Council of the European Union
General Secretariat

PUBLIC

Brussels, 06 March 2024

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LIMITE

MI	**JAI**
COMPET	**EMPL**
CONSOM	**SOC**
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NOTE

From:	Presidency
To:	Delegations
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market - 5-column document of 6/03/2024

Dear Delegations,

You will find enclosed the latest version of the 5CT, after today's interinstitutional technical meeting.

How to read the 5-column document:

- # Green lines are those were both mandates match, where the Parliament agreed to take on board Council wording, or where a simple technical solution was already found.

- # Yellow lines are for technical issues where the Parliament and Council are not too far apart but need to work on a compromise at technical level. Several yellow lines are pending on decisions to be taken on red lines.

- # Red lines are political issues. Parliament and Council will work towards possible compromises but the final decisions will have to be left for the political trilogue.

- # White lines are repetitions and will not be dealt with.

As the Council's mandate has been significantly restructured, this also affects the structure of the 4-column document. The 4-column document should be read in the following way :

- It follows the Council's structure. In general that should match what is the Commission and EP columns.
- However, in several instances, it means that there is one row with the Commission and matching EP text, and then another separate row with the Council text. For ease of use, the EP mandate has then been added in the "auxiliary column" (column to the right of the Council text).
- The lines that are still white/with no colour are repetitions of lines due to restructuration and should be ignored. For technical reasons, it is not possible to delete these lines.
- The draft agreement can be found in the 5*th* column.

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Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market (Text with EEA relevance)

2022/0269(COD)
DRAFT [Draft after ITM on 6/03]
06-03-2024 at 17h51

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Formula					
1	2022/0269 (COD)	2022/0269 (COD)	2022/0269 (COD)		2022/0269 (COD) Text Origin: Commission Proposal
Proposal Title					
2	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market ***and amending Directive (EU) 2019/1937*** (Text with EEA relevance)		Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on prohibiting products made with forced labour on the Union market ***and amending Directive (EU) 2019/1937*** (Text with EEA relevance) Text Origin: Council Mandate
Formula					
3	THE EUROPEAN	THE EUROPEAN	THE EUROPEAN		THE EUROPEAN

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	PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,		PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal
Citation 1					
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 and Article 207 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 and Article 207 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 and Article 207 thereof,		Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 and Article 207 thereof, Text Origin: Commission Proposal
Citation 2					
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,		Having regard to the proposal from the European Commission, Text Origin: Commission Proposal
Citation 3					
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,		After transmission of the draft legislative act to the national parliaments, Text Origin: Commission Proposal

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Citation 4					
G 7	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .		Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. . Text Origin: Commission Proposal
Citation 5					
G 8	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,		Acting in accordance with the ordinary legislative procedure, Text Origin: Commission Proposal
Formula					
G 9	Whereas:	Whereas:	Whereas:		Whereas: Text Origin: Commission Proposal
Recital 1					
R 10	(1) As recognised in the Preamble to the 2014 Protocol to Convention No. 29 on forced labour ('ILO Convention No. 29') of the International Labour Organization ('ILO'), forced	(1) As recognised in the Preamble to the 2014 Protocol to Convention No. 29 on forced labour ('ILO Convention No. 29') of the International Labour Organization ('ILO'), forced	(1) As recognised in the Preamble to the 2014 Protocol to Convention No. 29 on forced labour ('ILO Convention No. 29') of the International Labour Organization ('ILO'), forced		

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	labour constitutes a serious violation of human dignity and fundamental human rights. The ILO declared the elimination of all forms of forced or compulsory labour as a principle concerning the fundamental rights. The ILO classifies ILO Convention No. 29, the 2014 Protocol to Convention No. 29 and the ILO Convention No.105 on the abolition of forced labour ('ILO Convention No.105') as fundamental ILO Conventions[1]. Forced labour covers a wide variety of coercive labour practices where work or service is exacted from persons that have not offered it themselves voluntarily.[2] _____ 1. https://www.ilo.org/global/standards/introduction-to-international-labour-standards/conventions-and-recommendations/lang--en/index.htm. 2. The ILO definition of forced labour according to the ILO Forced Labour Convention, 1920 (No. 29), What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org).	labour constitutes a serious violation of human dignity and fundamental human rights***, contributes to the perpetuation of poverty and stands in the way of the achievement of decent work for all***. The ILO declared the elimination of all forms of forced or compulsory labour as a principle concerning the fundamental rights. The ILO classifies ILO Convention No. 29, ***including the supplementing*** ~~*the*~~ 2014 Protocol to Convention No. 29 and the ***Forced Labour (Supplementary Measures) Recommendation No. 203 and the*** ILO Convention No.105 on the abolition of forced labour ('ILO Convention No.105') as fundamental ILO Conventions~~[1]~~***[16] and issues recommendations to prevent, eliminate, and remedy*** forced labour***[16a]. Forced labour includes work and services, which is performed or provided along the value chain, and is exacted from any person under the threat of a penalty and for which the person has not offered himself or herself***	labour constitutes a serious violation of human dignity and fundamental human rights. The ILO declared the elimination of all forms of forced or compulsory labour as a principle concerning the fundamental rights. The ILO classifies ILO Convention No. 29~~, *the*~~ ***with its*** 2014 Protocol ~~*to Convention No. 29*~~ and the ILO Convention No.105 on the abolition of forced labour ('ILO Convention No.105') as fundamental ILO Conventions[1]. Forced labour covers a wide variety of coercive labour practices where work or service is exacted from persons that have not offered it themselves voluntarily.[2] _____ 1. https://www.ilo.org/global/standards/introduction-to-international-labour-standards/conventions-and-recommendations/lang--en/index.htm. 2. The ILO definition of forced labour according to the ILO Forced Labour Convention, 1920 (No. 29), What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org).		

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		voluntarily[17]. According to the ILO and the UN, some economic activities in certain productive sectors such as processing, agriculture, garment and fisheries, and in certain services sector, such as transportation, storage and logistics, cleaning and seasonal work have a higher occurrence of forced ~~*covers a wide variety of coercive*~~ labour***[17a]. This definition applies to*** ~~*practices where*~~ work or service ***exacted by governments and public authorities as well as private bodies and individuals. The ILO has developed several indicators used to identify and indicate cases of forced labour, such as threats and actual physical and sexual harm, abuse of vulnerability, abuse of working and living conditions and excessive overtime, deception, restriction of movement or confinement to the workplace or a limited area, isolation, debt bondages, withholding wages or excessive wage reduction, retention of passports and***		

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		identity documents or threat of denunciation to the authorities when the worker has an irregular immigration status[17b]. Forced labour is very often linked to poverty and discrimination. The manipulation of credit and debt, either by employers or by recruiting agents, is still a key factor that traps vulnerable workers in forced labour situations[17c]. The European Court of Human Rights has repeatedly found that, under Article 4 of the European Convention on Human Rights, initial consent and voluntariness become null and void if there is an abuse of position of vulnerability[17d]. According to the ILO supervisory bodies, prison labour, including where it is performed for private companies, is not in itself constitutive of forced labour provided that it is done on a voluntary basis, for the benefit of the prisoner and approximates the conditions of a free labour relationship ~~*is exacted from persons that have not offered*~~			

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		~~*it themselves voluntarily*~~.[2] ***Community work as an alternative penal sanction to imprisonment should always be in the public general interest and should, under no circumstances, be abused by States as means to degrade the convicted person or deprive the person of their dignity[17e]. In cases in which work or service is imposed by exploiting the worker's vulnerability, under the threat of a penalty, such threat does not need to take the form of a penal sanction but might take the form also of a loss of rights or benefits.*** [16]***https://www.ilo.org/global/standards/introduction-to-international-labour-standards/conventions-and-recommendations/lang--en/index.htm.*** [16a] ***ILO Forced Labour (Supplementary Measures) Recommendation, 2014.*** [17] ***The ILO definition of forced labour according to the ILO Forced Labour Convention, 1920 (No. 29), What is forced labour, modern slavery and human***			

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		trafficking (Forced labour, modern slavery and human trafficking) (ilo.org). [17a] ***UNODC (United Nations Office on Drugs and Crime), "Global Report on Trafficking In Persons " 2020, https://www.unodc.org/documents/data-and-analysis/tip/2021/GLOTiP_2020_15jan_web.pdf*** [17b] ***https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---declaration/documents/publication/wcms_203832.pdf*** [17c] ***ILO, the Profits and Poverty: The economics of forced labour: https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---declaration/documents/publication/wcms_243391.pdf*** [17d] ***ECHR, Chowdury and Others v Greece (21884/15) and Zoletic and Others v. Azerbaijan (20116/12) cases.*** [17e] ***https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_089199.pdf***			

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		Page 27 ~~1. https://www.ilo.org/global/standards/introduction-to-international-labour-standards/conventions-and-recommendations/lang--en/index.htm.~~ ~~2. The ILO definition of forced labour according to the ILO Forced Labour Convention, 1920 (No. 29), What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org).~~			
Recital 2					
11	(2) The use of forced labour is widespread in the world. It is estimated that about 27.6 million people were in forced labour in 2021.[1] Vulnerable and marginalised groups in a society are particularly susceptible to be pressured into performing forced labour. Even when it is not state imposed, forced labour is often a consequence of a lack of good governance of certain economic operators. 1. The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---	(2) The use of forced labour is widespread in the world. It is estimated that about 27.6 million people were in forced labour in 2021***[18]*** ~~1~~. Vulnerable and marginalised groups in a society***, such as women, children, ethnic minorities, persons with disabilities, lower casters, indigenous and tribal people, migrants, especially if they are undocumented, have a precarious status and operate in the informal economy,*** are particularly susceptible to be pressured into performing forced labour. Even when it is not	(2) The use of forced labour is widespread in the world. It is estimated that about 27.6 million people were in forced labour in 2021.[1] Vulnerable and marginalised groups in a society are particularly susceptible to be pressured into performing forced labour. Even when it is not state imposed, forced labour is often a consequence of a lack of good governance of certain economic operators. 1. The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---		

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	ipec/documents/publication/wcms_854733.pdf.	state imposed, forced labour is often a consequence of ~~a~~*the absence or* lack of good governance of certain economic operators *and a demonstration of a state's failure to enforce social and labour rights, particularly for vulnerable and marginalised groups*. *Forced labour can also take place as a result of authorities' tacit consent. Women and girls account for 11.8 million of the total number of people engaged in forced labour. More than 3.3 million of all those engaged in forced labour are children. Between 2016 and 2021, the estimated number of people engaged in forced labour increased by 2.7 million*[18a]*. Migrant workers who are not protected by law or are unable to exercise their rights face a higher risk of exposure to forced labour than other workers do. According to the ILO, 15 % of all adults engaged in forced labour are migrants*[18b]*. The Union's Agency for Fundamental Rights has found that this is also the case within the*	ipec/documents/publication/wcms_854733.pdf.		

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		Union. Abusive employers use the weak position of migrant workers to force them to work for endless hours with no or little pay, often in dangerous settings, and without the minimum safety equipment required by law[18c]. The vast majority of forced labour occurs in the private sector, in particular through forced labour exploitation (17.3 million people), which accounts for 86 % of all forced labour cases[18d]. The obligations of economic operators set out in this Regulation should be predictable and clear in order to ensure full and effective compliance and contribute to bringing forced labour to an end.			
		[18] The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---ipec/documents/publication/wcms_854733.pdf.			
		[18a] The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/			

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		groups/public/---ed_norm/---ipec/documents/publication/wcms_854733.pdf ***[18b] The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---ipec/documents/publication/wcms_854733.pdf*** ***[18c] https://fra.europa.eu/en/content/protecting-migrant-workers-exploitation-fra-opinions*** ***[18d] The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---ipec/documents/publication/wcms_854733.pdf*** ~~*1. The 2021 Global Estimates of Modern Slavery, https://www.ilo.org/wcmsp5/groups/public/---ed_norm/---ipec/documents/publication/wcms_854733.pdf.*~~			
Recital 3					
R 12	(3) The eradication of forced labour is a priority for	(3) The eradication of forced labour ***in all its***	(3) The eradication of forced labour is a priority for		R

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	the Union. Respect for human dignity and the universality and indivisibility of human rights are firmly enshrined in Article 21 of the Treaty on European Union. Article 5(2) of the Charter of Fundamental Rights of the European Union and Article 4 of the European Convention on Human Rights provide that no one is to be required to perform forced or compulsory labour. The European Court of Human Rights has repeatedly interpreted Article 4 of the European Convention on Human Rights as requiring Member States to penalise and effectively prosecute any act maintaining a person in the situations described set out in Article 4 of the European Convention on Human Rights.[1] _____ 1. For instance paras. 89 and 102 in Siliadin v. France or para. 105 in Chowdury and Others v. Greece.	***forms, including state imposed forced labour,*** is a priority for the Union. Respect for human dignity and the universality and indivisibility of human rights are firmly enshrined in Article 21 of the Treaty on European Union. ***In order to achieve Target 8.7 of the Sustainable Development Goals, the Union should uphold and promote its values and contribute to the protection of human rights, in particular the rights of the child.*** Article ~~5(2)~~***5*** of the Charter of Fundamental Rights of the European Union ***explicitly prohibits slavery, servitude, forced or compulsory labour and trafficking in human beings*** and Article 4 of the European Convention on Human Rights provide that no one is to be required to perform forced or compulsory labour. The European Court of Human Rights has repeatedly interpreted Article 4 of the European Convention on Human Rights as requiring Member States to penalise and effectively prosecute any act maintaining a person	the Union. Respect for human dignity and the universality and indivisibility of human rights are firmly enshrined in Article 21 of the Treaty on European Union. Article 5(2) of the Charter of Fundamental Rights of the European Union and Article ~~4~~***4(2)*** of the European Convention on Human Rights provide that no one is to be required to perform forced or compulsory labour. The European Court of Human Rights has repeatedly interpreted Article 4 of the European Convention on Human Rights as requiring Member States to penalise and effectively prosecute any act maintaining a person in the situations described set out in Article 4 of the European Convention on Human Rights.[1] _____ 1. For instance***, Judgment of the European Court of Human Rights of XX, Siliadin v. France,*** paras. 89 and 102 ~~*in Siliadin v. France or para. 105 in*~~***or Judgement of the European Court of Human Rights of XX,*** Chowdury and Others v. Greece***, para. 105***.		

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		in the situations described set out in Article 4 of the European Convention on Human Rights.~~1~~[19] ***The right to effective remedies for violations of fundamental rights is a human right, and a fundamental element in the process of effective prosecution of crimes. Existing Union law, the UN Guiding Principles on the Business and Human Rights (UNGPs), the Council of Europe and the OECD affirm that victims have the right to an effective remedy for business-related human rights violations or abuses, including forced labour.*** ***[19] For instance paras. 89 and 102 in Siliadin v. France or para. 105 in Chowdury and Others v. Greece.*** ~~*1. For instance paras. 89 and 102 in Siliadin v. France or para. 105 in Chowdury and Others v. Greece.*~~			
Recital 4					
R 13	(4) All Member States have ratified the fundamental ILO	(4) All Member States have ratified the fundamental ILO	(4) All Member States have ratified the ~~*fundamental ILO*~~		R

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	Conventions on forced labour and child labour.[1] They are therefore legally obliged to prevent and eliminate the use of forced labour and to report regularly to the ILO. _____ 1. https://www.ilo.org/wcmsp5/groups/public/---europe/---ro-geneva/---ilo-brussels/documents/publication/wcms_195135.pdf.	Conventions on forced labour and child labour[20] [1]. They are therefore legally obliged to prevent and eliminate the use of forced labour and to report regularly to the ILO. ***However, there are Member States which have not yet ratified the Protocol to ILO Convention No. 29, despite Council Decisions calling on Member States for a ratification and implementation[20a]. The ILO estimates that there are 880 000 forced labour victims inside the Union, in addition to the forced labour involved inter alia in the Union's imports from the rest of the world[20b] . Moreover, there continue to be shortcomings in the implementation of the fundamental ILO Conventions[20c]. It is necessary that Member States fully implement the fundamental ILO conventions and correctly transpose all the Union legislation aimed at combating forced labour, labour rights violations and human trafficking in order to enforce the import and***	~~*Conventions on forced labour and*~~***ILO Convention No. 29 and ILO Convention No. 182 on worst forms of*** child labour.[1] ~~*They are*~~ ***They*** therefore ~~*legally obliged*~~***have the obligations*** to prevent and eliminate the use of forced labour and to report regularly to the ILO. _____ ~~*1. https://www.ilo.org/wcmsp5/groups/public/---europe/---ro-geneva/---ilo-brussels/documents/publication/wcms_195135.pdf.*~~		

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		export ban of any product or service using forced labour. This Regulation aims to legally bind Member States to prevent and bring to an end the use of forced labour, to provide to victims protection and access to remedy and effective remediation, such as compensations, to penalise non-compliance with decisions referred to in Article 6(4). According to the ILO, remediation remains one of the key policy priorities for addressing forced labour. In that regard, Protocol to ILO Convention No. 29 stipulates that all victims of forced or compulsory labour, irrespective of their presence or legal status in the national territory, should have access to appropriate and effective remedies, such as compensations. The third pillar of the UN Guiding Principles on Business and Human Rights stipulates that remediation is a fundamental right and may include apologies, restitution, rehabilitation, financial or non-financial			

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		compensation and punitive sanctions - whether criminal or administrative, such as fines -, as well as the prevention of harm through, for example, injunctions or guarantees of non-repetition.			
		[20] https://www.ilo.org/wcmsp5/groups/public/---europe/---ro-geneva/---ilo-brussels/documents/publication/wcms_195135.pdf.			
		[20a] Council Decision (EU) 2015/2071 of 10 November 2015 authorising Member States to ratify, in the interests of the European Union, the Protocol of 2014 to the Forced Labour Convention, 1930, of the International Labour Organisation as regards Articles 1 to 4 of the Protocol with regard to matters relating to judicial cooperation in criminal matters (OJ L 301, 18.11.2015, p. 47) and Council Decision (EU) 2015/2037 of 10 November 2015 authorising Member States to ratify, in the interests of the European Union, the Protocol of 2014			

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		to the Forced Labour Convention, 1930, of the International Labour Organisation with regard to matters relating to social policy (OJ L 298, 14.11.2015, p. 23). ***[20b] ILO 2012 Global Estimate of Forced Labour: https://www.ilo.org/wcmsp5/groups/public/---europe/---ro-geneva/---ilo-brussels/documents/genericdocument/wcms_184975.pdf*** ***[20c] 20c The ILO supervisory bodies' comments on the application of Conventions on forced labour can be found under (https://www.ilo.org/dyn/normlex/en/f?p=1000:20010:::NO:::)*** ~~1. https://www.ilo.org/wcmsp5/groups/public/---europe/---ro-geneva/---ilo-brussels/documents/publication/wcms_195135.pdf.~~			
Recital 5					
14	(5) Through its policies and legislative initiatives the Union seeks to eradicate the use of forced labour. The	(5) Through its policies and legislative initiatives the Union seeks to eradicate the use of forced labour ***and***	(5) Through its policies and legislative initiatives the Union seeks to eradicate the use of forced labour. The		(5) Through its policies and legislative initiatives the Union seeks to eradicate the use of forced labour ***and***

