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WORKING DOCUMENT

From: To:	General Secretariat of the Council Delegations
N° Cion doc.:	ST 11805 2025 INIT
Subject:	Proposal for a Regulation of the European Parliament and of the Council establishing the Union support for asylum, migration and integration for the period from 2028 to 2034 -compilation of comments on the Presidency compromise text

Following the meeting of the Ad hoc Working Party on JHA Financial Instruments [AHWP JHA] on 23 January 2026, delegations will find attached a compilation of comments received from Member States for the Presidency compromise text (ST 5211/26) on the above mentioned subject.

Regulation establishing the Union for asylum, migration and integration for the period from 2028 to 2034 Deadline: ***30 January 2026***
From: AT, BE, BG, CZ, DE, EE, EL, ES, FI, FR, HR, HU, IT, LT, LV, MT, NL, PL, PT, SE, SK

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Presidency compromise text	Drafting suggestions and Comments
General Comments	BG (Comments): We would like to receive clarification as regards the link between the Specific objective of the AMI and the Specific objectives of the NRPP also in regard to the ring-fencing of amounts. The rules on co-financing and pre-financing need to be maintained for the Home Affairs support. By derogation in the NRPP Regulation or by introducing new provisions in the specific regulations so as the rules on pre-financing and co-financing for 2021-2027 to be maintained in 2028-2034 period for the Home Affairs support. Also the 2021-2027 n+3 decommitment rule is to be maintained. This will enable MS to implement effectively the Union's priorities in the area of security, border management, asylum, migration and integration, which are of strategic importance. DE (Comments): As negotiations on the sectoral regulations progress, the status of negotiations on the NRP Regulation should always be taken into account. Key regulatory elements referred to in our dossiers are, as is well known, contained in the NRP Regulation, but negotiations on this are progressing more slowly.“ IT (Comments): Comments below are limited to the parts of the text affected by the revision operated by the Cypriot Presidency, without prejudice to the doubts already expressed by Italy on the inclusion of HOME instruments within the NRPP architecture.

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	LV (Comments): Perhaps the *ad hoc* working party on Justice and Home affairs Financial Instruments could further discuss the main concerns on the proposal for the Regulation of the European Parliament and of the Council 'establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security for the period 2028-2034 and amending Regulation (EU) 2023/955 and Regulation (EU, Euratom) 2024/2509' (NRPP regulation proposal) and the proposal for a Regulation of the European Parliament and of the Council 'establishing a budget expenditure tracking and performance framework and other horizontal rules for the Union programmes and activities' (Performance regulation proposal) and to formulate a written opinion to be presented to the *ad hoc* working party on the Multiannual Financial Framework, which would draw attention to the main concerns identified by the *ad hoc* working party on Justice and Home affairs Financial Instruments during discussions about the synergies and cross-functional concerns between Home Affairs funding regulation proposals and the NRPP regulation proposal and the Performance regulation proposal? Comments and concerns on these topics are widespread and horizontal and the *ad hoc* working party on Justice and Home affairs Financial Instruments evidently seems to have enough arguments and concerns to form a wider opinion on the Financial Instruments for the Justice and Home affairs, which are quite heavily influenced by other working groups without direct connection to Justice and Home affairs. Yet it is expected that the texts of the Home Affairs financial instruments are to be aligned with proposals from other groups and other co-equal regulation proposals without considering much of discussions in the *ad hoc* working party on Justice and Home affairs Financial Instruments and the Home affairs Financial Instruments themselves.

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	PL (Comments): Support for LV comment: Considering the highly complementary nature of this regulation proposal with the Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL 'establishing a budget expenditure tracking and performance framework and other horizontal rules for the Union programmes and activities' (hereinafter – the Performance regulation) and the impact that the Performance regulation might have on the implementation of this regulation proposal, PL invites PRES and COM to consider having early and thorough synergetic discussions on the Performance regulation, especially Performance regulation Annex I (intervention fields and performance indicators), in parallel. Measurement of the achievement of the objectives set out in this regulation (Article 3) is crucial and the explanatory memorandum of this proposal also highlights that it addresses the need for flexibility, including 'a stronger performance orientation', but this performance orientation requires timely work on both legislative proposals, including the Performance regulation, in-parallel within the respective policy area work group formats to ensure regulatory consistency and practical simplification.
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Proposal for a	

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REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	
establishing the Union support for asylum, migration and integration for the period from 2028 to 2034	
THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	
Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 78(2) and Article 79(2) and (4) thereof,	
Having regard to the proposal from the European Commission,	
After transmission of the draft legislative act to the national parliaments,	
Having regard to the opinion of the European Economic and Social Committee[1], 1 OJ C […], […], p. […].	
After consulting the Committee of the Regions,	

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Acting in accordance with the ordinary legislative procedure[2], 2 Position of the European Parliament of […] and position of the Council of […].	
Whereas:	
(1) The purpose of this Regulation is to contribute to the Union's objective of constituting an area of freedom, security and justice in accordance with the Treaty on the Functioning of the European Union (TFEU) through provision of Union support for the development of a common policy on asylum, subsidiary protection and temporary protection with a view to offering appropriate status to any third-country national requiring international protection ***through fair and efficient procedures*** and ensuring compliance with the principle of non-refoulement in accordance with Article ~~77~~***78*** TFEU,– and a common immigration policy aimed at ensuring, at all stages, the efficient management of migration flows, fair treatment of third-country nationals residing legally in Member States, and the prevention of, and enhanced measures to combat, illegal immigration and trafficking in human beings***, as well as the effective and sustainable return and readmission of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence,*** in accordance with Article 79 TFEU.	BE (Drafting suggestions): The purpose of this Regulation is to contribute to the Union's objective of constituting an area of freedom, security and justice in accordance with the Treaty on the Functioning of the European Union (TFEU) through provision of Union support for the development of a common policy on asylum, subsidiary protection and temporary protection with a view to offering appropriate status to any third-country national requiring international protection *through* ~~***fair***~~ *and efficient procedures* and ensuring compliance with the principle of non-refoulement in accordance with Article ~~77~~*78* TFEU,– and a common immigration policy aimed at ensuring, at all stages, the efficient management of migration flows, fair treatment of third-country nationals residing legally in Member States, and the prevention of, and enhanced measures to combat, illegal immigration and trafficking in human beings*, as well as the effective and sustainable return and readmission of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence,* in accordance with Article 79 TFEU. BE (Comments): It is unclear to us what is meant by "fair" procedures, fair normally refers to the fair sharing and solidarity between MS, not to fair procedures.

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	EL (Comments): Clarity is needed in respect to the return aspect as this is covered under both AMI and BMV Regulations. FR (Drafting suggestions): (1) The purpose of this Regulation is to contribute to the Union's objective of constituting an area of freedom, security and justice in accordance with the Treaty on the Functioning of the European Union (TFEU) through provision of Union support for the development of a common policy on asylum, subsidiary protection and temporary protection with a view to offering appropriate status to any third-country national requiring international protection ***through fair and efficient procedures*** and ensuring compliance with the principle of non-refoulement in accordance with Article 7778 TFEU, and a common immigration policy aimed at ensuring, at all stages, the efficient management of migration flows, fair treatment of third-country nationals residing legally in Member States, and the prevention of, and enhanced measures to combat, ~~illegal~~ **irregular** immigration and trafficking in human beings, ***as well as the effective and sustainable return and readmission of third-country nationals who do not fulfil or no longer fulfil the conditions for entry, stay or residence,*** in accordance with Article 79 TFEU. FR (Comments): Les autorités françaises demandent à remplacer *illegal* par *irregular*, par souci de cohérence avec le reste du texte.

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	HR (Comments): HR supports changes introduced in this recital. PL (Comments): PL welcomes the inclusion of effective and sustainable return in this recital but clarity is required in respect to the return aspect as this is covered under both AMI and BMV Regulations.
(1a) Pursuant to Article 80 TFEU, the Union policies on border checks, asylum and immigration and their implementation are to be governed by the principle of solidarity and fair sharing of responsibility, including its financial implications, between the Member States.	HR (Comments): HR can support the addition of this recital. IT (Comments): Italy supports the inclusion of the new recital. PL (Drafting suggestions): ~~***(1a) Pursuant to Article 80 TFEU, the Union policies on border checks, asylum and immigration and their implementation are to be governed by the principle of solidarity and fair sharing of responsibility, including its financial implications, between the Member States.***~~ PL (Comments): PL does not support the addition of new recital. We do not see any added value.

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(2) The entry into force of the Pact on Migration and Asylum in June 2024 has reshaped the Union's asylum and migration policy. To foster the implementation of the Pact and to support efforts to ensure a comprehensive approach to the management of migration that is grounded on solidarity and fair sharing of responsibility between Member States, Union institutions and agencies, Member States should be supported by adequate financial resources. ***/***This Union support will be provided under the horizontal rules of the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security established by Regulation (EU) […]***/***.	PL (Drafting suggestions): (2) The entry into force of the Pact on Migration and Asylum in June 2024 has reshaped the Union's asylum and migration policy. To foster the implementation of the Pact and to support efforts to ensure a comprehensive approach to the management of migration that is grounded on solidarity and fair sharing of responsibility between Member States, Union institutions and agencies, Member States should be supported by adequate financial resources. **Having regard to the principle of equal value of the three types of solidarity measures envisaged under Article 56(2) of Regulation (EU) 2024/1351, the use of alternative solidarity measures agreed between Member States may receive support for actions undertaken for the benefitting Member State.** . ***/***This Union support will be provided under the horizontal rules of the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security established by Regulation (EU) […]***/***. PL (Comments): PL believes that the principle that each form of solidarity (financial contribution, relocation, alternative measures) is equivalent should be also better reflected in this regulation and adequately supported by the funding.
(3) This Regulation lays down the objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans ~~address~~ ***contribute in a comprehensive and adequate manner to*** ~~each of~~ ***all or a significant subset***	AT (Comments): In general, the deletion of "each" and instead the wording "all or a significant subset of objectives" is supported. To safeguard flexibility in implementation, it is necessary to clarify "significant".

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of the objectives ~~set out by~~ ***of the Union support under*** this Regulation***, taking into account the specific challenges of the Member State concerned***.	BG (Comments): We support the compromise text. We share the position that the MS need to have the opportunity to adapt the support to their specific challenges. We strongly support the deletion of the word "proportionate" as regards the allocation of resources between the objectives. DE (Comments): DEU supports the alternative text proposal and the deletion of the word „each", which gives Member States more flexibility in addressing the four objectives. EL (Drafting suggestions): This Regulation lays down the objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans address ***contribute in a comprehensive and adequate manner to*** each of ***all or a significant subset of*** the objectives set out by ***of the Union support under*** this Regulation***, as defined by the MS taking into account the specific challenges of the Member State concerned***. EL (Comments): This addition is in the right direction, as it addresses the request to remove the obligation for Member States to achieve each individual objective set out in the Regulation. Greece supports enhanced flexibility in programming across thematic objectives under each Fund. However, further clarifications

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	are needed on what constitutes a significant subset and that the MS decide it according the specific challenges and needs of the MS. FR (Comments): Les autorités françaises interrogent la Commission pour préciser le sens de "a significant subset". HR (Drafting suggestions): This Regulation lays down the **specific** objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans ~~address~~ ***contribute in a comprehensive and adequate manner to*** ~~each of~~ ***all or a significant subset of*** the **specific** objectives ~~set out by~~ ***of the Union support under*** this Regulation***, taking into account the specific challenges of the Member State concerned***. HR (Comments): HR strongly supports the added flexibility provided by the proposed change in recital 3 (and Article 3 by extension). Moreover, HR proposes referring to "specific objectives" instead of only "objectives", as they are referred to in the NRPP Regulation, in order to establish a clear link between the regulations. This modification has been suggested in all instances in this text for the sake of coherence. IT (Drafting suggestions): (3) This Regulation lays down the objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans contribute ~~**in a comprehensive and adequate manner**~~ to ~~**all or a significant subset of**~~ the **relevant**

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	objectives of the Union support under this Regulation, taking into account the specific challenges of the Member State concerned. IT (Comments): Italy agrees with the purpose of the amendment, i.e. eliminating the obligation for NRPPs to contribute to all the objectives of the regulation. The term "relevant" is however preferred over the phrase "to all or a significant subset". MT (Drafting suggestions): … ***contribute in a comprehensive and adequate manner to*** ~~each of~~ ~~***all or a significant subset of***~~ the objectives ~~set out by~~ ***of the Union*** MT (Comments): **Justification:** Keeping a general link to the objectives should be sufficient to address the different challenges and contexts of Member States. 'Significant' is a subjective term, which might be detrimental to measure during the implementation phase of the programme. NL (Comments): The changes made in this recital from "each" to all or a significant subset of are welcomed. PL (Comments): PL supports PRES compromise text and welcomes more flexibility in addressing objectives.

