				
199a			<u>(da) analyse the information and evidence collected in accordance with Article 3(2), and provide, on that basis, suggestions in order to improve cross-border interoperability of trans-European digital public services;</u>	
Article 15(4), point (e)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
200	(e) propose to the Commission measures to ensure, where appropriate, the compatibility of interoperability solutions with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies;	(e) propose to the Commission measures to ensure, where appropriate, the compatibility of interoperability solutions with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies;	(e) propose to the Commission measures to ensure, where appropriate, the compatibility of interoperability solutions with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies;	(e) propose to the Commission measures to ensure, where appropriate, the compatibility of interoperability solutions with other interoperability solutions that share a common purpose, while supporting, where relevant, the complementarity with or transition to new technologies;  Text Origin: Commission Proposal
Article 15(4), point (f)				
201				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(f) develop the EIF and update it, if necessary, and propose it to the Commission;	(f) develop the EIF and update it, if necessary, and propose it to the Commission;	(f) develop the EIF and update it, if necessary, and propose it to the Commission;	(f) develop the EIF and update it, if necessary, and propose it to the Commission;  Text Origin: Commission Proposal
Article 15(4), point (g)				
202	(g) assess the alignment of the specialised interoperability frameworks with the EIF and answer the request of consultation from the Commission on those frameworks;	(g) assess the alignment of the specialised interoperability frameworks with the EIF and answer the request of consultation from the Commission on those frameworks;	(g) assess the alignment of the specialised interoperability frameworks with the EIF and answer the request of consultation from the Commission on those frameworks;	(g) assess the alignment of the specialised interoperability frameworks with the EIF and answer the request of consultation from the Commission on those frameworks;



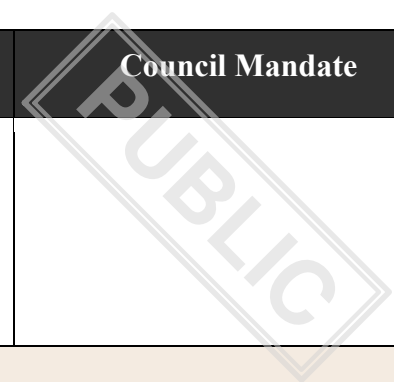


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 15(4), point (h)				
203	(h) recommend Interoperable Europe solutions;	(h) <u>approve guidelines for awarding the Interoperable Europe label and</u> recommend Interoperable Europe solutions;	(h) recommend Interoperable Europe solutions <u>and the withdraw such recommendations;</u>	
Article 15(4), point (i)				
204	(i) propose to the Commission to publish on the Interoperable Europe portal the interoperability	(i) propose to the Commission to publish on the Interoperable Europe portal the interoperability	(i) propose to the Commission to publish on the Interoperable Europe portal the interoperability	(i) propose to the Commission to publish on the Interoperable Europe portal the interoperability

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	solutions referred to in Article 8(2), or to have them referred to on the portal;	solutions referred to in Article 8(2), or to have them referred to on the portal;	solutions referred to in Article 8(2), or to have them referred to on the portal;	solutions referred to in Article 8(2), or to have them referred to on the portal;  Text Origin: Commission Proposal
Article 15(4), point (j)				
205	(j) propose to the Commission to set up policy implementation support projects and innovation measures and other measures that the Interoperable Europe Community may propose;	(j) propose to the Commission to set up policy implementation support projects and innovation measures and other measures that the Interoperable Europe Community may propose;	(j) propose to the Commission to set up policy implementation support projects <del>and</del> innovation measures and other <del>measures that the Interoperable Europe Community may propose</del> <u>relevant measures, including funding support</u> ;	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(4), point (ja)				
205a		<u>(ja) propose guidelines that foster the integration of interoperable solutions in public procurement and tenders;</u>		
Article 15(4), point (k)				
206	(k) review reports from innovation measures, on the use of the regulatory sandbox and on the peer reviews and propose follow-up measures, if necessary;	(k) review reports from innovation measures, on the use of the <del>regulatory</del> <u>innovation</u> sandbox and on the peer reviews and propose follow-up measures, if necessary;	(k) review reports from innovation measures, on the use of the regulatory sandbox and on the peer reviews and propose follow-up measures, if necessary;	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(4), point (l)				
207	(l) propose measures to enhance interoperability capabilities of public sector bodies, such as trainings;	(l) propose measures to enhance interoperability capabilities of public sector bodies, such as trainings;	(l) propose measures to enhance interoperability capabilities of public sector bodies, such as trainings;	
Article 15(4), point (la)				
207a		<u>(la) propose measures to support the public administrations in development and deployment of interoperability solutions, that meets the EIF requirements,</u>		