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	Union promotes due diligence in accordance with international guidelines and principles established by international organisations, including the ILO, the Organisation for Economic Co-operation and Development (hereinafter "OECD") and the United Nations (hereinafter "UN"), to ensure that forced labour does not find a place in the value chains of undertakings established in the Union.	***promote decent work and labour rights worldwide***. The Union promotes due diligence in accordance with international guidelines and principles established by international organisations, including the ILO, the Organisation for Economic Co-operation and Development (hereinafter "OECD") and the United Nations (hereinafter "UN"), to ensure that forced labour does not find a place in the ~~*value*~~***supply*** chains of undertakings established in the Union.	Union promotes due diligence in ~~*accordance*~~***line*** with international guidelines and principles established by international organisations, including the ILO, the Organisation for Economic Co-operation and Development (hereinafter "OECD") and the United Nations (hereinafter "UN"), to ensure that forced labour does not find a place in the value chains of undertakings established in the Union.		***promote decent work and labour rights worldwide***. The Union promotes due diligence in ~~*accordance*~~***line*** with international guidelines and principles established by international organisations, including the ILO, the Organisation for Economic Co-operation and Development (hereinafter "OECD") and the United Nations (hereinafter "UN"), to ensure that forced labour does not find a place in the ~~*value*~~***supply*** chains of undertakings established in the Union. Text Origin: EP Mandate
Recital 6					
15	(6) Union trade policy supports the fight against forced labour in both unilateral and bilateral trade relationships. The trade and sustainable development chapters of Union trade agreements contain a commitment to ratify and effectively implement the fundamental ILO Conventions, which include ILO Convention No. 29 and	(6) Union trade policy supports the fight against forced labour in both unilateral and bilateral trade relationships. The trade and sustainable development chapters of Union trade agreements contain a commitment to ratify and effectively implement the fundamental ILO Conventions, which include ILO Convention No. 29 and	(6) Union trade policy supports the fight against forced labour in both unilateral and bilateral trade relationships. The trade and sustainable development chapters of Union trade agreements contain a commitment to ratify and effectively implement the fundamental ILO Conventions, which include ILO Convention No. 29 and		(6) Union trade policy supports the fight against forced labour in both unilateral and bilateral trade relationships. The trade and sustainable development chapters of Union trade agreements contain a commitment to ratify and effectively implement the fundamental ILO Conventions, which include ILO Convention No. 29 and

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	ILO Convention No. 105. Moreover, unilateral trade preferences under the Union's General Scheme of Preferences could be withdrawn for serious and systematic violations of ILO Convention No. 29 and ILO Convention No. 105.	ILO Convention No. 105, ***whereas trade and gender chapters and provisions establish a gender lens that is essential for the economic empowerment of women in order to combat gendered forced labour***. Moreover, unilateral trade preferences under the Union's General Scheme of Preferences ~~could~~***can*** be withdrawn for serious and systematic violations of ILO Convention No. 29 and ILO Convention No. 105.	ILO Convention No. 105. Moreover, unilateral ~~trade~~***tariff*** preferences under the Union's General Scheme of Preferences[1] could be withdrawn for serious and systematic violations of ILO Convention No. 29 and ILO Convention No. 105. ***1. Regulation (EU) No 978/2012 of the European Parliament and of the Council of 25 October 2012 applying a scheme of generalised tariff preferences and repealing Council Regulation (EC) No 732/2008, OJ L 303, 31.10.2012, p. 1-82.***		ILO Convention No. 105, ***whereas trade and gender provisions establish a gender lens that is essential for the economic empowerment of women in order to combat gendered forced labour***. Moreover, unilateral ~~trade~~***tariff*** preferences under the Union's General Scheme of Preferences ~~could~~***may*** be withdrawn for serious and systematic violations of ILO Convention No. 29 and ILO Convention No. 105. Text Origin: EP Mandate
Recital 6a					
G 15a		***(6a) Forced labour has a distinct impact on vulnerable and marginalised groups, such as children, women, migrants, refugees or indigenous peoples, and therefore an intersectional and gender sensitive approach is essential to combat forced labour effectively. This Regulation should therefore aim to achieve the objectives of the ILO Convention 182,***			***(6a) Forced labour has a distinct impact on vulnerable and marginalised groups, such as children, women, migrants, refugees or indigenous peoples, and therefore an intersectional and gender sensitive approach is essential to combat forced labour effectively. This Regulation is therefore expected to contribute to the objectives of relevant international*** G

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		Council of Europe Convention on Preventing and Combating Violence Against Women and Domestic Violence, the Beijing Declaration, the Global Compact for Safe, Orderly and Regular Migration, the Geneva Convention Relating to the Status of Refugees; the United Nations Declaration on the Rights of Indigenous Peoples, the ILO Convention 169, as well as other relevant international agreements and conventions.			***agreements and conventions, such as the ILO Convention 182, Council of Europe Convention on Preventing and Combating Violence Against Women and Domestic Violence, the Beijing Declaration, the Global Compact for Safe, Orderly and Regular Migration, the Geneva Convention Relating to the Status of Refugees; the United Nations Declaration on the Rights of Indigenous Peoples and the ILO Convention 169.*** Text Origin: EP Mandate
Recital 7					
G 16	(7) The Anti-trafficking Directive (Directive 2011/36/EU) of the European Parliament and of the Council[1] (the Anti-trafficking Directive) harmonises the definition of trafficking in human beings, including forced labour or services, and establishes minimum penalties. Any rules laid down concerning the prohibition of placing	(7) The Anti-trafficking Directive (Directive 2011/36/EU) of the European Parliament and of the Council[1] (the Anti-trafficking Directive) harmonises the definition of trafficking in human beings, including forced labour or services, and establishes minimum penalties. Any rules laid down concerning the prohibition of placing	(7) The Anti-trafficking Directive (Directive 2011/36/EU) of the European Parliament and of the Council[1] ~~*(the Anti-trafficking Directive)*~~ harmonises the definition of trafficking in human beings, including forced labour or services, and establishes ***rules on*** minimum penalties. Any rules laid down concerning the prohibition of		(7) The Anti-trafficking Directive (Directive 2011/36/EU) of the European Parliament and of the Council[1] ~~*(the Anti-trafficking Directive)*~~ harmonises the definition of trafficking in human beings, including forced labour or services, and establishes ***rules on*** minimum penalties. Any rules laid down concerning the prohibition of G

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	and making available on the Union market domestic or imported products made with forced labour, or exporting such products, and the obligation to ensure that such products are withdrawn from the Union market ('the prohibition'), should be without prejudice to that Directive, and in particular to the competence of law enforcement and judicial authorities to investigate and prosecute offences on trafficking in human beings, including labour exploitation. _____ 1. Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA, OJ L 101, 15.4.2011, p.1.	and making available on the Union market domestic or imported products made with forced labour, or exporting such products, and the obligation to ensure that such products are withdrawn from the Union market ('the prohibition'), should be without prejudice to that Directive, and in particular to the competence of law enforcement and judicial authorities to investigate and prosecute offences on trafficking in human beings, including labour exploitation. _____ 1. Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA, OJ L 101, 15.4.2011, p.1.	placing and making available on the Union market domestic or imported products made with forced labour, or exporting such products, and the obligation to ensure that such products are withdrawn from the Union market ('the prohibition'), should be without prejudice to that Directive, and in particular to the competence of law enforcement and judicial authorities to investigate and prosecute offences on trafficking in human beings, including labour exploitation. _____ 1. Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA, OJ L 101, 15.4.2011, p.1.		placing and making available on the Union market domestic or imported products made with forced labour, or exporting such products, and the obligation to ensure that such products are withdrawn from the Union market ('the prohibition'), should be without prejudice to that Directive, and in particular to the competence of law enforcement and judicial authorities to investigate and prosecute offences on trafficking in human beings, including labour exploitation. _____ 1. Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA, OJ L 101, 15.4.2011, p.1. Text Origin: Council Mandate
Recital 8					
17	(8) [In particular, Directive 20XX/XX/EU on Corporate Sustainability Due Diligence	(8) [In particular, Directive 20XX/XX/EU on Corporate Sustainability Due Diligence	(8) [In particular, Directive 20XX/XX/EU on Corporate Sustainability Due Diligence		

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	sets out horizontal due diligence obligations to identify, prevent, mitigate and account for actual and potential adverse impacts on human rights, including forced labour, and the environment in the company's own operations, its subsidiaries and in its value chains, in accordance with international human and labour rights standards and environmental conventions. Those obligations apply to large companies over a certain threshold in terms of number of employees and net turnover, and to smaller companies in high-impact sectors over a certain threshold in terms of number of employees and net turnover.[1]] 1. Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate Sustainability Due Diligence and amending Directive (EU) 2019/1937, OJ XX, XX.XX.20XX, p. XX.	sets out horizontal due diligence obligations ***for companies*** to identify, prevent, mitigate and account for actual and potential adverse impacts on human rights, including forced labour, and the environment ~~in~~***that they caused, contributed to or are directly linked to*** the company's own operations~~,~~ ***and*** its subsidiaries ~~and~~ in its value chains, in accordance with international human and labour rights standards and environmental conventions. ***That Directive also strengthens access to remedy for those affected by such impacts.*** Those obligations apply to large companies over a certain threshold in terms of number of employees and net turnover, and to smaller companies in high-impact sectors over a certain threshold in terms of number of employees and net turnover.~~1~~~~]~~[22] ***Consistency between that Directive and this Regulation should be ensured.*** [22] ***Directive 20XX/XX/EU of the European Parliament***	sets out horizontal due diligence obligations to identify, prevent~~,~~ ***and*** mitigate ~~*and account for actual and potential adverse impacts on human rights, including forced labour, and the environment*~~***as well as bring to an end and minimise the extend of potential and actual adverse impacts*** in the company's own operations, its subsidiaries and in its ~~*value chains, in accordance with*~~***chain of activities on human rights, including forced labour, and on the environment, interpreted in line with with*** international human and labour rights standards and environmental conventions. Those obligations apply to large companies over a certain threshold in terms of number of employees and net turnover, and to smaller companies in high-impact sectors over a certain threshold in terms of number of employees and net turnover.[1]] 1. Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate		

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		and of the Council on Corporate Sustainability Due Diligence and amending Directive (EU) 2019/1937, OJ XX, XX.XX.20XX, p. XX. ~~1. Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate Sustainability Due Diligence and amending Directive (EU) 2019/1937, OJ XX, XX.XX.20XX, p. XX.~~	Sustainability Due Diligence and amending Directive (EU) 2019/1937, OJ XX, XX.XX.20XX, p. XX.		
Recital 9					
18	(9) In addition, Regulation (EU) 2017/821 of the European Parliament and of the Council[1] requires Union importers of minerals falling under the scope of that Regulation to carry out due diligence obligations consistent with Annex II to the OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas, and the due diligence recommendations set out therein. [Regulation (EU) No XX/20XX concerning batteries and waste batteries contains obligations for	(9) In addition, Regulation (EU) 2017/821 of the European Parliament and of the Council[1] requires Union importers of minerals falling under the scope of that Regulation to carry out due diligence obligations consistent with Annex II to the OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas, and the due diligence recommendations set out therein. [Regulation (EU) No XX/20XX concerning batteries and waste batteries contains obligations for	(9) In addition, Regulation (EU) 2017/821 of the European Parliament and of the Council[1] requires Union importers of minerals ***or metals*** falling under the scope of that Regulation to carry out due diligence obligations consistent with Annex II to the OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas, and the due diligence recommendations set out therein. [Regulation (EU) ~~No XX/20XX concerning batteries and waste batteries~~***No 2023/1542 of***		(9) In addition, Regulation (EU) 2017/821 of the European Parliament and of the Council[1] requires Union importers of minerals ***or metals*** falling under the scope of that Regulation to carry out due diligence obligations consistent with Annex II to the OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas, and the due diligence recommendations set out therein. [Regulation (EU) ~~No XX/20XX concerning batteries and waste batteries~~***No 2023/1542 of***

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	economic operators to carry out due diligence in their supply chains, including with respect to labour rights.[2]] [Regulation (EU) XX/20XX on making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation[3] requires due diligence regarding the legal and deforestation free character of products and commodities within its scope, including with respect to human rights.] 1. Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas, OJ L 130, 19.5.2017, p. 1. 2. REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL concerning batteries and waste batteries, repealing Directive 2006/66/EC and amending Regulation (EU) No 20XX/XX, OJ XX, XX.XX.20XX, p. XX. 3. Regulation of the European Parliament and of the Council on the making available on the Union	economic operators to carry out due diligence in their supply chains, including with respect to labour rights.[2]] [Regulation (EU) XX/20XX on making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation[3] requires due diligence regarding the legal and deforestation free character of products and commodities within its scope, including with respect to human rights.] 1. Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas, OJ L 130, 19.5.2017, p. 1. 2. REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL concerning batteries and waste batteries, repealing Directive 2006/66/EC and amending Regulation (EU) No 20XX/XX, OJ XX, XX.XX.20XX, p. XX. 3. Regulation of the European Parliament and of the Council on the making available on the Union	***the European Parliament and of the Council***[2] contains obligations for economic operators to carry out due diligence in their supply chains, including with respect to labour rights.[2]] [Regulation (EU) ~~*XX/20XX on making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation*~~***2023/1115 of the European Parliament and of the Council***[3] requires due diligence regarding the legal and deforestation free character of products and commodities within its scope, including with respect to human rights.] 1. Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas, OJ L 130, 19.5.2017, p. 1. 2. ~~*REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL*~~***Regulation (EU) 2023/1542 of the European Parliament and of the Council of 12 July 2023*** concerning batteries and waste batteries,		***the European Parliament and of the Council***[2] contains obligations for economic operators to carry out due diligence in their supply chains, including with respect to labour rights.[2]] [Regulation (EU) ~~*XX/20XX on making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation*~~***2023/1115 of the European Parliament and of the Council***[3] requires due diligence regarding the legal and deforestation free character of products and commodities within its scope, including with respect to human rights.] 1. Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas, OJ L 130, 19.5.2017, p. 1. 2. ~~*REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL*~~***Regulation (EU) 2023/1542 of the European Parliament and of the Council of 12 July 2023*** concerning batteries and waste batteries,

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation and repealing Regulation (EU) No XXX/20XX, OJ XX, XX.XX.20XX, p. XX.	market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation and repealing Regulation (EU) No XXX/20XX, OJ XX, XX.XX.20XX, p. XX.	~~repealing~~***amending*** Directive ~~2006/66/EC and amending~~***2008/98/EC and*** Regulation (EU) ~~No 20XX/XX, OJ XX, XX.XX.20XX, p. XX~~***2019/1020 and repealing Directive 2006/66/EC, OJ L 191, 28.7.2023, p. 1-117***. 3. Regulation ***(EU) 2023/1115*** of the European Parliament and of the Council on ~~the~~ making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation and repealing Regulation (EU) ~~No XXX/20XX, OJ XX, XX.XX.20XX, p. XX~~***No 995/2010, OJ L 150, 9.6.2023, p. 206-247***.		~~repealing~~***amending*** Directive ~~2006/66/EC and amending~~***2008/98/EC and*** Regulation (EU) ~~No 20XX/XX, OJ XX, XX.XX.20XX, p. XX~~***2019/1020 and repealing Directive 2006/66/EC, OJ L 191, 28.7.2023, p. 1-117***. 3. Regulation ***(EU) 2023/1115*** of the European Parliament and of the Council on ~~the~~ making available on the Union market as well as export from the Union of certain commodities and products associated with deforestation and forest degradation and repealing Regulation (EU) ~~No XXX/20XX, OJ XX, XX.XX.20XX, p. XX~~***No 995/2010, OJ L 150, 9.6.2023, p. 206-247***. Text Origin: Council Mandate
Recital 10					
19	(10) Articles [XX] of Directive 2013/34/EU of the European Parliament and of the Council require Member States to ensure that certain economic operators annually publish non-financial statements in which they report on the impact of their activity on environmental, social and employee matters, respect for human rights, including regarding forced labour, anti-corruption and	(10) Articles [XX] of Directive 2013/34/EU of the European Parliament and of the Council require Member States to ensure that certain economic operators annually publish non-financial statements in which they report on the impact of their activity on environmental, social and employee matters, respect for human rights, including regarding forced labour, anti-corruption and	(10) ~~Articles [XX]~~***Article 19a*** of Directive 2013/34/EU of the European Parliament and of the Council ~~require~~***in its version of 21 November 2021 requires*** Member States to ensure that certain economic operators annually publish non-financial statements in which they report on the impact of their activity on environmental, social and employee matters, respect for human rights,		(10) ~~Articles [XX]~~***Article 19a*** of Directive 2013/34/EU of the European Parliament and of the Council ~~require~~***in its version of 21 November 2021 requires*** Member States to ensure that certain economic operators annually publish non-financial statements in which they report on the impact of their activity on environmental, social and employee matters, respect for human rights,

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	bribery matters.[1] [Furthermore, Directive 20XX/XX/EU on Corporate Sustainability Reporting puts forward detailed reporting requirements for covered companies regarding the respect of human rights, including in global supply chains. The information that undertakings disclose about human rights should include, where relevant, information about forced labour in their value chains.[2]] 1. Directive 2013/34/EU as regards disclosure of non-financial and diversity information by certain large undertakings and groups, OJ 2. Directive 20XX/XX/EU of the European Parliament and of the Council amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting, OJ XX, XX.XX.20XX, p. XX.	bribery matters.~~1~~[26] [Furthermore, Directive 20XX/XX/EU on Corporate Sustainability Reporting puts forward detailed reporting requirements for covered companies regarding the respect of human rights, including in global supply chains. The information that undertakings disclose about human rights should include, where relevant, information about forced labour in their ~~value~~**supply** chains.~~2~~[27]] **[26] Directive 2013/34/EU as regards disclosure of non-financial and diversity information by certain large undertakings and groups, OJ** **[27] Directive 20XX/XX/EU of the European Parliament and of the Council amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting, OJ XX, XX.XX.20XX, p. XX.** ~~1. Directive 2013/34/EU as regards disclosure of non-financial and diversity information by~~	including regarding forced labour, anti-corruption and bribery matters.[1] ~~/~~Furthermore, Directive ~~20XX/XX/EU~~**(EU) 2022/2464 of the European Parliament and of the Council** on Corporate Sustainability Reporting ~~puts forward~~**amended that requirement by introducing** detailed reporting requirements for covered companies regarding the respect of human rights, including in global supply chains. The information that undertakings disclose about human rights should include, where relevant, information about forced labour in their value chains.[2]~~]~~ 1. Directive 2013/34/EU as regards disclosure of non-financial and diversity information by certain large undertakings and groups, OJ 2. Directive 20XX/XX/EU of the European Parliament and of the Council amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and ~~Regulation~~ **Regulation 2014/537/EU**(EU) No 537/2014, as regards corporate sustainability reporting, OJ XX, XX.XX.20XX, p. XX **L 322, 16.12.2022, p. 15**.		including regarding forced labour, anti-corruption and bribery matters.[1] ~~/~~Furthermore, Directive ~~20XX/XX/EU~~**(EU) 2022/2464 of the European Parliament and of the Council** on Corporate Sustainability Reporting ~~puts forward~~**amended that requirement by introducing** detailed reporting requirements for covered companies regarding the respect of human rights, including in global supply chains. The information that undertakings disclose about human rights should include, where relevant, information about forced labour in their value chains.[2]~~]~~ 1. Directive 2013/34/EU as regards disclosure of non-financial and diversity information by certain large undertakings and groups, OJ 2. Directive 20XX/XX/EU of the European Parliament and of the Council amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and ~~Regulation~~ **Regulation 2014/537/EU**(EU) No 537/2014, as regards corporate sustainability reporting, OJ XX, XX.XX.20XX, p. XX **L 322, 16.12.2022, p. 15**. Text Origin: Council