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	SK (Drafting suggestions): This Regulation lays down the objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans ~~address~~ ***contribute in*** ~~***a comprehensive and***~~ ***an adequate manner to*** ~~each of~~ ***all or a significant subset of*** the objectives ~~set out by~~ ***of the Union support under*** this Regulation***, taking into account the specific challenges and needs of the Member State concerned***. SK (Comments): The Slovak Republic strongly supports the deletion of "each", which provides greater flexibility for MS. To further increase flexibility, we recommend that "a comprehensive" be deleted and "needs" be reinserted.
(4) ***[***The amounts to be allocated per Member State should be set out by the Commission in accordance with the allocation methodology laid down in Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security through a single implementing decision. That decision should as a rule also cover the amounts under the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, the Regulation (EU) […] establishing the Union support for the Schengen area, for European integrated border management and for the common policy on visas and the Regulation (EU) […] establishing the Union Support for internal security.***]***	

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(5) The Union support should build on the results and investments in the areas of asylum ~~and~~**,** migration ***and integration*** from the previous programming periods: (i) the European Refugee Fund established by Decision No 573/2007/EC of the European Parliament and of the Council[3] for the period 2008-2013; (ii) the European Fund for the Integration of third-country nationals established by Council Decision 2007/435/EC[4] for the period 2007-2013; (iii) the European Return Fund established by Decision No 575/2007/EC of the European Parliament and of the Council[5] for the period 2008-2013; (iv) the Asylum, Migration and Integration Fund established by Regulation (EU) No 516/2014 of the European Parliament and of the Council[6] for the period 2014-2020, and (v) the Asylum, Migration and Integration Fund for the period 2021-2027, established by Regulation (EU) 2021/1147 of the European Parliament and of the Council[7]. The scope of the Union support should also allow for new developments to be taken into account. 3 Decision No 573/2007/EC of the European Parliament and of the Council of 23 May 2007 establishing the European Refugee Fund for the period 2008 to 2013 as part of the General programme 'Solidarity and Management of Migration Flows' and repealing Council Decision 2004/904/EC (OJ L 144, 6.6.2007, p. 1, ELI: http://data.europa.eu/eli/dec/2007/573/oj). 4 Council Decision 2007/435/EC of 25 June 2007 establishing the European Fund for the Integration of third-country nationals for the period 2007 to 2013 as part of the General programme 'Solidarity and Management of Migration Flows' (OJ L 168, 28.6.2007, p. 18, ELI: http://data.europa.eu/eli/dec/2007/435/oj). 5 Decision No 575/2007/EC of the European Parliament and of the Council of 23 May 2007 establishing the European Return Fund for the period 2008 to 2013 as part of	

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the General Programme 'Solidarity and Management of Migration Flows' (OJ L 144, 6.6.2007, p. 45, ELI: http://data.europa.eu/eli/dec/2007/575/oj). 6 Regulation (EU) No 516/2014 of the European Parliament and of the Council of 16 April 2014 establishing the Asylum, Migration and Integration Fund, amending Council Decision 2008/381/EC and repealing Decisions No 573/2007/EC and No 575/2007/EC of the European Parliament and of the Council and Council Decision 2007/435/EC (OJ L 150, 20.5.2014, p. 168, ELI: http://data.europa.eu/eli/reg/2014/516/oj). 7 Regulation (EU) 2021/1147 of the European Parliament and of the Council of 7 July 2021 establishing Asylum Migration and Integration Fund (OJ 251, 15.07.2021, p.1-47, ELI: http://data.europa.eu/eli/reg/2021/1147/oj).	
(6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes~~, and to the use of hybrid warfare tactics, such as the weaponisation of migration~~[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new and innovative solutions for migration management***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9],	AT (Comments): We welcome the reference to innovative solutions. BG (Comments): We support the inclusion of the text on innovative solutions CZ (Comments): CZ welcomes the retention of the current wording, as Innovative Solutions is currently a well-understood term among EU member states, but – as descriptive terminology – is also sufficiently flexible in its interpretation to be expanded during the MFF term to include new migration management solutions.

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including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. 8 Communication from the Commission to the European Parliament and the Council on countering hybrid threats from the weaponisation of migration and strengthening security at the EU's external borders (COM(2024) 570 final of 11.12.2024). 9 Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024 on asylum and migration management, amending Regulations (EU) 2021/1147 and (EU) 2021/1060 and repealing Regulation (EU) No 604/2013, OJ L, 2024/1351, 22.5.2024, ELI: http://data.europa.eu/eli/reg/2024/1351/oj).	DE (Comments): DEU explicitly supports the reference to "new and innovative solutions for migration management" in recital 6 of the Presidency's compromise text and the retention of the current wording. EE (Comments): We are in favour of the EC's original proposal regarding the wording "*hybrid warfare tactics, such as the weaponisation of migration*". EL (Drafting suggestions): 6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration, ***and*** instrumentalising migratory flows as a tool for political purposes, ~~and to the use of hybrid warfare tactics,~~ ~~such as the weaponisation of migration~~[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new*** ~~***and innovative***~~ ***solutions for migration management***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9],

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	including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. EL (Comments): The use of the term "innovative" may give rise to ambiguity, as it lacks a clear and commonly agreed definition in this context. For reasons of legal clarity and consistency, it would be preferable to refer instead to "new technologies in the field of migration", rather than to "new and innovative technologies in the field of migration". ES (Drafting suggestions): ***OPTION A*** (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes~~, and to the use of hybrid warfare tactics, such as the weaponisation of migration~~[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities~~, including the implementation of new and innovative solutions for migration management~~. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU)

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	2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. ***OPTION B*** (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes~~, and to the use of hybrid warfare tactics, such as the weaponisation of migration~~[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new-ways for migration management, in line with EU and international law***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. ES (Comments): The reference to "new and innovative solutions" is sensitive in this context. These terms have been expressly excluded from the substantive acquis and thus is not supported by any substantive legal basis.

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	In addition, neither the European Council Conclusions or the preamble of the substantive legal texts include or define this concept. On the contrary, the European Council Conclusions of 17 October 2024 (paragraph 39), as well as the multiannual Strategic Guidelines for legislative and operational planning within the area of freedom, security and justice adopted by the Council on 3 December 2024 (paragraph 9), refer to *"new ways to prevent and counter irregular migration should be considered, in line with EU and international law"*. Moreover, the proposed terminology would bring legal uncertainty as to which measures and costs are eligible for financial support. Finally, deleting this reference would be consistent with the deletion of the terms "innovative methods" under Article 3. FI (Drafting suggestions): (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes, **and to the use of hybrid** ~~warfare~~ **tactics**~~,~~ **such as the weaponisation of migration**[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new and innovative solutions for migration management***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management

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	Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. 8 Communication from the Commission to the European Parliament and the Council on countering hybrid threats from the weaponisation of migration and strengthening security at the EU's external borders (COM(2024) 570 final of 11.12.2024). 9 Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024 on asylum and migration management, amending Regulations (EU) 2021/1147 and (EU) 2021/1060 and repealing Regulation (EU) No 604/2013, OJ L, 2024/1351, 22.5.2024, ELI: http://data.europa.eu/eli/reg/2024/1351/oj). FI (Comments): The EU took a strong stance on the phenomenon of weaponization of migration and declared that we will not tolerate any attempts by Russia[, Belarus] or any other country to destabilise us by pushing migrants towards our borders. This poses a risk to our sovereignty, national security and territorial integrity not only as individual Member States, but also to the security of the Union as a whole. The Commission reacted quickly and efficiently with its Communication (COM(2024) 570 final) which, among others, offered EU financing to ensure effective control of the Union's external borders through all available means. The European Council in its conclusions of December 2024 took note of the Commission communication on the weaponisation of migration and strengthening security at the EU's external borders. Removing this element from the proposal is unacceptable. The Funds need to reflect better the world we live in today.

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	FR (Drafting suggestions): […] To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, ~~including the implementation of new and innovative solutions for migration management~~***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy, **including through new ways to prevent and counter irregular migration in line with EU and international law, and in** the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. FR (Comments): Les autorités françaises saluent la suppression de l'expression « hybrid warfare tactics », tout comme la suppression du terme "weaponisation" opérée lors du précédent compromis. Les autorités françaises rappellent leur opposition à la mention des « solutions nouvelles et innovantes pour la gestion des migrations », maintenue dans ce considérant, et qui sont présentées comme une priorité de l'Union. Les autorités françaises considèrent qu'il n'a pas lieu de préciser les priorités de l'Union dans ce considérant. La prévention et la lutte contre la migration

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	irrégulière peut être mentionnée comme un objectif du soutien de l'UE dans le cadre du langage agréé au Conseil européen (octobre 2024). IT (Comments): Italy supports the deletion of the reference to hybrid warfare tactics. LT (Drafting suggestions): (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes, **and to the use of hybrid warfare tactics, such as the weaponisation of migration**[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new and innovative solutions for migration management***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework.

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	LT (Comments): LT does not support the deletion of the "**and to the use of hybrid warfare tactics, such as the weaponisation of migration**". LT stresses the importance of preventing the instrumentalization and use of migration as a weapon, therefore this provision should be returned and maintained here and in Article 3(1)(b) of the Regulation, primarily because these concepts, by their definition, provide MS with the opportunity to use different legal instruments (in the context of instrumentalization - derogations under the Crisis Regulation, in the context of weaponization - derogations from the TFEU under Articles 4.2 and 72). LV (Drafting suggestions): (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State and non-State actors in artificially creating and facilitating irregular migration and instrumentalising migratory flows as a tool for political purposes**, and to the use of hybrid tactics, such as the weaponisation of migration,**[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments in migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities, including the implementation of new and innovative solutions for migration management. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the

Presidency compromise text	Drafting suggestions and Comments
	annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. LV (Comments): The previously removed references to hybrid tactics and weaponisation of migration should be brought back into the regulation proposal. MT (Comments): MT welcomes the retention of the current wording, as Innovative Solutions is currently a well-understood term among EU member states, but – as descriptive terminology – is also sufficiently flexible in its interpretation to be expanded during the MFF term to include new migration management solutions. NL (Comments): NL welcomes the retention of the current wording, as Innovative Solutions is currently a well-understood term among EU member states, but – as descriptive terminology – is also sufficiently flexible in its interpretation to be expanded during the MFF term to include new migration management solutions. PL (Drafting suggestions): Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration, ***and*** instrumentalising migratory flows as a tool for political purposes**, and to the use of hybrid warfare tactics, such as the weaponisation of migration[8]** to

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	destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union support should reflect the Union's priorities***, including the implementation of new and innovative solutions for migration management***. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. ~~This~~ ***The*** Union support under this Regulation should finance measures tailored to the ***integration*** needs of third-country nationals ~~that are generally implemented in the early stages of integration~~, as well as horizontal measures supporting Member States' capacities in the field of integration***. In addition, Member States should finance***~~, whereas~~ interventions for third-country nationals with a longer-term impact should be pursued under other Union supports ***within their National and Regional Partnership Plans***. PL (Comments): PL opposes the deletion of both terms "**weaponisation**" and "**instrumentalisation**," in the home affairs funds regulations. Reference to weaponisation is justified in the context of the Communication from the Commission to the European Parliament and the Council on countering hybrid threats from the weaponisation of migration and strengthening security at the EU's external borders (COM(2024) 570 final of 11.12.2024) and it also results from Polish experience that among security threats faces a particular manifestation of the instrumentalisation of migration and its use as a weapon.

