Council of the European Union

Brussels, 19 June 2020
(OR. en)

8760/20
ADD 3

Interinstitutional File:
2018/0206(COD)

FSTR 115
REGIO 147
FC 48
CADREFIN 118
RELEX 439
SOC 405
PECHE 147
JAI 484
SAN 200
CODEC 494

NOTE

From:	Presidency
To:	Permanent Representatives Committee
Subject:	Cohesion policy legislative package 2021-2027 - European Social Fund Plus Regulation = Presidency Report

Delegations will find attached the four-column table that, from the Presidency's viewpoint, is the result of the work under the Croatian Presidency and the progress so far on the inter-institutional negotiations with the European Parliament on the ESF+ Regulation.

ANNEX

EUROPEAN SOCIAL FUND PLUS (ESF+) REGULATION[1]

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
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Part I **General provisions**	*[no change]*	*[no change]*		I-2
Article 1 *Subject matter*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 19/2* *[no change]*	I-3
This Regulation establishes the European Social Fund Plus (ESF+).	Amendment 86 This Regulation establishes the European Social Fund Plus (ESF+)***. ESF+ consists of three strands: the strand under shared management, the Employment and Social Innovation strand and the Health strand***.	*[no change]*	*Provisional common understanding at technical meeting of 19/2* This Regulation establishes the European Social Fund Plus (ESF+)**. ESF+ consists of three strands: the strand under shared management, the Employment and Social Innovation strand and the Health strand**.	I-4
It lays down the objectives of the ESF+, the budget for the period 2021-2027, the	Amendment 86 (cont.)	*[no change]*	*Provisional common understanding*	I-5

[1] The document includes the negotiations conducted by the Presidency on the health strand of the ESF+ Regulation. However, following the new amendments and proposals submitted by the Commission in May 2020 in the context of the revised MFF 2021-2027 and the Recovery Package, the Health Programme is a stand-alone proposal outside of the ESF+ umbrella.

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methods of implementation, the forms of Union funding and the rules for providing such funding.	***This Regulation*** ~~It~~ lays down the objectives of the ESF+, the budget for the period 2021-2027, the methods of implementation, the forms of Union funding and the rules for providing such funding***, complementing the general rules applicable to ESF+ under Regulation (EU) No [Regulation laying down Common Provisions]***.		*at technical meeting of 19/2* **This Regulation** ~~It~~ lays down the objectives of the ESF+, the budget for the period 2021-2027, the methods of implementation, the forms of Union funding and the rules for providing such funding.	
Article 2 *Definitions*				I-6
1. For the purposes of this Regulation, the following definitions shall apply:	Amendment 87 1. For the purposes of this Regulation, the following definitions ~~shall~~ apply:	*[no change]*		I-7
(1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion such as referring to and providing social services or advice on managing a household budget;	Amendment 87 (cont.) (1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion ***and eradicating poverty*** such as referring to and providing social services ***and psychological support, providing relevant information on public services*** or advice on managing a household budget;	(1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion such as referring to and providing social **and health** services or advice on managing a household budget;		I-8

Commission proposal COM(2018) 382	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19)	**Compromise proposal, comments**	**Row**
(2) 'associated country' means a third country which is party to an agreement with the Union allowing for its participation in the Employment and Social Innovation and Health strands of the ESF+ in accordance with Article 30;	*[no change]*	*[no change]*		I-9
(3) 'basic material assistance' means goods which fulfil the basic needs of a person for a life with dignity, such as clothing, hygiene goods and school material;	Amendment 87 (cont.) (3) 'basic material assistance' means goods which fulfil the basic needs of a person for a life with dignity, such as clothing, hygiene goods***, including feminine hygiene products,*** and school material;	*[no change]*		I-10
(4) 'blending operation' means actions supported by the Union budget, including within blending facilities pursuant to Article 2(6) of the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	*[no change]*	*[no change]*		I-11
(5) 'common immediate result indicators' means common result indicators which capture effects within four weeks as from the day the participant leaves the operation (exit	*[no change]*	*[no change]*		I-12

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
date);				
(6) 'common longer term result indicators' means common result indicators which capture effects six months after a participant has left the operation;	Amendment 87 (cont.) (6) 'common longer term result indicators' means common result indicators which capture effects six ***and twelve*** months after a participant has left the operation;	*[no change]*		I-13
(7) 'costs of purchasing food and/or basic material assistance' means the actual costs linked to the purchase of food and/or basic material assistance by the beneficiary and not limited to the price of the food and/or basic material assistance;	*[no change]*	*[no change]*		I-14
	Amendment 87 (cont.)(new) ***(7a) 'cross-border partnerships' in the Employment and Social Innovation strand means permanent structures of cooperation between public employment services, civil society or the social partners located in at least two Member States;***			I-15
(8) 'end recipient' means the most deprived person or persons receiving the support as laid down in point (xi) of Article 4(1);	*[no change]*	*[no change]*		I-16
(9) 'health crisis' means any crisis	*[no change]*	*[no change]*		I-17

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commonly perceived as a threat, having a health dimension and which requires urgent action by authorities under conditions of uncertainty;				
(10) 'legal entity' means any natural person, or any legal person created and recognised as such under national law, Union law or international law, which has a legal personality and which may, acting in its own name, exercise rights and be subject to obligations;	*[no change]*	*[no change]*		I-18
(11) 'microfinance' includes guarantees, microcredit, equity and quasi-equity, coupled with accompanying business development services such as in the form of individual counselling, training and mentoring, extended to persons and micro-enterprises that experience difficulties accessing credit for the purpose of professional and/or revenue-generating activities;	*[no change]*	*[no change]*		I-19
(12) micro-enterprise' means an enterprise with fewer than 10 employees and an annual turnover or balance sheet below EUR 2 000 000;	*[no change]*	*[no change]*		I-20
(13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons, whose need	Amendment 87 (cont.) (13) 'most deprived persons' means natural persons, whether individuals, families, households or groups	*[no change]*		I-21

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for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;	composed of such persons***, including children and homeless people***, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;			
(14) 'reference value' means a value to set targets for common and programme specific result indicators which is based on existing or previous similar interventions;	*[no change]*	*[no change]*		I-22

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
(15) 'social enterprise' means an undertaking, regardless of its legal form, or a natural person which	Amendment 87 (cont.) (15) 'social enterprise' means ***a*** ~~an~~ ***social economy*** undertaking, regardless of its legal form, or a natural person ***who*** ~~which~~***:***	(15) 'social enterprise'[2] means an undertaking, regardless of its legal form, or a natural person whic		I-23
(a) in accordance with its Articles of Association, Statutes or with any other legal document that may result in liability under the rules of the Member State where it is located, has as its primary social objective the achievement of measurable, positive social impacts rather than generating profit for other purposes, and which provides services or goods that generate a social return, and/or employs methods of production of goods or services that embodies social objectives;	Amendment 87 (cont.). (a) in accordance with its Articles of Association, Statutes or with any other legal document that may result in liability under the rules of the Member State where it is located, has as its primary social objective the achievement of measurable, positive social***, including environmental,*** impacts rather than generating profit for other purposes, and which provides services or goods that generate a social return, and/or employs methods of production of goods or services that embodies social objectives;	*[no change]*		I-24
(b) uses its profits first and foremost to achieve its primary social objective, and	Amendment 87 (cont.)	*[no change]*		I-25

[2] Council position: *Recital (33) is amended as follows:* (33) Lack of access to finance for microenterprises, social economy and social enterprises is one of the main obstacles to business creation, especially among people furthest from the labour market. **Under the EaSI strand,** the ESF+ Regulation lays down provisions in order to create a market eco-system to increase the supply of and access to finance for social enterprises as well as to meet demand from those who need it most, and in particular the unemployed, women and vulnerable people who wish to start up or develop a microenterprise. This objective will also be addressed through financial instruments and budgetary guarantee under the social investment and skills policy window of the InvestEU Fund. *(Comment from TM on 27/1: Agreed to use the term "people in vulnerable situations" througout the proposal during discussion on Row III-9).*

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has predefined procedures and rules covering any distribution of profits that ensure that such distribution does not undermine the primary social objective;	(b) ***reinvests most of*** ~~uses~~ its profits first and foremost to achieve its primary social objective, and has predefined procedures and rules covering any distribution of profits that ensure that such distribution does not undermine the primary social objective;			
(c) is managed in an entrepreneurial, accountable and transparent way, in particular by involving workers, customers and stakeholders impacted by its business activities;	Amendment 87 (cont.) (c) is managed in an entrepreneurial***, democratic, participatory***, accountable and transparent way, in particular by involving workers, customers and stakeholders impacted by its business activities;	*[no change]*		I-26
	Amendment 87 (cont.)(new) ***(15a) 'social economy enterprise' means different types of enterprises and entities falling within the social economy, such as cooperatives, mutuals, associations, foundations, social enterprises and other forms of enterprises regulated by the laws of the individual Member States and based on the primacy of the individual and social objectives over capital, democratic governance, solidarity and the reinvestment of the majority of profits or surpluses;***			I-27

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
(16) 'social innovations' mean activities that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services and models) that simultaneously meet social needs and create new social relationships or collaborations, thereby benefiting society and boosting its capacity to act;	Amendment 87 (cont.) (16) 'social innovations' mean activities***, including collective activities,*** that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services***, practices*** and models) that simultaneously meet social needs and create new social relationships or collaborations, ***including between public, third sector organisations such as voluntary and community organisations and social economy enterprises,*** thereby benefiting society and boosting its capacity to act;	(16) 'social innovations' mean activities that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services, **practices** and models) that simultaneously meet social needs and create new social relationships or collaborations, thereby benefiting society and boosting its capacity to act;		I-28
(17) 'social experimentations' mean policy interventions that offer an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other contexts or on a larger scale, if the results prove convincing;	Amendment 87 (cont.) (17) 'social experimentations' mean policy interventions that offer an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other***, including***	(17) 'social experimentations' mean policy interventions that ~~offers~~ **aims to provide** an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other contexts or on a larger scale, if the results prove convincing[3];		I-29

[3] Council position: *Recital (31) is amended as follows:* (31) Social experimentation is a small-scale project testing which allows gathering evidence on the feasibility of social innovations **in each policy area under Article 4**. It should be possible for feasible ideas to be pursued on a wider scale or in other contexts with financial support from the ESF+, as well as from other sources. **Transnational cooperation under direct or indirect management should accelerate the transfer and facilitate the upscaling of innovative solutions, whilst transnational cooperation can also be supported by programmes under shared management.**

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	geographical and sectorial, contexts or on a larger scale, if the results prove convincing;			
(18) 'key competences' means the knowledge, skills and competences all individuals need, at any stage of their lives, for personal fulfilment and development, employment, social inclusion and active citizenship. The key competences are: literacy; multilingual; mathematics, science, technology and engineering; digital; personal, social and learning to learn; citizenship; entrepreneurship; cultural awareness and expression;	Amendment 87 (cont.) (18) 'key competences' means the knowledge, skills and competences all individuals need, at any stage of their lives, for personal fulfilment and development, employment, social inclusion and active citizenship. The key competences are: literacy; multilingual; mathematics, science, technology***, arts*** and engineering; digital; ***media;*** personal, social and learning to learn; citizenship; entrepreneurship; ***(inter)***cultural awareness and expression ***and critical thinking***;	*[no change]*		I-30
(19) 'third country' means a country that is not member of the European Union.	*[no change]*	*[no change]*		I-31
	Amendment 87 (cont.)(new) ***(19a) 'disadvantaged groups' means targeted groups with a high level of people experiencing or at risk of poverty, discrimination or social exclusion, including among others ethnic minorities such as Roma, third-country nationals, including migrants, elderly people, children,***			I-32

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	single parents, persons with disabilities or persons with chronic diseases;			
	Amendment 87 (cont.)(new) ***(19b) 'lifelong learning' means learning in all its forms (formal, non-formal and informal learning) taking place at all stages in life including early childhood education, general education, vocational education and training, higher education and adult education, and resulting in an improvement in knowledge, skills, competences, and possibilities to participate in society.***			I-33
		(20) 'third-country national' means any person who is not a citizen of the Union as defined in Article 20(1) of the TFEU. Reference to third-country nationals shall be understood to include stateless persons and persons with undetermined nationality;		I-34
2. The definitions in Article [2] of [the future CPR] shall also apply for the ESF+ strand under shared management.	Amendment 87 (cont.) 2. The definitions in Article [2] of [the future CPR] ~~shall~~ also apply for the ESF+ strand under shared management.	2. The definitions in Article [2] of [the future CPR] shall also apply for the ESF+ strand under shared management.		I-35

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	Amendment 87 (cont.)(new) ***2a. The definitions in Article 2 of Regulation (EU) 2018/1046 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union[4] also apply to the Employment and Social Innovation strand and to the Health strand under direct and indirect management.***			I-36
Article 3 *General objectives and methods of implementation*	*[no change]*	*[no change]*		I-37
The ESF+ aims to support Member States to achieve high employment levels, fair social protection and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017.	Amendment 88 The ESF+ ***shall*** ~~aims to~~ support Member States***, at national, regional and local level, and the Union*** to achieve ***inclusive societies,*** high ***levels of quality*** employment ~~levels, fair~~***, job creation, quality and inclusive education and training, equal opportunities, eradicating poverty, including child poverty, social inclusion and integration, social***	The ESF+ aims to support Member States **and regions** to achieve high employment levels, fair social protection and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017		I-38

[4] ***1a Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).***

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	cohesion, social protection and a skilled and resilient workforce ready for the future world of work**.**			
	Amendment 88 (cont.)(new) ***The ESF+ shall be in line with the Treaties of the European Union and the Charter, delivering on the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017, thereby contributing to the goals of the Union as regards to strengthening economic, social and territorial cohesion in accordance with Article 174 TFEU and the commitment of the Union and its Member States to achieve the Sustainable Development Goals and commitments made under the Paris Agreement.***			I-39
The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair working conditions, social protection and inclusion, and a high level of human health protection.	Amendment 88 (cont.) The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, ***equal*** access to the labour market, ***lifelong learning, high quality*** ~~fair~~ working conditions, social protection***, integration*** and inclusion,	The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair **and quality** working conditions, social protection and inclusion, and a high level of human health protection.		I-40

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	eradicating poverty, including child poverty, investment in children and young people, non-discrimination, gender equality, access to basic services and a high level of human health protection.			
It shall be implemented:	*[no change]*	*[no change]*		I-41
a) under shared management, for the part of the assistance which corresponds to the specific objectives indicated in Article 4(1) (the 'ESF+ strand under shared management'), and	*[no change]*	*[no change]*		I-42
(b) under direct and indirect management for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and 23 (the 'Employment and Social Innovation strand') and for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and (3) and 26 (the 'Health strand').	*[no change]*	*[no change]*		I-43
Article 4 *Specific objectives*	*[no change]*	*[no change]*		I-44
1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, social inclusion and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the	Amendment 89 1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, ***mobility,*** social inclusion**,**	1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, social inclusion and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the	*Provisional common understanding at technical meeting of 20/01* 1. The ESF+ shall support the following specific objectives in the policy areas of employment **and**	I-45

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European Pillar of Social Rights" set out in Article [4] of the [future CPR]:	***poverty eradication*** and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [future CPR]:	European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	**labour mobility,** education, social inclusion, **including contributing to poverty eradication,** and health and thereby also contributing to the policy objective for "A more social **and inclusive** Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	
(i) improving access to employment of all jobseekers, in particular youth and long-term unemployed, and of inactive people, promoting self-employment and the social economy;	Amendment 89 (cont.) (i) improving access to ***quality*** employment ***and activation measures*** of all jobseekers, in particular ~~youth and~~ ***specific measures for young people, especially though the implementation of the Youth Guarantee,*** long-term unemployed, ***economically*** ~~and of~~ inactive people ***and disadvantaged groups***, ***with focus on persons furthest away from the labour market,*** promoting ***employment,*** self-employment**,** ***entrepreneurship*** and the social economy;	(i) improving access to employment of all jobseekers, in particular youth and long-term unemployed **and disadvantaged groups on the labour market**, and of inactive people, promoting self-employment and the social economy;	*Provisional common understanding at technical meeting of 20/01* (i) improving access to employment **and activation measures** of all jobseekers, in particular youth, **especially through the implementation of the Youth Guarantee,** ~~and~~ long-term unemployed **and disadvantaged groups on the labour market**, and of inactive people, promoting self-employment and the social economy;	I-46
(ii) modernising labour market institutions and services to assess and anticipate skills needs and ensure timely and tailor-made assistance and support to labour market matching, transitions and mobility;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 20/01* *[no change]*	I-47