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		~~certain large undertakings and groups, OJ 2. Directive 20XX/XX/EU of the European Parliament and of the Council amending Directive 2013/34/EU, Directive 2004/109/EC, Directive 2006/43/EC and Regulation (EU) No 537/2014, as regards corporate sustainability reporting, OJ XX, XX.XX.20XX, p. XX.~~			Mandate
Recital 10a					
19a		***(10a) As a member of the World Trade Organisation (WTO), the Union is committed to promoting a rules-based, open, multilateral trading system. Any measures introduced by the Union that affect trade should be WTO compliant. Furthermore, all measures introduced by the Union that affect trade should take into account the possible response of the Union's trade partners and ensure that the enforcement of the measure is not perceived as a unilateral, protectionist measure.***			***(10a) As a member of the World Trade Organisation (WTO), the Union is committed to promoting a rules-based, open, multilateral trading system. Any measures introduced by the Union that affect trade should be WTO compliant.*** Text Origin: EP Mandate
Recital 11					
20	(11) In July 2021, the	(11) In July 2021, the	(11) In July 2021, the		(11) In July 2021, the

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	Commission and the European External Action Service published guidance to assist Union businesses in taking appropriate measures to address the risk of forced labour in their operations and supply chains.[1] _____ 1. Guidance on due diligence for EU businesses to address the risk of forced labour in their operations and supply chains.	Commission and the European External Action Service published guidance to assist Union businesses in taking appropriate measures to address the risk of forced labour in their operations and supply chains.[1] _____ 1. Guidance on due diligence for EU businesses to address the risk of forced labour in their operations and supply chains.	Commission and the European External Action Service published guidance to assist Union businesses in taking appropriate measures to address the risk of forced labour in their operations and supply chains.[1] _____ 1. Guidance on due diligence for EU businesses to address the risk of forced labour in their operations and supply chains.		Commission and the European External Action Service published guidance to assist Union businesses in taking appropriate measures to address the risk of forced labour in their operations and supply chains.[1] _____ 1. Guidance on due diligence for EU businesses to address the risk of forced labour in their operations and supply chains. Text Origin: Commission Proposal
Recital 12					
G 21	(12) As recognised in the Commission's Communication on decent work worldwide[1], notwithstanding the current policies and legislative framework, further action is needed to achieve the objectives of eliminating forced-labour products from the Union market and, hence, further contributing to the fight against forced labour worldwide. _____ 1. Communication 23 March 2022 from the Commission to the European Parliament, the Council and the European Economic and	(12) As recognised in the Commission's Communication on decent work worldwide[1], notwithstanding the current policies and legislative framework, further action is needed to achieve the objectives of eliminating forced-labour products from the Union market and, hence, further contributing to the fight against forced labour worldwide. _____ 1. Communication 23 March 2022 from the Commission to the European Parliament, the Council and the European Economic and	(12) As recognised in the Commission's Communication on decent work worldwide[1], notwithstanding the current policies and legislative framework, further action is needed to achieve the objectives of eliminating forced-labour products from the Union market and, hence, further contributing to the fight against forced labour worldwide. _____ 1. Communication 23 March 2022 from the Commission to the European Parliament, the Council and the European Economic and		(12) As recognised in the Commission's Communication on decent work worldwide[1], notwithstanding the current policies and legislative framework, further action is needed to achieve the objectives of eliminating forced-labour products from the Union market and, hence, further contributing to the fight against forced labour worldwide. _____ 1. Communication 23 March 2022 from the Commission to the European Parliament, the Council and the European Economic and G

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	Social Committee on decent work worldwide for a global just transition and a sustainable recovery (COM(2022) 66 final).	Social Committee on decent work worldwide for a global just transition and a sustainable recovery (COM(2022) 66 final).	Social Committee on decent work worldwide for a global just transition and a sustainable recovery (COM(2022) 66 final).		Social Committee on decent work worldwide for a global just transition and a sustainable recovery (COM(2022) 66 final). Text Origin: Commission Proposal
Recital 12a					
G 21a		***(12a) Promoting decent work and a human-centred future of work ensuring the respect of fundamental principles and human rights, promoting social dialogue as well as the ratification and effective implementation of relevant ILO conventions and protocols, strengthening responsible management in global supply chains and access to social protection are core priorities of the Union as enshrined in the EU Action Plan on Human Rights and Democracy 2020-2024.***			***(12a) Promoting decent work and a human-centred future of work ensuring the respect of fundamental principles and human rights, promoting social dialogue as well as the ratification and effective implementation of relevant ILO conventions and protocols, strengthening responsible management in global supply chains and access to social protection are core priorities of the Union as enshrined in the EU Action Plan on Human Rights and Democracy 2020-2024.*** Text Origin: EP Mandate
Recital 13					
G 22	(13) The European Parliament in its resolutions	(13) The European Parliament in its resolutions	(13) The European Parliament in its resolutions		(13) The European Parliament in its resolutions

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	strongly condemned forced labour and called for a ban on products made with forced labour.[1] It is therefore a matter of public moral concern that products made with forced labour could be available on the Union market or exported to third countries without an effective mechanism to ban or withdraw such products. _____ 1. See Resolutions: MOTION FOR A RESOLUTION on a new trade instrument to ban products made by forced labour (europa.eu), Texts adopted - Forced labour and the situation of the Uyghurs in the Xinjiang Uyghur Autonomous Region - Thursday, 17 December 2020 (europa.eu), Texts adopted - Forced labour in the Linglong factory and environmental protests in Serbia - Thursday, 16 December 2021 (europa.eu).	strongly condemned forced labour and called for a ban on products made with forced labour.[1] It is therefore a matter of public moral concern that products made with forced labour could be available on the Union market or exported to third countries without an effective mechanism to ban or withdraw such products. _____ 1. See Resolutions: MOTION FOR A RESOLUTION on a new trade instrument to ban products made by forced labour (europa.eu), Texts adopted - Forced labour and the situation of the Uyghurs in the Xinjiang Uyghur Autonomous Region - Thursday, 17 December 2020 (europa.eu), Texts adopted - Forced labour in the Linglong factory and environmental protests in Serbia - Thursday, 16 December 2021 (europa.eu).	strongly condemned forced labour and called for a ban on products made with forced labour.[1] It is therefore a matter of public moral concern that products made with forced labour could be available on the Union market or exported to third countries without an effective mechanism to ban or withdraw such products. _____ 1. See Resolutions: MOTION FOR A RESOLUTION on a new trade instrument to ban products made by forced labour (europa.eu), Texts adopted - Forced labour and the situation of the Uyghurs in the Xinjiang Uyghur Autonomous Region - Thursday, 17 December 2020 (europa.eu), Texts adopted - Forced labour in the Linglong factory and environmental protests in Serbia - Thursday, 16 December 2021 (europa.eu).		strongly condemned forced labour and called for a ban on products made with forced labour.[1] It is therefore a matter of public moral concern that products made with forced labour could be available on the Union market or exported to third countries without an effective mechanism to ban or withdraw such products. _____ 1. See Resolutions: MOTION FOR A RESOLUTION on a new trade instrument to ban products made by forced labour (europa.eu), Texts adopted - Forced labour and the situation of the Uyghurs in the Xinjiang Uyghur Autonomous Region - Thursday, 17 December 2020 (europa.eu), Texts adopted - Forced labour in the Linglong factory and environmental protests in Serbia - Thursday, 16 December 2021 (europa.eu). Text Origin: Commission Proposal
Recital 14					
G 23	(14) To complete the Union legislative and policy framework on forced labour, the placing and making available on the Union market products made with forced labour or exporting	(14) To complete the Union legislative and policy framework on forced labour, the placing and making available on the Union market products made with forced labour or exporting	(14) To complete the Union legislative and policy framework on forced labour, the placing and making available on the Union market products made with forced labour or exporting		(14) To complete the Union legislative and policy framework on forced labour, the placing and making available on the Union market products made with forced labour or exporting G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	domestically produced or imported products made with forced labour should be prohibited and it should be ensured that those products are withdrawn from the Union market.	domestically produced or imported products made with forced labour should be prohibited and it should be ensured that those products are withdrawn from the Union market.	domestically produced or imported products made with forced labour should be prohibited and it should be ensured that those products are withdrawn from the Union market.		domestically produced or imported products made with forced labour should be prohibited and it should be ensured that those products are withdrawn from the Union market. Text Origin: Commission Proposal
Recital 15					
G 24	(15) Currently there is no Union legislation that empowers Member States' authorities to directly detain, seize, or order the withdrawal of a product on the basis of a finding that it was made, whether in whole or in part, with forced labour.	(15) Currently there is no Union legislation that empowers Member States' authorities to directly detain, seize, or order the withdrawal of a product on the basis of a finding that it was made, whether in whole or in part, with forced labour.	(15) Currently there is no Union legislation that empowers Member States' authorities to directly detain, seize, or order the withdrawal of a product on the basis of a finding that it was made, whether in whole or in part, with forced labour.		(15) Currently there is no Union legislation that empowers Member States' authorities to directly detain, seize, or order the withdrawal of a product on the basis of a finding that it was made, whether in whole or in part, with forced labour. Text Origin: Commission Proposal
Recital 16					
G 25	(16) In order to ensure the effectiveness of the prohibition, such prohibition should apply to products for which forced labour has been used at any stage of their production,	(16) In order to ensure the effectiveness of the prohibition, such prohibition should apply to products for which forced labour has been used at any stage of their production,	(16) In order to ensure the effectiveness of the prohibition, such prohibition should apply to products for which forced labour has been used at any stage of their production,		(16) In order to ensure the effectiveness of the prohibition, such prohibition should apply to products for which forced labour has been used at any stage of their production,

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	manufacture, harvest and extraction, including working or processing related to the products. The prohibition should apply to all products, of any type, including their components, and should apply to products regardless of the sector, the origin, whether they are domestic or imported, or placed or made available on the Union market or exported.	manufacture, harvest and extraction, including working or processing related to the products. The prohibition should apply to all products, of any type, including their components, and should apply to products regardless of the sector, the origin, whether they are domestic or imported, or placed or made available on the Union market or exported.	manufacture, harvest and extraction, including working or processing related to the products. The prohibition should apply to all products, of any type, including their components, and should apply to products regardless of the sector, the origin, whether they are domestic or imported, or placed or made available on the Union market or exported. ***This Regulation should not apply to the activities of a natural or legal person or association of persons domiciled in the European Union that provides transport services unless that person or association can be qualified as an economic operator as defined pursuant to this Regulation.***		manufacture, harvest and extraction, including working or processing related to the products. The prohibition should apply to all products, of any type, including their components, and should apply to products regardless of the sector, the origin, whether they are domestic or imported, or placed or made available on the Union market or exported. ***This Regulation should not apply to the provision of transport services.*** Text Origin: Council Mandate
Recital 17					
R 26	(17) The prohibition should contribute to the international efforts to abolish forced labour. The definition of 'forced labour' should therefore be aligned with the definition laid down in ILO Convention No. 29.	(17) ***The market ban, which enables*** the prohibition ***of import and export of products and services made with forced labour,*** should contribute to the international efforts to abolish forced labour. The	(17) The prohibition should contribute to the international efforts to abolish forced labour. The definition of 'forced labour' should therefore be aligned with the definition laid down in ILO Convention No. 29.		R

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	The definition of 'forced labour applied by state authorities' should be aligned with ILO Convention No. 105, which prohibits specifically the use of forced labour as punishment for the expression of political views, for the purposes of economic development, as a means of labour discipline, as a punishment for participation in strikes, or as a means of racial, religious or other discrimination.[1] _____ 1. What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein.	definition of 'forced labour' should therefore be aligned with the definition laid down in ILO Convention No. 29. The definition of 'forced labour applied by state authorities' should be aligned with ILO Convention No. 105, which prohibits specifically the use of forced labour as punishment for the expression of political views, for the purposes of economic development, as a means of labour discipline, as a punishment for participation in strikes, or as a means of racial, religious or other discrimination[31]. ***Article 3(a) of ILO Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour refers to all forms of slavery or practices similar to slavery, such as the sale and trafficking of children, debt bondage and serfdom and forced or compulsory labour, including forced or compulsory recruitment of children for use in armed conflict. The UN***	~~*The definition of 'forced labour applied by state authorities' should be aligned with ILO Convention No. 105,*~~ ***stating that forced or compulsory labour means all work or service which is exacted from any person under the menace of any penalty and for which the said person has not offered himself voluntarily, with the exclusion of (a) any work or service exacted in virtue of compulsory military service laws for work of a purely military character; (b) any work or service*** which ~~*prohibits specifically the use of forced labour as punishment for the expression of political views, for the purposes of economic development*~~***forms part of the normal civic obligations of the citizens of a fully self-governing country; (c) any work or service exacted from any person as a consequence of a conviction in a court of law, provided that the said work or service is carried out under the supervision and control of a public authority and that the said person is not hired to or placed at the disposal***		

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		Convention on the Rights of Persons With Disabilities prohibits exposing persons with disabilities to forced labour and requires that persons with disabilities are protected, on an equal basis with others, from forced or compulsory labour. The principle of equal treatment should also apply in sheltered workshops. Where products or services originating from geographic areas, production sites or economic activities in certain sectors in specific areas with systematic and wide spread forced labour practices listed in the database under Article 11 of this Regulation, competent authorities should presume that they were manufactured or provided using forced labour. In such cases, it should be the responsibility of the economic operator to demonstrate that its product or service was manufactured or provided without using forced labour, and that, in case of a decision under Article 6(4), any use of forced	***of private individuals, companies or associations; (d) any work or service exacted in cases of emergency, that is to say, in the event of war or of a calamity or threatened calamity, such as fire, flood, famine, earthquake, violent epidemic or epizootic diseases, invasion by animal, insect or vegetable pests, and in general any circumstance that would endanger the existence or the well-being of the whole or part of the population; (e) minor communal services of a kind which, being performed by the members of the community in the direct interest of the said community, can therefore be considered as normal civic obligations incumbent upon the members of the community, provided that the members of the community or their direct representatives shall have the right to be consulted in regard to the need for such services*** ~~***as a means of labour discipline, as a punishment for participation in strikes, or as a means of racial, religious***~~		

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		labour was remediated. In all cases, competent authorities should ensure that the burden of proof is not disproportionately high. The Commission, after engaging with relevant experts, including from the ILO, OECD, EEAS, social partners and civil society, should engage in the efforts to bring to an end forced labour by providing, in the database under Article 11 of this Regulation, regularly updated information on forced labour risks in specific geographic areas, production sites and economic activities in certain sectors in specific areas. The database should be clear and transparent in order to enable economic operators, and in particular SMEs and micro-enterprises, to use the data for their due diligence. Such data should be freely and easily accessible to the public, in a format also accessible to persons with disabilities and in all working languages of the Union.	~~*or other discrimination*~~.[1] ~~*1. What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein.*~~		
		[31] What is forced labour,			

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		modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein. ~~*1. What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein.*~~			
Recital 17a					
R 26a		***(17a) Based on the definition of forced labour specified in ILO Convention No. 29 and used in this Regulation, the 'ILO Indicators of Forced Labour' and the 'Hard to See, Harder to Count' ILO guidelines represent the most common signs that point to the possible existence of a forced labour case and should be taken into account when enforcing the prohibition. However, these indicators may be insufficient for the identification of forced labour imposed by state authorities. These practices***	***(17a) In the same line, the definition of 'forced labour applied by state authorities' should be aligned with the notion as found in ILO Convention No. 105, which prohibits specifically the use of forced labour or compulsory labour as a means of political coercion or education or as punishment for the expression of political views or views ideologically opposed to the established political, social or economic system, as a method of mobilising and using it for the purposes of economic development, as a means of***		***(17a) Based on the definition of forced labour specified in ILO Convention No. 29 and used in this Regulation, the 'ILO Indicators of Forced Labour' and the 'Hard to See, Harder to Count' ILO guidelines represent the most common signs that point to the possible existence of a forced labour case and should be taken into account when enforcing the prohibition. However, these indicators may be insufficient for the identification of forced labour imposed by state authorities. These practices*** R

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		of forced labour are based on systemic and global coercive policies that require additional, specifically designed indicators.	***labour discipline, as a punishment for having participated in strikes, or as a means of racial, social, national or religious discrimination.[1]*** ***1. What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein.*** Second sentence of Recital 17 with amendments		***of forced labour are based on systemic and global coercive policies that require additional, specifically designed indicators.*** ***(17aa) In the same line, the definition of 'forced labour applied by state authorities' should be aligned with the notion as found in ILO Convention No. 105, which prohibits specifically the use of forced labour or compulsory labour as a means of political coercion or education or as punishment for the expression of political views or views ideologically opposed to the established political, social or economic system, as a method of mobilising and using it for the purposes of economic development, as a means of labour discipline, as a punishment for having participated in strikes, or as a means of racial, social, national or religious discrimination.[1]*** ***1. What is forced labour, modern slavery and human trafficking (Forced labour, modern slavery***

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					and human trafficking) (ilo.org) and the ILO Conventions No. 29 and No. 105 referred therein. Text Origin: EP Mandate
Recital 17b					
26b			***(17b) Distance selling, including online selling, should also fall within the scope of this Regulation. In the case of a product offered for sale online or through other means of distance sales, the product should be considered to have been made available on the market if the offer for sale is targeted at [end-users] in the Union. In line with the applicable Union rules on private international law, a case-by-case analysis should be carried out in order to establish whether an offer is targeted at [end-users] in the Union. An offer for sale should be considered to be targeted at [end-users] in the Union if the relevant economic operator directs, by any means, its activities to a Member State. For the case-by-case analyses, relevant factors, such as the***		

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			geographical areas to which dispatch is possible, the languages available, used for the offer or for ordering, means of payment, the use of currency of the Member State or a domain name registered in one of the Member States should be taken into consideration. In the case of online sales, the mere fact that the economic operators' or the providers of online marketplaces' interface is accessible in the Member State in which the [end-user] is established or domiciled is insufficient. The fact that the product offered for sale online or through other means of distance sales is considered to have been made available on the market if the offer for sale is targeted at end-users in the Union should be without prejudice to rules regarding products entering or leaving the Union market.		
Recital 17c					
26c			***(17c) Intermediary services, in particular online platforms have***		

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			become increasingly used for the sale of products. In this regards, information related to the advertising, promotion and sale of products contravening the prohibition established in this Regulation should be considered illegal content within the meaning of article 3(h) of Regulation (EU) 2022/2065 of the European Parliament and of the Council of 19 October 2022 on a Single Market For Digital Services and amending Directive 2000/31/EC (Digital Services Act) and should be subject to the obligations and measures under that Regulation.		
Recital 17d					
Y	26d		***(17d) The application of the rules in this Regulation regarding distance sales is without prejudice to the rules on products entering or leaving the Union.***		Y
Recital 17b					
G	26e	(19) The competent	(~~19~~***18***) The competent	(~~19~~***EP19***) The competent	(~~19~~***18***) ***The Commission*** G