Presidency compromise text	Drafting suggestions and Comments
	We stresses the importance of preventing the instrumentalisation and use of migration as a weapon, therefore this provision should be returned and maintained here and in Article 3(1)(b) of the Regulation, primarily because these concepts, by their definition, provide MS with the opportunity to use different legal instruments (in the context of instrumentalisation - derogations under the Crisis Regulation, in the context of weaponisation - derogations from the TFEU under Articles 4.2 and 72). **PL welcomes wording of this part of recital:** ~~This~~ ***The*** Union support under this Regulation should finance measures tailored to the ***integration*** needs of third-country nationals ~~that are generally implemented in the early stages of integration~~, as well as horizontal measures supporting Member States' capacities in the field of integration***. In addition, Member States should finance***~~,~~ ~~whereas~~ interventions for third-country nationals with a longer-term impact should be pursued under other Union supports ***within their National and Regional Partnership Plans***. PT (Drafting suggestions): (6) Europe's geopolitical context has significantly changed, profoundly affecting the Union's migration management, also due to the role of State ***and non-State*** actors in artificially creating and facilitating irregular migration~~,~~ ***and*** instrumentalising migratory flows as a tool for political purposes~~, and to the use of hybrid warfare tactics, such as the weaponisation of migration~~[8] to destabilise the European Union and its Member States. Member States need to be able to rapidly and effectively respond to developments ~~of~~ ***in*** migratory flows and receive Union support for that purpose. To respond to these European challenges, the allocation of Union

Presidency compromise text	Drafting suggestions and Comments
	support should reflect the Union's priorities~~, ***including the implementation of new and innovative solutions for migration management***~~. Therefore, the Union support implemented under the rules governing the Member States' National and Regional Partnership Plans should contribute to effectively addressing the challenges identified in the context of the long-term European Asylum and Migration Management Strategy and the annual migration management cycle established in accordance with Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024[9], including the annual solidarity mechanism and the Union Resettlement and Humanitarian Admission Framework. PT (Comments): PT does not support the proposal "including the implementation of new and innovative solutions for migration management", having already expressed its position in the appropriate forum. SE (Comments): SE welcomes the retention of the current wording of "innovative solutions".
~~This~~ ***The*** Union support under this Regulation should finance measures tailored to the ***integration*** needs of third-country nationals ~~that are generally implemented in the early stages of integration~~, as well as horizontal measures supporting Member States' capacities in the field of integration***. In addition, Member States should finance***~~, whereas~~ interventions for third-country nationals with a longer-term impact should be pursued under other Union supports ***within their National and Regional Partnership Plans***.	AT (Drafting suggestions): This Union support under this Regulation should finance measures tailored to the needs of third-country nationals that are generally implemented ***in the early stages of integration***, as well as horizontal measures supporting Member States' capacities in the field of integration. ***In addition, Member States should finance interventions for third country nationals with a longer-term impact within their National and Regional Partnership Plans.***

Presidency compromise text	Drafting suggestions and Comments
	BG (Comments): We support the compromise text. We insist to keep the option for other Union support for integration. CZ (Comments): CZ – we support these changes related to deletion of the early integration. DE (Comments): DEU welcomes the deletion of "early stages of integration". The amended wording is aligned with the wording with the current AMIF regulation (EU) 2021/1147 (recital 14 and 15). EE (Drafting suggestions): ***In addition, ~~Member States should finance~~***, ~~whereas~~ interventions for third-country nationals with a longer-term impact ~~should~~ **may** be pursued under other Union supports ***within their National and Regional Partnership Plans*** EE (Comments): We suggest using "*may*" instead of "*should*" as it provides greater flexibility for the MS within their NRPP's. EL (Drafting suggestions): ***The*** Union support under this Regulation should finance measures tailored to the ***integration*** needs of third-country nationals **that are generally implemented in the early stages of integration**, as well as horizontal measures supporting Member States' capacities in the field of integration***. In***

Presidency compromise text	Drafting suggestions and Comments
	addition, Member States should finance, whereas interventions for third-country nationals with a longer-term impact should be pursued under other Union supports ***within their National and Regional Partnership Plans***. EL (Comments): For reasons of consistency and clarity, El supports the original version. Consistency with the implementation of the current AMIF Regulation, in particular with regard to measures targeting the early stages of integration, should be maintained. ES (Drafting suggestions): ~~This~~ ***The*** Union support under this Regulation should finance measures tailored to the ***integration*** needs of third-country nationals ~~that are generally implemented in the early stages of integration~~, as well as horizontal measures supporting Member States' capacities in the field of integration***. In addition, ~~Member States should finance~~***, ~~whereas~~ interventions for third-country nationals with a longer-term impact **may also** ~~should~~ be pursued under other Union supports ***within their National and Regional Partnership Plans***. ES (Comments): ES welcomes the deletion of the reference to the early stages of integracion, in alignment with the wording under Article 3. In order to contribute to bridge the diferent MS views, the mention to the interventions with a long-term impact under the NRPP could be considered as an additional possibility.

Presidency compromise text	Drafting suggestions and Comments
	FR (Comments): Les autorités françaises saluent la suppression de “early stages of integration” et la reformulation proposée. HR (Comments): In line with our previous comments, HR strongly supports the deletion of any reference to “early stages of settlement / integration” and advocates for using only the term “integration” consistently throughout the text. IT (Drafting suggestions): The Union support under this Regulation should finance measures tailored to the integration needs of third-country nationals, as well as horizontal measures supporting Member States’ capacities in the field of integration. In addition, interventions for third-country nationals with a longer-term impact ~~**should**~~ **could** be pursued under other Union supports within their National and Regional Partnership Plans. IT (Comments): Replacing “should” with “could” will provide for more flexibility, accommodating the needs of all Member States. SK (Comments): The Slovak Republic prefers that the AMI support is limited to the early stages of integration. Longer-term impact interventions should be pursued under other Union supports.

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Presidency compromise text	Drafting suggestions and Comments
(6a) When designing measures contributing to the objectives of this Regulation, Member States ~~may take into account~~ could include, as part of the estimated total costs of such measures, support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union.	CZ (Drafting suggestions): *CZ When designing measures contributing to the objectives of this Regulation, Member States may ~~take into account~~ include, as part of the estimated total costs of such measures,* ***running costs, maintenance costs or staff costs*** *as support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union.* *OR Alternatively* *The measures contributing to the objectives of this Regulation may be of an operating nature to support public authorities providing the services which constitute a public service for the Union. When estimating costs of such measures the Member States may include running, staff or maintenance costs.* CZ (Comments): CZ we welcome the inclusion of this recital, however we would suggest to more clearly indicate that the measure can be of an "operating nature", i.e. it would constitute of running costs. The NRPP focuses on measures in the form of reforms or investments. Running costs, or measure which covers the operating activities, are neither category. The NRPP allows also "other interventions", for future certainty we consider it important to clearly stipulate here, that such measures are fundable

Presidency compromise text	Drafting suggestions and Comments
	DE (Comments): DEU welcomes the new recital 6a. This will enable continued support for public authorities that perform tasks and provide services that constitute a public service for the Union. Will there be a technical guideline for implementing the operational support as part of the extimated costs of measures? EL (Comments): EL supports that this addition is in the right direction, as EL supports the necessity of an explicit reference of operating support in art. 3, "Objectives of the Regulation. The operating support actions which are under the current programming period 2021-2027 (Articles 16, 13(2)(a), 13(7)), should remain eligible under the new MFF 2028-2034 FI (Drafting suggestions): ***When designing measures contributing to the objectives of this Regulation, Member States ~~may take into account~~ could include, as part of the estimated total costs of such measures, support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union. Such support could consist of a full reimbursement of specific costs that relate to the objectives of the regulation.***

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Presidency compromise text	Drafting suggestions and Comments
	FI (Comments): Full operating support to public authorities in accordance with the current funding period must be continued. This should be reflected in the recitals, definitions and in article 3 of this regulation. A derogation from the national co-financing requirement should be made in the NRP-regulation. HR (Drafting suggestions): ***When designing measures contributing to the <u>specific</u> objectives of this Regulation, Member States ~~may take into account~~ could include, as part of the estimated total costs of such measures, support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union.*** HR (Comments): HR agrees with the proposed change. HU (Drafting suggestions): When designing measures contributing to the objectives of this Regulation, Member States could include **operating support up to 15% of national allocation**, as part of the estimated total costs of such measures~~, support~~ to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union. HU (Comments): The Managing Authority of Home Affairs Funds of HU maintain the position, that operating support has to be included clearly in the Recital and in separate Articles, as it is regulated in the existing framework.

Presidency compromise text	Drafting suggestions and Comments
	LT (Drafting suggestions): *(6a) When designing measures contributing to the objectives of this Regulation, Member States ~~may take into account~~ could include, as part of the estimated total costs of such measures, support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union.* **Such support could consist of a full reimbursement of specific costs that relate to the objectives of the regulation.** LT (Comments): Full operating support to public authorities in accordance with the current funding period must be continued. This should be reflected in the recitals, definitions and in article 3 of this regulation. A derogation from the national co-financing requirement should be made in the NRP-regulation. LV (Comments): Further clarifications within the recitals or the definitions list on the operating support to public authorities could be considered, for example, by adding a non-exhaustive list of examples of the potential cost types. MT (Comments): We support the inclusion of operational costs which constitute an important expense which MS incur, to reach the fund objective. PL (Comments): PL is positive about recital 6a but we would like to ask for more information on its added value.

Presidency compromise text	Drafting suggestions and Comments
	Support for PT comment: supports the new wording, considering that it implicitly includes operating support which has a co-financing rate up to 100% of the total eligible expenditure and assuming that it includes justice institutions that may need support to deliver asylum/migration-related tasks (legal remedies, legal aid, victim support, child protection safeguards). PT (Comments): PT supports the new wording considering that it implicitly includes operating support which has a co-financing rate up to 100% of the total eligible expenditure.] SK (Drafting suggestions): ***When designing measures contributing to the objectives of this Regulation, Member States ~~may take into account~~ could include, as part of the estimated total costs of such measures, support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union, including running maintenance and staff costs.*** SK (Comments): To avoid different interpretations despite practice, the Slovak Republic strongly supports clear reference to running maintenance and staff costs in the regulation.
(7) As challenges in the area of migration and asylum are constantly evolving, there is a need to adapt the allocation of the Union support under	

Presidency compromise text	Drafting suggestions and Comments
this Regulation to the changes in migration flows and asylum. To respond to pressing needs and changes in policy and Union priorities, and to steer funding towards actions with a high level of Union added value, part of the Union support under this Regulation should be implemented in direct, shared and indirect management via the EU Facility established pursuant to Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security. The EU Facility offers flexibility in the management of the Union support, and, for shared management, it should be implemented through the Member States' National and Regional Partnership Plans.	
(8) The Commission and the Member States should ensure that the knowledge, expertise and experience of relevant Union bodies, offices and agencies are taken into account in the development of Member States' National and Regional ***Partnership*** Plans and when implementing measures or addressing challenges in relation to migration management, border control and management and internal security. Where appropriate, the Commission should also be able to involve the relevant Union bodies, offices and agencies in activities aiming to ensure that the measures supported by the Union support comply with the relevant Union acquis and agreed Union priorities.	
(9) The Union support should also contribute to the implementation of temporary protection in relation to Council Directive 2001/55/EC[10] in the event of a mass influx of displaced persons, including of temporary protection introduced and extended by ~~past~~ Council decisions, and the implementation of measures to promote a balance of efforts between the Member States hosting such persons~~, *in accordance with the principle of solidarity and fair sharing of responsibility set out in Article 80 TFEU*~~.	PL (Comments): PL welcomes new wording of the recital SK (Comments): To ensure support for any actions related to the temporary protection, the Slovak Republic welcomes the latest changes, especially the deletion of the word "past".

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10 Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof, (OJ L 212, 7.8.2001, p. 12–23, ELI: http://data.europa.eu/eli/dir/2001/55/oj).	
(10) The Member States should build on the principle of partnership in the implementation of the Union support to ensure continuity in the governance approach ***pursuant to Article 6 of the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security***.	
(11) The Union support should contribute to ensuring consistency, coherence, synergies and complementarities between the Union's internal and external policies. An increased coherence is needed between migration, asylum, return and external policies and it is important to ensure that the Union's external assistance and Union support under this Regulation contribute to a coordinated, holistic and structured approach to migration, maximising synergies and increasing leverage. Union support under this Regulation may also include support to the relevant resources of the EU delegations***, such as liaison officers,*** in duly justified cases, and be coordinated between the Member States and the Commission in ***the*** programming and implementation stages.	