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><a href="#">including for open source solutions;</a></u>		
Article 15(4), point (m)				
208	(m) adopt the Interoperable Europe Agenda;	(m) adopt the Interoperable Europe Agenda;	(m) adopt the Interoperable Europe Agenda;	(m) adopt the Interoperable Europe Agenda;  Text Origin: Commission Proposal
Article 15(4), point (n)				
209	(n) provide advice to the	(n) provide advice to the	(n) provide advice to the	(n) provide advice to the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Commission on the monitoring and reporting on the application of this Regulation;	Commission on the monitoring and reporting on the application of this Regulation;	Commission on the monitoring and reporting on the application of this Regulation;	Commission on the monitoring and reporting on the application of this Regulation;  Text Origin: Commission Proposal
Article 15(4), point (o)				
210	(o) propose measures to relevant standardisation organisations and bodies to contribute to European standardisation activities, in particular through the procedures set out in Regulation (EU) No 1025/2012;	(o) propose measures to relevant standardisation organisations and bodies to contribute to European standardisation activities, in particular through the procedures set out in Regulation (EU) No 1025/2012;	(o) propose measures to relevant standardisation organisations and bodies to contribute to European standardisation activities, in particular through the procedures set out in Regulation (EU) No 1025/2012;	(o) propose measures to relevant standardisation organisations and bodies to contribute to European standardisation activities, in particular through the procedures set out in Regulation (EU) No 1025/2012;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 15(4), point (p)				
211	(p) propose measures to collaborate with international bodies that could contribute to the development of the cross-border interoperability, especially international communities on open source solutions, open standards or specifications and other platforms without legal effects;	(p) propose measures to collaborate with international bodies <u>and research and educational institutions</u> that could contribute to the development of the cross-border interoperability, especially international communities on open source solutions, open standards or specifications and other platforms without legal effects;	(p) propose measures to collaborate with international bodies that could contribute to the development <del>of the cross-border</del> <u>on</u> interoperability, especially international communities on open source solutions, open standards or <u>technical</u> specifications and other platforms <del>without legal effects</del> ;	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 15(4), point (q)				
212	(q) coordinate with the European Data Innovation Board, referred to in Regulation (EU) No 2022/686 on interoperability solutions for the common European Data Spaces, as well as with any other Union institution, body, or agency of the Union working on interoperability solutions relevant for the public sector;	(q) coordinate with the European Data Innovation Board, referred to in Regulation (EU) No 2022/686 on interoperability solutions for the common European Data Spaces, as well as with any other Union institution, body, or agency of the Union working on interoperability solutions relevant for the public sector;	(q) coordinate with the European Data Innovation Board, referred to in Regulation (EU) No 2022/686 on interoperability solutions for the common European Data Spaces, as well as with any other Union <del>institution, body, or agency of the</del> <u>Union-entity</u> working on interoperability solutions relevant for the public sector;	
Article 15(4), point (r)				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
213	(r) inform regularly and coordinate with the interoperability coordinators and the Interoperable Europe Community on matters concerning cross-border interoperability of network and information systems.	(r) inform regularly and coordinate with the interoperability coordinators and the Interoperable Europe Community on matters concerning cross-border interoperability of network and information systems- <u>and on relevant Union funded projects and networks;</u>	(r) inform regularly and coordinate with the interoperability coordinators and <u>when relevant, with</u> the Interoperable Europe Community, on matters concerning <del>cross-border interoperability of network and information systems</del> <u>trans-European digital public services , including relevant EU-funded projects and networks.</u>	
Article 15(4), point (ra)				
213a		<u>(ra) provide guidance and support to Member States in</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>establishing a common and harmonised Union cross-border procurement for interoperable solutions;</u>		
Article 15(4), point (rb)				
213b		<u>(rb) propose new functionalities for the European Interoperability portal.</u>		
Article 15(5)				
214	5. The Interoperable Europe Board may set up working groups to	5. The Interoperable Europe Board may set up working groups to	5. The <del>Interoperable Europe</del> Board may set up working groups	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	examine specific points related to the tasks of the Board. Working groups shall involve members of the Interoperable Europe Community.	examine specific points related to the tasks of the <u>Interoperable Europe</u> Board. Working groups shall involve members of the Interoperable Europe Community.	to examine specific points related to the tasks of the Board. Working groups shall involve members of the Interoperable Europe Community.	
Article 15(6)				
215	6. The Interoperable Europe Board shall adopt its own rules of procedure.	6. The Interoperable Europe Board shall adopt its own rules of procedure.	6. The <del>Interoperable Europe</del> Board shall adopt its own rules of procedure.	
Article 16				
216				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 16  Interoperable Europe Community	Article 16  Interoperable Europe Community	Article 16  Interoperable Europe Community	Article 16  Interoperable Europe Community  Text Origin: Commission Proposal
Article 16(1)				
217	1. The Interoperable Europe Community is established. It shall contribute to the activities of the Interoperable Europe Board by providing expertise and advice.	1. The Interoperable Europe Community is established. It shall contribute to the activities of the Interoperable Europe Board by providing expertise and advice.	1. The Interoperable Europe Community <del>is established. It</del> ( <u>The Community</u> ) shall contribute to the activities of the <del>Interoperable Europe</del> Board by providing expertise and advice, <u>when requested by the Board</u> .	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 16(2)				
218	<p>2. Public and private stakeholders residing or having their registered office in a Member State may register on the Interoperable Europe portal as a member of the Interoperable Europe Community.</p>	<p>2. Public and private stakeholders <u>as well as civil society organisations and academic contributors</u> residing or having their registered office in a Member State may register on the Interoperable Europe portal as a member of the Interoperable Europe Community. <u>Registration and membership shall be free of charges and fees. In order to promote participation, the Commission may establish support programmes for individuals, civil society</u></p>	<p>2. Public and private stakeholders residing or having their registered office in a Member State may register on the Interoperable Europe portal as a member of the <del>Interoperable Europe</del> Community.</p>	