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	authorities of the Member States should monitor the market to identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, value chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings in such a way as to avoid jeopardising investigations by such authorities. Moved reference text		authorities of the Member States should monitor the market to identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, ~~value~~***supply*** chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings in such a way as to avoid jeopardising investigations by such authorities. Moved from row 28 [28 - 26e]	authorities of the Member States should monitor the market to identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient ***human and financial*** resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, ~~value~~***labour rights, gender equality, supply*** chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings in such a way as to avoid jeopardising investigations by such authorities.	***and*** the competent authorities of the Member States should ~~*monitor the market to*~~ identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient ***human and financial*** resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, ~~value~~***labour rights, gender equality, supply*** chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings in such a way as to avoid jeopardising investigations by such authorities. ***(19a) In order to ensure the effective implementation of its tasks under the Regulation, in particular to carry out investigations, the Commission has the***

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					possibility to request the assistance of other Union bodies, offices or agencies with an appropriate mandate. These tasks could include: processing submissions of information, supporting the allocation of investigations, conducting the preliminary investigations and investigations, facilitating cooperation with and among authorities of Member States, facilitating international cooperation, supporting the development of support tools and, if appropriate, supporting implementation by customs and supporting the Commission in preparing decisions to ban products. This is without prejudice to the Commission's task in its role as competent authority to take the decisions to prohibit the placing on the market of products in cases. The Commission in its role as competent authority exercises its powers impartially, transparently and with due respect for obligations of professional secrecy and should have the necessary expertise. The

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					Commission should have the means to finance the necessary staff and related costs to carry out the tasks entrusted to it under the Regulation and build the required expertise. Text Origin: Auxiliary 1
Recital 17c					
26f	(44) To ensure effective enforcement of the prohibition, it is necessary to establish a network aimed at structured coordination and cooperation between the competent authorities of the Member States and, where appropriate, experts from customs authorities, and the Commission. That network should also aim at streamlining the practices of the competent authorities within the Union that facilitate the implementation of joint enforcement activities by Member States, including joint investigations. That administrative support structure should allow the pooling of resources and		(~~44~~***19***) To ensure effective enforcement of the prohibition, it is necessary to establish a network aimed at structured coordination and cooperation between the competent authorities of the Member States and, where appropriate, experts from customs authorities, and the Commission. That network should also aim at streamlining the practices of the competent authorities within the Union ~~*that facilitate the implementation of joint*~~***on cross-border investigations and*** enforcement activities ~~*by Member States, including joint investigations*~~. That administrative support structure should allow the	(~~44~~***EP44***) To ensure effective enforcement of the prohibition, it is necessary to establish a network***, coordinated by the Commission,*** aimed at structured coordination and cooperation between the ***Commission, the*** competent authorities of the Member States and, where appropriate, experts from customs authorities~~*, and the Commission*~~. That network should also aim at streamlining the practices of the competent authorities within the Union that facilitate the implementation of joint enforcement activities by Member States, including joint investigations***, facilitate***	(~~44~~***19***) ~~*To ensure effective enforcement of the prohibition, it is necessary to establish a network aimed at structured coordination and cooperation between the competent authorities of the Member States and, where appropriate, experts from customs*~~ ***(19a) Competent authorities and the Commission should be guided by the principle of proportionality when implementing this Regulation. Competent*** authorities~~,~~ and the Commission~~. That network~~ should ~~*also aim at streamlining the practices of the competent authorities within the Union that facilitate the implementation*~~

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	maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition. Moved reference text		pooling of resources and maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition. ***Where the tasks of the network relate to customs, they shall be carried out in accordance with the Union Customs Code.*** Moved from row 53 [53 - 26f]	***capacity building activities, such as the organisation of training programmes for competent authorities and other relevant stakeholders, promote exchanges of personnel between competent authorities and, where appropriate, with the authorities of partner third countries or with international organisations, assist in the organisation of information campaigns and voluntary mutual visit programmes between competent authorities, involve and facilitate the diplomatic representations of the Union to assist in the information gathering efforts of this Regulation. The*** ~~*That*~~ administrative support structure ***to be provided by the Commission*** should allow the pooling of resources and maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition. ***(44a) The Commission should ensure the effective***	~~*of joint enforcement activities by Member States, including joint investigations. That administrative support structure should allow the pooling of resources and maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition*~~***ensure, in particular, that all the measures and actions carried out during the preliminary investigation and the investigation and set out in the decision are suitable and necessary to achieve the desired purpose and do not impose a burden on economic operators that is excessive in relation to the objective sought***.

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				and uniform application of this Regulation and to that effect support and encourage cooperation between enforcement authorities through the Network.	
Recital 17d					
26g	(23) In order to ensure cooperation among competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where necessary, on whether economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. Moved reference text		(~~23~~***20***) In order to ensure cooperation among competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where necessary, on whether economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. ***For the same purposes, and where appropriate, competent***	(~~23~~***EP23***) In order to ensure cooperation among ***the Commission and*** competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where necessary, on whether economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. ***When requesting information from economic***	(~~23~~***20***) In order to ensure cooperation among ***the Commission and*** competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where necessary, on whether economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. ***When requesting information from economic***

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			authorities designated under this Regulation should inform other relevant authorities, such as Market Surveillance authorities, of their actions and decisions. Moved from row 32 [32 - 26g]	***operators, competent authorities should whenever possible follow the Commission's once-only principle, through increased cooperation and dialogue between authorities who are engaged in overseeing product regulation.*** ***(23a) Considering the robust amount of evidence available regarding forced labour cases, in particular products, regions or sectors, competent authorities should, after a risk-assessment, focus their investigations on situations that present a higher risk of use of forced labour and that have an increased societal and economic impact, due to the large dimension of economic operators or their presence in a large number of supply chains.*** ***(23b) In order to ensure consistency in the actions and decisions by competent authorities, the Commission should closely coordinate with competent authorities.***	***operators, competent authorities should whenever possible follow the Commission's once-only principle, through increased cooperation and dialogue between authorities who are engaged in overseeing product regulation. For the same purposes, and where appropriate, competent authorities designated under this Regulation should inform other relevant authorities, such as Market Surveillance authorities, of their actions and decisions.*** Text Origin: Commission Proposal
Recital 17e					

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
G	26h	(39) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs authorities and the Commission. Moved reference text		(~~39~~21) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs authorities and the Commission. Moved from row 48 [48 - 26h]	(~~39~~EP39) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs authorities and the Commission. ***This cooperation should be coordinated by the Commission.***	(~~39~~21) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs authorities and the Commission. ***This cooperation should be supported by the Commission.*** Text Origin: Auxiliary 1
	Recital 17f				
G	26i	(40) For the collection, processing and storage of information, in a structured form, on issues relating to the enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective duties under this Regulation.		(~~40~~22) For the collection, processing and storage of information, in a structured form, on issues relating to the ***investigations, decision-making process, and*** enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective duties under this Regulation.	(~~40~~EP40) For the collection, processing and storage of information, in a structured form, on issues relating to the enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective duties under this Regulation.	(~~40~~22) For the collection, processing and storage of information, in a structured form, on issues relating to the ***investigations, decision-making process, and*** enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective

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	Moved reference text		duties under this Regulation. Moved from row 49 [49 - 26i]		duties under this Regulation. ***It is also possible for competent authorities to use other existing communication systems with other authorities within their own Member State, as long as this does not affect the obligation of using ICSMS for the purposes of implementing and enforcing this Regulation.***
Recital 17g					
G 26j	(41) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission Implementing Regulation		(~~41~~***23***) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission Implementing Regulation	(~~41~~***EP41***) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission	(~~41~~***23***) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission Implementing Regulation G

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	(EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information should therefore be extracted		(EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information should therefore be extracted	Implementing Regulation (EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information	(EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information should therefore be extracted

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	and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. _____ 1. Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code, OJ L 343, 29.12.2015, p. 558. Moved reference text		and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. _____ 1. ***[1]*** Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code, OJ L 343, 29.12.2015, p. 558. Moved from row 50 [50 - 26j]	should therefore be extracted and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. ***1. Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code, OJ L 343, 29.12.2015, p. 558.*** _____ ~~*1. Commission Implementing*~~	and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. _____ 1. ***[1]*** Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code, OJ L 343, 29.12.2015, p. 558. Text Origin: Council Mandate

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				~~*Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code, OJ L 343, 29.12.2015, p. 558.*~~	
Recital 17h					
G 26k			***(23a) The Commission should set up a database, calling on external expertise if needed to provide a publicly available database with indicative, non-exhaustive, verifiable and regularly updated information about forced labour risks in specific geographic areas or with respect to specific products. The database shall prioritise the identification of widespread and severe forced labour risks. The database will support the work of competent authorities in assessing possible violations of the prohibition and will facilitate that economic operators identify possible forced labour risks in their supply chains***		***(23a) The Commission should establish an indicative and non-exhaustive database of forced labour risks to support the work of competent authorities in assessing possible violations of the prohibition and help economic operators identify possible forced labour risks in their supply chains. The Commission may resort to external expertise to develop the database. The database should identify forced labour risks in specific geographic areas or with respect to specific products or product groups, with special focus on widespread and severe forced labour risks, based on reliable and verifiable information from international, institutional,*** G

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					research or academic organisations, in particular the International Labour Organisation and the United Nations Organisation. The database should be made publicly available through the Forced Labour Single Portal. Where there is reliable and verifiable evidence that products produced by specific economic sectors in specific geographic areas present a high risk of having been made with forced labour imposed by state authorities, those sectors in those areas should be identified in the database established under this Regulation.
Recital 18					
27	(18) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue guidelines on due diligence in relation to	(18) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue ***thorough*** guidelines on due diligence	Moved to row 32c [27 - 32c]		

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	forced labour, which should take into account also the size and economic resources of economic operators. In addition, the Commission should issue guidelines on forced-labour risk indicators and on publicly available information in order to help SMEs, as well as other economic operators, to comply with the requirements of the prohibition.	in relation to forced labour, which should take into account also the size and economic resources of economic operators. In addition, the Commission should issue ***clear*** guidelines on forced-labour risk indicators***, including how to identify them, which should be based on independent and verifiable*** ~~*and on publicly available*~~ information***, including reports from international organisations, in particular the International Labour Organization, whose 'Hard to see, harder to count' guidelines are the current gold-standard for identification of forced labour*** ~~*in order to help SMEs, as well as other economic operators, to comply with the requirements of the prohibition*~~.			
Recital 18a					
27a		***(18a) The Commission should also issue guidelines on how to engage in dialogue with competent authorities in order to help***			

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		economic operators, and in particular SMEs, as well as other stakeholders, to comply with the requirements of the prohibition. Furthermore, the Commission should also issue guidelines to assist any person or association in submitting information.			
Recital 18b					
27b		***(18b) Taking into account the variety of Union law dealing with forced labour issues, the Commission should provide additional guidance for economic operators, in particular SMEs, on how to apply the different obligations stemming from Union law. The Commission should also, where appropriate, prevent unnecessary administrative burdens on SMEs. In addition, the Commission should develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the SMEs. Those measures shall include a***			

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		one-stop shop for all matters related to the application of this Regulation and support to multi-stakeholder initiatives.			
Recital 19					
28	(19) The competent authorities of the Member States should monitor the market to identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, value chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings in such a way as to avoid jeopardising investigations by such authorities.	(19) The competent authorities of the Member States should monitor the market to identify violations of the prohibition. In appointing those competent authorities, Member States should ensure that those authorities have sufficient ***human and financial*** resources and that their staff has the necessary competences and knowledge, especially with regard to human rights, ~~value~~***labour rights, gender equality, supply*** chain management and due diligence processes. Competent authorities should closely coordinate with national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings	Moved to row 26e [28 - 26e]		

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		in such a way as to avoid jeopardising investigations by such authorities.			
Recital 20					
29	(20) In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify, mitigate, prevent and bring to an end the risk of forced labour.	(20) In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify, mitigate, prevent and bring to an end the risk of forced labour.	Moved to row 33a [29 - 33a]		
Recital 21					
30	(21) When identifying potential violations of the prohibition, the competent authorities should follow a risk-based approach and assess all information available to them. Competent authorities should initiate an investigation where, based on their assessment of all available information, they establish that there is a substantiated concern of a violation of the prohibition.	(21) When identifying potential violations of the prohibition, the ***Commission or the*** competent authorities should follow a risk-based approach and assess all information available to them. ***In order to implement the risk-based approach in the prioritisation of their investigations, the Commission and competent authorities should take into account the size and economic resources of the economic operator, and in particular if this operator is***	Moved to row 32k [30 - 32k]		

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		a micro, small or medium-sized enterprise, the share of forced labour components in the final product, the quantity of products concerned, the scale of suspected forced labour, and whether forced labour imposed by state authorities could be a concern. They should also take into account if the economic operator is under the scope of Directive XXX [CSDD] and has to perform mandatory due diligence. The Commission or competent authorities should initiate an investigation where, based on their assessment of all available information, ***or on the basis of any other facts available where it was not possible to gather information and evidence,*** they establish that there is a substantiated concern of a violation of the prohibition. ***Before initiating an investigation, competent authorities should be able to request additional information from economic operators under assessment but also from other relevant stakeholders, including the persons or***			

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		associations having submitted relevant information to competent authorities and any other stakeholder working on the products or regions related to the assessment, as well as from diplomatic representations of the Union in relevant third countries. Competent authorities should be able to opt for not requesting additional information from economic operators if they assess that this could lead to an attempt by those economic operators to hide a situation of forced labour and thus endanger the investigation.			
Recital 22					
31	(22) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent or bring to an end risks of forced labour in their operations and value chains with respect to the products under assessment. Carrying out	(22) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent ~~*or*~~, bring to an end risks of forced labour ***or remediate forced labour cases*** in their operations and ~~*value*~~***supply*** chains with respect to the	Moved to row 33b [31 - 33b]		

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	such due diligence in relation to forced labour should help the economic operator to be at a lower risk of having forced labour in its operations and value chains. Appropriate due diligence means that forced labour issues in the value chain have been identified and addressed in accordance with relevant Union legislation and international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, no investigation should be initiated.	products under assessment. Carrying out such due diligence in relation to forced labour should ~~*help*~~***contribute to helping*** the economic operator to be at a lower risk of having forced labour in its operations and ~~*value*~~***supply*** chains. Appropriate due diligence ~~*means*~~***could mean*** that forced labour issues in the ~~*value*~~***supply*** chain have been identified and addressed in accordance with relevant Union legislation and international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, ***or that the reasons that motivated the existence of a substantiated concern have been eliminated,*** for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, ***and, where***			

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		possible, demonstrates that remediation of forced labour cases has been provided, no investigation should be initiated. ***Economic operators, which are not within the scope of [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence], shall not be disadvantaged for the sole fact of not having conducted due diligence in accordance with that Directive, including when they are faced with a reversed burden of proof as a consequence of the high risk of forced labour imposed by state authorities.***			
Recital 23					
32	(23) In order to ensure cooperation among competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where necessary, on whether	(23) In order to ensure cooperation among ***the Commission and*** competent authorities designated under this and other relevant legislation and in order to ensure consistency in their actions and decisions, competent authorities designated under this Regulation should request information from other relevant authorities, where	Moved to row 26g [32 - 26g]		

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	economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour.	necessary, on whether economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. ***When requesting information from economic operators, competent authorities should whenever possible follow the Commission's once-only principle, through increased cooperation and dialogue between authorities who are engaged in overseeing product regulation.***			
Recital 23a					
32a		***(23a) Considering the robust amount of evidence available regarding forced labour cases, in particular products, regions or sectors, competent authorities should, after a risk-assessment, focus their investigations on situations that present a higher risk of use of forced labour and***			

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		that have an increased societal and economic impact, due to the large dimension of economic operators or their presence in a large number of supply chains.			
Recital 23b					
32b		***(23b) In order to ensure consistency in the actions and decisions by competent authorities, the Commission should closely coordinate with competent authorities.***			
Recital 23a					
32c	(18) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue guidelines on due diligence in relation to forced labour, which should take into account also the size and economic resources of economic operators. In addition, the Commission		(~~18~~***24***) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue guidelines on due diligence in relation to forced labour, which should take into account also the size and economic resources of economic operators. In addition, the Commission	(~~18~~***EP18***) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue ***thorough*** guidelines on due diligence in relation to forced labour, which should take into account also the size and economic resources of economic operators. In	(~~18~~***24***) Micro, small and medium-sized enterprises ('SMEs') can have limited resources and ability to ensure that the products they place or make available on the Union market are free from forced labour. The Commission should therefore issue guidelines on due diligence in relation to forced labour, which should take into account also the size and economic resources of economic operators. In addition, the Commission

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	should issue guidelines on forced-labour risk indicators and on publicly available information in order to help SMEs, as well as other economic operators, to comply with the requirements of the prohibition. Moved reference text		should issue guidelines on forced-labour risk indicators and on publicly available information in order to help SMEs, as well as other economic operators, to comply with the requirements of the prohibition. Moved from row 27 [27 - 32c]	addition, the Commission should issue ***clear*** guidelines on forced-labour risk indicators***, including how to identify them, which should be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, whose 'Hard to see, harder to count' guidelines are the current gold-standard for identification of forced labour.*** ***(18a) The Commission should also issue guidelines on how to engage in dialogue with competent authorities*** ~~*and on publicly available information*~~ in order to help ***economic operators, and in particular*** SMEs, as well as other ~~*economic operators*~~***stakeholders***, to comply with the requirements of the prohibition. ***Furthermore, the Commission should also issue guidelines to assist any person or association in submitting information.***	should issue guidelines on forced-labour risk indicators***, including how to identify them, which should be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization. The Commission should also prevent unnecessary administrative burdens on SMEs. In addition, the Commission should develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the SMEs.*** ***(24a) The Commission should also issue guidelines on how to engage in dialogue with competent authorities*** ~~*and on publicly available information*~~ in order to help ***economic operators, and in particular*** SMEs, as well as other ~~*economic operators*~~***stakeholders***, to comply with the requirements of the prohibition. ***Furthermore,***

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				(18b) Taking into account the variety of Union law dealing with forced labour issues, the Commission should provide additional guidance for economic operators, in particular SMEs, on how to apply the different obligations stemming from Union law. The Commission should also, where appropriate, prevent unnecessary administrative burdens on SMEs. In addition, the Commission should develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the SMEs. Those measures shall include a one-stop shop for all matters related to the application of this Regulation and support to multi-stakeholder initiatives.	***the Commission should also issue guidelines to assist any person or association in submitting information.*** ***(24b) Taking into account the variety of Union law dealing with forced labour issues, the Commission should provide additional guidance for economic operators, in particular SMEs, on how to apply the different obligations stemming from Union law.***
Recital 23b					
32d	(33) The Commission should issue guidelines in order to facilitate the implementation of the		(~~33~~25) The Commission should issue guidelines in order to facilitate the implementation of the	(~~33~~EP33) The Commission should issue ***detailed*** guidelines in order to facilitate the implementation	(~~33~~25) The Commission should issue guidelines in order to facilitate the implementation of the