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(iii) promoting women's labour market participation, a better work/life balance including access to childcare, a healthy and well–adapted working environment addressing health risks, adaptation of workers, enterprises and entrepreneurs to change, and active and healthy ageing;	Amendment 89 (cont.) (iii) promoting women's labour market participation ***and career progression, promoting the principle of equal pay for equal work,*** a better work/life balance***, with a special focus on single parents,*** including access to ***affordable, inclusive and quality*** childcare, ***early childhood education, eldercare, and other care services and support; and*** a healthy and well–adapted working environment addressing health ***and disease*** risks, adaptation of workers***, professional reorientation***, enterprises and entrepreneurs to change, and active and healthy ageing;	(iii) promoting ~~women's~~**a gender-balanced** labour market participation~~,~~ **and** a better work/life balance including **through** access to childcare~~, a healthy and well–adapted working environment addressing health risks,~~ **and care for dependent persons;**;	*Provisional common understanding at technical meeting of 20/01 and 27/01 and 5/2* (iii) promoting ~~women's~~**a gender-balanced** labour market participation, **equal working conditions, and** a better work/life balance including **through** access to **affordable** childcare, ~~a healthy and well–adapted working environment addressing health risks,~~ **and care for dependent persons;** *Comment: Addition in recital (13) as follows:* [...] improved work/life balance and access to childcare, **including early childhood education and care**. […]	I-48
		(iii bis) promoting adaptation of workers, enterprises and entrepreneurs to change, and active and healthy ageing **and a healthy and well-adapted working environment addressing health risks;**	*Provisional common understanding at technical meeting of 20/01* **(iii bis) promoting the** adaptation of workers, enterprises and entrepreneurs to change, ~~and~~ active and healthy ageing **and a healthy and well-adapted working environment that addresses health risks;**	I-49

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(iv) improving the quality, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including digital skills;	Amendment 89 (cont.) (iv) improving the quality***,*** ***inclusiveness***, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including ***entrepreneurial and*** digital skills ***and recognising non-formal and informal learning, to promote e-inclusion and facilitate the transition from education to work, in order to reflect social and economic requirements***;	*[no change]*	*Provisional common understanding at technical meeting of 20/01* (iv) improving the quality**,** **inclusiveness**, effectiveness and labour market relevance of education and training systems **including through validation of non-formal and informal learning**, to support acquisition of key competences including **entrepreneurial and** digital skills**, and by promoting the introduction of dual-training systems and apprenticeships**;	I-50
(v) promoting equal access to and completion of, quality and inclusive education and training, in particular for disadvantaged groups, from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all;	Amendment 89 (cont.) (v) promoting equal access to and completion of, ***high*** quality***,*** ***affordable*** and inclusive education and training, in particular for disadvantaged groups ***and carers,*** from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, ***addressing early school leaving, promoting the introduction of dual-training systems, apprenticeships,*** ~~including facilitating~~ learning mobility for all ***and***	*[no change]*	*Provisional common understanding at technical meeting of 20/01* (v) promoting equal access to and completion of, quality and inclusive education and training, in particular for disadvantaged groups, from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all **and accessibility for persons with disabilities**;	I-51

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	accessibility for persons with disabilities;		*Comment: Reference to "persons with disabilities" to be included in recital (28) based on COM drafting suggestion:* "...Rights of Persons with Disabilities. **The ESF + should contribute to promote accessibility for persons with disabilities with a view to improving integration into employment, education and training and thereby enhancing their inclusion in all spheres of life.**"	
(vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility;	Amendment 89 (cont.) (vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account ***entrepreneurial and*** digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility ***and full participation in society***;	*[no change]*	*Provisional common understanding at technical meeting of 20/01* (vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account **entrepreneurial and** digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility; *Reference to "and full participation in society" to be included in recital (14) based on COM drafting suggestion:*"...support lifelong learning and employability **with a view to facilitating full**	I-52

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			participation in society for all,..."	
(vii) fostering active inclusion with a view to promoting equal opportunities and active participation, and improving employability;	Amendment 89 (cont.) (vii) fostering active inclusion with a view to promoting equal opportunities**,** ***non-discrimination*** and active participation, and improving employability***, in particular for disadvantaged groups***;	*[no change]*	*Provisional common understanding at technical meeting of 20/01* (vii) fostering active inclusion with a view to promoting equal opportunities**, non-discrimination** and active participation, and improving employability**, in particular for disadvantaged groups**;	I-53
(viii) promoting socio-economic integration of third country nationals and of marginalised communities such as the Roma;	Amendment 89 (cont.) (viii) promoting ***long-term*** socio-economic integration of third country nationals***, including migrants***; ~~and of marginalised communities such as the Roma~~;	*[no change]*	*Provisional common understanding at technical meeting of 20/01* (viii) promoting socio-economic integration of third country nationals**, including migrants**; ~~and of marginalised communities such as the Roma~~;	I-54
	Amendment 89 (cont.)(new) ***(viiia) fighting discrimination against and promoting the socio-economic integration of marginalised communities such as Roma;***		*Provisional common understanding at technical meeting of 20/01* **(viiia) promoting the socio-economic integration of marginalised communities such as Roma;**	I-55
(ix) enhancing the equal and timely access to quality, sustainable and affordable services; modernising social protection systems, including promoting	Amendment 89 (cont.) (ix) enhancing the equal and timely access to quality, sustainable**,**	*[no change]*	*Provisional common understanding at technical meeting of 27/01* (ix) enhancing the equal and timely	I-56

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access to social protection; improving accessibility, effectiveness and resilience of healthcare systems and long-term care services;	***accessible*** and affordable services***, including services for access to housing and person-centred healthcare and related care***; modernising social ***security institutions, public employment services, social*** protection ***and social inclusion*** systems, including promoting access to ***equal*** social protection***, with a particular focus on children and disadvantages groups and the most deprived people***; improving accessibility ***including for persons with disabilities***, effectiveness and resilience of healthcare systems and long-term care services;		access to quality, sustainable and affordable services**, including services that promote the access to housing and person-centred care including healthcare** ; modernising social protection systems, including promoting access to social protection**, with a particular focus on children and disadvantaged groups**; improving accessibility **including for persons with disabilities**, effectiveness and resilience of healthcare systems and long-term care services;	
	Amendment 89 (cont.) ***(ixa) increasing the accessibility for persons with disabilities with a view to improving their inclusion in employment, education and training;***		*EP drops point (ixa) from AM 89*	I-57
(x) promoting social integration of people at risk of poverty or social exclusion, including the most deprived and children;	Amendment 89 (cont.) (x)promoting social integration of people ***experiencing or*** at risk of poverty ***and/or*** ~~or~~ social exclusion, including the most deprived and children;	*[no change]*	*Provisional common understanding at technical meeting of 20/01* *[no change]*	I-58
(xi) addressing material deprivation through food and/or basic material	Amendment 89 (cont.)	*[no change]*	*Provisional common understanding*	I-59

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assistance to the most deprived, including accompanying measures.	(xi) addressing material deprivation through food and/or basic material assistance to the most deprived, including accompanying measures, ***aiming to ensure their social inclusion, with an emphasis on children in vulnerable situations***.		*at technical meeting of 20/01* (xi) addressing material deprivation through food and/or basic material assistance to the most deprived, including **children, and providing** accompanying measures **supporting their social inclusion.**	
2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ shall also contribute to the other policy objectives listed in Article [4] of [the future CPR], in particular those related to:	Amendment 89 (cont.) 2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ ***aims to*** ~~shall also~~ contribute to ~~the~~ other policy objectives listed in Article [4] of [the future CPR], in particular those related to:	2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ shall also contribute to the other policy objectives listed in Article [4] of [the future CPR][5], in particular those related to:	*Provisional common understanding at technical meeting of 27/01* 2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ shall **aim to** ~~also~~ contribute to ~~the~~ other policy objectives listed in Article [4] of [the future CPR], in particular those related to:	I-60
1. a smarter Europe through the development of skills for smart specialisation, skills for key enabling technologies, industrial transition, sectorial cooperation on skills and entrepreneurship, the training of researchers, networking activities and	Amendment 89 (cont.) 1. a smarter Europe through the development of skills for smart specialisation, skills for key enabling technologies, industrial transition, sectorial cooperation on skills and	*[no change]*	*Provisional common understanding at technical meeting of 27/01* *[no change]*	I-61

[5] Council position: *An additional recital is included:* **(new) Through the support to the specific objectives set out in Article 4(1) under policy objective 4 "a more social Europe", the ESF + will continue to contribute to territorial and local development strategies in order to implement the European Pillar of Social Rights. It will support the tools set out in Article 22 CPR and thereby also contribute to the delivery of policy objective 5 "a Europe closer to citizens".** *(Comment from TM on 5/2: Agreed to add modified recital including the content of EP AM 89, based on wording by the COM).)*

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
partnerships between higher education institutions, vocational and educational training (VET) institutions, research and technological centres and enterprises and clusters, support to micro, small and medium sized enterprises and the social economy;	entrepreneurship, the training of researchers, networking activities and partnerships between higher education institutions, vocational and educational training (VET) institutions, research and technological centres***, medical and healthcare centres*** and enterprises and clusters, support to micro, small and medium sized enterprises and the social economy ***taking into account social economy laws and frameworks established in the Member States***;			
2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, and the bioeconomy.	Amendment 89 (cont.) 2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, ***awareness raising among the population about sustainable development and lifestyles,*** the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, ***circular economy*** and the bioeconomy***;***	*[no change]*	*Provisional common understanding at technical meeting of 27/01* 2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, **circular economy** and the bioeconomy***;***	I-62
	Amendment 89 (cont.)(new) ***2a. a Union that is closer to citizens through poverty reduction and social***		*Provisional common understanding at technical meeting of 5/2 that EP will drop the AM (following the inclusion of the wording in the recital*	I-63

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	inclusion measures taking into account the specificities of urban, rural and coastal regions in view of tackling the socioeconomic inequalities in cities and regions;		*proposed by Council in Row I-60 (footnote 5)/R-54) as complemented by Commission (last sentence)* *New recital (x):* "Through the support to the specific objectives set out in Article 4(1) under policy objective 4 "a more social Europe", the ESF + will continue to contribute to territorial and local development strategies in order to implement the European Pillar of Social Rights. It will support the tools set out in Article 22 CPR and thereby also contribute to the delivery of policy objective 5 "a Europe closer to citizens", including through poverty reduction and social inclusion measures taking into account the specificities of urban, rural and coastal regions in view of tackling the socioeconomic inequalities in cities and regions;"	
	Amendment 89 (cont.)(new) ***2b. under the Employment and Social Innovation Strand, the ESF+ shall support the development, implementation monitoring and evaluation of the Union's instruments, policies and relevant law and promote evidence-based policy***			I-64

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	making, social innovation and social progress in partnership with the social partners, civil society organisations and public and private bodies (specific objective 1); it shall promote workers' voluntary geographical mobility on a fair basis and boost employment opportunities (specific objective 2); it shall promote employment and social inclusion by increasing the availability and accessibility of microfinance for micro-enterprises and social economy enterprises, in particular for vulnerable people (specific objective 3);			
3. Under the Health strand, the ESF+ shall support health promotion and disease prevention, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, protect citizens from cross-border health threats, and support EU health legislation.	Amendment 89 (cont.) 3. under the Health strand, the ESF+ shall ***contribute*** ~~support~~ ***to a high level of human*** health ***protection*** ~~promotion~~ and disease prevention, ***including through the promotion of physical activity and promotion of health education***, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, ***increase life expectancy at birth***, protect citizens from cross-border health threats, ***foster disease prevention and early diagnosis, and***	3. Under the Health strand, the ESF+ shall support health promotion and disease prevention, contribute to effectiveness, accessibility ~~and~~, resilience **and sustainability** of health systems, make healthcare safer, reduce health inequalities, protect citizens from cross-border health threats, and support EU health legislation.		I-65

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	health promotion throughout the lifetime and strengthen and support EU ***health-related*** ~~health~~ legislation***, including in the area of environmental health, and fostering Health in all Union policies***. ***The Union's health policy shall be guided by Sustainable Development Goals (SDG) to ensure that the Union and Member States reach the targets of SDG 3 "Ensure healthy lives and promote well-being for all at all ages".***			
Article 5 *Budget*	*[no change]*	**[**Article 5 Budget**]** [6]		I-66
1. The total financial envelope for the ESF+ for the period 2021-2027 shall be EUR 101 174 000 000 in current prices.	Amendment 90 1. The total financial envelope for the ESF+ for the period 2021-2027 shall be ***EUR 106 781 000 000*** ~~EUR 101 174 000 000~~ ***in 2018 prices (EUR 120 457 000 000*** in current prices***)***.			I-67
2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be EUR 100 000 000 000 in current prices or EUR 88 646 194 590 in 2018 prices of	Amendment 90 (cont.) 2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be ***EUR***			I-68

[6] Council position: The Council has not yet a position on Article 5, pending agreement on the MFF.

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
which EUR 200 000 000 in current prices or or EUR 175 000 000 in 2018 prices shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i) and EUR 400 000 000 in current prices or EUR 376 928 934 in 2018 prices as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.	***105 686 000 000 in 2018 prices (EUR 119 222 000 000 in current prices)*** ~~EUR 100 000 000 000 in current prices or EUR 88 646 194 590 in 2018 prices~~ of which EUR 200 000 000 in current prices or EUR 175 000 000 in 2018 prices shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i), ***EUR 5 900 000 000 shall be allocated for measures falling under the European Child Guarantee referred to in Article 10a,*** and EUR 400 000 000 in current prices or EUR 376 928 934 in 2018 prices as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.			
3. The financial envelope for the Employment and Social Innovation strand and the Health strand for the period 2021-2027 shall be EUR 1 174 000 000 in current prices.	Amendment 90 (cont.) 3. The financial envelope for the Employment and Social Innovation strand and the Health strand for the period 2021-2027 shall be ***EUR 1 095 000 000 in 2018 prices (EUR 1 234 000 000*** ~~EUR 1 174 000 000~~ in current prices***).***			I-69
4. The indicative distribution of the	*[no change]*			I-70

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
amount referred in paragraph 3 shall be:				
(a) EUR 761 000 000 for the implementation of the Employment and Social Innovation strand;	Amendment 90 (cont.) (a) ***EUR 675 000 000*** ~~EUR 761 000 000~~ ***in 2018 prices (EUR 761 000 000 in current prices)*** for the implementation of the Employment and Social Innovation strand;			I-71
(b) EUR 413 000 000 for the implementation of the Health strand.	Amendment 90 (cont.) (b) ***EUR 420 000 000*** ~~EUR 413 000 000~~ ***in 2018 prices (EUR 473 000 000 in current prices; or 0,36 % of the MFF 2021-2027)*** for the implementation of the Health strand.			I-72
5. The amounts referred to in paragraphs 3 and 4 may also be used for technical and administrative assistance for the implementation of the programmes, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	*[no change]*			I-73
Article 6 *Equality between men and women and equal opportunities, and non-discrimination*	Amendment 91 Article 6 ***Gender*** equality ~~between men and women~~ and equal opportunities, and non-discrimination	Article 6 ~~Equality between men and women and~~ **Gender equality,** equal opportunities~~,~~ and non-discrimination	*Provisional common understanding at technical meeting of 19/2* Article 6 ~~Equality between men and women and~~ **Gender equality,** equal opportunities~~,~~ and non-discrimination	I-74

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.	Amendment 91 (cont.) 1. All programmes implemented under the ESF+ ~~strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands~~ shall ensure ***gender*** equality ~~between men and women~~ throughout their preparation, implementation, monitoring and evaluation. They shall also ***support specific actions aimed at increasing the participation of women in working life and their professional development as well as conciliation between working and personal life,*** promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability ***or health condition***, age or sexual orientation***, including the accessibility to persons with disabilities also in terms of ICT,*** throughout their preparation, implementation, monitoring and evaluation***, thereby enhancing social inclusion and reducing inequalities***.	1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands shall ensure **gender** equality ~~between men and women~~ throughout their preparation, implementation, monitoring and evaluation. They shall also ~~promote~~ **ensure** equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation. **These programmes and operations shall also aim at increasing participation of women in employment, combating the feminisation of poverty and gender discrimination in the labour market and in education and training.**		I-75
2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1	Amendment 91 (cont.) 2. The Member States and the Commission shall also support	2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1		I-76

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within any of the objectives of the ESF+, including the transition from residential/institutional care to family and community-based care.	specific targeted actions to promote the principles referred to in paragraph 1 within any of the objectives of the ESF+, including the transition from ~~residential/~~institutional care to family and community-based care ***and improving universal accessibility for persons with disabilities***.	within any of the objectives of the ESF~~+, including+~~**. These actions may include accessibility for persons with disabilities and** the transition from residential/institutional care to family and community-based care.		