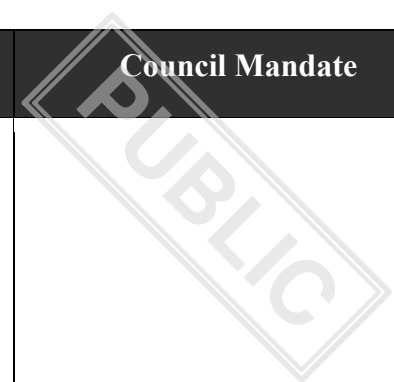
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>organisations, research and educational institutions, SMEs and start-ups, and regional and local administrations.</u>		
Article 16(3)				
219	<p>3. After confirmation of the registration, the membership status shall be made public on the Interoperable Europe portal.</p> <p>Membership shall not be limited in time. It may however be revoked by the Interoperable Europe Board at any time for proportionate and justified reasons, especially if a person is no longer able to contribute to the Interoperable</p>	<p>3. After confirmation of the registration, the membership status shall be made public on the Interoperable Europe portal.</p> <p>Membership shall not be limited in time. It may however be revoked by the Interoperable Europe Board at any time for proportionate and justified reasons, especially if a person is no longer able to contribute to the Interoperable</p>	<p>3. After confirmation of the registration, the membership status shall be made public on the Interoperable Europe portal.</p> <p>Membership shall not be limited in time. It may however be revoked by the <del>Interoperable Europe</del> Board at any time for proportionate and justified reasons, especially if a person is no longer able to contribute to the <del>Interoperable</del></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Europe Community or has abused its status as a member of the Community.	Europe Community or has abused its status as a member of the Community.	<del>Europe</del> Community or has abused its status as a member of the Community.	
Article 16(4)				
220	4. The members of the Interoperable Europe Community may be invited to among other:	4. The members of the Interoperable Europe Community may be invited to among other:	4. The members of the <del>Interoperable Europe</del> Community may be invited to among other:	
Article 16(4), point (a)				
221	(a) contribute to the content of the Interoperable Europe portal;	(a) contribute to the content of the Interoperable Europe portal;	(a) contribute to the content of the Interoperable Europe portal;	(a) contribute to the content of the Interoperable Europe portal;



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 16(4), point (aa)				
221a		<u>(aa) contribute to the development of interoperability solutions;</u>		
Article 16(4), point (b)				
222	(b) participate in the working groups;	(b) participate in the working groups;	(b) participate in the working groups;	(b) participate in the working groups;





	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 16(4), point (c)				
223	(c) participate in the peer reviews.	(c) participate in the peer reviews.	(c) participate in the <u>support measures set out in Chapter 3</u> <del>peer reviews.</del>	
Article 16(4), point (ca)				
223a		<u>(ca) support public sector bodies, institutions, agencies or bodies of</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><i>the Union in carrying out interoperability assessments;</i></u>		
Article 16(4), point (cb)				
223b		<u><i>(cb) attend the Interoperable Europe Board meetings and activities as observers;</i></u>		
Article 16(4), point (cc)				
223c		<u><i>(cc) promote the use of interoperability standards and frameworks.</i></u>		

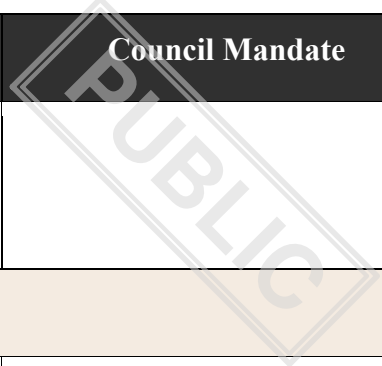
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 16(5)				
224	5. The Interoperable Europe Board shall organise once a year an online assembly of the Interoperable Europe Community.	5. The Interoperable Europe Board shall organise once a year an online assembly of the Interoperable Europe Community.	5. The <del>Interoperable Europe</del> Board shall organise once a year an online assembly of the <del>Interoperable Europe</del> Community.	
Article 16(6)				
225	6. The Interoperable Europe Board shall adopt the code of conduct for the Interoperable Europe Community that shall be published	6. The Interoperable Europe Board shall adopt the code of conduct for the Interoperable Europe Community that shall be published	6. The <del>Interoperable Europe</del> Board shall adopt the code of conduct for the <del>Interoperable Europe</del> Community that shall be	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	on the Interoperable Europe portal.	on the Interoperable Europe portal.	published on the Interoperable Europe portal.	
Article 17				
226	Article 17 National competent authorities	Article 17 National competent authorities	Article 17 National competent authorities <u>and</u> <u>single point of contact</u>	
Article 17(1)				
227	1. By ... at the latest [the date of application of this Regulation], each Member State shall designate	1. By ... at the latest [the date of application of this Regulation], each Member State shall designate	1. <del>By ... at the latest [the date of application of this Regulation];</del> Each Member State shall designate	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	one or more competent authorities as responsible for the application of this Regulation. Member States may designate an existing authority to that effect.	one or more competent authorities as responsible for the application of this Regulation. Member States may designate an existing authority to that effect.	one or more competent authorities as responsible for the application of this Regulation. Member States <u>shall designate one single point of contact from among competent authorities</u> <del>may designate an existing authority to that effect.</del>	
Article 17(2)				
228	2. The competent authority shall have the following tasks:	2. The competent authority shall have the following tasks:	2. The <del>competent authority</del> <u>single point of contact</u> shall have the following tasks:	
Article 17(2), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
229	(a) appoint a member to the Interoperable Europe Board;	(a) appoint a member to the Interoperable Europe Board;	<i>deleted</i>	
Article 17(2), point (b)				
230	(b) coordinate within the Member State all questions related to this Regulation;	(b) coordinate within the Member State all questions related to this Regulation;		
Article 17(2), point (c)				
231	(c) support public sector bodies	(c) support public sector bodies	(c) support public sector bodies	(c) support public sector bodies