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	prohibition by economic operators and competent authorities. Such guidelines should include guidance on due diligence in relation to forced labour and complementary information for the competent authorities to implement the prohibition. The guidance on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant international organisations' guidelines. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be considered for the identification of risk indicators. Moved reference text		prohibition by economic operators and competent authorities. Such guidelines should include guidance on due diligence in relation to forced labour and complementary information for the competent authorities to implement the prohibition. The ***Commission should publish different sets of guidelines specifically targeted to economic operators and to competent authorities, as well as any other general guidelines that might be relevant for all parties. The*** guidance on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant international organisations' guidelines***. The guidelines should also rely on experience and best***	of the prohibition by economic operators and competent authorities. Such guidelines should include guidance on due diligence in relation to forced labour***, in particular for all economic operators that fall outside the scope of the [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence], since they will not have to comply with any mandatory due diligence obligations,*** and complementary information for the competent authorities to implement the prohibition. The guidance ***for economic operators outside the scope of [CSDD] should focus in particular on compliance in cases where these economic operators are faced with a reversed burden of proof as a consequence of delegated acts adopted by the Commission of forced labour imposed by state authorities. The guidance*** on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their	~~prohibition~~***Regulation*** by economic operators and competent authorities. ~~Such guidelines~~***Guidelines for economic operators*** should include guidance on due diligence in relation to forced labour***, including for different types of suppliers and sectors of activity, on best practices for bringing to an end and remediating forced labour and on responsible disengagement. Remediation is understood to be the restitution of the affected person or persons or communities to a situation equivalent or as close as possible to the situation they would be in had forced labour not occurred, proportionate to the company's implication in the forced labour, including financial or non-financial compensation provided by the company to a person or persons affected by forced labour and, where applicable, reimbursement of the costs incurred by public authorities for any necessary remedial measures. Guidance for*** ~~and complementary information for the~~

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			practices from relevant Member State authorities, such as helpdesks on business and human rights. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be considered for the identification of risk indicators. Moved from row 42 [42 - 32d]	operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant international organisations' guidelines***. The guidelines should provide tailored recommendations for different sectors of activity, taking into account specificities of the activities and the respective supply chains***. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be considered for the identification of risk indicators.	competent authorities ~~*to implement the prohibition*~~***should focus on information relevant for the practical implementation of the Regulation***. The guidance on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant international organisations' guidelines***. The guidelines should be developed in consultation with relevant stakeholders and rely on experience and best practices from relevant Member State authorities, such as helpdesks on business and human rights***. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be

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					considered for the identification of risk indicators.
Recital 23c					
G 32e	(45) Since forced labour is a global problem and given the interlinkages of the global value chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the prohibition. The Commission should as appropriately cooperate with and exchange information with authorities of third countries and international organisations to enhance the effective implementation of the prohibition. International cooperation with authorities of non-EU countries should take place in a structured way as part of the existing dialogue structures, for example Human Rights Dialogues with third countries, or, if necessary, specific ones that will be created on an ad hoc basis. Moved reference text		(~~45~~***26***) Since forced labour is a global problem and given the interlinkages of the global value chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the prohibition. The Commission should as appropriately cooperate with and exchange information with authorities of third countries and international organisations to enhance the effective implementation of the prohibition. International cooperation with authorities of non-EU countries should take place in a structured way as part of the existing dialogue structures, for example Human Rights Dialogues with third countries, or, if necessary, specific ones that will be created on an ad hoc basis. Moved from row 54 [54 - 32e]	(~~45~~***EP45***) Since forced labour is a global problem and given the interlinkages of the global ~~value~~***supply*** chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the prohibition. The Commission should as appropriately cooperate with and exchange information with authorities of third countries and international organisations***, as well as with other actors,*** to enhance the effective implementation of the prohibition. International cooperation with authorities of non-EU countries should take place in a structured way as part of the existing dialogue structures, for example Human Rights Dialogues with third countries, or, if necessary, specific ones that will be	(~~45~~***26***) Since forced labour is a global problem and given the interlinkages of the global ~~value~~***supply*** chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the ~~prohibition~~***Regulation***. The Commission should***, as appropriate,*** ~~as appropriately~~ cooperate ~~with~~ and exchange information with authorities of third countries***, international organisations and other relevant stakeholders*** ~~and international organisations~~ to enhance the effective implementation of the ~~prohibition~~***Regulation***. International cooperation with authorities of non-EU countries***, including with countries with similar legislation in place,*** should take place in a structured way as part of the existing G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				created on an ad hoc basis. ***Existing dialogue structures with third countries include the (sub)committees on trade and sustainable development in trade agreements or the dialogue foreseen within the Generalised System of Preferences. The Commission should ensure coherence and synergies between relevant external policies, in particular development cooperation and projects focusing on the eradication of forced labour, and it should also foster the creation of enabling environments in third countries to promote and protect human rights, including capacity building to support workers and local communities in their efforts to root out forced labour from global supply chains. Additionally, the Commission should have regular contact and cooperation in particular with countries that have similar legislation in place, to share information of risk products or regions as well as best practices for bringing to an end forced***	dialogue structures~~, *for example Human Rights Dialogues with third*~~ ***with those*** countries, or, if necessary, specific ones that will be created on an ad hoc basis. ***This cooperation may include exchanges of information on forced labour risks, such as those identified in the database, and on decisions to ban products but should not include information on ongoing investigations. Diplomatic representations of the Union should contribute to disseminating information about this Regulation and to facilitate the submission of information on forced labour risks by relevant stakeholders. International cooperation may also include the development of cooperation initiatives and accompanying measures to support relevant stakeholders in their efforts to root out forced labour from global supply chains, as well as the creation of enabling environments in third countries to promote and protect human rights.***

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				labour. Union delegations should have an important role when it comes to disseminating information on this Regulation and should facilitate the possibility of third parties in third countries to provide information on the existence of forced labour on a determined product.	
Recital 23d					
32f			***(26a) The Commission should take into due consideration the risk of disengagement by economic operators who are related to products or regions either in database or to risk indicators in the guidelines, or who have had their product removed from the Union market.***		*deleted*
Recital 23e					
32g	*(32)* Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit information to the competent authorities when it considers		(~~32~~***27***) Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit information to the competent authorities when it considers	(~~32~~***EP32***) Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit information to the competent	(~~32~~***27***) Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit information to the competent authorities when it considers

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	that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission. Moved reference text		that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission. ***This submission of information should be facilitated by the creation of a single online portal by the Commission.*** Moved from row 41 [41 - 32g]	authorities when it considers that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission. ***Submissions should be addressed to one or more competent authorities. Adequate protection measures should be put in place to ensure the safety of any person associated with the submission or the information contained within it, including from retaliation and reprisals. Where necessary, those protection measures could go beyond the provisions in Directive (EU) 2019/1937. To ensure ease of use for the submission of information and the standardisation of the information provided, the Commission should set up a mechanism for the submission of information, such as a designated webportal at the Union level, available in all official languages of the institutions of the Union, and free of charge, and ensure that it is***	that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission. ***Submissions of information on alleged violations should be made via a single information submission point set up by the Commission and made available on the Forced Labour Single Portal. In order to ensure the ease of use for the submissions of information and the standardisation of the information provided, the Commission should issue guidance on the use of single information submission point and may adopt implementing acts to specify the procedural rules, templates and details of the submissions. Submissions that are manifestly incomplete, unfounded or made in bad faith should be discarded. Adequate protection measures should be put in place to ensure the safety of any person associated with the submission or the information contained***

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				user-friendly and easily accessible, including for persons with disabilities.	***therein including from retaliation.***
Recital 23f					
G 32h			***(27a) Whistleblowers can bring new information to the attention of competent authorities to help them to detect infringements of this Regulation and enable them to take action. It should be ensured that adequate arrangements are in place to enable whistleblowers to alert the competent authorities to actual or potential infringements of this Regulation and to protect the whistleblowers from retaliation. For that purpose, it should be provided in this Regulation that Directive (EU) 2019/1937 of the European Parliament and of the Council[1] is applicable to the reporting of breaches of this Regulation and to the protection of persons reporting such breaches.*** ***1. Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the***		***(27a) Whistleblowers can bring new information to the attention of competent authorities to help them to detect infringements of this Regulation and enable them to take action. It should be ensured that adequate arrangements are in place to enable whistleblowers to alert the competent authorities to actual or potential infringements of this Regulation and to protect the whistleblowers from retaliation. For that purpose, it should be provided in this Regulation that Directive (EU) 2019/1937 of the European Parliament and of the Council[1] is applicable to the reporting of breaches of this Regulation and to the protection of persons reporting such breaches, insofar as they fall within the personal scope of application of that Directive.*** G

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			protection of persons who report breaches of Union law, OJ L 305, 26.11.2019, p. 17-56.		
Recital 23g					
G 32i			***(27b) To enhance legal certainty, the applicability, pursuant to this Regulation, of Directive (EU) 2019/1937 to reports of breaches of this Regulation and to the protection of persons reporting such breaches should be reflected in that Directive. The Annex to Directive (EU) 2019/1937 should therefore be amended accordingly. It is for the Member States to ensure that this amendment is reflected in their transposition measures adopted in accordance with Directive (EU) 2019/1937, although the adoption of national transposition measures is not a condition for the applicability of that Directive to the reporting of breaches of this Regulation and to the protection of reporting persons from the date of application of this Regulation.***		***(27b) To enhance legal certainty, the applicability, pursuant to this Regulation, of Directive (EU) 2019/1937 to reports of breaches of this Regulation and to the protection of persons reporting such breaches should be reflected in that Directive. The Annex to Directive (EU) 2019/1937 should therefore be amended accordingly. It is for the Member States to ensure that this amendment is reflected in their transposition measures adopted in accordance with Directive (EU) 2019/1937, although the adoption of national transposition measures is not a condition for the applicability of that Directive to the reporting of breaches of this Regulation and to the protection of reporting persons from the date of application of this Regulation.*** Text Origin: Council

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					Mandate
Recital 23h					
32j			***(27c) To ensure ease of access to relevant information on this Regulation, the Commission should set up a single webportal at the Union level, available to the public in all official languages. The links to the websites, portals or platforms dedicated to [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence], and particularly human rights due diligence, should also be available.***		***(27c) To ensure ease of access to relevant information on this Regulation, the Commission should set up a single webportal at the Union level, available to the public in all official languages.*** Text Origin: Council Mandate
Recital 23i					
32k	(21) When identifying potential violations of the prohibition, the competent authorities should follow a risk-based approach and assess all information available to them. Competent authorities should initiate an investigation where, based on their assessment of all available information, they		(~~21~~***28***) When identifying potential violations of the prohibition, the competent authorities should follow a risk-based approach and assess all information available to them. Competent authorities should initiate an investigation where, based on their assessment of all available information, they	(~~21~~***EP21***) When identifying potential violations of the prohibition, the ***Commission or the*** competent authorities should follow a risk-based approach and assess all information available to them. ***In order to implement the risk-based approach in the prioritisation of their investigations, the Commission and competent***	(~~21~~***28***) When identifying potential violations of the prohibition, the ***Commission or the*** competent authorities should follow a risk-based approach and assess all information available to them. ***In order to implement the risk-based approach in the prioritisation of their investigations, the Commission and competent***

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	establish that there is a substantiated concern of a violation of the prohibition. Moved reference text		establish that there is a substantiated concern of a violation of the prohibition. Moved from row 30 [30 - 32k]	***authorities should take into account the size and economic resources of the economic operator, and in particular if this operator is a micro, small or medium-sized enterprise, the share of forced labour components in the final product, the quantity of products concerned, the scale of suspected forced labour, and whether forced labour imposed by state authorities could be a concern. They should also take into account if the economic operator is under the scope of Directive XXX [CSDD] and has to perform mandatory due diligence. The Commission or*** competent authorities should initiate an investigation where, based on their assessment of all available information, ***or on the basis of any other facts available where it was not possible to gather information and evidence,*** they establish that there is a substantiated concern of a violation of the prohibition. ***Before initiating an investigation, competent authorities should be able to request***	***authorities should take into account the share of the suspected part in the final product, the quantity and volume of products concerned, and the scale and severity of the suspected forced labour, including whether forced labour imposed by state authorities could be a concern. The Commission and competent authorities should also take into account the size and economic resources of the economic operators and the complexity of the supply chain, and focus to the extent possible on the economic operators and where relevant product suppliers that are closer the to risk of forced labour and have the highest leverage to prevent, mitigate and bring to an end the use of forced labour.*** ***(28a) Before initiating an investigation, the lead competent authorities should be able to request information from economic operators under assessment but also from other relevant stakeholders, including the***

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				additional information from economic operators under assessment but also from other relevant stakeholders, including the persons or associations having submitted relevant information to competent authorities and any other stakeholder working on the products or regions related to the assessment, as well as from diplomatic representations of the Union in relevant third countries. Competent authorities should be able to opt for not requesting additional information from economic operators if they assess that this could lead to an attempt by those economic operators to hide a situation of forced labour and thus endanger the investigation.	***persons or associations having submitted relevant information to competent authorities. Lead competent authorities should be able to opt for not requesting additional information from economic operators if they assess that this could lead to an attempt by those economic operators to hide a situation of forced labour and thus endanger the investigation. The lead*** competent authorities should initiate an investigation where, based on their assessment of all available information ***or on the basis of any other facts available where it was not possible to gather information and evidence during the preliminary phase of the investigation***, they establish that there is a substantiated concern of a violation of the prohibition.
Recital 23j					
321			***(28a) To ensure a balanced approach between the Member States and the Commission, the notion of 'Union interest' should***		*deleted*

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			serve as an allocation key in the preliminary and investigation phases. In determining the Union interest, competent authorities and the Commission should assess all relevant, verifiable and credible information available to them. Union interest should be presumed if one or more of the following criteria are met: the scale and severity of suspected forced labour; whether the risks of suspected forced labour are located outside the territory of the Union; and whether the products suspected to have been made with forced labour, including where the products concerned are of critical importance to the Union, have a significant impact on the internal market. Products suspected to have been made with forced labour are presumed to have a significant impact on the internal market where the products concerned are present in at least three Member States. A product shall be presumed to be present in three Member States in any		

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			of the following situations: (i) the product is manufactured in these Member States, (ii) the product is placed or made available or is to be placed or made available in order to reach the end-users of these Member States, (iii) the product is exported from these Member States, (iv) any combination of the situations under (i), (ii) and (iii) thereof.		
Recital 23k					
G *32m*			***(28b) To ensure a uniform approach regarding submitted information, the Commission should assess whether the products concerned are of Union interest. If so, the Commission should proceed with the preliminary phase of investigations. Otherwise, the submissions should be directed to competent authorities, based on fair and objective criteria.***		*deleted* G
Recital 24					
G *33*	*(24)* During the preliminary	(24) During the preliminary	(~~24~~29) During the		G

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	phase of investigation, competent authorities should focus on the economic operators involved in the steps of the value chain where there is a higher risk of forced labour with respect to the products under investigation, also taking into account their size and economic resources, the quantity of products concerned and the scale of the suspected forced labour.	phase of investigation, ***the Commission and*** competent authorities should focus on the economic operators involved in the steps of the ~~*value*~~***supply*** chain where there is a higher risk of forced labour with respect to the products under investigation, ***while*** also taking into account ***the potential imbalance of power in the concerned supply chain. In*** their ***assessment, they should also take into account the*** size and economic resources ***of the economic operator***, the quantity of products concerned***, the share of forced labour components in the final product,*** ~~*and*~~ the scale of the suspected forced labour ***and whether forced labour imposed by state authorities could be a concern***.	preliminary phase of investigation, competent authorities should focus on the economic operators involved in the steps of the ~~*value*~~***supply*** chain where there is a higher risk of forced labour with respect to the products under investigation, also taking into account their size and economic resources, the quantity of products concerned and the scale of the suspected forced labour. ***To ensure subsidiarity, competent authorities may, at any time, request the Commission to proceed with the preliminary phase of investigation where the products concerned are of Union interest.***		*deleted*
Recital 24a					
33a	*(20)* In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify,		(~~*20*~~***30***) In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify,	(~~*20*~~***EP20***) In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify,	(~~*20*~~***30***) In order to increase the effectiveness of the prohibition, competent authorities should grant reasonable time to economic operators to identify,

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	mitigate, prevent and bring to an end the risk of forced labour. Moved reference text		mitigate, prevent and bring to an end the risk of forced labour***, taking into account, among others, the complexity of the proceeding and the number of stakeholders involved***. Moved from row 29 [29 - 33a]	mitigate, prevent and bring to an end the risk of forced labour.	mitigate, prevent and bring to an end the risk of forced labour***, taking into account, among others, the complexity of the proceeding and the number of stakeholders involved***. Text Origin: Council Mandate
Recital 24b					
G 33b	(22) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent or bring to an end risks of forced labour in their operations and value chains with respect to the products under assessment. Carrying out such due diligence in relation to forced labour should help the economic operator to be at a lower risk of having forced labour in its operations and value chains. Appropriate due diligence means that forced labour issues in the value chain have been identified and addressed in accordance		(~~22~~***31***) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent or bring to an end risks of forced labour in their operations and ~~value~~***supply*** chains with respect to the products under assessment. Carrying out such due diligence in relation to forced labour should help the economic operator to be at a lower risk of having forced labour in its operations and ~~value~~***supply*** chains. Appropriate due diligence means that forced labour issues in the ~~value~~***supply*** chain have been identified and addressed in	(~~22~~***EP22***) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent~~ or~~, bring to an end risks of forced labour ***or remediate forced labour cases*** in their operations and ~~value~~***supply*** chains with respect to the products under assessment. Carrying out such due diligence in relation to forced labour should ~~help~~***contribute to helping*** the economic operator to be at a lower risk of having forced labour in its operations and ~~value~~***supply*** chains. Appropriate due diligence ~~means~~***could mean***	(~~22~~***31***) Before initiating an investigation, competent authorities should request from the economic operators under assessment information on actions taken to mitigate, prevent~~ or~~, bring to an end risks of forced labour ***or remediate forced labour cases*** in their operations and ~~value~~***supply*** chains with respect to the products under assessment. Carrying out such due diligence in relation to forced labour should ~~help~~***contribute to helping*** the economic operator to be at a lower risk of having forced labour in its operations and ~~value~~***supply*** chains. Appropriate due diligence ~~means~~***could mean*** G

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	with relevant Union legislation and international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, no investigation should be initiated. Moved reference text		accordance with relevant Union legislation ~~and~~***or in line with*** international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, no investigation should be initiated. Moved from row 31 [31 - 33b]	that forced labour issues in the ~~value~~***supply*** chain have been identified and addressed in accordance with relevant Union legislation and international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, ***or that the reasons that motivated the existence of a substantiated concern have been eliminated,*** for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, ***and, where possible, demonstrates that remediation of forced labour cases has been provided,*** no investigation should be initiated. ***Economic operators, which are not within the scope of [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence], shall not be disadvantaged for the sole***	that forced labour issues in the ~~value~~***supply*** chain have been identified and addressed in accordance with relevant Union legislation and international standards. That implies that where the competent authority considers that there is no substantiated concern of a violation of the prohibition, ***or that the reasons that motivated the existence of a substantiated concern have been eliminated,*** for instance due to, but not limited to the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour being applied in a way that mitigates, prevents and brings to an end the risk of forced labour, no investigation should be initiated. Text Origin: Auxiliary 1