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Part II – Implementation under the ESF+ strand under shared management	*[no change]*	*[no change]*		II-1
Chapter I Common provisions on programming	*[no change]*	*[no change]*		II-2
Article 7 *Consistency and thematic concentration*	*[no change]*	*[no change]*		II-3
1. Member States shall concentrate the ESF+ resources under shared management on interventions that address the challenges identified in their national reform programmes, in the European Semester as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account principles and rights set out in the European Pillar of Social Rights.	Amendment 92 1. Member States shall concentrate the ESF+ resources under shared management on interventions that address the challenges identified in their national reform programmes, in the European Semester as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account principles and rights set out in the European Pillar of Social Rights***, the Social Scoreboard under the European Semester and regional specificities thereby contributing to***	1. Member States shall ~~concentrate~~ **program** the ESF+ resources under shared management ~~on~~ **by prioritising** interventions that address the challenges identified in **the European Semester, including in** their national reform programmes ~~in the European Semester~~ as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account **the** principles and rights set out in the European Pillar of Social Rights **and the national and regional strategies relevant for ESF+ objectives.**		II-4

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	the goals of the Union set out in Article 174 TFEU as regards to strengthening economic, social and territorial cohesion and that are fully in line with the Paris Agreement and the UN Sustainable Development Goals.			
Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as Erasmus, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.	Amendment 92 (cont.) Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as ***the European Regional Development Fund (ERDF), the European Globalisation Adjustment Fund (EGF), the European Maritime and Fisheries Fund, InvestEU, Creative Europe, the Rights and Values Instrument,*** Erasmus, the Asylum and Migration Fund***, the post-2020 EU Framework for National Roma Integration Strategies*** and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and,	Member States and, where appropriate the Commission~~,~~ shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments ~~such as Erasmus, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument~~, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.		II-5

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	where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those ***Managing Authorities*** responsible for implementation to deliver ***integrated approaches,*** coherent and streamlined support actions.			
2. Member States shall allocate an appropriate amount of their ESF+ resources under shared management to address challenges identified in relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and in the European Semester falling within the scope of the ESF+ as set out in Article 4.	*[no change]*	*[no change]*		II-6
3. Member States shall allocate at least 25% of their ESF+ resources under shared management to the specific objectives for the social inclusion policy area set out in points (vii) to (xi) of Article 4(1), including the promotion of the socio-economic integration of third country nationals.	Amendment 92 (cont.) 3. Member States shall allocate at least ***27%*** ~~25%~~ of their ESF+ resources under shared management to the specific objectives for the social inclusion policy area set out in points (vii) to ***(x)*** ~~(xi)~~ of Article 4(1), including the promotion of the socio-economic integration of third country	**[**3. Member States shall allocate at least **[**25%**]** of their ESF+ resources under shared management to the specific objectives for the social inclusion policy area set out in points (vii) to (xi) of Article 4(1), including the promotion of the socio-economic integration of third country nationals.**]**		II-7

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	nationals.			
	Amendment 92 (cont.)(new) ***3a. Within the specific objectives for the social inclusion policy area set out in points (vii) to (x) of Article 4(1), Member States shall allocate at least 5 % of their ESF+ resources under shared management to targeted actions aiming at implementing the European Child Guarantee, in order to contribute to children's equal access to free healthcare, free education, free childcare, decent housing and adequate nutrition.***			II-8
4. Member States shall allocate at least 2% of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point (xi) of Article 4(1).	Amendment 92 (cont.) 4. ***In addition to the minimum allocation of at least 27 % of the ESF+ resources under shared management to the specific objectives set out in points (vii) to (x) of Article 4(1),*** Member States shall allocate at least ***3%*** ~~2%~~ of their ESF+ resources under shared management to the specific objective of addressing ***social inclusion of the most deprived and/or*** material deprivation set out in ***points*** ~~point~~ ***(x) and*** (xi) of Article 4(1).	**[**4. Member States shall allocate at least **[**2%**]** of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point (xi) of Article 4(1).**]**		II-9

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In duly justified cases, the resources allocated to the specific objective set out in point (x) of Article 4(1) and targeting the most deprived may be taken into account for verifying compliance with the minimum allocation of at least 2% set out in the first subparagraph of this paragraph.	Amendment 92 (cont.) ~~In duly justified cases, the resources allocated to the specific objective set out in point (x) of Article 4(1) and targeting the most deprived may be taken into account for verifying compliance with the minimum allocation of at least 2% set out in the first subparagraph of this paragraph.~~	**[**In duly justified cases, the resources allocated to the specific objective set out in point (x) of Article 4(1) and targeting the most deprived may be taken into account for verifying compliance with the minimum allocation of at least **[**2%**]** set out in the first subparagraph of this paragraph.**]**		II-10
5. Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	Amendment 92 (cont.) 5. Member States ~~having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data,~~ shall allocate at least ***3%*** ~~10%~~ of their ESF+ resources under shared management ~~for the years 2021 to 2025~~ to targeted actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	**[**5. Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2019~~ on the basis of **the latest available annual** Eurostat data, shall allocate at least **[**10%**]** of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.**]**		II-11
	Amendment 92 (cont.)(new)			II-12

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	Member States having a rate of young people aged 15 to 29 not in employment, education or training (NEET) above the Union average in 2019 or where the NEET rate is above 15 % on the basis of Eurostat data, shall allocate at least 15 % of their ESF+ resources under shared management for the years 2021 to 2025 in the programming period to the above mentioned actions and structural reform measures, paying special attention to those regions more affected taking into account the divergences between them.			
When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 on the basis of Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2026 to 2027 to these actions.	Amendment 92 (cont.) When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of[the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 ***or where the NEET rate is above 15%*** on the basis of Eurostat data, shall allocate at least ***15***% ~~10%~~ of their ESF+ resources under shared management for the years 2026 to 2027 to these actions ***or structural***	~~When programming the ESF+ resources under shared management for 2026 and 2027 at~~ **At** mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2024~~ on the basis of **the latest available annual** Eurostat data, shall allocate at least **[**10%**]** of their ESF+ resources under shared management for the years 2026 to 2027 to these actions		II-13

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	reform measures.			
Outermost regions meeting the conditions set out in the first and second subparagraphs shall allocate at least 15% of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs.	Amendment 92 (cont.) Outermost regions meeting the conditions set out in the ***second*** ~~first~~ and ***third*** ~~second~~ subparagraphs shall allocate at least 15% of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs. ***That allocation shall not replace funding necessary for infrastructure and development for outermost regions.***	Outermost regions meeting the conditions set out in the first and second subparagraphs shall allocate at least **[**15%**]** of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs.		II-14
When implementing such actions, Member States shall give priority to inactive and long-term unemployed young people and put in place targeted outreach measures.	*[no change]*	*[no change]*		II-15
6. Paragraphs 2 to 5 shall not apply to the specific additional allocation received by the outermost regions and the NUTS level 2 regions	*[no change]*	*[no change]*		II-16

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fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.				
7. Paragraphs 1 to 5 shall not apply to technical assistance.	*[no change]*	*[no change]*		II-17
	Amendment 93 (new) ***Article 7a*** ***Respect for fundamental rights***			II-18
	Amendment 93 (cont.)(new) ***Member States and the Commission shall ensure respect for fundamental rights and compliance with the Charter in the implementation of the funds.***			II-19
	Amendment 93 (cont.)(new) ***Any cost incurrent for action that is not in line with the Charter shall not be eligible in accordance with Article 58(2) of the Common Provisions Regulation xx/xx and Delegated Regulation (EU) No 240/2014.***			II-20
Article 8 *Partnership*	*[no change]*	*[no change]*		II-21
1. Each Member State shall ensure	Amendment 94	*[no change]*		II-22

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adequate participation of social partners and civil society organisations in the delivery of employment, education and social inclusion policies supported by the ESF+ strand under shared management.	1. ***In accordance with Article 6 of the [future CPR] and with the Delegated Regulation (EU) No 240/2014, each*** ~~Each~~ Member State shall ensure***, in partnership with local and regional authorities, a meaningful*** ~~adequate~~ participation of social partners***,*** ~~and~~ civil society organisations***, equality bodies, national human rights institutions and other relevant or representative organisations*** in the ***programming and*** delivery of employment, education***, non-discrimination*** and social inclusion policies ***and initiatives*** supported by the ESF+ strand under shared management. ***Such meaningful participation shall be inclusive and accessible to persons with disabilities.***			
2. Member States shall allocate an appropriate amount of ESF+ resources under shared management in each programme for the capacity building of social partners and civil society organisations.	Amendment 94 (cont.) 2. Member States shall allocate ***at least 2%*** ~~an appropriate amount~~ of ESF+ resources ~~under shared management in each programme~~ for the capacity building of social partners and civil society organisations ***at Union and national level in the form of training, networking measures, and strengthening of the social dialogue, and to activities jointly undertaken by***	2. Member States shall, **where relevant,** allocate an appropriate amount of ESF+ resources under shared management in each programme for the capacity building of social partners and civil society organisations **and may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1) and/or under technical assistance.**		II-23

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	the social partners.			
Article 9 *Addressing material deprivation*	*[no change]*	Article 9 ~~Addressing material deprivation~~ **Support to the most deprived**		II-24
The resources referred to in Article 7(4) shall be programmed under a dedicated priority or programme.	Amendment 95 The resources referred to in Article 7(4) ***regarding social inclusion of the most deprived and/or material deprivation*** shall be programmed under a dedicated priority or programme. ***The co-financing rate for this priority or programme is set, at least, at 85%.***	*[no change]*		II-25
Article 10 *Support to youth employment*	*[no change]*	*[no change]*		II-26
Support in accordance with Article 7(5) shall be programmed under a dedicated priority and it shall support the specific objective set out in point (i) of Article 4(1).	Amendment 96 Support in accordance with Article 7(5) shall be programmed under a dedicated priority ***or programme*** and it shall support the specific objective set out in point (i) of Article 4(1).	Support in accordance with Article 7(5) shall be programmed under a dedicated priority **or programme** and it shall **at least include** support **to** the specific objective set out in point (i) **and may include support to the specific objectives set out in points (v) and (x)** of Article 4(1).		II-27
	Amendment 97 (new) ***Article 10a*** ***Support to the European Child***			II-28

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	Guarantee			
	Amendment 97 (cont.)(new) ***Support in accordance with Article 7(3a) shall be programmed under a dedicated priority or programme reflecting the 2013 European Commission Recommendation on Investing in Children. It shall support for tackling child poverty and social exclusion within the specific objectives set out in points (vii) to (x) of Article 4(1).***			II-29
Article 11 *Support to relevant country-specific recommendations*	*[no change]*	*[no change]*		II-30
The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under one or more dedicated priorities.	Amendment 98 The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under ***any of the specific objectives referred to in Article 4(1)***. ***Member States shall ensure complementarity, coherence, coordination and synergies with the European Pillar of Social Rights*** ~~one or more dedicated priorities~~***.***	The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under one or more ~~dedicated~~ priorities**, which can be part of a multi-fund priority**.		II-31

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	Amendment 98 (cont.)(new) ***Sufficient flexibility shall be ensured at Managing Authority level to identify priorities and areas for ESF+ investments in line with the specific local or regional challenges.***			II-32
	Amendment 99 (new) ***Article 11a*** ***Integrated territorial development***			II-33
	Amendment 99 (cont.)(new) ***1. The ESF+ may support integrated territorial development within programmes under both goals referred to in Article 4(2) of Regulation (EU) 2018/xxxx [new CPR] in accordance with Chapter II of Title III of that Regulation [new CPR].***			II-34
	Amendment 99 (cont.)(new) ***2. Member States shall implement integrated territorial development, supported by the ESF+, exclusively through the forms referred to in Article [22] of Regulation (EU) 2018/xxxx [new CPR].***			II-35

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	Amendment 100 (new) ***Article 11b*** ***Transnational cooperation***			II-36
	Amendment 100 (cont.)(new) ***1. Member States may support transnational cooperation actions under a dedicated priority.***			II-37
	Amendment 100 (cont.)(new) ***2. Transnational cooperation actions may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1).***			II-38
	Amendment 100 (cont.)(new) ***3. The maximum co-financing rate for this priority may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.***			II-39
Chapter II General support of the ESF+ strand under shared management	*[no change]*	*[no change]*		II-40
Article 12 *Scope*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 19/2*	II-41

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			[no change]	
This Chapter applies to ESF+ support under points (i) to (x) of Article 4(1) when implemented under shared management (the 'general support of the ESF+ strand under shared management').	Amendment 101 This Chapter applies to ESF+ support under points (i) to (x) of Article 4(1) when implemented under shared management (the 'general support of the ESF+ strand under shared management'). ***In addition, Article 13 also applies to ESF+ support under point (xi) of Article 4(1).***	*[no change]*		II-42
Article 13 *Innovative actions*	Amendment 102 Article 13 ***Social i***~~I~~nnovative actions	Article 13 Innovative actions[7]	*Provisional common understanding at technical meeting of 19/2* *(Recital 31 as amended by CONS is still to be discussed)* Article 13 **Social i**~~I~~nnovative actions	II-43
1. Member States shall support actions of social innovation and social experimentations, or strengthen bottom-up approaches	Amendment 102 (cont.) 1. Member States shall support actions of social innovation and***/or*** social experimentations***, including***	1. Member States shall support actions of social innovation and social experimentations, or strengthen bottom-up approaches based on partnerships	*Provisional common understanding at technical meeting of 19/2* 1. Member States shall support actions of social innovation and	II-44

[7] Council position: *In order to clarify that transnational cooperation may be supported under the shared management strand, recital (31) is amended as follows:* (31) Social experimentation is a small-scale project testing which allows gathering evidence on the feasibility of social innovations **in each policy area under Article 4**. It should be possible for feasible ideas to be pursued on a wider scale or in other contexts with financial support from the ESF+, as well as from other sources. **Transnational cooperation under direct or indirect management should accelerate the transfer and facilitate the upscaling of innovative solutions, whilst transnational cooperation can also be supported by programmes under shared management.**

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based on partnerships involving public authorities, the private sector, and civil society such as the Local Action Groups designing and implementing community-led local development strategies.	***those with a socio-cultural component, using*** ~~or strengthen~~ bottom-up approaches based on partnerships involving public authorities, ***the social partners, social economy enterprises,*** the private sector, and civil society ~~ such as the Local Action Groups designing and implementing community-led local development strategies~~.	involving public authorities, the private sector~~,~~ and civil society~~ such as the Local Action Groups designing and implementing community-led local development strategies~~.	social experimentations**, including those with a socio-cultural component,** or strengthen bottom-up approaches based on partnerships involving public authorities, **the social partners, [social economy enterprises],** the private sector, and civil society ~~such as the Local Action Groups designing and implementing community-led local development strategies~~.	
	Amendment 102 (cont.)(new) ***1a. Member States shall identify, either in their operational programmes or at a later stage during implementation, fields for social innovation and social experimentations that correspond to the Member States' specific needs.***		*Provisional common understanding at technical meeting of 19/2* *[EP amendment 102 on row II-45 withdrawn]* *[deletion]*	II-45
2. Member States may support the upscaling of innovative approaches tested on a small-scale (social experimentations) developed under the Employment and Social Innovation strand and other Union programmes.	Amendment 102 (cont.) 2. Member States may support the upscaling of innovative approaches tested on a small-scale (social ***innovation and social*** experimentations***, including those with a socio-cultural component***) developed under the Employment and	2. Member States may support the upscaling of innovative approaches tested on a small-scale ~~(social experimentations)~~ developed under the Employment and Social Innovation strand and other Union programmes	*Provisional common understanding at technical meeting of 19/2* 2. Member States may support the upscaling of innovative approaches tested on a small-scale ~~(social experimentations)~~ developed under the Employment and Social Innovation strand and other Union	II-46