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Presidency compromise text	Drafting suggestions and Comments
(11a) In order to foster synergies and complementarities, Union support under this Regulation may provide all Union funding for actions of a multi-purpose character where these actions contribute to achieving the objectives of Regulation (EU) […] establishing the Union support for Schengen area, for European integrated border management and for the common policy on visas for the period from 2028 to 2034, Regulation (EU) […] establishing the Union support for internal security for the period from 2028 to 2034 and Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, if policy coherence is ensured through coordinated programming, and the outputs of the action are primarily used and, where relevant, deployable for the purpose of the objectives of this Regulation.	HR (Drafting suggestions): ***In order to foster synergies and complementarities, Union support under this Regulation may provide all Union funding for actions of a multi-purpose character where these actions contribute to achieving the <u>specific</u> objectives of Regulation (EU) […] establishing the Union support for Schengen area, for European integrated border management and for the common policy on visas for the period from 2028 to 2034, Regulation (EU) […] establishing the Union support for internal security for the period from 2028 to 2034 and Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, if policy coherence is ensured through coordinated programming, and the outputs of the action are primarily used and, where relevant, deployable for the purpose of the <u>specific</u> objectives of this Regulation.*** PL (Comments): PL supports 11(a) recital text SK (Comments): The Slovak Republic strongly supports the proposal to include recital 11a as suggested.
(12) Europe must protect its security interests against suppliers which could represent a persistent security risk due to the potential interference from third countries as well as their cybersecurity practices. It is therefore necessary to reduce the risk of persisting dependency on high-risk suppliers in the internal market, as they could have potentially serious negative impacts on security for users, companies and authorities across the EU in terms of the	

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integrity of data and services as well as the availability of service. This exclusion should be based on a proportionate risk assessment and associated mitigation measures as defined in the Union policies and laws.	
(13) Resettlement and humanitarian admission are safe and legal alternatives to irregular migration and a tool of European solidarity with countries that are not Member States and which host large numbers of persons fleeing war or persecution. Resettlement and humanitarian admission efforts by the Member States undertaken in the framework of Regulation (EU) 2024/1350 of the European Parliament and of the Council[11] should be supported by appropriate funding from the Union's budget. In view of the specific nature of the support needed for purposes of resettlement and humanitarian admission and for the transfer of applicants for international protection or of beneficiaries of international protection, it is necessary to provide in this Regulation for pre-identified amounts per unit for such support. 11 Regulation (EU) 2024/1350 of the European Parliament and of the Council of 14 May 2024 establishing a Union Resettlement and Humanitarian Admission Framework, and amending Regulation (EU) 2021/1147, (OJ L, 2024/1350, 22.5.2024, ELI: http://data.europa.eu/eli/reg/2024/1350/oj, ELI: http://data.europa.eu/eli/dec/2008/381/oj).	
(14) This Regulation should also ensure the continuation of the European Migration Network set up by Council Decision 2008/381/EC[12] in accordance with its objectives and tasks.	

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12 Council Decision 2008/381/EC of 14 May 2008 establishing a European Migration Network (OJ L 131, 21.5.2008, p. 7, ELI: http://data.europa.eu/eli/dec/2008/381/oj).	
(15) Given that Member States subject to migratory pressure should be able to rely on Union support, this Regulation should set out the rules in order to make available to benefitting Member States the respective share of the financial contributions included in the Annual Solidarity Pool established by Regulation (EU) 2024/1351[13]. 13 Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024 on asylum and migration management, amending Regulations (EU) 2021/1147 and (EU) 2021/1060 and repealing Regulation (EU) No 604/2013, OJ L, 2024/1351, 22.5.2024, ELI: http://data.europa.eu/eli/reg/2024/1351/oj).	
(16) ***The Union support through this Regulation should be open for participation of third countries where this is in the interest of the Union. To this extent, the Union may allow for full or partial participation of third countries to the constituent activities of the Union support.*** A third country that has concluded an agreement with the Union on the criteria and mechanisms for establishing the State responsible for examining an application for international protection registered in a Member State or registered in that third country should be allowed to participate in the Union support through this Regulation provided certain conditions are fulfilled. ***Participation should be subject to a fair balance of contribution and benefits of the third country and ensure the protection of the financial and security interests of the Union. When deciding on the participation of third***	PL (Drafting suggestions): ***The Union support through this Regulation should be open for participation of third countries where this is in the interest of the Union. To this extent, the Union may allow for full or partial participation of third countries to the constituent activities of the Union support***. A third country that has concluded an agreement with the Union on the criteria and mechanisms for establishing the State responsible for examining an application for international protection registered in a Member State or registered in that third country should be allowed to participate in the Union support through this Regulation provided certain conditions are fulfilled. ***Participation should be subject to a fair balance of contribution and***

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countries, the respective prerogatives of the European Parliament, the Council and the Commission under Article 218 TFEU are to be observed.	***benefits of the third country and ensure the protection of the financial and security interests of the Union,*** **taking into account operational capacities, asylum systems, or border management responsibilities of Member States.** ~~***When deciding on the participation of third countries, the respective prerogatives of the European Parliament, the Council and the Commission under Article 218 TFEU are to be observed***~~. PL (Comments): Support for EL drafting suggestion adding taking into account operational capacities, asylum systems, or border management responsibilities of Member States. PL does not see the added value of the last sentence and therefore proposes to delete it.
(17) All actions supported in accordance with the Union support under this Regulation should be implemented in compliance with the rights and principles enshrined in the Union acquis and the Charter of Fundamental Rights of the European Union and should be in line with the international obligations of the Union and the Member States arising from the international instruments to which they are party.	
(18) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	
(19) ~~[~~In accordance with Article 3 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union (TEU) and the TFEU,	

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Ireland has notified ~~[~~, by letter of ~~...~~***2 December 2025***,~~]~~ its wish to take part in the adoption and application of this Regulation.	
~~OR~~	
~~In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty of the European Union (TEU) and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application]~~,	
HAVE ADOPTED THIS REGULATION:	
Article 1 **Subject matter**	
This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum ~~***and integration***~~ and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows ~~and~~**,** asylum, ***integration, returns and removal***, including by providing support for the implementation, strengthening and development of the Pact on Migration and	AT (Drafting suggestions): This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum and integration and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall

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Asylum, and the common system of temporary protection for displaced persons in the event of a mass influx.	contribute to the efficient management of migration flows and, asylum, integration, returns and removal, including by providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, ***innovative solutions for migration management in the external dimension***, and the common system of temporary protection for displaced persons in the event of a mass influx. AT (Comments): We consider the implementation of innovative solutions an important overall goal. CZ (Drafting suggestions): CZ – lays down the **specific** objectives CZ (Comments): CZ It was many times mentioned by the COM at the NRPP meetings, that the NRPP regulation does not lay down specific objectives for HOME Affairs due to the variable geometry. And that specific objectives for Home Affairs are defined in the sectoral legislation. In order to clarify the situation and to keep the same terminology for all areas covered by NRPP we suggest to use the term “specific objective” instead of “objective”. DE (Comments): Recital 1 of the BMV regulation and Art. 1of the AMI include “removal”. How are the two funding options differentiated?

Presidency compromise text	Drafting suggestions and Comments
	EL (Comments): More clarity is required for the return aspect as this is covered under both AMI and BMV and how should funding obtained from each regulation is to be distinguished. FI (Drafting suggestions): This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum ~~***and integration***~~ and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows ~~and~~**,** asylum, ***integration, returns and removal***, including by, providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, and the common system of temporary protection for displaced persons in the event of a mass influx **and by implementing new and innovative solutions for migration management**. FI (Comments): It would be important to include the implementation of new and innovative solutions for migration management also on the operative side of the regulation. HR (Drafting suggestions): This Regulation lays down the **specific** objectives and financing of the Union support for the implementation, strengthening and development of the

Presidency compromise text	Drafting suggestions and Comments
	common policy on asylum ~~***and integration***~~ and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows ~~and~~**,** asylum, ***integration, returns and removal***, including by providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, and the common system of temporary protection for displaced persons in the event of a mass influx. HR (Comments): HR agrees with the proposed changes and welcomes introducing the term "removal" specifically in the text (also valid for Article 2 – Definitions). LT (Drafting suggestions): This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum ~~***and integration***~~ and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows ~~and~~**,** asylum, ***integration, returns and removal***, **including by implementing new and innovative solutions for migration management**, providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, and the common system of temporary protection for displaced persons in the event of a mass influx. LT (Comments): It is important to include reference to the implementation of new and innovative solutions for migration management also in the articles.

Presidency compromise text	Drafting suggestions and Comments
	LV (Drafting suggestions): This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows, asylum, **early** integration, returns and removal, including by providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, and the common system of temporary protection for displaced persons in the event of a mass influx. MT (Comments): These inclusions are welcomed as it further clarifies the scope of the Fund. NL (Comments): The addition of the word 'removal' in this article is welcomed. PL (Drafting suggestions): This Regulation lays down the objectives and financing of the Union support for the implementation, strengthening and development of the common policy on asylum ~~***and integration***~~ and the common immigration policy for the period from 1 January 2028 to 31 December 2034. The Union support shall contribute to the efficient management of migration flows ~~and~~**,** asylum, ***integration, returns and removal***, including by providing support for the implementation, strengthening and development of the Pact on Migration and Asylum, **the implementation of new and innovative solutions for migration management** and the common system of temporary protection for displaced persons in the event of a mass influx.

Presidency compromise text	Drafting suggestions and Comments
	PL (Comments): We propose that innovative solutions be included not only in the recitals, but also in the normative part of the regulation. More clarity is required for the return aspect as this is covered under both AMI and BMV SK (Comments): The Slovak Republic welcomes the inclusion of the word "removal" which is in line with the return regulation proposal.
/This Union support shall be provided under the horizontal rules of the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security established by Regulation (EU) […].**/**	
Article 2 **Definitions**	SK (Comments): The Slovak Republic has no objection to new definitions.
For the purposes of this Regulation, the following definitions apply:	
(1) ‘applicant for international protection’ means an applicant as defined in Article 2, point (4) of Regulation (EU) 2024/1351;	

Presidency compromise text	Drafting suggestions and Comments
(2) 'beneficiary of international protection' means a beneficiary of international protection as defined in Article 2, point (7) of Regulation (EU) 2024/1351;	
(3) 'temporary protection' means temporary protection as defined in Article 2, point (a) of Directive 2001/55/EC[14];	
(4) 'family member' means a family member as defined in Article 2, point (8) of Regulation (EU) 2024/1351;	
(5) 'humanitarian admission' means humanitarian admission as defined in Article 2, point (3) of Regulation (EU) 2024/1350 ;	
(6) 'resettlement' means resettlement as defined in Article 2, point (1) of Regulation (EU) 2024/1350;	
(7) 'third-country national' means ***any person, including a stateless person or a person with undetermined nationality, who is not a citizen of the Union as defined in Article 20(1) TFEU***;~~third country national as defined in Article 2, point (1) of Regulation (EU) 2024/1351~~;	EE (Comments): We support the proposed amendment of the definition.

14 Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof.