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	within the Member State to set up or adapt their processes to do interoperability assessment referred to in Article 3;	within the Member State to set up or adapt their processes to do interoperability assessment referred to in Article 3;	within the Member State to set up or adapt their processes to do interoperability assessment referred to in Article 3;	within the Member State to set up or adapt their processes to do interoperability assessment referred to in Article 3;  Text Origin: Commission Proposal
Article 17(2), point (d)				
232	(d) foster the share and reuse of interoperability solutions through the Interoperable Europe portal or other relevant portal;	(d) foster the share and reuse of interoperability solutions through the Interoperable Europe portal or other relevant portal;	(d) foster the share and reuse of interoperability solutions through the Interoperable Europe portal or other relevant portal;	(d) foster the share and reuse of interoperability solutions through the Interoperable Europe portal or other relevant portal;  Text Origin: Commission



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 17(2), point (e)				
233	(e) contribute with country-specific knowledge to the Interoperable Europe portal;	(e) contribute with country-specific knowledge to the Interoperable Europe portal;	(e) contribute with country-specific knowledge to the Interoperable Europe portal;	(e) contribute with country-specific knowledge to the Interoperable Europe portal;  Text Origin: Commission Proposal
Article 17(2), point (f)				
234	(f) coordinate and encourage the	(f) coordinate and encourage the	(f) coordinate and encourage the	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	active involvement of a diverse range of national entities in the Interoperable Europe Community and their participation in policy implementation support projects as referred to in Article 9 and innovation measures referred to in Article 10;	active involvement of a diverse range of national, <u>regional and local</u> entities in the Interoperable Europe Community and their participation in policy implementation support projects as referred to in Article 9 and innovation measures referred to in Article 10;	active involvement of a diverse range of national entities <del>in the Interoperable Europe Community and their participation</del> in policy implementation support projects <del>as referred to in Article 9</del> and innovation measures referred to in <u>Chapter 3</u> <del>Article 10</del> ;	

Article 17(2), point (g)

g	235	(g) support public sector bodies in the Member State to cooperate with the relevant public sector bodies in other Member States on topics covered by this Regulation.	(g) support public sector bodies in the Member State to cooperate with the relevant public sector bodies in other Member States on topics covered by this Regulation.	(g) support public sector bodies in the Member State to cooperate with the relevant public sector bodies in other Member States on topics covered by this Regulation.	g
---	-----	---	---	---	---