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				fact of not having conducted due diligence in accordance with that Directive, including when they are faced with a reversed burden of proof as a consequence of the high risk of forced labour imposed by state authorities.	
Recital 25					
G 34	(25) Competent authorities, when requesting information during the investigation, should prioritise to the extent possible and consistent with the effective conduct of the investigation the economic operators under investigation that are involved in the steps of the value chain as close as possible to where the likely risk of forced labour occurs and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour.	(25) Competent authorities, when requesting information during the investigation, should prioritise to the extent possible and consistent with the effective conduct of the investigation the economic operators under investigation that are involved in the steps of the ~~*value*~~***supply*** chain as close as possible to where the likely risk of forced labour occurs and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour.	(~~*25*~~***32***) Competent authorities, when requesting information during the investigation, should prioritise to the extent possible and consistent with the effective conduct of the investigation the economic operators under investigation that are involved in the steps of the ~~*value*~~***supply*** chain as close as possible to where the likely risk of forced labour occurs and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour.		(~~*25*~~***32***) Competent authorities, when requesting information during the investigation, should prioritise to the extent possible and consistent with the effective conduct of the investigation the economic operators under investigation that are involved in the steps of the ~~*value*~~***supply*** chain as close as possible to where the likely risk of forced labour occurs and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour. Text Origin: Council Mandate G

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Recital 25a					
G 34a		***(25a) The Commission should call upon external expertise to provide an indicative, non-exhaustive, verifiable and regularly updated database of forced labour risks in specific geographic areas or with respect to specific products including with regard to forced labour imposed by state authorities. The database should be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, social partners, and experience from implementing Union law setting out due diligence requirements with respect to forced labour. The database should include a list of all decisions of competent authorities, including information on the provision of remediation of forced labour cases that***			*deleted* G

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		enabled the withdrawal of the ban.			
Recital 25b					
G *34b*		***(25b) Where there is clear, reliable and verifiable evidence that products produced in specific economic sectors within specific geographic areas present a high risk of having been made with forced labour imposed by state authorities, those sectors in those areas should be identified in the database established under this Regulation. In order to facilitate for the competent authorities the investigations of cases where there is evidence of high risk of forced labour imposed by state authorities, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to supplement this Regulation by determining specific economic sectors in specific geographic areas, where such risk occurs. For the products coming from those areas and those sectors,***			*deleted* Text Origin: EP Mandate G

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		economic operators concerned should bear the burden of establishing that forced labour has not been used at any stage of extraction, harvest, production, or manufacture of a product, including working or processing related to the product.			
Recital 25c					
G *34c*			***(32a) Mutual assistance shall include, in particular, exchange of information and the duty of the competent authorities to inform other competent authorities, the network and the Commission about their intention to initiate an investigation.***		*deleted* G
Recital 26					
G *35*	*(26)* Competent authorities should bear the burden of establishing that forced labour has been used at any stage of production, manufacture, harvest or extraction of a product, including working or processing related to the	(26) ***In all cases other than those falling within the areas and sectors determined as high risk of forced labour imposed by state authorities,*** competent authorities should bear the burden of establishing that forced labour has been used	(~~26~~***33***) Competent authorities should bear the burden of establishing that forced labour has been used at any stage of production, manufacture, harvest or extraction of a product, including working or processing related to the		(~~26~~***33***) Competent authorities should bear the burden of establishing that forced labour has been used at any stage of production, manufacture, harvest or extraction of a product, including working or processing related to the G

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	product on the basis of all information and evidence gathered during the investigation, including its preliminary phase. To ensure their right to due process, economic operators should have the opportunity to provide information in their defence to the competent authorities throughout the investigation.	at any stage of production, manufacture, harvest or extraction of a product, including working or processing related to the product on the basis of all information and evidence gathered during the investigation, including its preliminary phase. To ensure their right to due process, economic operators should have the opportunity to provide information in their defence to the competent authorities throughout the investigation.	product on the basis of all information and evidence gathered during the investigation, including its preliminary phase. To ensure their right to due process, economic operators should have the opportunity to provide information in their defence to the competent authorities throughout the investigation.		product on the basis of all information and evidence gathered during the investigation, including its preliminary phase. To ensure their right to due process, economic operators should have the opportunity to provide information in their defence to the competent authorities ~~throughout~~***upon request during*** the investigation. Text Origin: Commission Proposal
Recital 27					
G 36	(27) Competent authorities that establish that economic operators violated the prohibition, should without delay prohibit the placing and making available of such products on the Union market and their export from the Union, and require the economic operators that have been investigated to withdraw the relevant products already made available from the Union market and have them destroyed, rendered	(27) ***The Commission and*** competent authorities that establish that economic operators violated the prohibition, should without delay prohibit the placing and making available of such products on the Union market and their export from the Union, and require the economic operators that have been investigated to withdraw the relevant products already made available from the Union market and ***donate***	(~~27~~***34***) ~~Competent authorities that establish~~ ***Where the Commission establishes*** that economic operators violated the prohibition, should without delay prohibit the placing and making available of such products on the Union market and their export from the Union, and require the economic operators that have been investigated to withdraw the ~~relevant products~~***products concerned*** already made available from		(~~27~~***34***) ***Lead*** competent authorities that establish that economic operators violated the prohibition, should without delay prohibit the placing and making available of such products on the Union market and their export from the Union, and require the economic operators that have been investigated to withdraw the ~~relevant products~~***products concerned*** already made available from the Union market and ***donate*** G

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	inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management.	***perishable products to charitable or public interest purposes. If such products are not perishable, economic operators should recycle those products, and if that is not possible, they should have the products*** ~~*have them*~~ destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management. ***The prohibition to place and make available the products on the Union market and to export them from the Union should only be lifted if economic operators are able to demonstrate that forced labour has been eradicated from the supply chain and forced labour cases have been remediated. The assessment of the fulfilment of such conditions should rest with the authority responsible for the decision. The prohibition and the subsequent withdrawal should concern the specific products identified in the decision.***	the Union market and have them destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management.		***perishable products to charitable or public interest purposes. If such products are not perishable, economic operators should recycle those products, and if that is not possible, they should have the products*** ~~*have them*~~ destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management.

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Recital 28					
G 37	(28) In that decision, competent authorities should state the findings of the investigation, and the information underpinning the findings, and set a reasonable time within which the economic operators should comply with the decision, as well as information allowing for the identification of the product to which the decision applies. The Commission should be empowered to adopt the implementing acts necessary to specify the details about the information to be contained in such decisions.	(28) In that decision, ***the Commission or*** competent authorities should state the findings of the investigation, and the information underpinning the findings, and set a reasonable time within which the economic operators should comply with the decision, as well as information allowing for the identification of the product to which the decision applies. The Commission should be empowered to adopt the implementing acts necessary to specify the details about the information to be contained in such decisions. ***The decisions from the Commission or competent authorities should be made publicly available.***	(~~28~~***35***) In that decision, ~~competent authorities~~***the Commission*** should state the findings of the investigation, and the information underpinning the findings, and set a reasonable time within which the economic operators should comply with the decision, as well as information allowing for the identification of the product to which the decision applies. The Commission should be empowered to adopt the implementing acts necessary to specify the details about the information to be contained in such decisions.		(~~28~~***35***) In that decision, ***lead*** competent authorities should state the findings of the investigation, and the information underpinning the findings, and set a reasonable time within which the economic operators should comply with the decision, as well as information allowing for the identification of the product to which the decision applies. The Commission should be empowered to adopt the implementing acts necessary to specify the details about the information to be contained in such decisions. ***The decisions from lead competent authorities should be publicly available.*** Text Origin: EP Mandate G
Recital 29					
G 38	(29) In setting a reasonable time to comply with the order, competent authorities should take into account the size and economic resources of the economic operators	(29) In setting a reasonable time to comply with the order, ***the Commission and*** competent authorities should take into account the size and economic resources of	(~~29~~***36***) In setting a reasonable time to comply with the order, ~~competent authorities~~***the Commission*** should take into account the size and economic resources		(~~29~~***36***) In setting a reasonable time to comply with the order, ***lead*** competent authorities should take into account the size and economic resources of G

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	concerned.	the economic operators concerned.	of the economic operators concerned.		the economic operators concerned. Text Origin: Commission Proposal
Recital 29a					
38a	(42) To ensure effective enforcement decisions taken by a competent authority in one Member State should be recognised and enforced by competent authorities in the other Member States regarding products with the same identification from the same supply chain for which forced labour has been found. Moved reference text		*deleted* *Moved from row 51 [51 - 38a]*	(~~42~~***EP42***) To ensure effective enforcement decisions taken by a competent authority in one Member State should be recognised and enforced by competent authorities in the other Member States regarding products with the same identification from the same supply chain for which forced labour has been found. ***(42a) Acknowledging current developments in traceability technology to facilitate monitoring of supply chains, the Commission should support economic operators in the uptake of such technology, including through financial and technical assistance.***	(~~42~~***EP42***) To ensure effective enforcement decisions taken by a competent authority in one Member State should be recognised and enforced by competent authorities in the other Member States regarding products with the same identification from the same supply chain for which forced labour has been found. Text Origin: Auxiliary 1
Recital 29b					
38b					

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	(31) Economic operators should have the possibility to request a review of the decisions by the competent authorities, after having provided new information showing that it cannot be concluded that the relevant products have been made with forced labour. Competent authorities should withdraw their decision where they establish on the basis of that new information, that it cannot be established that the products have been made with forced labour. Moved reference text		(~~31~~38) Economic operators should have the possibility to request a review of the decisions by the ~~competent authorities~~Commission, after having provided new information showing that it cannot be concluded that the ~~relevant products~~products concerned have been made with forced labour. ~~Competent authorities~~The Commission should withdraw ~~their~~its decision where ~~they establish~~it establishes on the basis of that new information, that it cannot be established that the products have been made with forced labour. Moved from row 40 [40 - 38b]	(~~31~~EP31) Economic operators should have the possibility to request ~~a~~an administrative review of the decisions by the competent authorities and by the Commission, after having provided new substantial information showing that it cannot be concluded that the relevant products have been made with forced labour. Competent authorities and the Commission should withdraw their decision where they establish on the basis of that new information, that it cannot be established that the products have been made with forced labour. The decisions adopted by the Commission under this Regulation are subject to review by the Court of Justice in accordance with Article 263 TFEU.	(~~31~~29b) Economic operators should have the possibility to request a review of the decisions by the lead competent authorities, after having provided new substantial information showing that it cannot be concluded that the relevant products have been made with forced labour. Lead competent authorities should withdraw their decision for the future where the economic operators demonstrate that they have complied with the decision and eliminated forced labour from their operations or supply chain with respect to~~they establish on the basis of that new information, that it cannot be established that~~ the products ~~have been made with forced labour~~concerned. The decisions by the lead competent authorities should be subject to judicial review in accordance with the applicable rules and procedures.
Recital 30					
39					

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	(30) If the economic operators fail to comply with the decision of the competent authorities by the end of the established timeframe, the competent authorities should ensure that the relevant products are prohibited from being placed or made available on the Union market, exported or withdrawn from the Union market and that any such products remaining with the relevant economic operators are destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management at the expense of the economic operators.	(30) If the economic operators fail to comply with the decision of the ***Commission or the*** competent authorities by the end of the established timeframe, the ***Commission or the*** competent authorities should ensure that the relevant products are prohibited from being placed or made available on the Union market, exported or withdrawn from the Union market and that any such products remaining with the relevant economic operators are ***donated to charitable or public interest purposes, in case they are perishable. If such products are not perishable, economic operators should recycle those products, and if that is not possible, they should have the products*** destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management at the expense of the economic operators.	(~~30~~***39***) If the economic operators fail to comply with the decision of the ~~*competent authorities*~~***Commission*** by the end of the established timeframe, the competent authorities should ensure that the ~~*relevant*~~ products ***concerned*** are prohibited from being placed or made available on the Union market, exported or withdrawn from the Union market and that any such products remaining with the relevant economic operators are destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management ***and on ecodesign for sustainable products*** at the expense of the economic operators. ***Products deemed valuable for charitable or public interest, such as medical products, should in priority be donated. Where possible, competent authorities should ensure that the disposal or destruction method chosen has the smallest environmental***		(30) If the economic operators fail to comply with the decision of the ***lead*** competent ~~*authorities*~~***authority*** by the end of the established timeframe, the competent authorities should ensure that the ~~*relevant*~~ products ***concerned*** are prohibited from being placed or made available on the Union market, exported or withdrawn from the Union market and that any such products remaining with the relevant economic operators are ***donated to charitable or public interest purposes, in case they are perishable. If such products are not perishable, competent authorities should recycle those products, and if that is not possible, they should have the products*** destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including Union legislation on waste management ***and on ecodesign for sustainable products*** at the expense of the economic operators. ***Where possible, competent***

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			impact possible of all the available options.		***authorities should ensure that the disposal or destruction method chosen has the smallest environmental impact possible of all the available options. Competent authorities from Member States should be responsible for the enforcement of the decisions in their own territory, including of decisions adopted by the Commission. After the decisions are communicated via the ICSMS, all competent authorities concerned with the specific decision shall proceed with the relevant enforcement actions foreseen in the Regulation.***
Recital 30a					
G 39a			***(39a) The effect on animal welfare should be considered when enforcing the prohibition of the placing and making available of products made using forced labour in order to spare the animals concerned any avoidable pain, distress or suffering. In addition, this Regulation***		***(39a) The effect on animal welfare should be considered when enforcing the prohibition of the placing and making available of products made using forced labour in order to spare the animals concerned any avoidable pain, distress or suffering. In addition, this Regulation*** G

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			should be without prejudice to the legislation regarding animal welfare, such as Council Regulations (EC) No 1/2005 [1] and (EC) No 1099/2009 [2].		***should be without prejudice to the legislation regarding animal welfare, such as Council Regulations (EC) No 1/2005[1] and (EC) No 1099/2009[2].***
			1. Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97, OJ L 3, 5.1.2005, p. 1–44. ***2. Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing, OJ L 303, 18.11.2009, p. 1–30.***		***1. Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97, OJ L 3, 5.1.2005, p. 1–44.*** ***2. Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing, OJ L 303, 18.11.2009, p. 1–30.*** Text Origin: Council Mandate
Recital 30b					
39b			***(39b) Enforcement of the decisions, adopted by the Commission, lies within the Member States. After the decisions are communicated to the Member States, all competent authorities concerned with the specific decision shall proceed with enforcement actions, foreseen in the Regulation.***		*deleted*
Recital 31					

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40	*(31)* Economic operators should have the possibility to request a review of the decisions by the competent authorities, after having provided new information showing that it cannot be concluded that the relevant products have been made with forced labour. Competent authorities should withdraw their decision where they establish on the basis of that new information, that it cannot be established that the products have been made with forced labour.	(31) Economic operators should have the possibility to request ~~a~~ ***an administrative*** review of the decisions by the competent authorities ***and by the Commission***, after having provided new ***substantial*** information showing that it cannot be concluded that the relevant products have been made with forced labour. Competent authorities ***and the Commission*** should withdraw their decision where they establish on the basis of that new information, that it cannot be established that the products have been made with forced labour. ***The decisions adopted by the Commission under this Regulation are subject to review by the Court of Justice in accordance with Article 263 TFEU.***	Moved to row 38b [40 - 38b]		
Recital 32					
41	(32) Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit	(32) Any person, whether it is a natural or legal person, or any association not having legal personality, should be allowed to submit	Moved to row 32g [41 - 32g]		

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	information to the competent authorities when it considers that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission.	information to the competent authorities when it considers that products made with forced labour are placed and made available on the Union market and to be informed of the outcome of the assessment of their submission. ***Submissions should be addressed to one or more competent authorities. Adequate protection measures should be put in place to ensure the safety of any person associated with the submission or the information contained within it, including from retaliation and reprisals. Where necessary, those protection measures could go beyond the provisions in Directive (EU) 2019/1937. To ensure ease of use for the submission of information and the standardisation of the information provided, the Commission should set up a mechanism for the submission of information, such as a designated webportal at the Union level, available in all official languages of the institutions of the Union, and free of***			

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		charge, and ensure that it is user-friendly and easily accessible, including for persons with disabilities.			
Recital 33					
42	(33) The Commission should issue guidelines in order to facilitate the implementation of the prohibition by economic operators and competent authorities. Such guidelines should include guidance on due diligence in relation to forced labour and complementary information for the competent authorities to implement the prohibition. The guidance on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant	(33) The Commission should issue ***detailed*** guidelines in order to facilitate the implementation of the prohibition by economic operators and competent authorities. Such guidelines should include guidance on due diligence in relation to forced labour***, in particular for all economic operators that fall outside the scope of the [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence], since they will not have to comply with any mandatory due diligence obligations,*** and complementary information for the competent authorities to implement the prohibition. The guidance ***for economic operators outside the scope of [CSDD] should focus in particular on compliance in cases where these economic operators are faced with a***	Moved to row 32d [42 - 32d]		

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	international organisations' guidelines. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be considered for the identification of risk indicators.	***reversed burden of proof as a consequence of delegated acts adopted by the Commission of forced labour imposed by state authorities. The guidance*** on due diligence in relation to forced labour should build on the Guidance on due diligence for Union businesses to address the risk of forced labour in their operations and supply chains published by the Commission and the European External Action Service in July 2021. The guidelines should be consistent with other Commission guidelines in this regard and relevant international organisations' guidelines***. The guidelines should provide tailored recommendations for different sectors of activity, taking into account specificities of the activities and the respective supply chains***. The reports from international organisations, in particular the ILO, as well as other independent and verifiable sources of information should be considered for the identification of risk			

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		indicators.			
Recital 34					
G 43	(34) Decisions of the competent authorities establishing a violation of the prohibition should be communicated to customs authorities, who should aim at identifying the product concerned amongst products declared for release for free circulation or export. The competent authorities should be responsible for the overall enforcement of the prohibition with regard to the internal market as well as products entering or leaving the Union market. Since forced labour is part of the manufacturing process and does not leave any trace on the product, and Regulation (EU) 2019/1020 covers only manufactured products and its scope is limited to release for free circulation, the customs authorities would be unable to act autonomously under Regulation (EU) 2019/1020 for the application and enforcement of the prohibition. The specific organisation of	(34) Decisions of the ***Commission or the*** competent authorities establishing a violation of the prohibition should be communicated to customs authorities, who should aim at identifying the product concerned amongst products declared for release for free circulation or export. The ***Commission and Member States should ensure that the customs authorities have sufficient resources to carry out these controls. The Commission and the*** competent authorities should be responsible for the overall enforcement of the prohibition with regard to the internal market as well as products entering or leaving the Union market. Since forced labour is part of the manufacturing process and does not leave any trace on the product, and Regulation (EU) 2019/1020 covers only manufactured products and its scope is limited to release for free circulation, the	(~~34~~***40***) Decisions of the ~~*competent authorities*~~***Commission*** establishing a violation of the prohibition should be communicated to customs authorities, who should aim at identifying the product concerned amongst products declared for release for free circulation or export. The competent authorities should be responsible for the overall enforcement of the prohibition with regard to the internal market as well as products entering or leaving the Union market. Since forced labour is part of the manufacturing process and does not leave any trace on the product, and Regulation (EU) 2019/1020 covers only ***the*** manufactured products ***covered by the Union legislations listed in that Regulation*** and its scope is limited to release for free circulation, the customs authorities would be unable to act autonomously under Regulation (EU) 2019/1020		(~~34~~***40***) Decisions of the ***lead*** competent authorities establishing a violation of the prohibition should be communicated to customs authorities, who should aim at identifying the product concerned amongst products declared for release for free circulation or export. The competent authorities ***of the Member States*** should be responsible for the overall enforcement of the prohibition with regard to the internal market as well as products entering or leaving the Union market. Since forced labour is part of the manufacturing process and does not leave any trace on the product, and Regulation (EU) 2019/1020 covers only manufactured products and its scope is limited to release for free circulation, the customs authorities would be unable to act autonomously under Regulation (EU) 2019/1020 for the application and enforcement of the prohibition. The G