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	Social Innovation strand and other Union programmes.		programmes	
3. Innovative actions and approaches may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1).	Amendment 102 (cont.) 3. Innovative actions and approaches may be programmed under any of the specific objectives set out in ~~points (i) to (x) of~~ Article 4(1).	*[no change]*		II-47
4. Each Member State shall dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.	Amendment 102 (cont.) 4. Each Member State shall dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management ~~to such priorities.~~	4. Each Member State ~~shall~~may dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. [The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.]		II-48
		5. Member States shall identify, either in their programmes or at a later stage during implementation, fields for social innovation and social experimentations that correspond to the Member States' specific needs.	*Provisional common understanding at technical meeting of 19/2* **5. Member States shall identify, either in their programmes or at a later stage during implementation, fields for social innovation and social experimentations that correspond to the Member States' specific**	II-49

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			needs.	
		6. The Commission shall facilitate capacity building for social innovation, in particular through supporting mutual learning, establishing networks, and disseminating and promoting good practices and methodologies.	*Provisional common understanding at technical meeting of 19/2* **6. The Commission shall facilitate capacity building for social innovation, in particular through supporting mutual learning, establishing networks, and disseminating and promoting good practices and methodologies.**	II-50
		Article 13a **Transnational cooperation**		II-51
		Member States may support transnational cooperation under any of the specific objectives set out in points (i) to (x) of Article 4(1).		II-52
Article 14 *Eligibility*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-53
1. In addition to the costs referred to in Article [58] of [the future CPR], the following costs are not eligible under the general support of the ESF+ strand under shared management:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-54

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(a) the purchase of land and real estate, and the provision of infrastructure, and	Amendment 103 (a) the purchase of land and real estate, and the ***purchase*** ~~provision~~ of infrastructure, and	(a) the purchase of land and real estate, and the ~~provision~~ **purchase** of infrastructure, and	*Provisional common understanding at technical meeting of 5/2* (a) the purchase of land and real estate, and the **purchase** ~~provision~~ of infrastructure, and	II-55
(b) the purchase of furniture, equipment and vehicles except where the purchase is necessary for achieving the objective of the operation, or these items are fully depreciated, or the purchase of these items is the most economic option.	Amendment 103 (cont.) (b) the purchase of furniture, equipment and vehicles except where the purchase is ***absolutely*** necessary for achieving the objective of the operation, or these items are fully depreciated, or the purchase of these items is the most economic option.	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-56
2. Contributions in kind in the form of allowances or salaries disbursed by a third party for the benefit of the participants in an operation may be eligible for a contribution from the general support of the ESF+ strand under shared management provided that the contributions in kind are incurred in accordance with national rules, including accountancy rules, and do not exceed the cost borne by the third party.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-57
3. The specific additional	*[no change]*	*[no change]*	*Provisional common understanding*	II-58

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allocation received by the outermost regions and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession shall be used to support the achievement of the specific objectives set out in paragraph 1 of Article 4.			*at technical meeting of 5/2* *[no change]*	
4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management provided that their level is not higher than 100% of the usual remuneration for the profession concerned in the Member State as demonstrated by Eurostat data.	Amendment 103 (cont.) 4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management. ***If a collective agreement applies, they shall be determined according to that agreement. If no collective agreement applies,*** ~~provided that~~ their level ***shall*** ~~is~~ not ***be*** higher than 100% of the usual remuneration for the profession ***or the specific expertise*** concerned in the Member State ***or region*** as demonstrated by ***relevant documentary justification provided by the respective Managing Authority and/or*** Eurostat data.	4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management ~~provided that their level is not higher than 100% of~~ **if they are in line with** the **beneficiary's** usual remuneration **practice** for the ~~profession~~ **category of function** concerned ~~in the Member State as demonstrated by Eurostat data.~~ **or in line with applicable national law, other national legal provisions, collective agreements or official statistics**.	*Provisional common understanding at technical meeting of 19/2* 4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management ~~provided that their level is not higher than 100% of~~ **if they are in line with** the **beneficiary's** usual remuneration **practice** for the ~~profession~~ **category of function** concerned ~~in the Member State as demonstrated by Eurostat data.~~ **or in line with applicable national law, collective agreements or official statistics**.	II-59
Article 15 *Indicators and reporting*	*[no change]*	*[no change]*		II-60

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1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators.	Amendment 104 1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 ***or Annex IIa for actions targeting social inclusion of the most deprived within point (x) of Article 4(1),*** to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators ***and action-specific indicators***.	1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators. **Priorities and programmes providing support to specific objective (x) of Article 4(1) shall use at least one programme-specific result indicator.**		II-61
2. The baseline for common and programme-specific output indicators shall be set at zero. Where relevant to the nature of the operations supported, cumulative quantified milestones and target values for those indicators shall be set in absolute numbers. The reported values for the output indicators shall be expressed in absolute numbers.	*[no change]*	*[no change]*		II-62
3. The reference value for common and programme-specific result indicators for which a cumulative quantified milestone for 2024 and a target value for 2029 have been set,	*[no change]*	3. The reference value for common and programme-specific result indicators for which ~~a cumulative quantified milestone for 2024 and~~ a target value for 2029 have been set, shall be fixed using the latest		II-63

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shall be fixed using the latest available data or other relevant sources of information. Targets for common result indicators shall be fixed in absolute numbers or as a percentage. Programme-specific result indicators and related targets may be expressed in quantitative or qualitative terms. The reported values on common result indicators shall be expressed in absolute numbers.		available data or other relevant sources of information. Targets for common result indicators shall be fixed in absolute numbers or as a percentage. Programme-specific result indicators and related targets may be expressed in quantitative or qualitative terms. The reported values on common result indicators shall be expressed in absolute numbers.		
4. Data on the indicators for participants shall only be transmitted when all data required under point (1a) of Annex 1 relating to that participant are available.	*[no change]*	*[no change]*		II-64
	Amendment 104 (cont.)(new) ***4a. The data referred to in paragraph 3 shall include a gender impact assessment to monitor the implementation of the ESF+ programmes with regard to gender equality and be disaggregated by sex.***			II-65
5. Member States shall, when data are available in registers or equivalent sources, enable the	Amendment 104 (cont.) 5. Member States ***may*** ~~shall~~, when data are available in registers or	5. Member States ~~shall~~**may**, when data are available in registers or equivalent sources, enable the Managing Authorities		II-66

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Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.	equivalent sources, enable the Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.	and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.		
6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I where considered necessary to ensure effective assessment of progress in the implementation of programmes.	Amendment 104 (cont.) 6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I ***and Annex IIa*** where considered necessary to ensure effective assessment of progress in the implementation of programmes.	~~6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I where considered necessary to ensure effective assessment of progress in the implementation of programmes.~~		II-67
		Article 15a **Processing of personal data**[8]		II-68
		1. For the purposes of the implementation of the ESF+ with a		II-69

[8] Council position: *Recital (30) is amended as follows:* **(30) For the purpose of the implementation of the programmes with a view to achieving the objectives of the ESF+, it is necessary to process certain personal data of participants in operations supported by the ESF+. The personal data should be processed for the common indicators, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants. The processing of personal data should be done** ~~With regard to the processing of personal data within the framework of this Regulation, national data controllers should carry out their tasks for the purposes of this Regulation~~ in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council [GDPR OJ reference in footnote].

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		view to achieving the objectives set out in Articles 3 and 4, the Managing Authority, the Audit Authority and the beneficiaries, as data controllers, shall process, in accordance with Regulation (EU) 2016/679, the personal data necessary for the common indicators in Annex I, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants.		
		2. The personal data referred to in paragraph 1 shall be retained in accordance with Article 76 [of the future CPR].		II-70
		3. When processing of data revealing racial or ethnic origin or data concerning health is necessary for the purposes set out in paragraph 1, the data controller shall ensure appropriate safeguards for the fundamental rights and interests of the data subject, including the necessary technical and organizational measures.		II-71
Chapter III ESF+ support for addressing material deprivation	*[no change]*	*[no change]*		II-72
Article 16	*[no change]*	*[no change]*	*Provisional common understanding*	II-73

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Scope			*at technical meeting of 19/2* *[no change]*	
This Chapter applies to ESF+ support under point (xi) of Article 4(1).	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 19/2* *[no change]*	II-74
Article 17 *Principles*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-75
1. The ESF+ support for addressing material deprivation may only be used to support the distribution of food and goods that are in conformity with the Union law on consumer product safety.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-76
2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and environmental aspects, in particular with a view to reduction of food waste. Where	Amendment 105 2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and environmental aspects, in particular with a view to reduction of	*[no change]*	*Provisional common understanding at technical meeting of 5/2* 2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and	II-77

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appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.	food waste ***and single-use plastic***. Where appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.		environmental aspects, in particular with a view to reduction of food waste **and single-use plastic**. Where appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.	
The food and/or basic material assistance may be provided directly to the most deprived persons or indirectly through electronic vouchers or cards, provided that they can only be redeemed against food and/or basic material assistance as set out in Article 2(3).	Amendment 105 (cont.) The food and/or basic material assistance may be provided directly to the most deprived persons or indirectly through electronic vouchers or cards, provided that they can only be redeemed against food and/or basic material assistance as set out in Article 2(3) ***and are not replacing any existing social benefit***.	*[no change]*	*Provisional common understanding at technical meeting of 19/2* The food and/or basic material assistance may be provided directly to the most deprived persons or indirectly through electronic vouchers or cards, provided that they can only be redeemed against food and/or basic material assistance as set out in Article 2(3). **The support to the most deprived shall be additional to any social benefit that may be provided to end recipients by national social systems or according to national legislation.** *Linked to Recital 19, which is complemented with the following wording: […]***The provision of food and/or basic material**	II-78

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			assistance to the most deprived should not replace existing social benefits provided to them under national social systems or according to national legislation. *[…]*	
The food provided for the most deprived persons may be obtained from the use, processing or sale of the products disposed of in accordance with Article 16(2) of Regulation (EU) No 1308/2013, provided that this is economically the most favourable option and does not unduly delay the delivery of the food products to the most deprived persons.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-79
Any amount derived from such a transaction shall be used for the benefit of the most deprived persons, in addition to the amounts already available to the programme.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-80
3. The Commission and the Member States shall ensure that aid provided in the framework of the ESF+ support for addressing material deprivation respects the dignity and prevents stigmatisation	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-81

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of the most deprived persons.				
4. The delivery of food and/or material assistance may be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.	Amendment 105 (cont.) 4. The delivery of food and/or material assistance ***shall*** ~~may~~ be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.	*[no change]*	*Provisional common understanding at technical meeting of 19/2* **The Member States shall complement t**~~T~~he delivery of food and/or material assistance ~~may be complemented with~~ **by a** re-orientation towards competent services and other accompanying measures ~~aiming at the social inclusion of the most deprived persons~~ **under the specific objective referred to in point (xi) of Article 4(1) or by promoting the social integration of the most deprived persons under the specific objective referred to in point (x) of Article 4(1).**	II-82
Article 18 *Content of the priority*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-83
A priority concerning support under point (xi) of Article 4(1) shall set out:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-84
(a) the type of support;	*[no change]*	*[no change]*	*Provisional common understanding*	II-85

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			at technical meeting of 5/2 *[no change]*	
(b) the main target groups.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-86
(c) a description of the national or regional schemes of support	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-87
In the case of programmes limited to this type of support and the related technical assistance,the priority shall also include the criteria for the selection of operations.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-88
Article 19 *Eligibility of operations*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-89
1. The food and/or basic material assistance provided to the most deprived persons may be purchased by or on behalf of the beneficiary or made available free of charge to the beneficiary.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-90

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2. The food and/or basic material assistance shall be distributed free of charge to the most deprived persons.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-91
Article 20 *Eligibility of expenditure*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-92
1. The eligible costs of the ESF+ support for addressing material deprivation shall be:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-93
(a) the costs of purchasing food and/or basic material assistance, including costs related to transporting food and/or basic material assistance to the beneficiaries delivering the food and/or basic material assistance to the end recipients;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-94
(b) where the transport of the food and/or basic material assistance to the beneficiaries distributing them to the end recipients is not covered by point (a), the costs borne by the purchasing body related to transporting food and/or basic material assistance to the storage	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-95

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depots and/or the beneficiaries and storage costs at a flat-rate of 1% of the costs referred to in point (a) or, in duly justified cases, costs actually incurred and paid;				
(c) the administrative, transport and storage costs borne by the beneficiaries involved in the distribution of the food and/or basic material assistance to the most deprived at a flat-rate of 5% of the costs referred to in point (a); or 5% of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013	*[no change]*	(c) the administrative, transport ~~and~~, storage **and preparation** costs borne by the beneficiaries involved in the distribution of the food and/or basic material assistance to the most deprived at a flat-rate of ~~5~~**7%** of the costs referred to in point (a); or ~~5~~**7%** of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013;	*Provisional common understanding at technical meeting of 5/2* (c) the administrative, transport ~~and~~, storage **and preparation** costs borne by the beneficiaries involved in the distribution of the food and/or basic material assistance to the most deprived at a flat-rate of ~~5~~**7%** of the costs referred to in point (a); or ~~5~~**7%** of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013;	II-96
(d) the cost of collection, transport, storage and distribution of food donations and directly related awareness raising activities;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-97
(e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived	Amendment 106 (e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the	(e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived persons at a flat- rate of ~~5~~**7%** of	*Provisional common understanding at technical meeting of 5/2* (e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the	II-98

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persons at a flat- rate of 5% of the costs referred to in point (a).	most deprived persons at a flat- rate of ***5,5%*** ~~5%~~ of the costs referred to in point (a).	the costs referred to in point (a).	food and/or basic material assistance to the most deprived persons at a flat- rate of ~~5~~**7%** of the costs referred to in point (a).	
2. A reduction of the eligible costs referred to in point (a) of paragraph 1 because the body responsible for the purchase of food and/or basic material assistance did not comply with applicable law, shall not lead to a reduction of the eligible costs set out in points (c) and (e) of paragraph 1.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-99
3. The following costs shall not be eligible:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-100
(a) interest on debt;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	II-101
(b) provision of infrastructure;	Amendment 106 (cont.) (b) ***purchase*** ~~provision~~ of infrastructure;	(b) ~~provision~~ **purchase** of infrastructure;	*Provisional common understanding at technical meeting of 5/2* (b) **purchase** ~~provision~~ of infrastructure;	II-102
(c) costs of second-hand goods.	Amendment 106 (cont.)	*[no change]*	*Provisional common understanding at technical meeting of 5/2*	II-103

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	(c) costs of second-hand goods ***of reduced quality***.		*[no change]*	
Article 21 *Indicators and reporting*	*[no change]*	*[no change]*		II-104
1. Priorities addressing material deprivation shall use common output and result indicators, as set out in Annex II to this Regulation to monitor progress in implementation. These programmes may also use programme-specific indicators.	*[no change]*	*[no change]*		II-105
2. The reference values for common and programme-specific result indicators shall be established.	Amendment 107 2. The reference values for common and programme-specific result indicators shall be established. ***Reporting requirements shall be kept as simple as possible.***	*[no change]*		II-106
3. By 30 June 2025 and 30 June 2028, Managing Authorities shall report to the Commission the results of a structured survey of the end recipients carried out during the previous year. This survey shall be based on the model which shall be established by the Commission by means of an implementing act.	Amendment 107 (cont.) 3. By 30 June 2025 and 30 June 2028, Managing Authorities shall report to the Commission the results of a structured ***anonymous*** survey of the end recipients carried out during the previous year ***and also focusing on their living conditions and the nature***	*[no change]*		II-107

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	of their material deprivation. This survey shall be based on the model which shall be established by the Commission by means of an implementing act.			
4. The Commission shall adopt an implementing act establishing the model to be used for the structured survey of end recipients in accordance with the advisory procedure referred to in Article 39(2) in order to ensure uniform conditions for the implementation of this Article.	*[no change]*	*[no change]*		II-108
5. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex II where considered necessary to ensure effective assessment of progress in the implementation of programmes.	*[no change]*	~~5. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex II where considered necessary to ensure effective assessment of progress in the implementation of programmes.~~		II-109
Article 22 *Audit*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 19/2* *[no change]*	II-110
Audit of operations may cover all stages of its implementation and all	Amendment 108 Audit of operations may cover all	*[no change]*	*Provisional common understanding at technical meeting of 19/2*	II-111