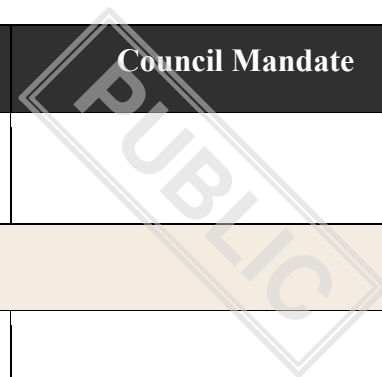
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 17(3)				
236	3. The Member States shall ensure that the competent authority has adequate competencies and resources to carry out, in an effective and efficient manner, the tasks assigned to it.	3. The Member States shall ensure that the competent authority has adequate competencies and resources to carry out, in an effective and efficient manner, the tasks assigned to it. <u>In this regard, the Commission shall put forward proposals aiming to ensure that competent authorities of Member States receive appropriate funding and guidance to support the</u>	3. The Member States shall ensure that the competent <del>authority has</del> <u>authorities have</u> adequate competencies and resources to carry out, in an effective and efficient manner, the tasks assigned to <del>it</del> <u>them</u> .	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>performance of related tasks.</u>		
Article 17(4)				
237	4. The Member States shall set up the necessary cooperation structures between all national authorities involved in the implementation of this Regulation. Those structures may build on existing mandates and processes in the field.	4. The Member States shall set up the necessary cooperation structures between all national authorities involved in the implementation of this Regulation. Those structures may build on existing mandates and processes in the field.	4. The Member States shall set up the necessary cooperation structures between all national authorities involved in the implementation of this Regulation. Those structures may build on existing mandates and processes in the field.	4. The Member States shall set up the necessary cooperation structures between all national authorities involved in the implementation of this Regulation. Those structures may build on existing mandates and processes in the field.  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 17(5)				
238	<p>5. Each Member State shall notify to the Commission, without undue delay, the designation of the competent authority, its tasks, and any subsequent change thereto, and inform the Commission of other national authorities involved in the oversight of the interoperability policy. Each Member State shall make public the designation of their competent authority. The Commission shall publish the list of the designated competent authorities.</p>	<p>5. Each Member State shall notify to the Commission, without undue delay, the designation of the competent authority, its tasks, and any subsequent change thereto, and inform the Commission of other national authorities involved in the oversight of the interoperability policy. Each Member State shall make public the designation of their competent authority. The Commission shall publish the list of the designated competent authorities.</p>	<p>5. Each Member State shall notify to the Commission, without undue delay, the designation of <u>a single point of contact</u> <del>the competent authority, its tasks,</del> and any subsequent change thereto, and inform the Commission of other national authorities involved in the oversight of the interoperability policy. Each Member State shall make public the designation of their <u>single point of contact</u> <del>competent authority</del>. The Commission shall publish the list of the designated <u>single points of contact</u> <del>competent authorities</del>.</p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 18				
239	<p>Article 18</p> <p>Interoperability coordinators for institutions, bodies and agencies of the Union</p>	<p>Article 18</p> <p>Interoperability coordinators for institutions, bodies and agencies of the Union</p>	<p>Article 18</p> <p>Interoperability coordinators for <u>Union entities</u> <del>institutions, bodies and agencies of the Union</del></p>	
Article 18(1)				
240	<p>1. All institutions, bodies and agencies of the Union that provide or manage network and information systems that enable public services to be delivered or managed electronically shall designate an interoperability</p>	<p>1. All institutions, bodies and agencies of the Union that provide or manage network and information systems that enable public services to be delivered or managed electronically shall designate an interoperability</p>	<p>1. <del>All institutions, bodies and agencies of the</del> Union <u>entities that regulate, that</u> provide or manage <u>trans-European digital</u> <del>network and information systems that enable</del> public services <del>to be delivered or managed</del></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	coordinator under the oversight of its highest level of management to ensure the contribution to the implementation of this Regulation.	coordinator under the oversight of its highest level of management to ensure the contribution to the implementation of this Regulation.	<del>electronically</del> shall designate an interoperability coordinator under the oversight of its highest level of management to ensure the contribution to the implementation of this Regulation.	
Article 18(2)				
241	2. The interoperability coordinator shall support the concerned departments to set up or adapt their processes to implement the interoperability assessment.	2. The interoperability coordinator shall support the concerned departments to set up or adapt their processes to implement the interoperability assessment.	2. The interoperability coordinator shall support the concerned departments to set up or adapt their processes to implement the interoperability assessment.	2. The interoperability coordinator shall support the concerned departments to set up or adapt their processes to implement the interoperability assessment.  Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Chapter 5				
242	Chapter 5 Interoperable Europe planning and monitoring	Chapter 5 Interoperable Europe planning and monitoring	Chapter 5 Interoperable Europe planning and monitoring	Chapter 5 Interoperable Europe planning and monitoring  Text Origin: Commission Proposal
Article 19				
243	Article 19	Article 19	Article 19	Article 19

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Interoperable Europe Agenda	Interoperable Europe Agenda	Interoperable Europe Agenda	Interoperable Europe Agenda  Text Origin: Commission Proposal
Article 19(1)				
244	1. After organising a public consultation process through the Interoperable Europe portal that involves, among others, the members of the Interoperable Europe Community, the Interoperable Europe Board shall adopt each year a strategic agenda to plan and coordinate priorities for the development of cross-border	1. After organising a public consultation process through the Interoperable Europe portal that involves, among others, the members of the Interoperable Europe Community, the Interoperable Europe Board shall adopt each year a strategic agenda to plan and coordinate priorities for the development of cross-border	1. After organising a public consultation process through the Interoperable Europe portal that involves, among others, the members of the <u>Community and interoperability coordinators, the</u> <del>Interoperable Europe Community, the Interoperable Europe</del> Board shall adopt each year a strategic agenda to plan and coordinate	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	<p>interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically.</p> <p>(‘Interoperable Europe Agenda’).</p> <p>The Interoperable Europe Agenda shall take into account the Union’s long-term strategies for digitalisation, existing Union funding programmes and ongoing Union policy implementation.</p>	<p>interoperability of network and information systems which are used to provide or manage public services to be delivered or managed electronically.</p> <p>(‘Interoperable Europe Agenda’).</p> <p>The Interoperable Europe Agenda shall take into account the Union’s long-term strategies for digitalisation, existing Union funding programmes and ongoing Union policy implementation.</p>	<p>priorities for the development of cross-border interoperability of <del>network and information systems which are used to provide or manage</del> <u>trans-European digital</u> public services <del>to be delivered or managed electronically.</del></p> <p>(‘Interoperable Europe Agenda’).</p> <p>The Interoperable Europe Agenda shall take into account the Union’s long-term strategies for digitalisation, existing Union funding programmes and ongoing Union policy implementation.</p>	
Article 19(2)				
245	2. The Interoperable Europe	2. The Interoperable Europe	2. The Interoperable Europe	2. The Interoperable Europe

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Agenda shall contain:	Agenda shall contain:	Agenda shall contain:	Agenda shall contain:  Text Origin: Commission Proposal
Article 19(2), point (a)				
246	(a) needs for the development of interoperability solutions;	(a) <u>a</u> needs <u>assessment</u> for the development of interoperability <u>and infrastructure</u> solutions;	(a) needs for the development of interoperability solutions;	
Article 19(2), point (b)				
247	(b) a list of ongoing and planned	(b) a list of ongoing and planned	(b) a list of ongoing and planned	(b) a list of ongoing and planned