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Presidency compromise text	Drafting suggestions and Comments
	FR (Comments): Les autorités françaises remercient la Présidence pour la prise en compte de ses commentaires sur cette definition, et saluent cette modification. HR (Comments): HR supports the proposed definition. SE (Comments): SE welcomes the revised definition of third country national.
(8) 'unaccompanied minor' means an unaccompanied minor as defined in Article 2, point (11) of Regulation (EU) 2024/1351;	
(9) 'vulnerable person' means any person defined as a vulnerable person under the Union law relevant to the policy area of action supported under the Union support;	
(10) 'benefitting Member State' means a benefitting Member State as defined in Article 2, point (19) of Regulation (EU) 2024/1351;	
(11) 'contributing Member State' means a contributing Member State as defined in Article 2, point (20) of Regulation (EU) 2024/1351;	

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Presidency compromise text	Drafting suggestions and Comments
(12) 'financial contributions' means financial contributions in accordance with Article 56, point (b) of paragraph 2 of Regulation (EU) 2024/1351.	
(12a) 'instrumentalisation' means instrumentalisation in accordance with Article 1(4), point (b) of Regulation (EU) 2024/1359;	EL (Comments): The introduction of the definition of "instrumentalisation" in Article 2 (8a) "situations of crisis" as defined in Article 1(4) of Regulation (EU) 2024/1359, refers to subparagraph (b) of the definition in Regulation 2024/1359, which re "(b) a situation of instrumentalisation where a third country or a hostile non-st stateless persons to the external borders or to a Member State, with the aim of to put at risk essential functions of a Member State, including the maintenance Still, EL supports that there is need for the Home Affairs thematic Regulations Regulation 2024/1359, which reads: "(a) an exceptional situation of mass arrivals of third-country nationals or state been disembarked following search and rescue operations, of such a scale and specificities of the Member State, including the size of the territory, that it ren protection services, or return system non-functional, including as a result of a consequences for the functioning of the Common European Asylum System." The inclusion of this part of the situation of crisis definition would provide by frontline countries. It addresses not only the instrumentalisation of migrat
	EL (Drafting suggestions): ***(12b)*** **'crisis situations' means situations of crisis in accordance with Article 1(4) point (a) of Regulation 9EU) 2024/1359,**

Presidency compromise text	Drafting suggestions and Comments
(12b) 'removal' means removal as defined in Article 3, point (5) of Directive 2008/115/EC;	EL (Drafting suggestions): ***(12~~b~~c)*** EL (Comments): Numbering of the remaining definitions should be modified accordingly. FI (Comments): Article 2 point 12 b refers to the current Return directive. Should these be bracketed as legislative changes are under preparation?
(12c) 'return' means return as defined in Article 3, point (3) of Directive 2008/115/EC;	EL (Drafting suggestions): ***(12~~c~~d)*** FI (Comments): Article 2 point 12 c refers to the current Return directive. Should these be bracketed as legislative changes are under preparation?
(12d) 'transfer' means transfer as defined in Article 2, point (21) of Regulation (EU) 2024/1351;	EL (Drafting suggestions): ***(12~~d~~e)***
(12e) 'relocation' means relocation as defined in Article 2, point (22) of Regulation (EU) 2024/1351.	EL (Drafting suggestions): ***(12~~e~~f)***

Presidency compromise text	Drafting suggestions and Comments
	FI (Drafting suggestions): (12f) **‘operating support’ means a full reimbursement of specific costs to the public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union and which relate to the objectives set out by this Regulation.** FI (Comments): Full operating support to public authorities in accordance with the current funding period must be continued. This should be reflected in the recitals, definitions and in article 3 of this regulation. A derogation from the national co-financing requirement should be made in the NRP-regulation. LT (Drafting suggestions): **(12f) ‘operating support’ means a full reimbursement of specific costs to the public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union and which relate to the objectives of the Fund.** LT (Comments): Full operating support to public authorities in accordance with the current funding period must be continued. This should be reflected in the recitals, definitions and in article 3 of this regulation. A derogation from the national co-financing requirement should be made in the NRP-regulation.

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Presidency compromise text	Drafting suggestions and Comments
Article 3 **Objectives for the Union support for asylum, migration and integration**	EL (Drafting suggestions): 1. In order to ensure an efficient management of migration flows, the Union support shall contribute to each of the following objectives, ***including operating support*** : EL (Comments): To be aligned with recital 6a. HR (Drafting suggestions): Article 3 **specific objectives for the Union support for asylum, migration and integration** HR (Comments): HR proposes referring to "specific objectives" instead of only "objectives", as they are referred to in the NRPP Regulation, in order to establish a clear link between the regulations.
1. In order to ensure an efficient management of migration flows, the Union support shall contribute to ~~each of~~ the following objectives:	CZ (Drafting suggestions): CZ following **specific** objectives CZ (Comments): CZ – alignment of the terminology

Presidency compromise text	Drafting suggestions and Comments
	DE (Comments): DEU supports the deletion of the word "each", which gives Member States more flexibility in addressing the four objectives. HR (Drafting suggestions): 1. In order to ensure an efficient management of migration flows, the Union support shall contribute to ~~each of~~ the following **specific** objectives: HR (Comments): In line with the previous comment under recital 3, HR strongly supports the flexibility provided by the proposed change regarding the contribution to specific objectives. The drafting suggestion refers to the need to better align the formulation with the NRPP Regulation (see previous comment). MT (Comments): We welcome the deletion, as it further clarifies the scope of the Fund. NL (Comments): Support for the deletion of 'each of' PL (Comments): PL supports compromise text and welcomes more flexibility in addressing objectives

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Presidency compromise text	Drafting suggestions and Comments
	SK (Comments): The Slovak Republic strongly supports deletion of "each" which provide more flexibility for MS.
(a) strengthening and developing all aspects of the Common European Asylum System;	
(b) enhancing effective, safe and dignified return and readmission, promoting and contributing to the effective ***and needs-based*** reintegration in third countries, and contributing to countering irregular migration by preventing and combating migrant smuggling and trafficking in human beings as well as instrumentalisation ~~and weaponisation~~ of irregular migration;	EE (Comments): We are in favour of the EC's original proposal regarding the wording "*and weaponisation"*. EL (Drafting suggestions): (b) enhancing effective, safe and dignified return and readmission, promoting and contributing to the effective ***needs-based*** reintegration in third countries, and contributing to countering irregular migration by preventing and combating migrant smuggling and trafficking in human beings as well as ***crisis situations, including*** instrumentalisation ~~and weaponisation~~ of irregular migration; EL (Comments): More clarity is necessary in respect of the return aspect as this is covered under both AMI and BMV and how should funding obtained from each regulation is to be distinguished. Given that the term "**effective return**" is also refered to in Article 3(1)(b) of the BMV Regulation proposal, it should be clearly specified which return-related actions are financed by AMI and

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Presidency compromise text	Drafting suggestions and Comments
	which are financed by BMV. Especially considering that the possible eligible implementation measures are no longer listed separately in annexes as it is in the current programming period. FI (Drafting suggestions): (b) enhancing effective, safe and dignified return and readmission, promoting and contributing to the effective ***and needs-based*** reintegration in third countries, and contributing to countering irregular migration by preventing and combating migrant smuggling and trafficking in human beings as well as instrumentalisation **and weaponisation** of irregular migration; FI (Comments): The EU has taken a strong stance on the phenomenon of weaponization of migration and declared that we will not tolerate any attempts by Russia[, Belarus] or any other country to destabilise us by pushing migrants towards our borders. This poses a risk to our sovereignty, national security and territorial integrity not only as individual Member States, but also to the security of the Union as a whole. The Commission reacted quickly and efficiently with its Communication (COM(2024) 570 final) which, among others, offered EU financing to ensure effective control of the Union's external borders through all available means. The European Council in its conclusions of December 2024 took note of the Commission communication on the weaponisation of migration and strengthening security at the EU's external borders. Removing this element from the proposal is unacceptable. The Funds need to reflect better the world we live in today.

Presidency compromise text	Drafting suggestions and Comments
	LT (Drafting suggestions): b) enhancing effective, safe and dignified return and readmission, promoting and contributing to the effective ***and needs-based*** reintegration in third countries, and contributing to countering irregular migration by preventing and combating migrant smuggling and trafficking in human beings as well as instrumentalisation **and weaponisation** of irregular migration; LT (Comments): LT does not support the deletion of the "**weaponization**" and requests to return to the text, as it was in the original COM proposal on AMI. LT stresses the importance of preventing the instrumentalization and use of migration as a weapon, therefore this provision should be returned and maintained in Article 3(1)(b) of the Regulation, primarily because these concepts, by their definition, provide MS with the opportunity to use different legal instruments (in the context of instrumentalization - derogations under the Crisis Regulation, in the context of weaponization - derogations from the TFEU under Articles 4.2 and 72). PL (Drafting suggestions): enhancing effective, safe and dignified return and readmission, promoting and contributing to the effective ***and needs-based*** reintegration in third countries, and contributing to countering irregular migration by preventing and combating migrant smuggling and trafficking in human beings as well as instrumentalisation **and weaponisation** of irregular migration PL (Comments):

Presidency compromise text	Drafting suggestions and Comments
	PL support the use of both terms "**weaponisation**" and "**instrumentalisation"** in the home affairs funds regulations. Reference to weaponisation is justified in the context of the Communication from the Commission to the European Parliament and the Council on countering hybrid threats from the weaponisation of migration and strengthening security at the EU's external borders (COM(2024) 570 final of 11.12.2024) and it also results from Polish experience that among security threats faces a particular manifestation of the instrumentalisation of migration and its use as a weapon. It is also worth mentioning that the communication uses the term weaponisation of migration and not weaponisation of irregular migration. **This provision should be returned and maintained here and in recitals of the Regulation, primarily because these concepts, by their definition, provide MS with the opportunity to use different legal instruments (in the context of instrumentalization - derogations under the Crisis Regulation, in the context of weaponisation - derogations from the TFEU under Articles 4.2 and 72)** SK (Comments): The Slovak Republic welcomes the inclusion of wording "and needs- based".
(c) strengthening and developing legal migration to the Member States in accordance with their ***economic and social*** needs, and promoting and contributing to the effective integration and social inclusion of third-country nationals ~~during the early phases of settlement;~~**.**	FI (Drafting suggestions): (c) strengthening and developing legal migration to the Member States in accordance with their ***economic and social*** needs, **while effectively preventing and combating its potential abuse, exploitation and security threats**, and promoting and contributing to the effective integration and social inclusion of third-country nationals ~~during the early phases of settlement;~~**.**

Presidency compromise text	Drafting suggestions and Comments
	FI (Comments): In addition to enhancing returns and countering irregular migration, the Union should also support measures to combat circumventing of existing legal migration rules and exploitation of legal migration, thereby safeguarding the integrity of Member States' immigration systems. LV (Drafting suggestions): (c) strengthening and developing legal migration to the Member States in accordance with their economic and social needs, and promoting and contributing to the effective integration and social inclusion of third-country nationals **during the early phases of settlement**; LV (Comments): To provide a clearer division of funding, focus on the integration and social inclusion of third-country nationals during early phases of settlement specifically should be ensured as was originally proposed by the European Commission.
(d) ensuring solidarity and fair sharing of responsibility between the Member States, including through ~~practical cooperation innovative methods and, new~~ ***practices and*** technologies ***that may also result*** ~~***resulting***~~ ***from EU funded research and innovation***, and contributing to a comprehensive approach for the internal and external components of migration and asylum management.	BG (Comments): We support the inclusion of "may also result from EU-funded research and innovation" so as to provide more comprehensive scope.

Presidency compromise text	Drafting suggestions and Comments
	ES (Drafting suggestions): (d) ensuring solidarity and fair sharing of responsibility between the Member States, including through ~~practical cooperation innovative methods and, new~~ ***practices and*** technologies ***that may also result*** ~~***resulting***~~ ***from EU funded research and innovation***~~, and contributing to a comprehensive approach for the internal and external components of migration and asylum management.~~ ES (Comments): Solidarity and the external dimension of migration and asylum constitute, separately, objectives of utmost relevance and have a distinct nature that deserves a separate treatment. Since, according to this proposal, not each of the objectives needs to be fully addressed, the proposal to separate both objectives in two different points is even more justified. FR (Drafting suggestions): ((d) ensuring solidarity and fair sharing of responsibility between the Member States, including through ~~practical cooperation innovative methods and, new~~ ~~***practices and***~~ technologies ***that may also result*** ~~***resulting***~~ ***from EU funded research and innovation***, and contributing to a comprehensive approach for the internal and external components of migration and asylum management.