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levels of the distribution chain, with the sole exception of control of the end recipients, unless a risk assessment establishes a specific risk of irregularity or fraud.	stages of its implementation and all levels of the distribution chain, with the sole exception of control of the end recipients, unless a risk assessment establishes a specific risk of irregularity or fraud. ***The audit of operations shall include more controls in the early stages of implementation so that in case of risk of fraud the funds may be re-directed to other projects.***		*[no change]*	

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Part III – Implementation under direct and indirect management	*[no change]*	*[no change]*		III-1
Chapter I – Specific rules for the Employment and Social Innovation strand	*[no change]*	*[no change]*		III-2
Section I: General provisions	*[no change]*	*[no change]*		III-3
Article 23 *Operational objectives*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 27/01* *[no change]*	III-4
The Employment and Social Innovation strand has the following operational objectives:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 27/01* *[no change]*	III-5
a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and conditions in the associated countries;	*[no change]*	a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and **local** conditions; ~~in the associated countries~~	*Provisional common understanding at technical meeting of 27/01* a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and **local** conditions; ~~in the associated countries~~	III-6

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b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the associated countries in taking appropriate policy measures;	*[no change]*	b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the **design of** ~~associated countries in taking~~ appropriate policy measures;	*Provisional common understanding at technical meeting of 27/01* b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the **design of** ~~associated countries in taking~~ appropriate policy measures;	III-7
c) to support social experimentations in the fields referred to in Article 4 and build up the stakeholders' capacity to implement, transfer or upscale the tested social policy innovations;	Amendment 109 c) to support social experimentations in the fields referred to in Article 4 and build up the stakeholders' capacity to ***prepare, design and*** implement, transfer or upscale the tested social policy innovations ***with a special focus on promoting the scaling up of local projects developed by cities, local and regional authorities, social partners, civil society organisations and socio-economic actors in the field of reception and social inclusion and integration of third-country nationals***;	*[no change]*	*Provisional common understanding at technical meeting of 5/2* c) to support social experimentations in the fields referred to in Article 4 and build up the stakeholders' capacity **at national and local levels** to **prepare, design and** implement, transfer or upscale the tested social policy innovations, **in particular with regard to the scale-up of projects developed by local stakeholders in the field of the socio-economic integration of third country nationals**;	III-8
d) to provide specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in	Amendment 109 (cont.) d) to ***develop and*** provide specific support services to employers and job-seekers with a view to the development of integrated European	*[no change]*	*Remains open* d) **to facilitate the voluntary geographical mobility of workers and increase employment opportunities through developing**	III-9

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certain sectors, professions, countries, border regions or for particular groups (e.g. vulnerable people);	labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. ***people in*** vulnerable ***situations*** ~~people~~);		**and** providing specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. **people in** vulnerable **situations** ~~people~~); *"people in vulnerable situations" to be streamlined throughout the text*	
	Amendment 109 (cont.)(new) ***(da) to support cross-border partnerships between public employment services, civil society and social partners to promote a cross-border labour market and cross-border mobility with adequate conditions;***		*Provisional common understanding at technical meeting of 5/2* *[no change]* *[EP amendment withdrawn]*	III-10
	Amendment 109 (cont.)(new) ***(db) to support the provision of EURES services for the recruitment and placing of workers in quality and sustainable employment through the clearance of job vacancies and applications, including through cross-***			III-11

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	border partnerships;			
	Amendment 109 (cont.)(new) ***dc) to facilitate the voluntary geographical mobility of workers with adequate social conditions and increase employment opportunities through the development of high-quality and inclusive labour markets in the Union, which are open and accessible to all, while respecting workers' rights throughout the Union;***			III-12
e) to support the development of the market eco-system related to the provision of microfinance for micro-enterprises in start-up and development phases, in particular those that employ vulnerable people;	Amendment 109 (cont.) e) to support the development of the market eco-system related to the provision of microfinance***, as well as its availability and accessibility*** for micro-enterprises ***social economy enterprises and vulnerable people*** in start-up and development phases, in particular those that employ ***people in*** vulnerable ***situations*** ~~people~~ ***including disadvantage groups***;	*[no change]*	*Remains open* *Alternative drafting:* e) to support the development of the market eco-system **around** the provision of microfinance **to** micro-enterprises [**and social economy enterprises]** in start-up and development phases, in particular those **created by or** that employ **people in** vulnerable **situations** ~~people~~; *The use of the terminology of social (economy) enterprises to be discussed during definitions of Article 2(1) and afterwards applied throughout the proposal.*	III-13

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f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of these stakeholders, including the public employment services (PES), social security institutions, microfinance institutions and institutions providing finance to social enterprises and social economy;	Amendment 109 (cont.) f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of ***involved*** ~~these~~ stakeholders, including the public employment services (PES), social security institutions, ***civil society,*** microfinance institutions and institutions providing finance to social ***economy*** enterprises and social economy;	f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of these stakeholders, including the public employment services (PES), social security **and health insurance** institutions, microfinance institutions and institutions providing finance to social enterprises and social economy;	*Remains open* *Alternative drafting:* f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of **involved** ~~these~~ stakeholders, including the public employment services (PES), **public** social security **and health insurance** institutions, **civil society,** microfinance institutions and institutions providing finance to social **economy** enterprises and social economy; *The use of the terminology of social (economy) enterprises to be discussed during definitions of Article 2(1) and afterwards applied throughout the proposal.*	III-14
g) to support the development of social enterprises and the emergence of a social investment market, facilitating public and private interactions and the participation of foundations and philanthropic actors in that market;	Amendment 109 (cont.) g) to support the development of social ***economy*** enterprises and the emergence of a social investment market, facilitating public and private interactions and the participation of foundations and philanthropic actors in that market;	*[no change]*	*Remains open* *The use of the terminology of social (economy) enterprises to be discussed during definitions of Article 2(1) and afterwards applied throughout the proposal.*	III-15

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h) to provide guidance for the development of social infrastructure (including housing, child care and education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;	Amendment 109 (cont.) h) to provide guidance for the development of social infrastructure (including housing, ***early childhood education and care, eldercare, accessibility requirements and transition from institutional to family and community-based care services including accessibility requirements for persons with disabilities,*** child care and education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;	*[no change]*	*Provisional common understanding at technical meeting of 5/2* h) to provide guidance for the development of social infrastructure ~~(including housing, child care and education and training, health care and long term care)~~ needed for the implementation of the European Pillar of Social Rights; *Content of EP AM has been placed in Recital (34a):* "Guidance is needed with regard to the development of social infrastructures and related services, in particular for social housing, childcare and education, healthcare and long-term care, including facilities to assist transitions from institutional to family and community-based care services and taking into account accessibility requirements for persons with disabilities."	III-16
i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the areas of employment, skills and social inclusion, across Europe.	Amendment 109 (cont.) i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the areas ***combating poverty,*** ~~of~~ employment, skills and social inclusion, across	*[no change]*	*Provisional common understanding at technical meeting of 27/01* i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the **policy** areas **referred to in Article 4.1**. ~~of~~	III-17

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	Europe.		~~employment, skills and social inclusion, across Europe.~~	
j) to support the implementation of relevant international social and labour standards in the context of harnessing globalisation and the external dimension of Union policies in the fields referred to in Article 4.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 27/01* *[no change]*	III-18
	Amendment 110 (new) ***Article 23a*** ***Thematic concentration and funding***			III-19
	Amendment 110 (cont.)(new) ***The part of the ESF+ financial envelope for the Employment and Social Innovation Strand referred to in Article 5(4)(a) shall be allocated over the whole period to the specific objectives set out in Article 4(2b) according to the following indicative percentages:***			III-20
	Amendment 110 (cont.)(new) ***(a) 55% to the specific objective 1;***			III-21
	Amendment 110 (cont.)(new) ***(b) 18% to the specific objective 2;***			III-22

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	Amendment 110 (cont.)(new) ***(c) 18% to the specific objective 3.***			III-23
Section II - Eligibility	*[no change]*	*[no change]*		III-24
Article 24 *Eligible actions*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-25
1. Only actions pursuing the objectives referred to in Article 3 and 4 shall be eligible for funding.	*[no change]*	1. Only actions pursuing the objectives referred to in Article 3 and 4 **and 23** shall be eligible for funding.	*Provisional common understanding at technical meeting of 5/2* 1. Only actions pursuing the objectives referred to in Article 3 and 4 **and 23** shall be eligible for funding.	III-26
2. The Employment and Social Innovation strand may support the following actions:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-27
(a) Analytical activities, including in relation to third countries, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-28
(i) surveys, studies, statistical data, methodologies, classifications, micro-simulations, indicators, support to European-level observatories and benchmarks;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-29

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(ii) social experimentations evaluating social innovations;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-30
(iii) monitoring and assessment of the transposition and application of Union law;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-31
(b) Policy implementation, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-32
(i) cross-border partnerships and support services in cross-border regions;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 19/2* (i) Cross-border partnerships, **in particular between public employment services, civil society and the social partners**, and support services in cross-border regions;	III-33
(ii) an EU-wide labour targeted mobility scheme at Union level to fill job vacancies where labour market shortcomings have been identified;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-34
(iii) support to microfinance and social enterprises, including through blending operations such as asymmetric risk sharing or reducing transaction costs, as well as support to the development of social infrastructure and skills;	Amendment 111 (iii) support to microfinance and social ***economy*** enterprises, including through blending operations such as asymmetric risk sharing or reducing	*[no change]*	*Provisional common understanding at technical meeting of 19/2* (iii) support to microfinance and [social **economy** enterprises], including through blending operations	III-35

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	transaction costs, as well as support to the development of social infrastructure and skills;		such as asymmetric risk sharing or reducing transaction costs, as well as support to the development of social infrastructure and skills;	
(iv) support to transnational cooperation and partnership with a view to transferring and upscaling innovative solutions;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-36
(c) Capacity building, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-37
(i) of networks at Union level related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-38
(ii) of national contact points providing guidance, information and assistance related the implementation of the strand;	*[no change]*	(ii) of national contact points providing guidance, information and assistance related **to** the implementation of the strand;	*Provisional common understanding at technical meeting of 5/2* (ii) of national contact points providing guidance, information and assistance related **to** the implementation of the strand;	III-39
(iii) of participating countries administrations, social security institutions and employment services responsible for promoting labour mobility, of microfinance institutions and of institutions providing finance to	Amendment 111 (cont.) (iii) of participating countries administrations, social security institutions and employment services responsible for promoting labour mobility, of microfinance institutions	*[no change]*	*Remains open* *The use of the terminology of social (economy) enterprises to be discussed during definitions of Article 2(1) and afterwards applied throughout the*	III-40

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social enterprises or other social investment actors, as well as networking;	and of institutions providing finance to social ***economy*** enterprises or other social investment actors, as well as networking;		*proposal.*	
(iv) of stakeholders in view of transnational cooperation;	Amendment 111 (cont.) (iv) of ***the social partners and*** stakeholders in view of transnational cooperation;	*[no change]*	*Provisional common understanding at technical meeting of 5/2* (iv) of stakeholders**, including social partners and civil society organisations**, in view of transnational cooperation;	III-41
(d) Communication and dissemination activities, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-42
(i) mutual learning through exchange of good practices, innovative approaches, results of analytical activities, peer reviews, and benchmarking;	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-43
(ii) guides, reports, informative material and media coverage of initiatives related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-44
(iii) information systems disseminating evidence related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 5/2* *[no change]*	III-45
(iv) Council Presidency events,	Amendment 111 (cont.)	(iv) Council Presidency events, conferences ~~and~~, seminars **and**	*Provisional common understanding at*	III-46

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conferences and seminars.	(iv) ~~Council Presidency events, conferences and seminars.~~ ***technical and administrative assistance for the implementation of the work programme, such as preparatory, monitoring, control, audit and evaluation activities including information technology systems.***	**awareness-raising activities**.	*technical meeting of 5/2* (iv) Council Presidency events, conferences ~~and~~, seminars **and awareness-raising activities**.	
Article 25 *Eligible entities*	*[no change]*	*[no change]*		III-47
1. In addition to the criteria set out in Article [197] of the Financial Regulation, the following criteria shall apply for entities to be eligible:	*[no change]*	*[no change]*		III-48
(a) Legal entities established in any of the following countries:	*[no change]*	*[no change]*		III-49
(i) a Member State or an overseas country or territory linked to it;	*[no change]*	*[no change]*		III-50
(ii) an associated country ;	*[no change]*	*[no change]*		III-51
(iii) a third country listed in the work programme under the conditions specified in paragraphs 2 and 3;	*[no change]*	*[no change]*		III-52
(b) Any legal entity created under Union law or any international organisation.	Amendment 112 (b) Any legal entity created under Union law or ***relevant*** ~~any~~	*[no change]*		III-53

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	international organisation;			
2. Legal entities established in a third country which is not an associated country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	*[no change]*	**[**2. Legal entities established in a third country which is not an associated country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.**]**		III-54
3. Legal entities established in a third country which is not an associated country should in principle bear the cost of their participation.	*[no change]*	**[**3. Legal entities established in a third country which is not an associated country should in principle bear the cost of their participation.**]**		III-55
	Amendment 113 (new) ***Article 25a*** ***Governance***			III-56
	Amendment 113 (cont.)(new) ***1. The Commission shall consult stakeholders within the Union, in particular social partners and civil society organisations, on the employment and social innovation work programmes, their priorities and strategic orientation and their implementation.***			III-57
	Amendment 113 (cont.)(new) ***2. The Commission shall establish the necessary links with the***			III-58

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	Employment Committee, the Social Protection Committee, the Advisory Committee on Health and Safety at Work, the Group of Directors-General for Industrial Relations and the Advisory Committee on Freedom of Movement of Workers in order to ensure that they are regularly and appropriately informed of progress in implementing these programmes. The Commission shall also inform other committees dealing with policies, instruments and actions of relevance to the Employment and Social innovation Strand.			
Chapter II – Specific provisions for the Health strand[9]	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-59
Section I: General provisions	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-60
Article 26 *Operational objectives*	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3*	III-61

[9] The document includes the negotiations conducted by the Presidency on the health strand of the ESF+ Regulation. However, following the new amendments and proposals submitted by the Commission in May 2020 in the context of the revised MFF 2021-2027 and the Recovery Package, the Health Programme is a stand-alone proposal outside of the ESF+ umbrella.