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Interoperable Europe support measures;	Interoperable Europe support measures;	Interoperable Europe support measures;	Interoperable Europe support measures;  Text Origin: Commission Proposal
Article 19(2), point (c)				
248	(c) a list of proposed follow-up actions to innovation measures;	(c) a list of proposed follow-up actions to innovation measures;	(c) a list of proposed follow-up actions to innovation measures;	(c) a list of proposed follow-up actions to innovation measures;  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 19(2), point (d)				
249	(d) identification of synergies with other relevant Union and national programmes and initiatives.	(d) identification of synergies with other relevant Union and national programmes and initiatives.	(d) identification of synergies with other relevant Union and national programmes and initiatives.	(d) identification of synergies with other relevant Union and national programmes and initiatives.  Text Origin: Commission Proposal
Article 19(2), point (da)				
249a		<u>(da) indications of available financial opportunities in support of the priorities included;</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 19(2), point (db)				
249b		<u>(db) the main objectives and key performance indicators for measuring the achievement of those objectives.</u>		
Article 19(3)				
250	3. The Interoperable Europe Agenda shall not constitute financial obligations. After its adoption, the Commission shall publish the Agenda on the	3. The Interoperable Europe Agenda shall not constitute financial obligations <u>and further administrative burden.</u> After its adoption, the Commission shall	3. The Interoperable Europe Agenda shall not constitute financial obligations. After its adoption, the Commission shall publish the Agenda on the	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Interoperable Europe portal.	publish the Agenda on the Interoperable Europe portal <u>and provide regular updates on its implementation.</u>	Interoperable Europe portal.	
Article 20				
251	Article 20 Monitoring and evaluation	Article 20 Monitoring and evaluation	Article 20 Monitoring and evaluation	Article 20 Monitoring and evaluation  Text Origin: Commission Proposal
Article 20(1)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
252	<p>1. The Commission shall monitor the progress of the development of cross-border interoperable public services to be delivered or managed electronically in the Union. The monitoring shall give priority to the reuse of existing international, Union and national monitoring data and to automated data collection.</p>	<p>1. The Commission <u>and the Interoperable Europe Board</u> shall monitor the progress of the development of cross-border interoperable public services to be delivered or managed electronically in the Union. The monitoring shall <del>give priority to the</del> <u>make use of the indicators set by the Interoperable Europe Board and</u> reuse of existing international, Union and national monitoring data and to automated data collection <u>in order to achieve an accurate reflection of actions and activities on national, local and regional level.</u></p>	<p>1. The Commission shall monitor the progress of the development of <u>trans-European digital</u> <del>cross-border interoperable</del> public services <del>to be delivered or managed electronically in the Union.</del> The monitoring shall give priority to the reuse of existing international, Union and national monitoring data and to automated data collection. <u>The Commission shall consult the Board on the methodology and process of the monitoring.</u></p>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 20(2)				
253	2. As regards topics of specific interest for the implementation of this Regulation, the Commission shall monitor:	2. As regards topics of specific interest for the implementation of this Regulation, the Commission shall monitor:	2. As regards topics of specific interest for the implementation of this Regulation, the Commission shall monitor:	2. As regards topics of specific interest for the implementation of this Regulation, the Commission shall monitor:  Text Origin: EP Mandate
Article 20(2), point (a)				
254	(a) the implementation of the EIF by the Member States;	(a) the implementation of the EIF by the Member States;	(a) the <u>progress towards applying</u> <del>implementation of</del> the EIF <del>by</del> <u>in</u> the Member States;	



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 20(2), point (b)				
255	(b) the take-up of the interoperability solutions in different sectors, across the Member States, and at local level;	(b) the take-up of the interoperability solutions in different sectors, across the Member States, and at local level;	(b) the take-up of the interoperability solutions in different sectors, <del>across the Member States, and at local level</del> <u>for different public services and across the Member States;</u>	
Article 20(2), point (c)				
256	(c) the development of open source solutions for the public services, public sector innovation	(c) the development of open source solutions for the public services, public sector innovation	(c) the development of open source solutions for the public services, public sector innovation	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	and the cooperation with GovTech actors in the field of cross-border interoperable public services to be delivered or managed electronically in the Union.	and the cooperation with GovTech actors, <u>including SMEs and start-ups</u> , in the field of cross-border interoperable public services to be delivered or managed electronically in the Union.;	and the cooperation with GovTech actors in the field of cross-border interoperable public services to be delivered or managed electronically in the Union.	
Article 20(2), point (ca)				
256a		<u>(ca) the impact of the Regulation on advancing transparency, good governance, accessibility, social inclusion and good-quality public services, especially with regards to the reduction of the administrative burden, to the benefit of citizens, public sector workers and businesses, in particular SMEs;</u>		