Presidency compromise text	Drafting suggestions and Comments
	FR (Comments): Les autorités françaises remercient la Présidence pour cette reformulation. Toutefois, la proposition d'ajout du mot "practices" paraît trop vague et englobante. Par ailleurs, l'expression "including though" ne limite pas l'emploi aux seules technologies Les autorités françaises suggèrent donc sa suppression. MT (Comments): This is in line with our position, to keep flexibility of innovative practices, which might be identified through diverse means and not limited to EU initiatives. NL (Comments): The changes made to this article that practices and technologies may result from EU funded research and innovation are welcomed. PL (Comments): PL supports compromise proposal SK (Drafting suggestions): ensuring solidarity and fair sharing of responsibility between the Member States, including, **if decided by the Member State,** through ~~practical cooperation innovative methods and, new~~ ***practices and*** technologies ***that may also result*** ~~***resulting***~~ ***from EU-funded research and innovation***, and contributing to a comprehensive approach for the internal and external components of migration and asylum management

Presidency compromise text	Drafting suggestions and Comments
	SK (Comments): Slovakia welcomes the reference to EU-made products and practices resulting from EU-funded research and innovation. The MS must, however, understand if "use" of research and innovation-based practices and technologies are obligatory. The Slovak Republic sugests, that the Member State has the full authority to decide in both cases: whether to use products and practices resulting from research and if they result from EU or non-EU funding. .
	ES (Drafting suggestions): **(e) contributing to a comprehensive approach for the internal and external components of migration and asylum management.** ES (Comments): The external dimension of asylum and migration is crucial to achieving the objectives of this policy area. Cooperation with key third countries is a core element of asylum and migration policy. The internal and external dimensions of asylum and migration policies are inseparable. Therefore, as mentioned in the previous comment on point d), the external dimension on migration and asylum should become a separate objective.

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Presidency compromise text	Drafting suggestions and Comments
2. The Union support shall be implemented in accordance with the relevant Union acquis and in full respect of the international obligations of the Union and the Member States arising from the international instruments to which they are party.	
3. The Member States shall ensure that ~~the priorities of~~ their National and Regional Partnership Plans ~~include actions to achieve~~ ***contribute in a comprehensive and adequate manner*** ~~***each***~~ ~~of~~ ***to all or a significant subset of*** the objectives of the Union support under ***Article 3(1) of*** this Regulation, ~~and that the allocation of resources between objectives is proportionate to the identified~~ ***taking into account the specific*** challenges ~~and needs~~ ***of the Member State concerned*** .	AT (Comments): In general, the deletion of "each" and instead the wording "all or a significant subset of objectives" is supported. To safeguard flexibility in implementation, it is necessary to clarify "significant". BE (Comments): It is insufficiently clear how the objectives of the Home Funds relate to the objectives in the NRP Regulation. Moreover, we wish to clarify what is meant by "a significant subset of the objectives". BG (Comments): We support the compromise text. We insist to keep the option for other Union support for integration. DE (Comments): DEU supports the deletion of the word "each", which gives Member States more flexibility in addressing the four objectives.

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Presidency compromise text	Drafting suggestions and Comments
	EE (Comments): We welcome the deletion of "*each of*". EL (Drafting suggestions): This Regulation lays down the objectives of the Union support on asylum, migration and integration policy. Member States should ensure that their National and Regional Partnership Plans address ***contribute in a comprehensive and adequate manner to*** each of ***all or a significant subset of*** the objectives set out by ***of the Union support under*** this Regulation***, as defined by the MS taking into account the specific challenges of the Member State concerned***. EL (Comments): This addition is in the right direction, as it addresses the request to remove the obligation for Member States to achieve each individual objective set out in the Regulation. Greece supports enhanced flexibility in programming across thematic objectives under each Fund. However, further clarifications are needed on what constitutes a significant subset and that the MS decide it according the specific challenges and needs of the MS. ES (Drafting suggestions): 3. The Member States shall ensure that ~~the priorities of~~ their National and Regional Partnership Plans ~~include actions to achieve~~ ***contribute in a comprehensive and adequate manner*** ~~***each***~~ ~~of~~ ***to all or a significant subset of*** the objectives of the Union support under ***Article 3(1) of*** this Regulation, ~~and that the allocation of resources between objectives is proportionate to the identified~~ ***taking into account the specific*** challenges **and needs** ~~***of the Member State concerned***~~ .

Presidency compromise text	Drafting suggestions and Comments
	ES (Comments): ES deems that the mention of the needs should be restored. HR (Drafting suggestions): The Member States shall ensure that ~~the priorities of~~ their National and Regional Partnership Plans ~~include actions to achieve~~ ***contribute in a comprehensive and adequate manner*** ~~***each***~~ ~~of~~ ***to all or a significant subset of*** the **specific** objectives of the Union support under ***Article 3(1) of*** this Regulation, ~~and that the allocation of resources between objectives is proportionate to the identified~~ ***taking into account the specific*** challenges ~~and needs~~ ***of the Member State concerned*** . HR (Comments): HR strongly supports the flexibility provided by the proposed change regarding the contribution to specific objectives. HU (Drafting suggestions): The Member States shall ensure that ~~the priorities of~~ their National and Regional Partnership Plans ~~include actions to achieve~~ ***[contribute in a comprehensive and adequate manner to*** ~~each of~~ all ***or a significant subset of]*** the objectives of the Union support under ***Article 3(1) of*** this Regulation, ~~and, that the allocation of resources between objectives is proportionate to the identified~~ ***taking into account the specific*** challenges ~~and needs~~ ***of the Member State concerned***.

Presidency compromise text	Drafting suggestions and Comments
	HU (Comments): Hungary strongly opposes that the three Home Affairs proposals prejudge or predetermine the outcome of the negotiations on the Negotiating Box, or the NRPP proposal. Therefore, Hungary suggests that the relevant texts are put in square brackets. IT (Drafting suggestions): 3. The Member States shall ensure that their National and Regional Partnership Plans include actions to achieve contribute ~~**in a comprehensive and adequate manner**~~ to ~~**all or a significant subset of**~~ the **relevant** objectives of the Union support under Article 3(1) of this Regulation taking into account the specific challenges of the Member State concerned. IT (Comments): Italy agrees with the purpose of the amendment, i.e. eliminating the obligation for NRPPs to contribute to all the objectives of the regulation. The term "relevant" is however preferred over the phrase "to all or a significant subset". MT (Drafting suggestions): … ***contribute in a comprehensive and adequate manner*** ~~***each***~~ ~~of~~ ~~***to all or a significant subset of***~~ the objectives of the Union support under ***Article 3(1) of*** this Regulation,... MT (Comments): **Justification:** MS should not be compelled to address challenges which are not inherent to the national context. Keeping a general link to the objectives

Presidency compromise text	Drafting suggestions and Comments
	should be sufficient to address the different challenges and contexts of Member States. 'Significant' is a subjective term, which might be detrimental to measure during the implementation phase of the programme. NL (Comments): The changes made in this article from "each" to all or a significant subset of are welcomed. PL (Comments): PL welcomes more flexibility in addressing objectives SE (Comments): SE welcome the proposed changes that member states contribute to all or a significant subset of the objectives. The proposal provides greater flexibility for member states. However, Sweden can support other member states that have requested a more precise definition of the term "significant subset": SK (Drafting suggestions): The Member States shall ensure that ~~the priorities of~~ their National and Regional Partnership Plans ~~include actions to achieve~~ ***contribute in*** ~~***a an comprehensive and***~~ ***adequate manner*** ~~***each***~~ ~~of~~ ***to all or a significant subset of*** the objectives of the Union support under ***Article 3(1) of*** this Regulation, ~~and that the allocation of resources between objectives is proportionate to the identified~~ ***taking into account the specific*** challenges and needs ***of the Member State concerned***

Presidency compromise text	Drafting suggestions and Comments
	SK (Comments): The Slovak Republic strongly supports the deletion of "each", which provides greater flexibility for MS. To further increase flexibility, we recommend that "a comprehensive" be deleted and "needs" be reinserted.
	FI (Drafting suggestions): **3b When designing measures contributing to the objectives of this Regulation, Member States may consider operating support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union.** FI (Comments): Full operating support to public authorities in accordance with the current funding period must be continued. This should be reflected in the recitals, definitions and in article 3 of this regulation. A derogation from the national co-financing requirement should be made in the NRP-regulation
Article 3a ***Union support for activities in and in relation to third countries***	
Union support may be provided for actions in and in relation to third countries, provided that those actions contribute to the objectives set out in Article 3 of this Regulation, complementing the actions in third countries supported by Regulation (EU) [Global Europe Fund]. Such activities shall serve the interests of internal Union policies and be consistent with activities undertaken within the Union.	AT (Drafting suggestions): Union support may be provided for actions in and in relation to third countries, ***in particular related to the implementation of innovative solutions***, provided that those actions contribute to the objectives set out in Article 3 of this Regulation, complementing the actions in third countries supported by Regulation (EU) [Global Europe Fund]. Such activities shall

Presidency compromise text	Drafting suggestions and Comments
	serve the interests of internal Union policies and be consistent with activities undertaken within the Union. AT (Comments): We would welcome a strong reference to innovative solutions. BE (Drafting suggestions): *Union support may be provided for actions in and in relation to third countries, provided that those actions contribute to the objectives set out in Article 3 of this Regulation**, ~~complementing~~ in coherence with** ~~the~~ *actions in third countries supported by Regulation (EU) [Global Europe Fund]. Such activities shall serve the interests of internal Union policies and be consistent with activities undertaken within the Union.* BE (Comments): In our view, "complementing" limits the scope of this article. EL (Comments): EL supports the reintroduction of the external dimension in the objectives of the Home Affairs thematic Regulations. However,as third countries play an increasingly important role as beneficiaries under AMI, to a greater extent than under the current AMIF within the EU Facility, it is necessary to clearly define the lines of complementarity with the Global Europe Fund. Also, EL has previously asked for earmarking the funding destined to Home Affairs from the EU Facility.

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Presidency compromise text	Drafting suggestions and Comments
	FI (Drafting suggestions): ***Union support may be provided for actions in and in relation to third countries, <u>including by implementing new and innovative solutions for migration management</u>, provided that those actions contribute to the objectives set out in Article 3 of this Regulation, complementing the actions in third countries supported by Regulation (EU) [Global Europe Fund]. Such activities shall serve the interests of internal Union policies and be consistent with activities undertaken within the Union.*** FI (Comments): As conflicts intensify and tensions rise across the globe, more people are on the move, and there is increasing migratory pressure on Member States and concern among EU citizens. As a result, it is essential to continue the current efforts and increasingly urgent to further develop and implement new and innovative solutions in partnership with third countries. Alongside the EU reform of the asylum and migration system, the further development of a coherent EU strategy on the external dimension of migration, including new and innovative solutions, is paramount. HR (Drafting suggestions): ***Union support may be provided for actions in and in relation to third countries, provided that those actions contribute to the <u>specific</u> objectives set out in Article 3 of this Regulation, complementing the actions in third countries supported by Regulation (EU) [Global Europe Fund]. Such activities shall serve the interests of internal Union policies and be consistent with activities undertaken within the Union.***

Presidency compromise text	Drafting suggestions and Comments
Article 4 **Financing**	EL (Comments): EL supports the addition of paragraphs under Art. 4 with the specific co-financing rates applicable to Home Affairs (see below). These co-financing rates should be the same as in the current programming period.
1. **/**The indicative financial envelope for the implementation of the objectives set out in Article 3 for the period from 2028 to 2034 is set at EUR 11 975 428 500 in current prices. It shall be implemented in compliance with the horizontal rules for the National and Regional Partnership Plans laid down in Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security.**/**	EL (Comments): On this bracketed paragraph, EL would like to draw the attention of MS to the concerns previously expressed on the integration of Home Affairs under the NRPP and reiterates the proposal to introduce a dedicated Home Affairs Plan into NRPP accompanied with a tailor made template, so as to cater for the particularities of this policy area. HR (Drafting suggestions): **/**The indicative financial envelope for the implementation of the **specific** objectives set out in Article 3 for the period from 2028 to 2034 is set at EUR 11 975 428 500 in current prices. It shall be implemented in compliance with the horizontal rules for the National and Regional Partnership Plans laid down in Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security.**/** PL (Comments): Support for LT comment: We invites to provide clearer text explanation under the Article 4 or elsewhere in the proposal on the flexibility of Home

