



Council of the European Union
General Secretariat

Brussels, 05 October 2020

Interinstitutional files:

2018/0250(COD)

2018/0248(COD)

2018/0249(COD)

WK 10278/2020 REV 2

LIMITE

JAI
FRONT
VISA
SIRIS
ENFOPOL

CT
ASIM
MIGR
CODEC
COMIX

WORKING PAPER

This is a paper intended for a specific community of recipients. Handling and further distribution are under the sole responsibility of community members.

WORKING DOCUMENT

From:	Presidency
To:	JHA Counsellors on Financial Instruments

Subject:	Proposal for a Regulation of the European Parliament and of the Council establishing the Asylum and Migration Fund Proposal for a Regulation of the European Parliament and of the Council establishing, as part of the Integrated Border Management Fund, the instrument for financial support for border management and visa Proposal for a Regulation of the European Parliament and of the Council establishing the Internal Security Fund - EP's drafting suggestions
----------	---

With reference to CM 3771/20 REV 1, delegations will find attached a compromise proposal put forward by the EP on the Article 'Evaluation', to be discussed at the next Working party meeting.

Article 40 CPR (Evaluation by the Commission) can be found in WK 10282/20.

EP's drafting suggestions

Article 'Evaluation' (Art 25 ISF/Art 29 AMF/Art 26 BMVI)

1. By 31 December 2024, the Commission shall present a mid-term evaluation of this Regulation, the mid-term evaluation shall assess the following:

- (a) the effectiveness of the Fund, including the progress made towards the achievement of the objectives of this Regulation, taking into account all relevant information already available, in particular [the annual performance reports referred to in Article 26 and] the output and result indicators set out in Annex VIII;
- (b) the efficiency of the use of resources allocated to the Fund and of the management and control measures put in place to implement it;
- (c) the continued relevance and appropriateness of the implementation measures set out in Annex II;
- (d) the coordination, coherence and complementarity between the actions supported under the Fund and support provided by other Union funds
- (e) the European added value of actions implemented under the Fund;

That compulsory midterm evaluation shall take into account retrospective evaluation results on the long-term impact of the previous instrument for financial support for internal security (ISF)/asylum, migration and integration (AMIF)/border management and visa (BMVI) for the period 2014-2020. The evaluation shall, as appropriate, be accompanied by a legislative proposal for the revision of this Regulation.

1 a. By 31 December 2030, the Commission shall present a retrospective evaluation of this Regulation. By the same date, the Commission shall submit an evaluation report to the European Parliament and to the Council, which shall include the elements listed in paragraph 1. In addition, the longer-term impacts of the Fund shall be evaluated with a view to feeding into a decision on a possible renewal or modification of a subsequent fund. [AM107]

2. The mid-term and the retrospective evaluation shall be submitted to the Parliament and the Council ~~without delay~~ and shall be made publicly available. The Commission shall ensure that the evaluations do not include information the dissemination of which may create a risk for the safety or privacy of individuals or jeopardise security operations. [AM108] **Paragraph 2 would apply to ISF**

only.]

3. In its mid-term review and retrospective evaluation, the Commission shall pay particular attention to the evaluation of actions by, in or in relation to third countries in accordance with Article 5, Article 6 and Article 13(8) (AMIF) / Article 5 and Article 12(10) and (11) (BMVI)/ Article 5 and 12 (10) and (11) (ISF).