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	controls of each Member State should be without prejudice to Regulation (EU) No 952/2013 of the European Parliament and of the Council[1] and its general provisions on the control and supervisory powers of customs authorities. 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).	customs authorities would be unable to act autonomously under Regulation (EU) 2019/1020 for the application and enforcement of the prohibition. The specific organisation of controls of each Member State should be without prejudice to Regulation (EU) No 952/2013 of the European Parliament and of the Council~~1~~[32] and its general provisions on the control and supervisory powers of customs authorities. ***[32] Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).*** ~~*1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).*~~	for the application and enforcement of the prohibition. The specific organisation of controls of each Member State should be without prejudice to Regulation (EU) No 952/2013 of the European Parliament and of the Council[1] and its general provisions on the control and supervisory powers of customs authorities~~.~~ 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).		specific organisation of controls of each Member State should be without prejudice to Regulation (EU) No 952/2013 of the European Parliament and of the Council~~1~~[1] and its general provisions on the control and supervisory powers of customs authorities. ~~*1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).*~~
Recital 35					
44	(35) The information currently made available to customs authorities by	(35) The information currently made available to customs authorities by	(~~35~~41) The information currently ***provided or*** made available to customs		(35) The information currently ***provided or*** made available to customs

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	economic operators includes only general information on the products but lacks information on the manufacturer or producer and product suppliers as well as specific information on products. In order for customs authorities to be able to identify products entering or leaving the Union market that may violate the Regulation and should accordingly be stopped at the EU external borders, economic operators should submit to customs authorities information allowing matching a decision of the competent authorities with the product concerned. This should include information on the manufacturer or producer and the product suppliers as well as any other information on the product itself. To this end, the Commission should be empowered to adopt delegated acts identifying the products for which such information should be provided using, amongst others, the database established under this Regulation as well as the	economic operators includes only general information on the products but lacks information on the manufacturer or producer and product suppliers as well as specific information on products. In order for customs authorities to be able to identify products entering or leaving the Union market that may violate the Regulation and should accordingly be stopped at the EU external borders, economic operators should submit to customs authorities information allowing matching a decision of the ***Commission or the*** competent authorities with the product concerned. This should include information on the manufacturer or producer and the product suppliers as well as any other information on the product itself. To this end, the Commission should be empowered to adopt delegated acts identifying the products for which such information should be provided using, amongst others, the database established under this	authorities by economic operators includes only general information on the products but lacks information on the manufacturer or producer and product suppliers as well as specific information on products. In order for customs authorities to be able to identify products entering or leaving the Union market that may violate the Regulation and should accordingly be stopped at the EU external borders, economic operators should submit to customs authorities information allowing matching a decision of the competent authorities with the product concerned. This should include information on the manufacturer or producer and the product suppliers as well as any other information on the product itself. To this end, the Commission should be empowered to adopt delegated acts identifying the products for which such information should be provided using, amongst others, the database established under this		authorities by economic operators includes only general information on the products but lacks information on the manufacturer or producer and product suppliers as well as specific information on products. In order for customs authorities to be able to identify products entering or leaving the Union market that may violate the Regulation and should accordingly be stopped at the EU external borders, economic operators should submit to customs authorities information allowing matching a decision of the ***lead*** competent authorities with the product concerned. This should include information on the manufacturer or producer and the product suppliers as well as any other information on the product itself. To this end, the Commission should be empowered to adopt delegated acts identifying the products for which such information should be provided using, amongst others, the database established under this

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	information and decisions of the competent authorities encoded in the information and communication system set out in Article 34 of Regulation (EU) 2019/1020 ('ICSMS'). Moreover, the Commission should be empowered to adopt, the implementing acts necessary to specify the details of the information to be made available to customs by the economic operators. This information should include the description, name or brand of the product, specific requirements under Union legislation for the identification of the product (such as a type, reference, model, batch or serial number affixed on the product, or provided on the packaging or in a document accompanying the product, or unique identifier of the digital product passport) as well as details on the manufacturer or producer and the product suppliers, including for each of them their name, trade name or registered trademark, their contact details, their unique identification number in the country they are established	Regulation as well as the information and decisions of the competent authorities encoded in the information and communication system set out in Article 34 of Regulation (EU) 2019/1020 ('ICSMS'). Moreover, the Commission should be empowered to adopt, the implementing acts necessary to specify the details of the information to be made available to customs by the economic operators. This information should include the description, name or brand of the product, specific requirements under Union legislation for the identification of the product (such as a type, reference, model, batch or serial number affixed on the product, or provided on the packaging or in a document accompanying the product, or unique identifier of the digital product passport) as well as details on the manufacturer or producer and the product suppliers, including for each of them their name, trade name or registered trademark, their contact details, their unique identification number in the	Regulation as well as the information and decisions of the ~~competent authorities~~***Commission*** encoded in the information and communication system set out in Article 34 of Regulation (EU) 2019/1020 ('ICSMS'). Moreover, the Commission should be empowered to ~~adopt, the~~***adop*** implementing acts necessary to specify the details of the information to be ***provided or*** made available to customs by the economic operators. This information should include the description, name or brand of the product, specific requirements under Union legislation for the identification of the product (such as a type, reference, model, batch or serial number affixed on the product, or provided on the packaging or in a document accompanying the product, or unique identifier of the digital product passport) as well as details on the manufacturer or producer and the product suppliers, including for each of them their name, trade name or registered trademark, their		Regulation as well as the information and decisions of the ***lead*** competent authorities encoded in the information and communication system set out in Article 34 of Regulation (EU) 2019/1020 ('ICSMS'). Moreover, the Commission should be empowered to adopt~~, the~~ implementing acts necessary to specify the details of the information to be ***provided or*** made available to customs by the economic operators. This information should include the description, name or brand of the product, specific requirements under Union legislation for the identification of the product (such as a type, reference, model, batch or serial number affixed on the product, or provided on the packaging or in a document accompanying the product, or unique identifier of the digital product passport) as well as details on the manufacturer or producer and the product suppliers, including for each of them their name, trade name or registered trademark, their

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	and, where available, their Economic Operators Registration and Identification (EORI) number. The review of the Union Customs Code will consider introducing in the customs legislation the information required to be made available to customs by the economic operators for the enforcement of this Regulation and more broadly to strengthen the transparency of the supply chain.	country they are established and, where available, their Economic Operators Registration and Identification (EORI) number. The review of the Union Customs Code will consider introducing in the customs legislation the information required to be made available to customs by the economic operators for the enforcement of this Regulation and more broadly to strengthen the transparency of the supply chain. ***The Commission should issue guidance and support to economic operators, especially SMEs, on how to collect the required information.***	contact details, their unique identification number in the country they are established and, where available, their Economic Operators Registration and Identification (EORI) number. The review of the Union Customs Code will consider introducing in the customs legislation the information required to be ***provided or*** made available to customs by the economic operators for the enforcement of this Regulation and more broadly to strengthen the transparency of the supply chain.		contact details, their unique identification number in the country they are established and, where available, their Economic Operators Registration and Identification (EORI) number. The review of the Union Customs Code will consider introducing in the customs legislation the information required to be ***provided or*** made available to customs by the economic operators for the enforcement of this Regulation and more broadly to strengthen the transparency of the supply chain. ***The Commission should issue guidance and support to economic operators, especially SMEs, on how to collect the required information.*** Text Origin: Council Mandate
Recital 36					
45	(36) Customs authorities that identify a product that may be covered by a decision communicated by competent authorities	(36) Customs authorities that identify a product that may be covered by a decision communicated by ***the Commission or***	(~~36~~***42***) Customs authorities that identify a product that may be covered by a ***Commission*** decision communicated ~~by~~***to***		(36) Customs authorities that identify a product that may be covered by a decision communicated by ***lead*** competent authorities

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	establishing a violation of the prohibition should suspend the release of that product and notify the competent authorities immediately. Competent authorities should reach a conclusion within a reasonable timeframe on the case notified to them by the customs authorities, either by confirming or by denying that the product concerned is covered by a decision. Where necessary the competent authorities should be authorised to require maintaining the suspension of its release. In the absence of a conclusion by competent authorities within the specified time limit, customs authorities should release the products if all other applicable requirements and formalities are fulfilled. Generally, the release for free circulation or export should also not be deemed to be proof of compliance with Union law, since such a release does not necessarily include a complete control of such compliance.	competent authorities establishing a violation of the prohibition should suspend the release of that product and notify the competent authorities immediately. ***The Commission or the*** competent authorities should reach a conclusion within a reasonable timeframe on the case notified to them by the customs authorities, either by confirming or by denying that the product concerned is covered by a decision. Where necessary ***and duly justified, the Commission or*** the competent authorities should be authorised to require maintaining the suspension of its release, ***taking into account the potential damage for the economic operator***. In the absence of a conclusion by competent authorities within the specified time limit, customs authorities should release the products if all other applicable requirements and formalities are fulfilled. Generally, the release for free circulation or export should also not be deemed to be proof of compliance with Union law,	competent authorities establishing a violation of the prohibition should suspend the release of that product and notify the competent authorities immediately. Competent authorities should reach a conclusion within a reasonable timeframe on the case notified to them by the customs authorities, either by confirming or by denying that the product concerned is covered by a ***Commission*** decision. Where necessary the competent authorities should be authorised to require maintaining the suspension of its release. In the absence of a conclusion by competent authorities within the specified time limit, customs authorities should release the products if all other applicable requirements and formalities are fulfilled. Generally, the release for free circulation or export should also not be deemed to be proof of compliance with Union law, since such a release does not necessarily include a complete control of such compliance.		establishing a violation of the prohibition should suspend the release of that product and notify the competent authorities immediately. Competent authorities should reach a conclusion within a reasonable timeframe on the case notified to them by the customs authorities, either by confirming or by denying that the product concerned is covered by a decision. Where necessary ~~the~~***and duly justified, he*** competent authorities should be authorised to require maintaining the suspension of its release***, taking into account the potential damage for the economic operator***. In the absence of a conclusion by competent authorities within the specified time limit, customs authorities should release the products if all other applicable requirements and formalities are fulfilled. Generally, the release for free circulation or export should also not be deemed to be proof of compliance with Union law, since such a release does not necessarily include a complete control of

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		since such a release does not necessarily include a complete control of such compliance.			such compliance.
Recital 37					
G 46	(37) Where the competent authorities conclude that a product corresponds to a decision establishing a violation of the prohibition, they should immediately inform customs authorities which should refuse its release for free circulation or export. The product should be destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including legislation on waste management, which excludes re-export in case of non-Union goods.	(37) Where the ***Commission or the*** competent authorities conclude that a product corresponds to a decision establishing a violation of the prohibition, they should immediately inform customs authorities which should refuse its release for free circulation or export. The product ***should be donated to charitable or public interest purposes if it is perishable. If such products are not perishable, they should be recycled, and if that is not possible, they*** should be destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including legislation on waste management, which excludes re-export in case of non-Union goods.	(~~37~~***43***) Where the competent authorities conclude that a product corresponds to a ***Commission*** decision establishing a violation of the prohibition, they should immediately inform customs authorities which should refuse its release for free circulation or export. The product should be destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including legislation on waste management ***and on ecodesign***, which excludes re-export in case of non-Union goods.		(37) Where the competent authorities conclude that a product corresponds to a decision establishing a violation of the prohibition, they should immediately inform customs authorities which should refuse its release for free circulation or export. ~~*The product should be destroyed, rendered inoperable, or otherwise disposed of in accordance with national law consistent with Union law, including legislation on waste management, which excludes re-export in case of non-Union goods.*~~ Text Origin: EP Mandate G
Recital 37a					

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G 46a		***(37a) The Commission should take into due consideration the risk of disengagement by economic operators who are either related to products or regions in the database, or who have had their product removed from the Union market, as well as the consequences on affected workers. The Commission should therefore, where appropriate, support economic operators in adopting and carrying out measures suitable and effective for bringing forced labour to an end. Responsible disengagement entails, as a minimum, complying with collective agreements and articulating escalation measures.***			***(37a) The lead competent authorities should take into due consideration the risk of disengagement by economic operators who are either related to products or regions in the database, or who have had their product removed from the Union market, as well as the consequences on affected workers. Lead competent authorities should therefore, where appropriate, support economic operators in adopting and carrying out measures suitable and effective for bringing forced labour to an end. Responsible disengagement includes complying with collective agreements and articulating escalation measures.*** Text Origin: EP Mandate
Recital 38					
G 47	(38) The conditions applicable to products during the suspension of their release for free circulation or export, including their	(38) The conditions applicable to products during the suspension of their release for free circulation or export, including their	(~~38~~44) The conditions applicable to products during the suspension of their release for free circulation or export, including their		(38) The conditions applicable to products during the suspension of their release for free circulation or export, including their

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	storage or destruction and disposal of in case of a refusal of release for circulation, should be determined by customs authorities, where applicable pursuant to Regulation (EU) No 952/2013. Should products entering the Union market require further processing, they are to be placed under the appropriate customs procedure allowing such processing in accordance with Articles 220, 254, 256, 257 and 258 of Regulation (EU) No 952/2013.	storage or destruction and disposal of in case of a refusal of release for circulation, should be determined by customs authorities, where applicable pursuant to Regulation (EU) No 952/2013. Should products entering the Union market require further processing, they are to be placed under the appropriate customs procedure allowing such processing in accordance with Articles 220, 254, 256, 257 and 258 of Regulation (EU) No 952/2013.	storage or destruction and disposal of in case of a refusal of release for circulation, should be determined by customs authorities, where applicable pursuant to Regulation (EU) No 952/2013. Should products entering the Union market require further processing, they are to be placed under the appropriate customs procedure allowing such processing in accordance with Articles 220, 254, 256, 257 and 258 of Regulation (EU) No 952/2013.		storage or destruction and disposal of in case of a refusal of release for circulation, should be determined by customs authorities, where applicable pursuant to Regulation (EU) No 952/2013. Should products entering the Union market require further processing, they are to be placed under the appropriate customs procedure allowing such processing in accordance with Articles 220, 254, 256, 257 and 258 of Regulation (EU) No 952/2013. Text Origin: Council Mandate
Recital 38a					
G 47a	(43) Where, for the prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of		(~~43~~45) Where, for the prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of	(~~43~~EP43) Where, for the prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of	(~~43~~45) Where, for the prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of G

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	the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39. Moved reference text		the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39. Moved from row 52 [52 - 47a]	the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.	the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39. Text Origin: Council Mandate
Recital 38b					
G 47b	(46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised		(46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised	(~~46~~EP46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised	(46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised G

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	in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13. Moved reference text		in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13. Moved from row 55 [55 - 47b]	in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13.	in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. _____ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13. Text Origin: Council Mandate
Recital 38c					
G 47c	(47) In order to supplement or amend certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union (TFEU) should be delegated to the Commission. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up		*deleted* *Moved from row 56 [56 - 47c]*	(~~47~~EP47) In order to supplement or amend certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union (TFEU) should be delegated to the Commission. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up	(~~47~~EP47) In order to supplement or amend certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union (TFEU) should be delegated to the Commission. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up G

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	delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council. Moved reference text			delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.	delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council. Text Origin: Auxiliary 1
Recital 38d					
G 47d	(48) In order to ensure that the customs authorities are provided with all the necessary information about the product to act effectively, including the information identifying the relevant product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in		(48) In order to ensure that the customs authorities are ~~provided with all the necessary information about the product to act effectively, including the~~ ***able to act effectively the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of further specifying the additional*** information identifying the ~~relevant~~ product~~,~~ ***concerned (***information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market~~, the power to adopt acts in accordance with Article 290 TFEU should be delegated~~***) that***	(~~48~~***EP48***) In order to ensure that the customs authorities are provided with all the necessary information about the product to act effectively, including the information identifying the relevant product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in	(48) In order to ensure that the customs authorities are ~~provided with all the necessary information about the product to act effectively, including the~~ ***able to act effectively the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of further specifying the additional*** information identifying the ~~relevant product,~~ ***product concerned (***information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market~~, the power to adopt acts in accordance with Article 290 TFEU should be delegated~~***) that*** G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure. Moved reference text		***economic operators should make available or provide*** to the ~~*Commission*~~***customs authorities***. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure. Moved from row 57 [57 - 47d]	order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure. ***(48a) In order to ensure that penalties are effective and fair and to prevent a distorted approach to penalties in the internal market, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. The Commission should define the method for the calculation of financial penalties and the thresholds applicable, define where they are to be used, and specify mitigating and aggravating circumstances to guide Member States in designing their penalty regimes.*** ***(48b) The Commission should carry out an evaluation of this Regulation in light of the objective it pursues, and should submit a report thereon to the European Parliament, to the Council***	***economic operators should make available or provide*** to the ~~*Commission*~~***customs authorities***. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure. ***(48a) Member States shall confer on their competent authorities the power to impose and implement effective, proportionate and dissuasive penalties in cases where the economic operator has failed to comply with a decision prohibiting the placing on the market of products. The rules on penalties applicable to non-compliance with a decision should be established by Member States, giving due regard to elements such as the gravity and duration of***

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				and to the European Economic and Social Committee. The report should assess whether this Regulation achieved its objectives, in particular with regard to reducing the number of products on the Union market made with forced labour, improving cooperation between competent authorities and strengthening the controls on products entering the Union market, the impact on business of administrative procedures, the cost of compliance, the impact on trade and on competitiveness of companies operating in the internal market, the alignment with other relevant Union law, the contribution to fight forced labour globally, and the overall cost-benefit and effectiveness.	***the infringement, previous infringements by the economic operator, the degree of cooperation with competent authorities and any other mitigating or aggravating factor applicable to the circumstances of the particular case. The Commission should issue guidance for Member States on the method for calculating financial penalties and the thresholds applicable and the EU Network should promote best practices in the application of such penalties.*** ***(48b) The Commission should carry out an evaluation of the implementation and enforcement of this Regulation and submit a report thereon to the European Parliament, the Council and the European Economic and Social Committee. The report should assess the contribution of the Regulation to the elimination of products made with forced labour***

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					from the internal market and to the fight against forced labour as well as to the cooperation between competent authorities and international cooperation to eliminate forced labour. The report should also assess the impact of the Regulation, on businesses, in particular SMEs, and on victims, as well as the overall costs and benefits of the prohibition. ***(48c) This Regulation respects the right to good administration, enshrined in Article 41 of the EU Charter of Fundamental Rights, which includes, inter alia, the right of every person to be heard, before any individual measure which would affect him or her adversely is taken. To this regard, the lead competent authorities conducting the investigation should inform the economic operators concerned about the initiation of the investigation and the possible consequences thereof. To ensure their right to due process, economic operators should***