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
			[no change]	
1. Only actions implementing the objectives referred to in Articles 3 and 4 shall be eligible for funding.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-62
2. The Health strand has the following operational objectives:	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-63
	Amendment 114 (new) ***(-a) Support a Union public health strategy aiming to:***			III-64
	Amendment 114 (cont.)(new) ***(i) support Member States in their efforts to protect and enhance public health; and***			III-65
	Amendment 114 (cont.)(new) ***(ii) advance the Union's mission in health in accordance with Article 168 TFEU, which stipulates that a high level of human health protection shall be ensured in the definition and implementation of all Union policies and activities.***			III-66
a) Strengthen crisis-preparedness, management and response in the Union	Amendment 115	*[no change]*		III-67

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
to protect citizens against cross-border health threats.	(a) Strengthen crisis-preparedness, management and response in the Union to ***address*** ~~protect citizens against~~ cross-border health threats			
(i) Capacity-building measures for crisis preparedness, management and response	*[no change]*	(i) Capacity-building measures for crisis **anticipation,** preparedness, management and response**, taking into account relevant international systems**	*Provisional common understanding at technical meeting of 4/3* (i) Capacity-building measures for crisis **anticipation,** preparedness, management and response**, taking into account relevant international systems, and the development of skills and tools for effective risk communication**	III-68
(ii) Respond to cross-border health threats during crisis	*[no change]*	(ii) **Anticipate and** ~~R~~**r**espond to cross-border health threats during crisis	*Provisional common understanding at technical meeting of 4/3* (ii) **Anticipate and** ~~R~~**r**espond to cross-border health threats during crisis	III-69
(iii) Support laboratory capacity	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-70
(iv) Addressing antimicrobial resistance	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-71
	Amendment 116 (new)		*EP AMD incorporated in row III-85a*	III-72

Commission proposal COM(2018) 382	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19)	**Compromise proposal, comments**	**Row**
	(iva) Well-designed public health interventions for reducing the burden and impact of infection and preventable infectious diseases			
	Amendment 117 (new) ***(ivb) Support the development of skills and tools for effective risk communication***		*EP AMD incorporated in row III-68*	III-73
b) Empower health systems	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-74
(i) Invest in health promotion and disease prevention	Amendment 118 (i) Invest in health promotion and disease prevention***, including through health literacy and education programmes, and through the promotion of physical activity***	*[no change]*		III-75
	Amendment 119 ***(ia) Invest in early diagnosis and screening***		*Provisional commonu understanding at technical meeting of 4/3* ***(ia) Support early identification through screening***	III-76
(ii) Support the digital transformation of health and care	Amendment 120 (ii) Support the digital transformation of health and care ***that address the***	*[no change]*	*Remains open*	III-77

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	needs and concerns of patients and citizens, in particular by establishing links to programmes that support media literacy and digital skills			
	Amendment 121 (new) ***(iia) Promote digital public services in areas such as health***		*Provisional common understanding at technical meeting of 4/3* *[EP AM 121 in Row III-78 withdrawn]*	III-78
	Amendment 122 (new) ***(iib) Strengthen the security and quality of health information***			III-79
(ii) Support the development of a sustainable Union health information system	Amendment 123 (ii) Support the development of a sustainable***, transparent and accessible*** Union health information system***, whilst ensuring protection of private data***.	~~(ii)~~ **(iii)** Support the development of a sustainable Union health information system**, taking into account relevant activities carried out by international organisations**		III-80
(iii) Support Member States with knowledge transfer useful for the national reform processes for more effective, accessible and resilient health systems and better health promotion and disease prevention addressing, in particular, the challenges identified in the European Semester	Amendment 124 (iii) Support Member States with knowledge transfer ***and implementation support*** useful for the national reform processes for more effective, accessible***,*** ~~and~~ resilient***, non-discriminatory, inclusive and equitable*** health systems ***tackling social inequalities,*** and better health promotion and disease prevention	~~(iii)~~ **(iv)** Support Member States with knowledge **and evidence-based best practices** transfer useful for the national reform processes for more effective, accessible and resilient health systems and better health promotion and disease prevention addressing, in particular, the challenges identified in the European Semester		III-81

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	addressing, in particular, the challenges identified in the European Semester***. This also includes supporting high-quality national registries that shall also deliver comparable data.***			
(iv) Develop and implement approaches responding to future health system challenges.	*[no change]*	~~(iv)~~ (**v**) Develop and implement approaches responding to future health system challenges.	*Provisional common understanding at technical meeting of 4/3* ~~(iv)~~ (**v**) Develop and implement approaches responding to future health system challenges.	III-82
	Amendment 125 (new) ***(iva) Support the transition towards person-centred care, proximity health and social services, and community-based integrated care, in particular promoting organizational models based on interprofessional teamwork and multi-stakeholders networking***			III-83
	Amendment 126 (new) ***(ivb) Ensure the engagement of all relevant stakeholders in the above actions, at Union and/or national level as appropriate***			III-84
	Amendment 127 (new) ***(ivc) Develop and implement tools***			III-85

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	and strategies to prevent and tackle health inequalities and to promote social inclusion, citizen empowerment and community participation			
			(v) Support well-designed public health interventions for reducing the burden and impact of infection and preventable infectious diseases	III-85A
c) Support Union health legislation	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-86
(i) support the implementation of the legislation on medicinal products and medical devices	Amendment 128 (i) Support the implementation of the legislation on medicinal products***, access to such products throughout the Union*** and medical devices	*[no change]*		III-87
(ii) Support the implementation of Union legislation on Health Technology Assessment (HTA) [10]	*[no change]*	**[**(ii) Support the implementation of Union legislation on Health Technology Assessment (HTA)**]**[11]		III-88
(iii) Monitor and support Member States in their implementation of legislation in the area of substances of human origin (SoHO)	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-89

[10] The Commission adopted a proposal on HTA (COM(2018)51 final).

[11] Council position: **Brackets to be removed when legislation is adopted, otherwise point (ii) will be deleted.**

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
(iv) Support the implementation of tobacco legislation	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-90
(v) Support the implementation of Union legislation in the area of cross-border healthcare	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]*	III-91
(vi) Support to the Commission' scientific committees on "Consumer Safety" and on "Health, Environmental and Emerging Risks"	Amendment 129 (vi) Support ***the development of Health in All Policies and establish processes by which*** health ***implications can be considered and taken into account in all policies*** ~~to the Commission' scientific committees on "Consumer Safety" and on "Health, Environmental and Emerging Risks"~~	*[no change]*	*Provisional common understanding at technical meeting of 4/3* *[no change]* *[EP amendment withdrawn]*	III-92
		(vii) Support the implementation of Union legislation on data protection and exchange of data between interested authorized parties in the field of health.		III-93
	Amendment 130 (new) ***(ca) Support the monitoring of, implementation of, and strengthen, other Union law and policies with health implications so as to help ensure a high level of protection of***			III-94

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	human health, including but not limited to those relating to:			
	Amendment 130 (cont.)(new) ***(i) air pollution***			III-95
	Amendment 130 (cont.)(new) ***(ii) endocrine disruptors and other chemicals with harmful properties***			III-96
	Amendment 130 (cont.)(new) ***(iii) pesticide residues in food, water and air***			III-97
	Amendment 130 (cont.)(new) ***(iv) food and food labelling, including on transfatty acids, alcohol labelling, additives and food contact materials***			III-98
d) Support integrated work (e.g. ERNs, HTA and implementation of best practices for the promotion of health, prevention and management of diseases)	*[no change]*	*[no change]*		III-99
(i) Continue support for the European Reference Networks (ERNs)	*[no change]*	*[no change]*		III-100
(ii) Support the development of cooperation on Health Technology Assessment (HTA) in preparation of	Amendment 131 (ii) Support the development of	~~(ii) Support the development of cooperation on Health Technology Assessment (HTA) in preparation of~~		III-101

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
new harmonised rules	cooperation on ***and capacity-building in*** Health Technology Assessment (HTA) in preparation of new harmonised rules	~~new harmonised rules~~		
(iii) Support the implementation of best practices for innovation in public health	*[no change]*	(ii~~i~~) Support the implementation of best practices for innovation in public health **as well as best practices in patient safety**		III-102
		e) Invest in health promotion and disease prevention, other than those promoted under letter (b) point (i) of Article 26(2):		III-103
		(i) Support cross-sectorial work to address structural determinants of health to reduce inequalities in health;		III-104
		(ii) Support the development and implementation of evidence-based national, regional, local public health interventions;		III-105
		(iii) Strengthen actions to reduce risk factors of non-communicable diseases;		III-106
	Amendment 132 (new) ***(iiia) Support the implementation of programmes and best practices on sexual and reproductive health***			III-107

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	education and campaigns for young people			
	Amendment 133 (new) ***(iiib) Support Union-level civil society organisations working on health and health related issues***			III-108
	Amendment 134 (new) ***(iiic) Support the creation of a Steering Board for Health for implementing the actions under the Health strand***			III-109
Section II Eligibility	*[no change]*			III-110
Article 27 Eligible actions	*[no change]*			III-111
1. Only actions pursuing the objectives referred to in Articles 3 and 26 are eligible for funding.	Amendment 135 1. Only actions ***related to health*** pursuing the objectives referred to in Articles 3***, 4*** and 26 are eligible for funding.	1. Only actions pursuing the objectives referred to in Articles 3**, 4** and 26 are eligible for funding.		III-112
2. The Health strand may support the following actions:	*[no change]*	*[no change]*		III-113
(a) Analytical activities, in particular:	*[no change]*	*[no change]*		III-114

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
(i) surveys, studies, collection of data, methodologies, classifications, micro-simulations, indicators, and benchmark exercises;	*[no change]*	*[no change]*		III-115
	Amendment 136 (new) ***(ia) activities designed to monitor the cumulative health impacts of environmental risk factors, including those arising from contaminants in food, water, air and other sources;***			III-116
	Amendment 137 (new) ***(ib) activities monitoring the health impacts of Union law, such as pharmacovigilance and similar;***			III-117
	Amendment 138 (new) ***The results of analytical activities, once finalised, shall be made publicly available.***			III-118
(ii) monitoring and assessment of the transposition and application of Union law;	*[no change]*	*[no change]*		III-119
(b) Policy implementation, in particular:	*[no change]*	*[no change]*		III-120
(i) cross-border collaboration and partnerships, including in cross-border	Amendment 139	*[no change]*		III-121

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
regions;	(i) cross-border collaboration and partnerships, including in cross-border regions ***and including in relation to air pollution and other cross-border environmental contamination***;			
(ii) support to transnational cooperation and partnerships with a view to transferring and upscaling innovative solutions;	*[no change]*	*[no change]*		III-122
(iii) Health crisis preparedness exercises.	*[no change]*	*[no change]*		III-123
(c) Capacity building, in particular:	*[no change]*	*[no change]*		III-124
(i) through transfer, adaptation and roll-out of best practices with established Union level added value between Member States;	Amendment 140 (i) through ***exchange,*** transfer, adaptation and roll-out of best practices with established Union level added value between Member States;	*[no change]*		III-125
(ii) of EU-level networks related to the fields referred to in Article 26;	Amendment 141 (ii) of EU-level networks related to the fields referred to in Article 26***, in a continuous and sustainable way, ensuring the presence of an active civil society at Union level***;	*[no change]*		III-126
(iii) through support for the deployment, operation and maintenance of an IT	*[no change]*	*[no change]*		III-

Commission proposal COM(2018) 382	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19)	**Compromise proposal, comments**	**Row**
infrastructure for data exchange;				127
(iv) of national contact points providing guidance, information and assistance related the implementation of the programme;	Amendment 142 (iv) of ***regional, subnational and*** national contact points providing guidance, information and assistance related the implementation of the programme;	*[no change]*		III-128
(v) of stakeholders in view of transnational cooperation;	*[no change]*	*[no change]*		III-129
(vi) through assistance in cooperation with third countries;	*[no change]*	*[no change]*		III-130
(vii) through procurement of goods and services in case of health crisis.	*[no change]*	(vii) through procurement of goods and services **including joint initiatives,** in case of health crisis.		III-131
(d) Communication and dissemination activities, in particular:	*[no change]*	*[no change]*		III-132
(i) mutual learning through exchange of good practices, innovative approaches, results of analytical activities, peer reviews, and benchmarking;	*[no change]*	*[no change]*		III-133
(ii) guides, reports, informative material and media coverage of initiatives related to the fields referred to in Article 26;	*[no change]*	*[no change]*		III-134
(iii) information systems disseminating evidence related to the fields referred to	*[no change]*	*[no change]*		III-135

Commission proposal COM(2018) 382	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19)	**Compromise proposal, comments**	**Row**
in Article 26;				
(iv) Council Presidency events and respective preparatory actions, conferences and seminars.	*[no change]*	*[no change]*		III-136
3. The actions referred to in the second paragraph shall only be eligible insofar as they support the creation of economies of scale, the improvement of crisis preparedness, the rolling out of identified, high added value best practices, or aim to ensure that Union rules in the areas referred to in Article 26(3) are implemented, enforced, evaluated and reviewed where necessary.	*[no change]*	3. The actions referred to in the second paragraph shall only be eligible insofar as they support the creation of economies of scale, the improvement of crisis preparedness, the rolling out of identified, high added value best practices, or aim to ensure that Union rules in the areas referred to in Article 26~~(3)~~ are implemented, enforced, evaluated and reviewed where necessary.		III-137
Article 28 *Eligible entities and costs*	*[no change]*	*[no change]*		III-138
1. In addition to the criteria set out in Article 197 of the Financial Regulation, the following criteria shall apply for entities to be eligible:	*[no change]*	*[no change]*		III-139
(a) legal entities established in any of the following countries:	*[no change]*	*[no change]*		III-140
(i) a Member State or an overseas country or territory linked to it;	*[no change]*	*[no change]*		III-141
(ii) an associated country ;	*[no change]*	*[no change]*		III-142

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(iii) third country listed in the work programme under the conditions specified in paragraph 3 and 4;	*[no change]*	*[no change]*		III-143
(b) any legal entity created under Union law or any international organisation;	*[no change]*	*[no change]*		III-144
2. Natural persons are not eligible.	*[no change]*	*[no change]*		III-145
3. Legal entities established in a third country which is not an associated country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	*[no change]*	**[**3. Legal entities established in a third country which is not an associated country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action**.]**		III-146
4. Legal entities established in a third country which is not an associated country should in principle bear the cost of their participation.	*[no change]*	**[**4. Legal entities established in a third country which is not an associated country should in principle bear the cost of their participation**.]**		III-147
5. In exceptional cases, during a crisis caused by a serious cross-border health threat as defined in Decision 1082/2013/EU[12], costs incurred in non-associated countries may be considered exceptionally eligible if they are duly justified for reasons of countering the spread of the risk for the protection of	*[no change]*	*[no change]*		III-148

[12] Decision No 1082/2013/EU of the European Parliament and of the Council of 22 October 2013 on serious cross-border threats to health and repealing Decision No 2119/98/EC Text with EEA relevance; OJ : JOL 2013 293_R_0001_01.

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health of EU citizens.				
Article 29 *Governance*	*[no change]*	*[no change]*		III-149
The Commission shall consult the health authorities of the Member States in the Steering Group on Health Promotion, Disease Prevention and Management of Non-Communicable Diseases or in other relevant Commission expert group or similar entities on the work plans established for the Health strand and its priorities and strategic orientations and its implementation, and also on the health policy perspective of other policies and support mechanisms, thus increasing their overall coordination and added value.	Amendment 143 The Commission shall consult the health authorities of the Member States in the Steering Group on Health Promotion, Disease Prevention and Management of Non-Communicable Diseases or in other relevant Commission expert group or similar entities ***such as professional bodies in the health sector,*** on the ***annual*** work plans established for the Health strand and its priorities and strategic orientations and its implementation, and also on the health policy perspective of other policies and support mechanisms, thus increasing their overall coordination and added value. ***Strong political leadership and adequate governance structure dedicated to health will ensure that health protection and promotion is guaranteed across all Commission portfolios, according to Article 168(1) TFEU.***	The Commission shall consult the health authorities of the Member States in the Steering Group on Health Promotion, Disease Prevention and Management of Non-Communicable Diseases or in other relevant Commission expert group or similar entities on the **draft** work plans established for the Health strand and **proposals for** its priorities and strategic orientations and its implementation, and also on the health policy perspective of other policies and support mechanisms, thus increasing their overall coordination and added value.		III-150
	Amendment 144 (new) ***Article 29a***			III-151

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	Steering Board for Health			
	Amendment 144 (cont.)(new) ***1. The Commission shall establish a Steering Board for Health ('the Steering Board') for implementing the actions under the Health strand.***			III-152
	Amendment 144 (cont.)(new) ***2. The Steering Board shall focus on creating synergies between the Health strand and other programmes where a health dimension is integrated, through coordination and cooperation, promoting patients and society engagement, and providing scientific advice and recommendations. Those actions shall provide value oriented health actions, sustainability, better health solutions, foster access and reduce health inequalities.***			III-153
	Amendment 144 (cont.)(new) ***3. The Steering Board shall provide a comprehensive strategy and steering in developing the work plans under the Health strand.***			III-154
	Amendment 144 (cont.)(new)			III-

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	4. The Steering Board shall be an independent stakeholder group, composed of actors from relevant sectors in the field of public health, wellbeing and social protection, with participation of representatives of regions and local health authorities, patient representatives and citizens.			155
	Amendment 144 (cont.)(new) ***5. The Steering Board shall be composed of 15 to 20 high level individuals drawn from across disciplines and activities referred to in paragraph 4. The members of the Steering Board shall be appointed by the Commission, following an open call for nominations or for expression of interests or both.***			III-156
	Amendment 144 (cont.)(new) ***6. The Chair of the Steering Board shall be appointed by the Commission from among its members.***			III-157
	Amendment 144 (cont.)(new) ***7. The Steering Board shall:***			III-158

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	Amendment 144 (cont.)(new) ***(i) provide input to annual work plans for the Health strand, following a proposal from the Commission;***			III-159
	Amendment 144 (cont.)(new) ***(ii) elaborate a blueprint for steering coordination and cooperation between the Health strand and other programmes where health dimension is integrated.***			III-160
	Amendment 144 (cont.)(new) ***The blueprint shall facilitate ensuring visibility and coordination of all the existing financial mechanisms relevant to health, and shall help steering coordination and cooperation.***			III-161
	Amendment 145 (new) ***Article 29b*** ***International cooperation***			III-162
	Amendment 145 (cont.)(new) ***The Commission shall develop cooperation with relevant international organisations such as the United Nations and its specialised***			III-163

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	agencies, in particular the World Health Organisation (WHO), as well as with the Council of Europe and the Organisation for Economic Co-operation and Development (OECD) to implement the Health strand, in order to maximise the effectiveness and efficiency of actions at Union and international level.			
Chapter III Common Rules applicable to the Employment and Social Innovation and Health strands	*[no change]*	*[no change]*		III-164
Article 30 *Participation of third countries associated to the Employment and Social Innovation and Health strands*	*[no change]*	**[**Article 30 Participation of third countries associated to the Employment and Social Innovation and Health strands**]**[13]		III-165
1. The Employment and Social Innovation and Health strands shall be open to the following associated countries:	*[no change]*			III-166
(a) European Free Trade Association (EFTA) members which are members of the European Economic Area (EEA), in accordance with the conditions laid down in the EEA agreement;	*[no change]*			III-167

[13] Council position: The Council has not yet a position on Article 30, pending agreement on the MFF.