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	affairs key funding set out in the Proposal for a Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security and amending Regulation (EU) 2023/955 and Regulation (EU, Euratom) 2024/2509, Annex I, between the Home affairs policy domains. If any limits, special considerations or conditions are envisioned that might limit the flexibility of funding between the Home affairs policy domains within the NRPP, these must be clearly reflected in the regulation proposal. Is "indicative financial envelope" a reflection of the expected flexibility for the Member States in this regard?
2. The Commission shall adopt an implementing act to establish the amount per Member State by applying the allocation methodology set out in Section B, Annex I of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security.	EL (Comments): In the current AMIF Regulation (Annex 1) has two factors in the field of return. a) The number of return decisions and b) the returns actually being carried out. In the next MFF, Return has been restricted to the number of negative decisions and does not depict the workload that M-S undertake in the field of return. EL would like to have clarifications why in this proposal the above-mentioned factors are excluded as key factors from the allocation key ES (Comments): ES places a scrutiny reservation regarding the Home Affairs allocation key set out in Section B, Annex I of Regulation. Regarding this allocation key, Spain shares the following observations. Firstly, Spain questions the exclusion of certain external borders, which may

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	not be justified by home affairs indicators. Secondly, the Spanish delegation raises concerns about the adequacy of certain elements of the key, which may fail to properly reflect the actual (and future) burden borne by Member States in the field of Home Affairs. In this respect, Spain suggests redefining certain elements of the key, for instance, replacing "returns following an order to leave" with "return decisions." In addition, the Spanish delegation proposes including elements such as the number of persons legally residing in the Member States, which relates to an objective which is not reflected in the key, namely, the integration of third country nationals. This objective is underlined even in the title of the relevant regulation (Regulation on the Union support for asylum, migration **and integration**). In this sense, ES suggests the following amendment to this allocation key: **B_i Home affairs key** $$B_i = 45\%\, Borders + 35\% Migration + 20\%\, Security =$$ $$45\%\ [90\% \times \left(sea + external \left[\frac{\text{~~1.00 others~~}}{\text{~~1.25 direct border RU and BY~~}}\right]\right) + 10\%\, VISA]$$ $$+ 35\% \left[average \begin{pmatrix} asylum, protection, temporary, \\ , returns, \text{legally residing} \end{pmatrix}\right]$$ $$+20\%\ [\ (pop\ \ share\ (*\ 0.4) + inverted\ GNI\ pc\ pps\ (*\ 0.45)$$ $$+ surface\ share\ (*\ 0.15)]$$ where for each Member State $_i$ – *sea are sea borders, and external are external land borders* are geographical borders defined by geodesic length based on ellipsoid ETRS89 (Eurostat/GISCO, 2024 20M EPSG: 3035); – *asylum* is the Member State share in the number of asylum applicants (Eurostat online database code: migr_asyappctza, average 2022-2024);

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	– *protection* is the Member State share in the number of first instance positive decisions on applications (Eurostat online database code: migr_asydcfsta, average 2022-2024); – *temporary* is the Member State share in the number of beneficiaries of temporary protection (Eurostat online database code: migr_asytpsm, average 2022-2024); – *returns* is the Member State share in third country nationals ~~returned following an~~ order**ed** to leave (Eurostat online database **migr_eiord** ~~1migr_eirtn~~, average 2022-2024); – ***legally residing* is the Member State share in number of third country nationals legally residing (Eurostat online database code: migr_resvalid, average 2022-2024);** – *surface* is geographical area defined by geodesic length based on ellipsoid ETRS89 (Eurostat/GISCO, 2024 20M EPSG: 3035);
3. In addition, the budgetary appropriations for the objectives set out in Article 3 of this Regulation, implemented through the EU Facility under Title IV of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, shall be established in the framework of the annual budgetary procedure provided for in Article 314 TFEU.	HR (Drafting suggestions): In addition, the budgetary appropriations for the **specific** objectives set out in Article 3 of this Regulation, implemented through the EU Facility under Title IV of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, shall be established in the framework of the annual budgetary procedure provided for in Article 314 TFEU.
	HU (Drafting suggestions): **3a**

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	A Member State may use up to 15 % of the amount allocated to its programme under the Fund to finance operating support for the public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union. HU (Comments): The Managing Authority of Home Affairs Funds of HU suggests the implementation of new paragraph which clearly detail the operating support.
4. For measures that relate to the objectives set out in Article 3 of this Regulation, where the Commission concludes that those measures comply with the requirements laid down in this Regulation and Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, and where the Commission proposes a Council implementing decision approving the National and Regional Partnership Plan of the concerned Member State in accordance with the procedure set out in Article 23 of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, it shall make a proposal for a Council implementing decision on the approval of those measures.	HR (Drafting suggestions): For measures that relate to the **specific** objectives set out in Article 3 of this Regulation, where the Commission concludes that those measures comply with the requirements laid down in this Regulation and Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, and where the Commission proposes a Council implementing decision approving the National and Regional Partnership Plan of the concerned Member State in accordance with the procedure set out in Article 23 of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, it shall make a proposal for a Council implementing decision on the approval of those measures.
5. When making a proposal for a Council implementing decision on the measures that relate to the objectives set out in Article 3 of this Regulation, the Commission proposal shall lay down the elements referred to in Article 23(4) of the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and	EL (Comments): The reference to Article 3 of the General Regulation which does not clearly correspond to the specific objectives of the Home Affairs Regulations, as these are defined in the respective sectoral Regulations, might create uncertainty and implications for the determination of action eligibility and

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maritime, prosperity and security, with regard to the objectives set out in Article 3.	financing. Reference to the specific objectives of the Home Affairs is necessary. Art. 3 should be amended so as to explicitly encompass measures in the fields of internal security, migration, border management, and visa policy. The current wording of this article uses reference to Home Affairs regulations under specific objective which is not related to Home Affairs but to Defence, resilience and security in different meaning then internal security. Current wording is confusing and not functional. . Current wording of art. 3 does not adequately reflect the actual areas of support defined in the three draft proposals concerning HOME AFFAIRS. HR (Drafting suggestions): When making a proposal for a Council implementing decision on the measures that relate to the **specific** objectives set out in Article 3 of this Regulation, the Commission proposal shall lay down the elements referred to in Article 23(4) of the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, with regard to the **specific** objectives set out in Article 3.
6. The Council shall adopt the implementing decision referred to in paragraph 4, as a rule, within four weeks of the adoption of the Commission proposal and together with the implementing decisions referred to in Article 23(1) of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security.	
7. Article 24 of the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security on the amendment of Plans shall apply, provided that the Commission proposal and the Council	HR (Drafting suggestions):

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Implementing Decision approving amendments of the elements listed in Article 23(4) only cover the objectives referred to in Article 3 of this Regulation.	Article 24 of the Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security on the amendment of Plans shall apply, provided that the Commission proposal and the Council Implementing Decision approving amendments of the elements listed in Article 23(4) only cover the **specific** objectives referred to in Article 3 of this Regulation.
	EL (Drafting suggestions): **8. Co- financing rates** **1. The contribution from the Union budget shall not exceed 75% of the total eligible expenditure for a project.** **2. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for projects implemented under Union actions** **3. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union./ operating support** **4. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for emergency assistance as referred to in xx.** EL (Comments): We propose the addition of a new sub -paragraph for the Home Affairs co-financing rates in the article 4 of Financing . The provisions of Article 20 of the NRP Regulation are not considered to provide substantial clarification in the context of Home Affairs Regulations, as they concern only the minimum national contribution with relation to the level of development of regions. This is difficult to be applied to Home Affairs as several milestones/targets

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	(e.g. Integration measures/AMF or cross-border actions/IS) can not be distributed/split to Regions and the Union contribution can be increased up to 100% depending on the type of the measures. The provisions on co-financing rates related to Home Affairs should be referred back to the three respective AMI, BMV and IS regulations. ES (Drafting suggestions): ***Article 4a*** ***Pre-financing*** **Subject to the adoption by the Council of the implementing decision referred to in [Article 23 of the NRPP Regulation] and to the availability of funds, the Commission shall make a pre-financing payment.** **By way of derogation from Article 17 of [NRPP Regulation], the amount of pre-financing shall be 15% of the Union financial allocation referred to in Article 14 [budgetary commitments] and shall be paid in tranches over three consecutive years, as follows: 6% in 2028, 5% in 2029, and 4% in 2030. Where the implementing decision is adopted by the Council after 31 July 2028, only the tranches of 2029 and 2030 shall be paid.** ***Article 4b*** ***Cofinancing rates*** **By way of derogation from Article 20 of [the NRPP Regulation], the following rules shall apply to the Union support to asylum, migration and integration:** **a) The contribution from the Union budget shall not exceed 90% of the total eligible expenditure for a project.**

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	b) The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for operating support. **c) The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for emergency assistance as referred to in xx.** ES (Comments): Specific rules on co-financing and pre-financing should be ensured for this policy field. Spain considers that derogations should be allowed within this regulation to increase co-financing and pre-financing rates for Union support in the area of asylum, migration and integration. As a bare minimum, the currently applied co-financing rates under the MFF 2021-2027 should be maintained. LT (Drafting suggestions): **Article 4a** **Cofinancing rates** **By way of derogation from Article 20 of [the NRPP Regulation], the following rules shall apply to the Union support for the implementation, strengthening and development of the common policy on asylum and the common immigration policy:** **1. The contribution from the Union budget shall not exceed 75% of the total eligible expenditure for a project.** **2. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for projects implemented under Union actions.**

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	3. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for support to public authorities responsible for carrying out the tasks and providing the services which constitute a public service for the Union. LT (Comments): LT supports other MS which propose the addition of a new sub-paragraph for the HOME AFFAIRS co- financing rates in the article 4 of Financing. The provisions of Article 20 of the NRP Regulation are not considered to provide substantial clarification in the context of HOME AFFAIRS Regulations, as they concern only the minimum national contribution with relation to the level of development of regions.
Article 5 **Resources for resettlement and humanitarian admission**	
1. Member States shall receive, in addition to their allocation under Article 4(1) and (2) of this Regulation, an amount of EUR 10 000 for each person admitted through resettlement under the Union Resettlement and Humanitarian Admission Framework established by Regulation (EU) 2024/1350.	FR (Comments): Les autorités françaises rappellent leur volonté d'avoir un débat sur la revision des credits forfaitaires. En effet, dans le cadre de la négociation du Pacte sur la migration et l'asile, leur révision avait été renvoyée aux discussions financières futures. Il apparait donc nécessaire de s'assurer que ceux-ci soient adaptés aux coûts réels de ces opérations et à leur évolution depuis 2021. Quand la Commission envisage-t-elle de réévaluer ces montants [conformément à l'article 5 point 8 et à l'article 6 point 7] ? cf proposition d'amendement ci-dessous

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2. Member States shall receive, in addition to their allocation under Article 4(1) and (2) under this Regulation, an amount of EUR 6 000 for each person admitted through humanitarian admission under the Union Resettlement and Humanitarian Admission Framework established by Regulation (EU) 2024/1350 or admitted under a national resettlement scheme.	
3. The amount referred to in paragraph 2 shall be increased to an amount of EUR 8 000 for each person admitted through humanitarian admission or admitted under a national resettlement scheme who belongs to one or more of the following vulnerable groups:	
(a) women and children at risk;	
(b) unaccompanied minors;	
(c) persons having medical needs that can be addressed only through humanitarian admission;	
(d) persons in need of humanitarian admission for legal or physical protection needs, including victims of violence or torture.	PT (Comments): PT notes that its proposal to introduce the wording " victims of trafficking in human beings" has not been accepted.