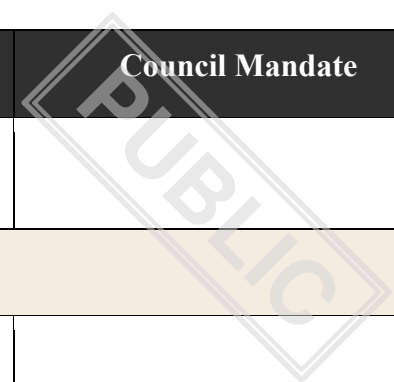
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 20(2), point (cb)				
256b		<u>(cb) the impact of interoperability solutions on the areas with lower levels of connectivity such as rural and peripheral areas as well as islands;</u>		
Article 20(2), point (cc)				
256c		<u>(cc) training, upskilling and reskilling of public sector employees;</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 20(2), point (cd)				
256d		<u>(cd) cost-benefit analysis on the implementation of cross-border interoperability measures in the Union;</u>		
Article 20(2), point (ce)				
256e		<u>(ce) the accessibility of cross-border interoperable public services to relevant users</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 20(2a)				
256f		<u>2a. All monitoring and evaluation activities shall take into account the different starting points of the Member States and of regions with lower levels of connectivity, of rural and peripheral areas and islands.</u>		
Article 20(3)				
257	<p>3. Monitoring results shall be published by the Commission on the Interoperable Europe portal.</p> <p>Where feasible, they shall be</p>	<p>3. Monitoring results shall be published by the Commission on the Interoperable Europe portal.</p> <p>Where feasible, they shall be</p>	<p>3. Monitoring results shall be published by the Commission on the Interoperable Europe portal.</p> <p>Where feasible, they shall be</p>	<p>3. Monitoring results shall be published by the Commission on the Interoperable Europe portal.</p> <p>Where feasible, they shall be</p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	published in a machine-readable format.	published in a machine-readable format.	published in a machine-readable format.	published in a machine-readable format.  Text Origin: Commission Proposal
Article 20(4)				
258	4. By ... at the latest [three years after the date of application of this Regulation], and every four years thereafter, the Commission shall present to the European Parliament and to the Council a report on the application of this Regulation, which shall include conclusions of the evaluation. The report shall	4. By ... at the latest [three years after the date of application of this Regulation], and every four years thereafter, the Commission shall present to the European Parliament and to the Council a report on the application of this Regulation, which shall include conclusions of the evaluation. The report shall	4. By ... at the latest [three years after the date of application of this Regulation], and every four years thereafter, the Commission shall present to the European Parliament and to the Council a report on the application of this Regulation, which shall include conclusions of the evaluation. The report shall	4. By ... at the latest [three years after the date of application of this Regulation], and every four years thereafter, the Commission shall present to the European Parliament and to the Council a report on the application of this Regulation, which shall include conclusions of the evaluation. The report shall

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	specifically assess the need for establishing mandatory interoperability solutions.	specifically assess the need for establishing mandatory interoperability solutions.	specifically assess the need for establishing mandatory interoperability solutions.	specifically assess the need for establishing mandatory interoperability solutions.  Text Origin: Commission Proposal
Chapter 6				
259	Chapter 6  Final provisions	Chapter 6  Final provisions	Chapter 6  Final provisions	Chapter 6  Final provisions  Text Origin: Commission Proposal

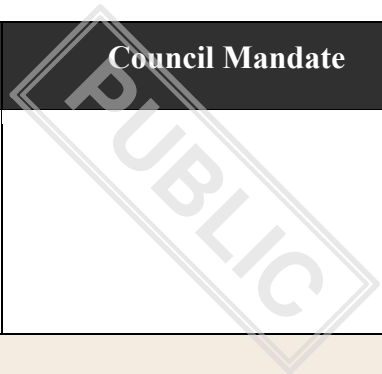


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 21				
260	Article 21  Costs	Article 21  Costs	Article 21  Costs	Article 21  Costs  <div>Text Origin: Commission Proposal</div>
Article 21(1)				
261	1. Subject to the availability of funding, the general budget of the	1. Subject to the availability of funding, the general budget of the	1. Subject to the availability of funding, the general budget of the	1. Subject to the availability of funding, the general budget of the



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Union shall cover the costs of:	Union shall cover the costs of:	Union shall cover the costs of:	Union shall cover the costs of:  Text Origin: Commission Proposal
Article 21(1), point (a)				
262	(a) the development and maintenance of the Interoperable Europe portal;	(a) the development and maintenance of the Interoperable Europe portal;	(a) the development and maintenance of the Interoperable Europe portal;	(a) the development and maintenance of the Interoperable Europe portal;  Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 21(1), point (b)				
263	(b) the development, maintenance and promotion of Interoperable Europe solutions;	(b) the development, maintenance and promotion of Interoperable Europe solutions;	(b) the development, maintenance and promotion of Interoperable Europe solutions;	(b) the development, maintenance and promotion of Interoperable Europe solutions;  Text Origin: Commission Proposal
Article 21(1), point (c)				
264	(c) the Interoperable Europe support measures.	(c) the Interoperable Europe support measures.	(c) the Interoperable Europe support measures.	(c) the Interoperable Europe support measures.