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(b) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions, or similar agreements, and in accordance with the specific conditions laid down in agreements between the Union and those countries;	*[no change]*			III-168
(c) third countries, in accordance with the conditions laid down in a specific agreement covering its participation to the strand, provided that the agreement	*[no change]*			III-169
(1) ensures a fair balance as regards the contributions and benefits of the third country participating in the Union programmes;	*[no change]*			III-170
(2) lays down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes or strands of programmes and their administrative costs. These contributions shall constitute assigned revenues in accordance with Article [21(5)] of [the new Financial Regulation];	*[no change]*			III-171

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(3) does not confer to the third country a decisional power on the strand;	*[no change]*			III-172
(4) guarantees the rights of the Union to ensure sound financial management and to protect its financial interests.	*[no change]*			III-173
2. In addition, the Health strand shall also be open to countries covered by the European Neighbourhood Policy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and association council decisions, or similar agreements;, and in accordance with the specific conditions laid down in agreements between the Union and those countries.	*[no change]*			III-174
Article 31 *Forms of EU funding and methods of implementation*	*[no change]*	*[no change]*		III-175
1. The Employment and Social Innovation and Health strands may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement and voluntary payments to International Organisations of which the Union is a member or in whose work it participates.	Amendment 146 1. The Employment and Social Innovation and Health strands may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement***, contributions,*** and	*[no change]*		III-176

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	voluntary payments to International Organisations of which the Union is a member or in whose work it participates.			
2. The Employment and Social Innovation and Health strands shall be implemented directly as provided for by the Financial Regulation or indirectly with bodies referred to in Article [61(1)(c)] of the Financial Regulation.	*[no change]*	2. The Employment and Social Innovation and Health strands shall be implemented directly as provided for by **Article [62(1)(a)] of** the Financial Regulation or indirectly with bodies referred to in Article [~~61~~ **62**(1)(c)] of the Financial Regulation.		III-177
When awarding grants, the evaluation committee referred to in article [150] of the Financial Regulation may be composed of external experts.	*[no change]*	*[no change]*		III-178
3. Blending operations under the Employment and Social Innovation strand shall be implemented in accordance with the [InvestEU regulation] and Title X of the Financial Regulation.	*[no change]*	*[no change]*		III-179
4. Under the Health strand, direct grants may be awarded without a call for proposals to fund actions having a clear Union added value co-financed by the competent authorities that are responsible for health in the Member States or in the third countries associated to the Programme, or by public sector	*[no change]*	*[no change]*		III-180

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bodies and non-governmental bodies, acting individually or as a network, mandated by those competent authorities.				
5. Under the Health strand, direct grants may be awarded without a call for proposals to European Reference Networks that are approved as Networks by the Board of Member States of the European Reference Networks, following the approval procedure set out in Commission Implementing Decision 2014/287/EU of 10 March 2014 setting out criteria for establishing and evaluating European Reference Networks and their Members and for facilitating the exchange of information and expertise on establishing and evaluating such Networks.	*[no change]*	*[no change]*		III-181
Article 32 *Work programme and coordination*	*[no change]*	*[no change]*		III-182
The Employment and Social Innovation strand and Health strand shall be implemented by work programmes referred to in Article [108] of Financial Regulation. Work programmes shall set out, where applicable, the overall amount reserved for blending operations.	Amendment 147 The ***Commission*** ~~Employment and Social Innovation strand and Health strand~~ shall ***adopt delegated acts in accordance with Article 38 in order to supplement the Employment and Social Innovation strand and the Health strand by establishing*** ~~be~~	*[no change]*		III-183

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	~~implemented by~~ work programmes ***as*** referred to in Article [108] of Financial Regulation. ***Those work*** ~~Work~~ programmes shall set out, where applicable, the overall amount reserved for blending operations.			
		The Commission shall adopt implementing acts laying down annual or multi-annual work programmes and their possible changes covering the Employment and Social Innovation strand and the Health strand respectively. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39a		III-184
The Commission shall foster synergies and ensure effective coordination between the Health strand of ESF+ and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument	*[no change]*	The Commission shall foster synergies and ensure effective coordination between ~~the Health strand of~~ ESF+ and ~~the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument~~**other relevant EU instruments as well as among the ESF+ strands.**		III-185
Article 33 *Monitoring and reporting*	*[no change]*	*[no change]*		III-186
1. Indicators to monitor implementation	*[no change]*	*[no change]*		III-

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and progress of the strands towards the achievement of the specific objectives set out in Article 4 and the operational objectives set out in Articles 23 and 26 shall be set.				187
2. The performance reporting system shall ensure that data for monitoring implementation of the strands and results are collected efficiently, effectively and in a timely fashion. To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where relevant, Member States.	*[no change]*	*[no change]*		III-188
3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in Annex III where considered necessary to ensure effective assessment of progress in the implementation of the strands.	Amendment 148 3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in ***Annexes II b and*** ~~Annex~~ III where considered necessary to ensure effective assessment of progress in the implementation of the strands.	*[no change]*		III-189
	Amendment 148 (cont.)(new) ***3a. With a view to regular monitoring of the strands and to making any adjustments needed to their policy and funding priorities, the Commission shall draw up an initial***			III-190

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	qualitative and quantitative monitoring report covering the first year, followed by three reports covering consecutive two-year periods and shall submit those reports to the European Parliament and the Council. The reports shall also be submitted, for information, to the European Economic and Social Committee and the Committee of the Regions. The reports shall include the results of the strands and the extent to which the principles of equality between women and men and gender mainstreaming have been applied, as well as how anti-discrimination considerations, including accessibility issues, have been addressed through their activities. The reports shall be made available to the public in order to enhance the transparency of the strands.			
Article 34 *Protection of the financial interests of the Union*	*[no change]*	*[no change]*		III-191
Where a third country participates in the programme by a decision under an international agreement, the third country shall grant the necessary rights and access required for the authorizing officer responsible, the European Anti-	*[no change]*	*[no change]*		III-192

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Fraud Office (OLAF), the European Court of Auditors to comprehensively exert their respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, provided for in Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council concerning investigations conducted by the European Anti-Fraud Office (OLAF).				
Article 35 *Evaluation*	*[no change]*	*[no change]*		III-193
1. Evaluations shall be carried out in a sufficiently timely manner to feed into the decision-making process.	*[no change]*	*[no change]*		III-194
2. The interim evaluation of the strands may be performed once there is sufficient information available about their implementation, but not later than four years after the start of the implementation of the strands.	Amendment 149 2. ***By 31 December 2024, the Commission shall carry out a mid-term*** evaluation of the strands ***in order to:*** ~~The interim evaluation of the strands may be performed once there is sufficient information available about their implementation, but not later than four years after the start of the implementation of the strands.~~	*[no change]*		III-195
	Amendment 149 (cont.)(new)			III-

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	(a) measure, on a qualitative and quantitative basis, progress made in meeting the objectives of the strand;			196
	Amendment 149 (cont.)(new) ***(b) address the social environment within the Union and any major changes introduced by Union law;***			III-197
	Amendment 149 (cont.)(new) ***(c) determine whether the resources of the strands have been used efficiently and to assess its Union added value.***			III-198
	Amendment 149 (cont.)(new) ***The results of that mid-term evaluation shall be presented to the European Parliament and to the Council.***			III-199
3. At the end of the implementation period, but no later than four years after the end of the period specified in Article 5, a final evaluation of the strands shall be carried out by the Commission.	*[no change]*	*[no change]*		III-200
4. The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the European Parliament, the Council, the	*[no change]*	*[no change]*		III-201

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European Economic and Social Committee and the Committee of the Regions.				
Article 36 *Audits*	*[no change]*	*[no change]*		III-202
Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union Institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation.	*[no change]*	*[no change]*		III-203
Article 37 *Information, communication and publicity*	*[no change]*	*[no change]*		III-204
1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding (in particular when promoting the actions and their results), by providing coherent, effective and targeted information to multiple audiences, including the media and the public.	*[no change]*	*[no change]*		III-205
2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation and Health strands, and their actions and results. Financial resources allocated to the Employment and Social	Amendment 150 2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation and Health strands,	*[no change]*		III-206

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
Innovation and Health strands shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives referred to in Articles 4, 23 and 26.	and their actions and results. Financial resources allocated to the Employment and Social Innovation and Health strands shall also contribute to the ~~corporate~~ communication of the political priorities of the Union, as far as they are related to the objectives referred to in Articles 4, 23 and 26.			

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
Part IV – Final Provisions	*[no change]*			IV-1
Article 38 *Exercise of the delegation*	*[no change]*			IV-2
1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	*[no change]*	*[no change]*		IV-3
2. The power to adopt delegated acts referred to in Article 15(6), Article 21(5) and Article 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	Amendment 151 2. The power to adopt delegated acts referred to in Article 15(6), Article 21(5)***, Article 32*** and Article 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	2. The power to adopt delegated acts referred to in Article ~~15(6), Article 21(5) and Article~~ 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.		IV-4
3. The delegation of power referred to in Article 15(6), Article 21(5) and Article 33(3)may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It	Amendment 151 (cont.) 3. The delegation of power referred to in Article 15(6), Article 21(5)***, Article 32*** and Article 33(3)may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the	3. The delegation of power referred to in Article ~~15(6), Article 21(5) and Article~~ 33(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It		IV-5

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
shall not affect the validity of any delegated acts already in force.	Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	shall not affect the validity of any delegated acts already in force.		
4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[14].	*[no change]*	*[no change]*		IV-6
5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	*[no change]*	*[no change]*		IV-7
6. A delegated act adopted pursuant to Article 15(6), Article 21(5) and Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two	Amendment 151 (cont.) 6. A delegated act adopted pursuant to Article 15(6), Article 21(5)***, Article 32*** and Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the	6. A delegated act adopted pursuant to ~~Article 15(6), Article 21(5) and~~ Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two		IV-8

[14] OJ L 123, 12.5.2016, p. 13.

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months at the initiative of the European Parliament or of the Council.	Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	months at the initiative of the European Parliament or of the Council.		
Article 39 *Committee Procedure for the ESF+ strand under shared management*	*[no change]*	*[no change]*		IV-9
1. The Commission shall be assisted by the committee referred to in Article [109(1)] of [the future CPR].	*[no change]*	*[no change]*		IV-10
2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	*[no change]*	*[no change]*		IV-11
		Article 39a (new) **Committee procedure for the Employment and Social Innovation strand and the Health strand**		IV-12
		1. The Commission shall be assisted by a committee for the Employment and Social Innovation strand and for the Health strand. The committees shall be committees within the meaning of Regulation (EU) No 182/2011.		IV-13
		2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.		IV-14

Commission proposal COM(2018) 382	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19)	**Compromise proposal, comments**	**Row**
Article 40 *Committee under Article 163 TFEU*	*[no change]*	*[no change]*		IV-15
1. The Commission shall be assisted by the Committee set up under Article 163 TFEU (the 'ESF+ Committee').	*[no change]*	*[no change]*		IV-16
2. Each Member State shall appoint one government representative, one representative of the workers' organisations, one representative of the employers' organisations and one alternate for each member for a maximum period of seven years. In the absence of a member, the alternate shall be automatically entitled to take part in the proceedings.	Amendment 152 2. Each Member State shall appoint one government representative, one representative of the workers' organisations, one representative of the employers' organisations, ***one representative of civil society, one representative of the equality bodies or other independent human rights institutions in accordance with point (c) of Article 6(1) of [the future CPR]*** and one alternate for each member for a maximum period of seven years. In the absence of a member, the alternate shall be automatically entitled to take part in the proceedings.	*[no change]*		IV-17
3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations and employers' organisations at Union level.	Amendment 152 (cont.) 3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations, ~~and~~ employers' organisations ***and civil society organisations*** at Union level.	*[no change]*		IV-18

Commission proposal COM(2018) 382	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19)	Compromise proposal, comments	Row
	Amendment 152 (cont.)(new) ***3a. The ESF+ Committee may invite representatives of the European Investment Bank and the European Investment Fund.***			IV-19
	Amendment 152 (cont.)(new) ***3b. Gender balance and appropriate representation of minority and other excluded groups in the ESF+ Committee shall be safeguarded.***			IV-20
4. The ESF+ Committee shall be consulted on the planned use of technical assistance in the case of support from the ESF+ strand under shared management, as well as on other issues having an impact on the implementation of strategies at Union level relevant to the ESF+;	*[no change]*	4. The ESF+ Committee shall be consulted on the planned use of technical assistance **referred to in article 29 of [the future CPR]** in the case of support from the ESF+ strand under shared management, as well as on other issues having an impact on the implementation of strategies at Union level relevant to the ESF+;		IV-21
5. The ESF+ Committee may deliver opinions on:	*[no change]*	*[no change]*		IV-22
(a) questions related to the ESF+ contribution to the implementation of the European Pillar of Social Rights, including country-specific recommendations and semester-related priorities (national reform programmes,	*[no change]*	*[no change]*		IV-23

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etc.);				
(b) issues concerning the [future CPR] relevant for the ESF+;	*[no change]*	*[no change]*		IV-24
(c) questions related to the ESF+ referred to it by the Commission other than those referred to in paragraph 4.	*[no change]*	*[no change]*		IV-25
The opinions of the ESF+ Committee shall be adopted by an absolute majority of the votes validly cast, and shall be communicated to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, for information. The Commission shall inform the ESF+ Committee of the manner in which it has taken account of its opinions.	Amendment 152 (cont.) The opinions of the ESF+ Committee shall be adopted by an absolute majority of the votes validly cast, and shall be communicated to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, for information. The Commission shall inform the ESF+ Committee ***in writing*** of the manner in which it has taken account of its opinions.	*[no change]*		IV-26
6. The ESF+ Committee may set up working groups for each of the strands of the ESF+.	*[no change]*	6. The ESF+ Committee ~~may~~ **shall** set up working groups for each of the strands of the ESF+.		IV-27
Article 41 *Transitional provisions for the ESF+ under shared management*	*[no change]*	*[no change]*		IV-28
Regulation (EU) No 1304/2013 of the	*[no change]*	*[no change]*		IV-29

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European Parliament and of the Council[15], Regulation (EU) No 223/2014 of the European Parliament and of the Council[16] or any act adopted thereunder shall continue to apply to programmes and operations supported by the European Social Fund and the Fund for European Aid to the Most Deprived under the 2014-2020 programming period.				
Article 42 *Transitional provisions for the Employment and Social Innovation strand and the Health strand*	*[no change]*	*[no change]*		IV-30
1. Regulation (EU) No 1296/2013 of the European Parliament and of the Council[17] and Regulation (EU) No 282/2014 of the European Parliament and of the Council[18] are repealed with effect from 1 January 2021.	*[no change]*	*[no change]*		IV-31
2. The financial envelope for the Employment and Social Innovation strand and the Health strand may also	*[no change]*	*[no change]*		IV-32

[15] Regulation (EU) No 1304/2013 of the European Parliament and of the Council of 17 December 2013 on the European Social Fund and repealing Council Regulation (EC) No 1081/2006 (OJ L 347, 20.12.2013, p. 470).

[16] Regulation (EU) No 223/2014 of the European Parliament and of the Council of 11 March 2014 on the Fund for European Aid to the Most Deprived (OJ L 72, 12.3.2014, p. 1).