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4. Where a Member State admits a person belonging to more than one of the categories referred to in paragraphs 2 and 3, it shall receive the amount only once in respect of that person.	
5. Where appropriate, Member States may also be eligible to receive the respective amounts for family members of persons referred to in paragraphs 1, 2 and 3 if those family members are admitted to ensure family unity.	
6. The amounts referred to in paragraphs 1, 2, 3 and 5 shall be allocated from the EU Facility to the Member State's National and Regional Partnership Plan pursuant to Article 31 of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security. Those amounts may be included in the payment applications to the Commission in accordance with Article 65 of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, provided that the person in respect of whom the amount is allocated was effectively resettled or admitted.	
7. For audit and control purposes, Member States shall retain the information necessary to allow the proper identification of the persons resettled or admitted and of the date of their resettlement or admission.	
8. To take account of current inflation rates, relevant developments in the field of resettlement and humanitarian admission, and other factors which might optimise the use of the financial incentive brought by the amounts referred to in paragraphs 1, 2 and 3 of this Article, the Commission is	FR (Drafting suggestions):

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empowered to adopt delegated acts to adjust those amounts, if deemed appropriate, and within the limits of available resources.	To take account of current inflation rates, relevant developments in the field of resettlement and humanitarian admission, and other factors which might optimise the use of the financial incentive brought by the amounts referred to in paragraphs 1, 2 and 3 of this Article, the Commission is empowered to adopt delegated acts to adjust those amounts, if deemed appropriate, and within the limits of available resources. **Therefore, these amounts should be reassessed at least once during the programming period, for the first time by 31st of December 2030.**
	MT (Drafting suggestions): *9. Actions financed under the Solidarity Pool Mechanism shall carry a 100% EU co-financing.* MT (Comments): **Justification:** Actions under the Solidarity Pool Mechanism implement Union-level solidarity obligations in response to exceptional migratory pressures beyond the control of benefitting Member States. Providing 100 percent EU co-financing ensures timely and effective implementation of these actions without imposing additional national financial burdens, fully reflecting the principle of solidarity and fair sharing of responsibility under Article 80 TFEU.

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Article 6 **Resources for the transfer of applicants for international protection or of beneficiaries of international protection**	FR (Comments): L'article 6 ne prévoit plus la possibilité, pour l'Etat membre, de recevoir les crédits forfaitaires men-tionnés supra pour chaque membre de la famille relocalisé afin de maintenir l'unité familiale. Quels sont les raisons qui ont conduit à cette modification ? Les autorités françaises s'interrogent d'autant plus que le paragraphe 5 de l'article 5 du règlement AMI (« Ressources destinées à la réinstallation et à l'admission humanitaire ») conserve la possibilité d'accorder un montant forfaitaire aux membres de la famille admis, afin de préserver l'unité familiale. Cf proposition d'amendement ci-dessous
1. A Member State shall receive, in addition to its allocations under Article 4(1) and (2) of this Regulation, an additional amount of:	
(a) EUR 10 000 per applicant for international protection for whom that Member State becomes responsible as a result of relocation in accordance with Articles 67 and 68 of Regulation (EU) 2024/1351;	
(b) EUR 10 000 per beneficiary of international protection relocated to that Member State in accordance with Articles 67 and 68 of Regulation (EU) 2024/1351.	
2. The amounts referred to in points (a) and (b) of the first subparagraph shall be increased to an amount of EUR 12 000 for each applicant for international protection or beneficiary of international protection, respectively, who is an unaccompanied minor relocated to that	

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Member State in accordance with Articles 67 and 68 of Regulation (EU) 2024/1351.	
3. The Member State covering the cost of transfers referred to in paragraph 1 shall receive an amount of EUR 500 for each applicant for international protection or beneficiary of international protection transferred to another Member State.	
4. The Member State covering the costs of transfers referred to in point (a), (b) or (c) of Article 36(1) of Regulation (EU) 2024/1351, and carried out in accordance with Article 46 of that Regulation, shall receive an amount of EUR 500 for each applicant for international protection transferred to another Member State.	FI (Drafting suggestions): The Member State covering the costs of transfers **carried out pursuant to Article 46 of Regulation (EU) 2024/1351**, shall receive an amount of EUR 500 for each applicant for international protection **or another person as referred to in point (a), (b) or (c) of Article 36(1) of that Regulation** transferred to another Member State. FI (Comments): The original text limits the amount received only to transfers of applicants for international protection, whereas the drafting suggestion widens the scope to include also "another person as referred to in points (a), (b) or (c) of Article 36(1) of AMMR regulation, as is intended in the AMMR regulation.
	FR (Drafting suggestions): **5. Where appropriate, Member States may also be eligible to receive the amount referred to in paragraph 1(a) of this Article for each family member of persons referred to in that paragraph, provided that those**

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	family members have been transferred to ensure family unity in accordance with Article 67 of Regulation (EU) 2024/1351 or have been transferred as a result of similar forms of relocation.
5. The amounts referred to in paragraphs 1 to 3 of this Article shall be allocated from the EU Facility to the Member State's National and Regional Partnership Plan pursuant to Article 31 of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security, provided that the person in respect of whom the amount is allocated was effectively transferred to that Member State or was registered as an applicant in the Member State responsible in accordance with Regulation (EU) 2024/1351, as applicable.	
6. For audit and control purposes, Member States shall retain the information necessary to allow the proper identification of the persons transferred and of the date of their transfer.	
7. To take account of current inflation rates, relevant developments in the field of relocation and other factors which might optimise the use of the financial incentive brought by the amounts referred to in paragraphs 1, 2 and 3 of this Article, the Commission is empowered to adopt delegated acts to adjust those amounts, if deemed appropriate, and within the limits of available resources.	FR (Drafting suggestions): To take account of current inflation rates, relevant developments in the field of relocation and other factors which might optimise the use of the financial incentive brought by the amounts referred to in paragraphs 1, 2 and 3 of this Article, the Commission is empowered to adopt delegated acts to adjust those amounts, if deemed appropriate, and within the limits of available resources.**Therefore, these amounts should be reassessed at least once during the programming period, for the first time by 31st of December 2030.**
	MT (Drafting suggestions):

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	8. Actions financed under the Solidarity Pool Mechanism shall carry a 100% EU co-financing. MT (Comments): **Justification:** Actions under the Solidarity Pool Mechanism implement Union-level solidarity obligations in response to exceptional migratory pressures beyond the control of benefitting Member States. Providing 100 percent EU co-financing ensures timely and effective implementation of these actions without imposing additional national financial burdens, fully reflecting the principle of solidarity and fair sharing of responsibility under Article 80 TFEU.
Article 7 **Third countries ~~associated to~~ *participating in* the Union support**	EL (Comments): EL raises scrutiny reservation. What are the potential financial implications of this amendment for the EU Home Affairs Facility budget for 2028–2034? It should be noted that, under Article 7 of the AMIF Regulation 2021–2027, only third countries associated with the Union are eligible to participate in the support.
1. The Union support under this Regulation shall be open to ***the full or partial participation of the*** third countries that fulfil the criteria listed in paragraph 2, in accordance with the conditions laid down in a specific ***international*** agreement covering the participation of the third country in the Union support.	IT (Drafting suggestions): 1. The Union support under this Regulation ~~**shall**~~ **may** be open to the full or partial participation of the third countries that fulfil the criteria listed in paragraph 2, in accordance with the conditions laid down in a specific international agreement covering the participation of the third country in the Union support. IT

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	(Comments): According to Fiche no 35 (WK 15485/2025), under the future MFF "there is no obligation for the Union to associate third countries" to a particular programme. "Thus, the proposed provision replaces the binding "shall be open" used in the current MFF basic acts with the more flexible "participation may be opened".
2. In order for a third country to be eligible to be associated to the Union support as referred to in paragraph 1, it shall have concluded with the Union an agreement on the criteria and mechanisms for establishing the State responsible for examining an application for international protection registered in a Member State or registered in that third country.	
3. The ~~specific~~ agreement ***for participation in the Union support*** referred to in paragraph 1 shall at a minimum:	
(a) enable cooperation with the Member States and the Union institutions, bodies, offices and agencies in the area of asylum, migration and return in the spirit of the principle of solidarity and fair sharing of responsibility;	
(b) be underpinned, throughout the duration of the Union support, by the principles of non-refoulement, democracy, the rule of law and respect for human rights;	
(c) ensure a fair balance as regards the contributions made by, and the benefits received by, the third country participating in the Union support;	

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(d) lay down the conditions of participation in the Union support, including the calculation of financial contributions***, consisting of an operational contribution and a participation fee,*** to the Union support~~,~~ and its ***general*** administrative costs;	
(e) not confer on the third country any decision-making power in respect of the Union support;	
(f) guarantee the rights of the Union to ensure sound financial management and to protect its financial interests;	
(g) ~~provide that the third country grants the necessary rights and access required for the authorising officer responsible, the European Anti-Fraud Office (OLAF) and the European Court of Auditors in accordance with Article 28(2), point (d) of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and~~ ***where relevant, ensure the protection of*** security ***and public order interests of the Union***.	
4. For the purposes of paragraph 3, point (f), the third country shall grant the necessary rights and access required under Regulations (EU, Euratom) 2024/2509 and (EU, Euratom) No 883/2013, and guarantee that decisions imposing a pecuniary obligation on persons other than States in the meaning of Article 299 TFEU, as well as judgments and orders of the Court of Justice of the European Union, are enforceable.	

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5. The contributions referred to in point (d) of the first subparagraph shall constitute assigned revenues in accordance with Article 21(5) of ~~the~~ Regulation (EU, Euratom 2024/2509).	
Article 8 **European Migration Network**	
Union support shall be provided for the European Migration Network activities and future development.	
The amount to be made available, subject to the availability of funding, for the European Migration Network under the annual appropriations of the EU Facility and the work programme laying down the priorities for its activities shall be adopted by the Commission after approval by the Steering Board in accordance with point (a) of Article 4(5) of Council Decision 2008/381/EC. The decision of the Commission shall constitute a financing decision in accordance with Article 31(1) of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security.	
Financial assistance provided for the activities of the European Migration Network shall take the form of grants to the National Contact Points referred to in Article 3 of Decision 2008/381/EC or procurements, as appropriate, in accordance with the Regulation (EU, Euratom) 2024/2509 of the European Parliament and of the Council.	

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Article 9 **Financial contributions for the Annual Solidarity Pool**	BE (Comments): Could it be clarified in the text what financial rules will apply to these financial contributions?
The Commission shall calculate and make available to each benefitting Member State the respective share of the financial contributions transferred by the contributing Member States in accordance with Article 64(1) of Regulation EU 2024/1351 for the purpose of implementing the actions set out in Article 56(2)(b) of Regulation (EU) 2024/1351.	EL (Drafting suggestions): The Commission shall calculate and make available to each benefitting Member State the respective share of the financial contributions transferred by the contributing Member States **with an EU funding rate of 100%** in accordance with Article 64(1) of Regulation EU 2024/1351 for the purpose of implementing the actions set out in Article 56(2)(b) of Regulation (EU) 2024/1351 EL (Comments): During the 2021-2027 period these measures were covered 100% without national contribution. This level of support should remain for 2028-2034 . The pool aims at addressing the needs of Member States under migratory pressure. In this context, the financial contributions should not be bound by the general co-financing rules of the Fund and should not oblige benefiting MS to contribute nationally. This should be clearly stated in the relevant thematic Regulations. PL (Comments): We have not received a response to our question, which makes it impossible to propose a new wording for the article. We therefore repeat the question:

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	we would like to kindly request more information on what will happen to the funds distributed under the solidarity pool if they are not fully used by the beneficiary Member States?
	ES (Drafting suggestions): **2. By way of derogation from Article 20 of [the NRPP Regulation], the beneffiting Member States shall not contribute nationally to the estimated costs of actions financed in accordance Article 64 of Regulation EU 2024/1351.** ES (Comments): The Pact on migration and asylum was based on the balance to ensure the respect of the principle of fair sharing of responsibility and solidarity enshrined in Article 80 TFEU. Within this historical Pact, a mandatory solidarity mechanism established. This mechanism allowed Member States to contribute annually to a common solidarity pool through relocations of third country nationals, financial contributions or technical asistance measures. The pool aims at addressing the needs of Member States under migratory pressure. In this context, the financial contributions shall not be bound by the general co-financing rules and shall not oblige benefitting Member States to contribute nationally, just like the Member States to not contribute nationally to the relocation contributions. This derogation is required to avoid any confusion about the agreement reached under the Pact. Any other interpretation or solution would violate the essence of the balance reached.

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Article 10 **Transitional provisions**	
This Regulation shall not affect the continuation or modification of the actions initiated under Regulation (EU) 2021/1147, which shall continue to apply to the actions concerned until their closure.	
Article 11 **Entry into force and application**	
This Regulation shall enter into force on the [twentieth] day following that of its publication in the Official Journal of the European Union.	
It shall apply from the date of application of Regulation (EU) […] establishing the European Fund for economic, social and territorial cohesion, agriculture and rural, fisheries and maritime, prosperity and security for the period 2028-2034.	
This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	
Done at Brussels,	
For the European Parliament *For the Council*	

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The President *The President*	

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