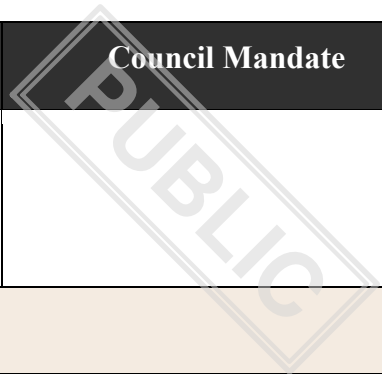
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 21(2)				
265	2. These costs shall be met in compliance with the applicable provisions of the relevant basic act.	2. These costs shall be met in compliance with the applicable provisions of the relevant basic act.	2. These costs shall be met in compliance with the applicable provisions of the relevant basic act.	2. These costs shall be met in compliance with the applicable provisions of the relevant basic act.  Text Origin: Commission Proposal
Article 21a				
265a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<a href="#"><u>Article 21a</u></a>  <a href="#"><u>Committee procedure</u></a>	
Article 21a(1)				
265b			<a href="#"><u>1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.</u></a>	
Article 21a(2)				
265c			<a href="#"><u>2. Where reference is made to this</u></a>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<a href="#"><u>paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.</u></a>	
Article 22				
266	Article 22 Entry into force	Article 22 Entry into force	Article 22 Entry into force	Article 22 Entry into force  Text Origin: Commission Proposal
Article 22, first paragraph				
267				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	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 22, second paragraph				
268	It shall apply from [3 months after the date of entry into force of this Regulation].	It shall apply from [3 months after the date of entry into force of this Regulation].  <u>The requirement to perform interoperability assessments</u>	It shall apply from [3 months after the date of entry into force of this Regulation], <u>except for Articles 3 and 17, which shall apply from [9 months after the date of entry into</u>	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<p><u>provided in Article 3 shall apply from [3 months after the date of entry into force of this Regulation], except for the following:</u></p> <p><u>(a) Article 3 shall apply to institutions, bodies and agencies of the Union and public sector bodies at State level from [6 months after the date of entry into force of this Regulation].</u></p> <p><u>(b) Article 17(1) shall apply from [6 months after the date of entry into force of this Regulation];</u></p> <p><u>(c) Article 3 shall apply to regional and local public sector bodies [12 months after the date of entry into force of this</u></p>	<p><u>force of this Regulation].</u></p>	

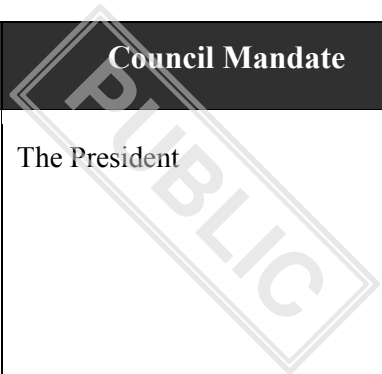


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>Regulation</u> .		
Article 22, third paragraph				
269	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member 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				
270	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels,





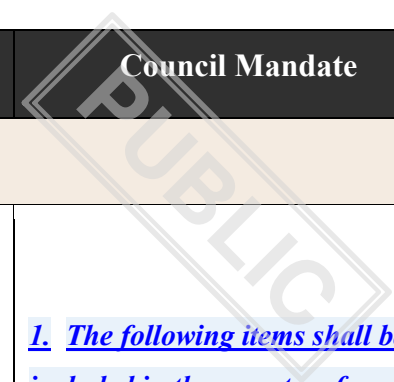
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Formula			
271	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament  Text Origin: Commission Proposal
	Formula			
272				



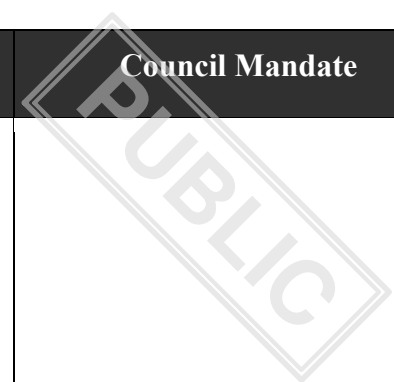
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	The President	The President	The President	The President  Text Origin: Commission Proposal
Formula				
273	For the Council	For the Council	For the Council	For the Council  Text Origin: Commission Proposal
Formula				



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 274	The President	The President	The President	The President  Text Origin: Commission Proposal
Annex 1				
G 274a			<u><a href="#">Annex 1 Common checklist for interoperability assessments</a></u>	<u><a href="#">Annex 1 Common checklist for interoperability assessments</a></u>  Text Origin: Council Mandate



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Annex 1, first paragraph					
G	274b		<u>1. The following items shall be included in the reports referred to in Article 3.</u>	<u>1. The following items shall be included in the reports referred to in Article 3.</u>  Text Origin: Council Mandate	G
Annex 1, second paragraph					
Y	274c			<u>1. General Information</u>  · <u>Organisation providing the report and other relevant information</u>  · <u>Concerned initiative, project</u>	Y



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>or action</u>  <u>2. Requirements</u>  · <u>[Trans-European/ service]</u> <u>concerned</u>  · <u>Binding requirements</u> <u>assessed</u>  · <u>Stakeholders affected, public</u> <u>and/or private</u>  · <u>Identified effects on cross-</u> <u>border interoperability</u>  <u>3. Results</u>  · <u>Interoperable Europe</u> <u>solutions identified for use</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<ul style="list-style-type: none"><li>· <u>Other relevant interoperability solutions, when applicable, including machine-to-machine interfaces</u></li><li>· <u>Remaining barriers to cross-border interoperability</u></li></ul>