[17] Regulation (EU) No 1296/2013 of the European Parliament and of the Council of 11 December 2013 on a European Union Programme for Employment and Social Innovation ("EaSI") and amending Decision No 283/2010/EU establishing a European Progress Microfinance Facility for employment and social inclusion (OJ L 347, 20.12.2013, p. 238).

[18] Regulation (EU) No 282/2014 of the European Parliament and of the Council of 11 March 2014 on the establishment of a third Programme for the Union's action in the field of health (2014-2020) and repealing Decision No 1350/2007/EC (OJ L 86, 21.3.2014, p. 1).

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cover technical and administrative assistance expenses necessary to ensure the transition between the ESF+ and the measures adopted under its predecessors: the Employment and Social Innovation programme and the Union Programme for Health.				
3. If necessary, appropriations may be entered in the budget beyond 2027 to cover the expenses provided for in Article 5(6) [technical and administrative assistance], to enable the management of actions not completed by 31 December 2027.	*[no change]*	3. If necessary, appropriations may be entered in the budget beyond 2027 to cover the expenses provided for in Article 5(**~~6~~5**) [technical and administrative assistance], to enable the management of actions not completed by 31 December 2027.		IV-33
4. Reflows from financial instruments established by Employment and Social Innovation programme (EaSI 2014-2020) shall be invested in the financial instruments of the "social window" of the InvestEU Fund established under Regulation XXX.	*[no change]*	4. ~~Reflows~~ **[Repayments** from financial instruments established by Employment and Social Innovation programme (EaSI 2014-2020) shall be invested in the financial instruments of the "social window" of the InvestEU Fund established under Regulation XXX**.]**		IV-34
Article 43 *Entry into force*	*[no change]*	*[no change]*		IV-35
This Regulation shall enter into force on the twentieth day following its publication in the *Official Journal of the European Union*.	*[no change]*	*[no change]*		IV-36

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This Regulation shall be binding in its entirety and directly applicable in all Member States.	*[no change]*	*[no change]*		IV-37

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ANNEX I[19]	*[no change]*	*[no change]*		A-1
Common indicators for the general support of the ESF+ strand under shared management	*[no change]*	*[no change]*		A-2
All personal data are to be broken down by gender (female, male, 'non binary'). If certain results are not possible, data for those results do not have to be collected and reported.	Amendment 153 All personal data are to be broken down by gender (female, male, 'non binary'). If certain results are not ***available*** ~~possible~~, data for those results do not have to be collected and reported. ***Sensitive personal data can be surveyed anonymously.***	All personal data are to be broken down by gender (female, male, 'non binary'[20]). If certain results are not possible, data for those ~~results~~ **result indicators** do not have to be collected and reported. **Common output indicators on participants can be derived from the type of the operation.**		A-3
(1) Common output indicators related to operations targeting people:	*[no change]*	*[no change]*		A-4
(1a) Common output indicators for participants	*[no change]*	(1a) Common output indicators for participants[21, 22]		A-5
– The common output indicators for participants are:	*[no change]*	*[no change]*		A-6

[19] Data reported under the indicators marked with * are personal data according to Article 4(1) of Regulation (EU) 2016/679. Data reported under the indicators marked with ** are a special category of data according to Article 9 of Regulation (EU) 2016/679.

[20] Council position: **According to national legislation.**

[21] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1), except the indicators 'below 30 years of age' and 'above 54 years of age' and the 'total number of participants'.**

[22] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

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– unemployed, including long-term unemployed*,	*[no change]*	*[no change]*		A-7
– long-term unemployed*,	*[no change]*	*[no change]*		A-8
– inactive*,	*[no change]*	*[no change]*		A-9
– employed, including self-employed*,	*[no change]*	*[no change]*		A-10
	Amendment 153 (cont.)(new) – ***not in education or training (NEET)*,***			A-11
– below 30 years of age *,	Amendment 153 (cont.) – ***children*** below ***18*** ~~30~~ years of age *,	*[no change]*		A-12
	Amendment 153 (cont.)(new) – ***young people between 18-29 years of age *,***			A-13
– above 54 years of age*,	*[no change]*	*[no change]*		A-14
– with lower secondary education or less (ISCED 0-2)*,	*[no change]*	*[no change]*		A-15
– with upper secondary (ISCED 3) or post-secondary education (ISCED 4)*,	*[no change]*	*[no change]*		A-16
– with tertiary education (ISCED 5 to 8)*.	*[no change]*	*[no change]*		A-17

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The total number of participants is to be calculated automatically on the basis of the common output indicators relating to employment status.	*[no change]*	– ~~The~~ total number of participants [23] ~~is to be calculated automatically on the basis of the common output indicators relating to employment status~~		A-18
(1b) Other common output indicators	*[no change]*	(1b) Other common output indicators[24]		A-19
If data for these indicators is not collected from data registers, values on these indicators can be determined based on informed estimates by the beneficiary.	Amendment 153 (cont.) If data for these indicators is not collected from data registers, values on these indicators can be determined based on informed estimates by the beneficiary. ***Data is always provided by participants on a voluntary basis.***	~~If data for these indicators is not collected from data registers, values~~**Data collection is only necessary when applicable and in relevant cases. Values** on these indicators can be determined based on informed estimates by the beneficiary.		A-20
– participants with disabilities**,	*[no change]*	*[no change]*		A-21
	Amendment 153 (cont.)(new) – ***participants below 18 years of age*,***			A-22
– third country nationals*,	*[no change]*	*[no change]*		A-23
– participants with a foreign background*,	*[no change]*	*[no change]*		A-24
– minorities (including marginalised communities such as the Roma)**,	Amendment 153 (cont.)	*[no change]*		A-25

[23] Council position: **To be calculated automatically on the basis of the common output indicators relating to employment status, except for ESF+ support under specific objective (x) of Article 4(1), in which case the total number of participants is to be reported.**

[24] Council position: **National definitions may be used for these indicators, except for the indicators 'third-country nationals' and 'from rural areas'.**

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	– minorities (***other than from the*** ~~including marginalised communities such as the~~ Roma ***community***)**,			
	Amendment 153 (cont.)(new) – ***participants from the Roma community****			A-26
– homeless or affected by housing exclusion*,	*[no change]*	*[no change]*		A-27
– participants from rural areas***.**	*[no change]*	– participants from rural areas*[25].		A-28
	Amendment 153 (cont.)(new) – ***participants from geographical areas with high levels of poverty and social exclusion*,***			A-29
	Amendment 153 (cont.)(new) – ***participants transitioning from institutional to family and community based care**.***			A-30
(2) Common output indicators for entities are:	*[no change]*	(2) Common output indicators for entities[26] are:		A-31
– number of supported public administrations or public services at	*[no change]*	*[no change]*		A-32

[25] Council position: **This indicator does not apply to ESF+ support under specific objective (x) of Article 4(1).**
[26] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

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national, regional or local level,				
– number of supported micro, small and medium-sized enterprises (including cooperative enterprises, social enterprises).	*[no change]*	*[no change]*		A-33
(3) The common immediate result indicators for participants are:	*[no change]*	(3) The common immediate result indicators for participants are[27, 28]**:**		A-34
– participants engaged in job searching upon leaving*,	*[no change]*	*[no change]*		A-35
– participants in education or training upon leaving*,	*[no change]*	*[no change]*		A-36
– participants gaining a qualification upon leaving*,	*[no change]*	*[no change]*		A-37
– participants in employment, including self-employment, upon leaving*.	*[no change]*	*[no change]*		A-38
(4) Common longer-term result indicators for participants:	*[no change]*	(4) Common longer-term result indicators for participants[29, 30]:		A-39
– participants in employment, including self-employment, six months after leaving*,	Amendment 153 (cont.) – participants in employment, including self-employment, six ***and***	*[no change]*		A-40

[27] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**
[28] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**
[29] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**
[30] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

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	twelve months after leaving*,			
– participants with an improved labour market situation six months after leaving*,	Amendment 153 (cont.) – participants with an improved labour market situation six ***and twelve*** months after leaving*,	*[no change]*		A-41
		These data shall be collected so as to allow the reporting of the common longer-term result indicators by the 31st January 2026 in accordance with Article 37(1) [of the future CPR] and in the final performance report referred to in Article 38 [of the future CPR].		A-42
As a minimum requirement, these data are to be collected based on a representative sample of participants within each specific objective. Internal validity of the sample is to be ensured in such a way that the data can be generalised at the level of the specific objective.	*[no change]*	As a minimum requirement, these data are to be collected based on a representative sample of participants within ~~each~~ **the** specific ~~objective.~~ **objectives (i) to (ix) of Article 4(1).** Internal validity of the sample is to be ensured in such a way that the data can be generalised at the level of the specific objective.		A-43
ANNEX II	*[no change]*	*[no change]*		A-44
Common indicators for ESF+ support for addressing material deprivation	*[no change]*	*[no change]*		A-45
(1) Output indicators	*[no change]*	*[no change]*		A-46

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(a) Total monetary value of distributed food and goods.	*[no change]*	*[no change]*		A-47
(i) total value of the food support;	*[no change]*	*[no change]*		A-48
(ia) total monetary value of food for children;	*[no change]*	~~(ia) total monetary value of food for children;~~		A-49
(ib) total monetary value of food for the homeless;	*[no change]*	*[no change]*		A-50
(ic) total monetary value of food for other target groups.	*[no change]*	*[no change]*		A-51
(ii) total value of goods distributed	*[no change]*	*[no change]*		A-52
(iia) total monetary value of goods for children;	*[no change]*	*[no change]*		A-53
(iib) total monetary value of goods for the homeless;	*[no change]*	*[no change]*		A-54
(iic) total monetary value of goods for other target groups.	*[no change]*	*[no change]*		A-55
(b) Total quantity of food support distributed (tons).	*[no change]*	*[no change]*		A-56
Thereof[31]:	*[no change]*	*[no change]*		A-57
(a) share of food for which only transport, distribution and storage were	*[no change]*	*[no change]*		A-58

[31] Values on these estimates shall be determined based on the informed estimation by the beneficiaries.

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paid for by the programme (in %);				
(b) proportion of the ESF+ co-financed food products in the total volume of food distributed the beneficiaries (in %)	*[no change]*	*[no change]*		A-59
(3) Common result indicators[32]	*[no change]*	*[no change]*		A-60
Number of the end recipients receiving food support	*[no change]*	*[no change]*		A-61
– Number of children below 18 years of age	*[no change]*	*[no change]*		A-62
– Number of youths aged 18-29 years;	*[no change]*	- Number of **young people** aged 18-29 years;		A-63
		- Number of women		A-64
– Number of end recipients above 54 years of age,	*[no change]*	*[no change]*		A-65
– Number of end recipients with disabilities,	*[no change]*	- Number of end recipients with disabilities[33]		A-66
– Number of third country nationals;	*[no change]*	- Number of third country nationals[29]		A-67
– Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma),	Amendment 154 – Number of end recipients with a foreign background and minorities (***other than from the*** ~~including~~	- Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)[29]		A-68

[32] Ibid.
[33] Council position: **National definitions may be used for this indicator.**

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	~~marginalised communities such as the~~ Roma ***community***),			
	Amendment 154 (cont.)(new) – ***participants from the Roma community,***			A-69
– Number of homeless end recipients or end-recipients affected by housing exclusion.	*[no change]*	- Number of homeless end recipients or end-recipients affected by housing exclusion[29].		A-70
Number of the end recipients receiving material support	*[no change]*	*[no change]*		A-71
- Number of children below 18 years of age	*[no change]*	*[no change]*		A-72
- Number of youths aged 18-29 years	*[no change]*	- Number of **young people** aged 18-29 years		A-73
		- Number of women		A-74
- Number of end recipients above 54 years of age,	*[no change]*	*[no change]*		A-75
- Number of end recipients with disabilities,	*[no change]*	- Number of end recipients with disabilities[34]		A-76
- Number of third country nationals	*[no change]*	- Number of third country nationals[30]		A-77
- Number of end recipients with a foreign background and minorities	Amendment 154 (cont.)	- Number of end recipients with a foreign background and minorities		A-78

[34] Council position: **National definitions may be used for this indicator.**

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(including marginalised communities such as the Roma)	– Number of end recipients with a foreign background and minorities (***other than from the*** ~~including marginalised communities such as the~~ Roma ***community***),	(including marginalised communities such as the Roma)[30]		
	Amendment 154 (cont.)(new) – ***participants from the Roma community,***			A-79
- Number of homeless end recipient or end recipients affected by housing exclusion	*[no change]*	- Number of homeless end recipient or end recipients affected by housing exclusion[30]		A-80
	Amendment 155 (new) ***ANNEX IIa (new)***			A-81
	Amendment 155 (cont.)(new) ***Common indicators for ESF+ support for promoting social inclusion for the most deprived people***			A-82
	Amendment 155 (cont.)(new) ***Output indicators***			A-83
	Amendment 155 (cont.)(new) ***(1) Total number of people who receive help towards social inclusion.***			A-84

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	Amendment 155 (cont.)(new) ***Of which:***			A-85
	Amendment 155 (cont.)(new) ***(a) number of children aged 15 or younger;***			A-86
	Amendment 155 (cont.)(new) ***(b) number of persons aged 65 or older;***			A-87
	Amendment 155 (cont.)(new) ***(c) number of women;***			A-88
	Amendment 155 (cont.)(new) ***(d) number of people with a foreign background and minorities (other than from the Roma community);***			A-89
	Amendment 155 (cont.)(new) ***(e) participants from the Roma community;***			A-90
	Amendment 155 (cont.)(new) ***(f) number of homeless people.***			A-91
	Amendment 156 (new)			A-92

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	ANNEX IIb (new)			
	Amendment 156 (cont.)(new) ***Indicators for the Employment and Social Innovation Strand***			A-93
	Amendment 156 (cont.)(new) ***1. Level of declared gain of better understanding of Union policies and legislation***			A-94
	Amendment 156 (cont.)(new) ***(1) Number of analytical activities,***			A-95
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***			A-96
	Amendment 156 (cont.)(new) ***(3) Support for main actors***			A-97
	Amendment 156 (cont.)(new) ***2. Level of active collaboration and partnership between government institutions of the Union, Member States and associated countries***			A-98
	Amendment 156 (cont.)(new)			A-99

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	(1) Number of analytical activities,			
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***			A-100
	Amendment 156 (cont.)(new) ***(3) Support for main actors***			A-101
	Amendment 156 (cont.)(new) ***3. Declared use of social policy innovation in the implementation of social CSRs and the results of social policy experimentation for policy making***			A-102
	Amendment 156 (cont.)(new) ***(1) Number of analytical activities,***			A-103
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***			A-104
	Amendment 156 (cont.)(new) ***(3) Support for main actors***			A-105
	Amendment 156 (cont.)(new) ***4. Number of visits of the EURES***			A-106

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	platform			
	Amendment 156 (cont.)(new) ***5. Number of youth job placements achieved or supported under the Preparatory Action Your First EURES Job (YfEJ) as well as under Targeted Mobility Schemes***			A-107
	Amendment 156 (cont.)(new) ***6. Number of individual personal contacts of EURES advisers with jobseekers, job changers and employers***			A-108
	Amendment 156 (cont.)(new) ***7. Number of businesses created or consolidated that have benefitted from Union support***			A-109
	Amendment 156 (cont.)(new) ***8. Proportion of beneficiaries that have created or further developed a business with Union microfinance that are unemployed or belonging to disadvantaged groups***			A-110
ANNEX III	*[no change]*	*[no change]*		A-111
Indicators for the Health Strand	*[no change]*	*[no change]*		A-112
Level of integrated work in the health	*[no change]*	*[no change]*		A-113

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area and of use of the results of the programme in national health policies				
1. Number of patients supported by European Reference Networks	*[no change]*	*[no change]*		A-114
2. Number of health technology joint clinical assessments	Amendment 157 (new) 2. Number of ***beneficiaries (professionals, citizens, patients) affected by the results of the programme*** ~~health technology joint clinical assessments~~	*[no change]*		A-115
3. Number of best practices transferred	Amendment 158 3. Number of ***health technology joint clinical assessments*** ~~best practices transferred~~	*[no change]*		A-116
4. Degree of use of the results of the programme in national health policy as measured by a "before and after" questionnaire	Amendment 159 4. ***Number of best practices transferred*** ~~Degree of use of the results of the programme in national health policy as measured by a "before and after" questionnaire~~	*[no change]*		A-117

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	Amendment 160 (new) ***4a. Degree of use of the results of the programme in regional and national health policies or tools as measured by validated methods***			A-118