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					have the opportunity to provide information in their defence to the competent authorities upon their request during the investigation. Economic operators should have the possibility to request the lead competent authority to review the decision affecting them, by providing new substantial information. The decisions adopted by Member States' competent authorities should be subject to judicial review foreseen in applicable national law. The decisions adopted by the Commission under this Regulation are subject to review by the Court of Justice in accordance with Article 263 TFEU.
Recital 39					
48	(39) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs	(39) A uniform enforcement of the prohibition as regards products entering or leaving the Union market can only be achieved through systematic exchange of information and cooperation amongst competent authorities, customs	Moved to row 26h [48 - 26h]		

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	authorities and the Commission.	authorities and the Commission. ***This cooperation should be coordinated by the Commission.***			
Recital 40					
49	(40) For the collection, processing and storage of information, in a structured form, on issues relating to the enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective duties under this Regulation.	(40) For the collection, processing and storage of information, in a structured form, on issues relating to the enforcement of the prohibition, the competent authorities should use ICSMS. The Commission, competent authorities and customs authorities should have access to that system to carry out their respective duties under this Regulation.	Moved to row 26i [49 - 26i]		
Recital 41					
50	(41) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective	(41) In order to optimise and unburden the control process of products entering or leaving the Union market, it is necessary to allow for an automated data transfer between the ICSMS and customs systems. Three different data transfers should be distinguished in view of their respective	Moved to row 26j [50 - 26j]		

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	purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission Implementing Regulation (EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs	purposes. Firstly, decisions establishing a violation of the prohibition should be communicated from the ICSMS to the Electronic Customs Risk Management System (CRMS) referred to in Article 36 of Commission Implementing Regulation (EU) 2015/2447[1], without prejudice to any future evolution of the customs risk management environment, for use by customs authorities to identify products that may correspond to such a decision. The available interfaces of the customs environment should be used for those first data transfers. Secondly, where customs authorities identify such a product, case management will be necessary to, among others, transfer the notification of the suspension, the conclusion of competent authorities and the outcome of the actions taken by customs. The EU Single Window Environment for customs should support those second data transfers between ICSMS and national customs systems. Thirdly, customs			

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	systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information should therefore be extracted and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. _____ 1. Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs	systems contain information on products entering and leaving the Union market that would be relevant for competent authorities to carry out their duties but that is not accessible to them. The relevant information should therefore be extracted and transmitted to the ICSMS. The three interconnections should be highly automated and easy-to-use, so as to limit any additional burden for customs authorities. The Commission should be empowered to adopt, in cooperation with customs authorities and competent authorities, the implementing acts necessary to determine the procedural rules, practical arrangements and data elements to be transferred between the ICSMS and customs systems and any other ancillary requirement. _____ 1. Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs			

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	Code, OJ L 343, 29.12.2015, p. 558.	Code, OJ L 343, 29.12.2015, p. 558.			
Recital 42					
51	(42) To ensure effective enforcement decisions taken by a competent authority in one Member State should be recognised and enforced by competent authorities in the other Member States regarding products with the same identification from the same supply chain for which forced labour has been found.	(42) To ensure effective enforcement decisions taken by a competent authority in one Member State should be recognised and enforced by competent authorities in the other Member States regarding products with the same identification from the same supply chain for which forced labour has been found.	Moved to row 38a [51 - 38a]		
Recital 42a					
51a		***(42a) Acknowledging current developments in traceability technology to facilitate monitoring of supply chains, the Commission should support economic operators in the uptake of such technology, including through financial and technical assistance.***			
Recital 43					
52	(43) Where, for the	(43) Where, for the			

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	prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.	prohibition, it is necessary to process personal data, such processing should be carried out in accordance with Union law on the protection of personal data. Any processing of personal data under the prohibition should be subject to Regulation (EU) 2016/679 of the European Parliament and of the Council[1] and Regulation (EU) 2018/1725 of the European Parliament and of the Council[2]. _____ 1. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1. 2. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.	Moved to row 47a [52 - 47a]		
Recital 44					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
53	(44) To ensure effective enforcement of the prohibition, it is necessary to establish a network aimed at structured coordination and cooperation between the competent authorities of the Member States and, where appropriate, experts from customs authorities, and the Commission. That network should also aim at streamlining the practices of the competent authorities within the Union that facilitate the implementation of joint enforcement activities by Member States, including joint investigations. That administrative support structure should allow the pooling of resources and maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition.	(44) To ensure effective enforcement of the prohibition, it is necessary to establish a network***, coordinated by the Commission,*** aimed at structured coordination and cooperation between the ***Commission, the*** competent authorities of the Member States and, where appropriate, experts from customs authorities~~, and the Commission~~. That network should also aim at streamlining the practices of the competent authorities within the Union that facilitate the implementation of joint enforcement activities by Member States, including joint investigations***, facilitate capacity building activities, such as the organisation of training programmes for competent authorities and other relevant stakeholders, promote exchanges of personnel between competent authorities and, where appropriate, with the authorities of partner third countries or with international organisations, assist in the organisation of***	Moved to row 26f [53 - 26f]		

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		information campaigns and voluntary mutual visit programmes between competent authorities, involve and facilitate the diplomatic representations of the Union to assist in the information gathering efforts of this Regulation. The ~~*. That*~~ administrative support structure ***to be provided by the Commission*** should allow the pooling of resources and maintain a communication and information system between Member States and the Commission, thereby helping to strengthen the enforcement of the prohibition.			
Recital 44a					
53a		***(44a) The Commission should ensure the effective and uniform application of this Regulation and to that effect support and encourage cooperation between enforcement authorities through the Network.***			
Recital 45					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
54	(45) Since forced labour is a global problem and given the interlinkages of the global value chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the prohibition. The Commission should as appropriately cooperate with and exchange information with authorities of third countries and international organisations to enhance the effective implementation of the prohibition. International cooperation with authorities of non-EU countries should take place in a structured way as part of the existing dialogue structures, for example Human Rights Dialogues with third countries, or, if necessary, specific ones that will be created on an ad hoc basis.	(45) Since forced labour is a global problem and given the interlinkages of the global ~~value~~***supply*** chains, it is necessary to promote international cooperation against forced labour, which would also improve the efficiency of applying and enforcing the prohibition. The Commission should as appropriately cooperate with and exchange information with authorities of third countries and international organisations***, as well as with other actors,*** to enhance the effective implementation of the prohibition. International cooperation with authorities of non-EU countries should take place in a structured way as part of the existing dialogue structures, for example Human Rights Dialogues with third countries, or, if necessary, specific ones that will be created on an ad hoc basis. ***Existing dialogue structures with third countries include the (sub)committees on trade and sustainable development in trade agreements or the dialogue***	Moved to row 32e [54 - 32e]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		foreseen within the Generalised System of Preferences. The Commission should ensure coherence and synergies between relevant external policies, in particular development cooperation and projects focusing on the eradication of forced labour, and it should also foster the creation of enabling environments in third countries to promote and protect human rights, including capacity building to support workers and local communities in their efforts to root out forced labour from global supply chains. Additionally, the Commission should have regular contact and cooperation in particular with countries that have similar legislation in place, to share information of risk products or regions as well as best practices for bringing to an end forced labour. Union delegations should have an important role when it comes to disseminating information on this Regulation and should facilitate the possibility of third parties in			

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		third countries to provide information on the existence of forced labour on a determined product.			
Recital 46					
55	(46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13.	(46) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers, OJ L 55, 28.2.2011, p. 13.	Moved to row 47b [55 - 47b]		
Recital 47					
56	(47) In order to supplement or amend certain non-essential elements of this Regulation, the power to	(47) In order to supplement or amend certain non-essential elements of this Regulation, the power to	Moved to row 47c [56 - 47c]		

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	adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union (TFEU) should be delegated to the Commission. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.	adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union (TFEU) should be delegated to the Commission. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.			
Recital 48					
57	(48) In order to ensure that the customs authorities are provided with all the necessary information about the product to act effectively, including the information identifying the relevant product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market, the power	(48) In order to ensure that the customs authorities are provided with all the necessary information about the product to act effectively, including the information identifying the relevant product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market, the power	Moved to row 47d [57 - 47d]		

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	to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure.	to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. Customs authorities need to be enabled to obtain information rapidly on specific products, identified in the decisions of the competent authorities in order to take actions and measures effectively and swiftly. In such cases, delegated acts should be adopted in an urgent procedure.			
Recital 48a					
57a		***(48a) In order to ensure that penalties are effective and fair and to prevent a distorted approach to penalties in the internal market, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission. The Commission should define the method for the calculation of financial penalties and the thresholds applicable, define where they are to be used, and specify mitigating and***			

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		aggravating circumstances to guide Member States in designing their penalty regimes.			
Recital 48b					
57b		***(48b) The Commission should carry out an evaluation of this Regulation in light of the objective it pursues, and should submit a report thereon to the European Parliament, to the Council and to the European Economic and Social Committee. The report should assess whether this Regulation achieved its objectives, in particular with regard to reducing the number of products on the Union market made with forced labour, improving cooperation between competent authorities and strengthening the controls on products entering the Union market, the impact on business of administrative procedures, the cost of compliance, the impact on trade and on competitiveness of companies operating in the***			

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		internal market, the alignment with other relevant Union law, the contribution to fight forced labour globally, and the overall cost-benefit and effectiveness.			
Recital 49					
58	(49) Since the objective of this Regulation, namely, the prohibition, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	(49) Since the objective of this Regulation, namely, the prohibition, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	(49) Since the objective of this Regulation, namely, the prohibition, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.		(49) Since the objective of this Regulation, namely, the prohibition, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. Text Origin: Commission Proposal
Recital 50					

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G 59	(50) In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the Official Journal of the European Union,	(50) In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the Official Journal of the European Union,	*deleted*		*(50)* In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the Official Journal of the European Union, Text Origin: Commission Proposal
Formula					
G 60	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:		HAVE ADOPTED THIS REGULATION: Text Origin: Commission Proposal
Chapter I					
G 61	Chapter I General provisions	Chapter I General provisions	Chapter I General provisions		Chapter I General provisions Text Origin: Commission Proposal
Article 1					
G 62	Article 1 Subject matter and scope	Article 1 Subject matter and scope	Article 1 Subject matter and scope		Article 1 Subject matter and scope Text Origin: Commission

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					Proposal
Article 1(1)					
63	1. This Regulation lays down rules prohibiting economic operators from placing and making available on the Union market or exporting from the Union market products made with forced labour.	1. This Regulation lays down rules prohibiting economic operators from placing and making available on the Union market or exporting from the Union market products made with forced labour***, and contributes to the fight against forced labour***.	1. ***The purpose of*** this Regulation ~~*lays down*~~ ***is to contribute to the proper functioning of the internal market by laying down harmonised*** rules prohibiting economic operators from placing and making available on the Union market or exporting from the Union market products made with forced labour.		1. This Regulation lays down rules prohibiting economic operators from placing and making available on the Union market or exporting from the Union market products made with forced labour ***with a view to improving the functioning of the internal market, while contributing to the fight against forced labour***.
Article 1(2)					
64	2. This Regulation shall not cover the withdrawal of products which have reached the end-users in the Union market.	2. This Regulation shall not cover the withdrawal of products which have reached the end-users in the Union market.	2. This Regulation shall not cover the withdrawal of products which have reached the end-users in the Union market.		2. This Regulation shall not cover the withdrawal of products which have reached the end-users in the Union market. Text Origin: Commission Proposal
Article 1(2a)					
64a			***3. This Regulation shall not create additional due diligence obligations for economic operators besides***		***3. This Regulation does not create additional due diligence obligations for economic operators besides***

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			those already provided by mandatory national or Union requirements, in particular national measures transposing [Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate Sustainability Due Diligence].		***those already provided by Union or national law.***
Article 2					
65	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions		Article 2 Definitions Text Origin: Commission Proposal
Article 2, first paragraph					
66	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply:		For the purposes of this Regulation, the following definitions apply: Text Origin: Commission Proposal
Article 2, first paragraph, point (a)					
67	(a) 'forced labour' means forced or compulsory labour as defined in Article 2 of the Convention on Forced Labour, 1930 (No. 29) of the	(a) 'forced labour' means ~~*forced or compulsory labour as defined in*~~ ***all work or service that is exacted from a person under the menace***	(a) 'forced labour' means forced or compulsory labour, ***including forced child labour,*** as defined in Article 2 of the Convention on		(a) 'forced labour' means forced or compulsory labour, ***including forced child labour,*** as defined in Article 2 of the Convention on

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	International Labour Organization, including forced child labour;	***of a penalty and for which that person has not offered himself or herself voluntarily in accordance with*** Article 2 of the Convention on Forced Labour, 1930 (No. 29) of the International Labour Organization, including forced child labour***, and can occur along the value chain***;	Forced Labour, 1930 (No. 29) of the International Labour Organization~~, *including forced child labour*~~;		Forced Labour, 1930 (No. 29) of the International Labour Organization~~, *including forced child labour*~~; Text Origin: Council Mandate
Article 2, first paragraph, point (b)					
G 68	(b) 'forced labour imposed by state authorities' means the use of forced labour as described in Article 1 of the Convention on the Abolition of Forced Labour, 1957 (No. 105) of the International Labour Organization;	(b) 'forced labour imposed by state authorities' means the use of forced labour***:*** ***(i) as a means of political coercion or education or as a punishment for holding or expressing political views or opinions ideologically opposed to the established political, social or economic system;*** ***(ii) as a method of mobilising and using labour for purposes of economic development;*** ***(iii) as a means of labour discipline;*** ***(iv) as a punishment for having participated in strikes;***	(b) 'forced labour imposed by state authorities' means the use of forced labour as described in Article 1 of the Convention on the Abolition of Forced Labour, 1957 (No. 105) of the International Labour Organization;		(b) 'forced labour imposed by state authorities' means the use of forced labour as described in Article 1 of the Convention on the Abolition of Forced Labour, 1957 (No. 105) of the International Labour Organization; Text Origin: Council Mandate G

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		(v) as a means of racial, social, national or religious discrimination; as listed ~~*as described*~~ in Article 1 of the Convention on the Abolition of Forced Labour, 1957 (No. 105) of the International Labour Organization;			
	Article 2, first paragraph, point (ba)				
R	68a	***(ba) 'remediation' means both the process of providing remedy to victims of forced labour for a negative human rights impact and the substantive outcomes that can counteract, or make good, the negative impact of forced labour, such as public apologies, restitution, rehabilitation, compensation, contribution to investigations, and compliance with measures adopted by relevant public authorities, as well as prevention of additional harm;***			***(ba) Text into a recital with the CSDD text***
	Article 2, first paragraph, point (c)				
G	69	(c) 'due diligence in relation	(c) 'due diligence in relation	(c) 'due diligence in relation	(c) 'due diligence in relation

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	to forced labour' means the efforts by economic operator to implement mandatory requirements, voluntary guidelines, recommendations or practices to identify, prevent, mitigate or bring to an end the use of forced labour with respect to products that are to be made available on the Union market or to be exported;	to forced labour' means the efforts by economic operator to implement mandatory requirements, voluntary guidelines, recommendations or practices to identify, prevent, mitigate or bring to an end the use of forced labour with respect to products that are to be made available on the Union market or to be exported;	to forced labour' means the efforts by economic operator to implement mandatory ***national or EU*** requirements, ***in particular national measures transposing [Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate Sustainability Due Diligence],*** voluntary guidelines, recommendations or practices to identify, prevent, mitigate or bring to an end the use of forced labour with respect to products that are ***to be placed or*** to be made available on the Union market or to be exported;		to forced labour' means the efforts by economic operator to implement mandatory requirements, voluntary guidelines, recommendations or practices to identify, prevent, mitigate or bring to an end the use of forced labour with respect to products that are to be ***placed or to be*** made available on the Union market or to be exported;
Article 2, first paragraph, point (d)					
70	(d) 'making available on the market' means any supply of a product for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge and in the case where the product is offered for sale online or through other means of distance sales, the	(d) 'making available on the market' means any supply of a product for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge and in the case where the product is offered for sale online or through other means of distance sales, the	(d) 'making available on the market' means any supply of a product for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge ~~*and in the case where the product is offered for sale online or through other means of distance sales, the*~~		(d) 'making available on the market' means any supply of a product for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge ~~*and in the case where the product is offered for sale online or through other means of distance sales, the*~~

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	making available on the market is deemed to take place when the offer for sale is targeted at users in the Union;	making available on the market is deemed to take place when the offer for sale is targeted at users in the Union;	~~making available on the market is deemed to take place when the offer for sale is targeted at users in the Union~~;		~~making available on the market is deemed to take place when the offer for sale is targeted at users in the Union~~; Text Origin: Council Mandate
Article 2, first paragraph, point (e)					
71	(e) 'placing on the market' means the first making available of a product on the Union market;	(e) 'placing on the market' means the first making available of a product on the Union market;	(e) 'placing on the market' means the first making available of a product on the Union market;		(e) 'placing on the market' means the first making available of a product on the Union market; Text Origin: Commission Proposal
Article 2, first paragraph, point (f)					
72	(f) 'product' means any product that can be valued in money and is capable, as such, of forming the subject of commercial transactions, whether it is extracted, harvested, produced or manufactured, including working or processing related to a product at any stage of its supply chain;	(f) 'product' means any product that can be valued in money and is capable, as such, of forming the subject of commercial transactions, whether it is extracted, harvested, produced or manufactured, including working or processing related to a product at any stage of its supply chain;	(f) 'product' means any product that can be valued in money and is capable, as such, of forming the subject of commercial transactions, whether it is extracted, harvested, produced or manufactured, including working or processing related to a product at any stage of its supply chain;		(f) 'product' means any product that can be valued in money and is capable, as such, of forming the subject of commercial transactions, whether it is extracted, harvested, produced or manufactured, including working or processing related to a product at any stage of its supply chain; Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 2, first paragraph, point (g)					
73	(g) ‘product made with forced labour’ means a product for which forced labour has been used in whole or in part at any stage of its extraction, harvest, production or manufacture, including working or processing related to a product at any stage of its supply chain;	(g) ‘product made with forced labour’ means a product for which forced labour has been used in whole or in part at any stage of its extraction, harvest, production or manufacture, including working or processing related to a product at any stage of its supply chain;	(g) ‘product made with forced labour’ means a product for which forced labour has been used in whole or in part at any stage of its extraction, harvest, production or manufacture, including working or processing related to a product at any stage of its supply chain;		(g) ‘product made with forced labour’ means a product for which forced labour has been used in whole or in part at any stage of its extraction, harvest, production or manufacture, including working or processing related to a product at any stage of its supply chain; Text Origin: Commission Proposal
Article 2, first paragraph, point (ga)					
73a		***(ga) 'supply chain' means the activities of the company’s upstream business partners related to the extraction, harvest, production or manufacturing of a product, including working or processing related to the product at any stage of those activities;***	***(ga) ‘supply chain’ means the entire network of operators involved at all stages, upstream of the product being made available on the market, related to the extraction, harvesting, production, manufacturing and supply of a product or parts of the products to be incorporated in the final products to be made available;***		***(ga) 'supply chain' means the system of activities, processes and actors involved at all stages upstream of the product being made available on the market, namely the extraction, harvesting, production and manufacturing of a product in whole or in part, including working or processing related to the product at any of those stages;***
Article 2, first paragraph, point (h)					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
74	(h) 'economic operator' means any natural or legal person or association of persons who is placing or making available products on the Union market or exporting products;	(h) 'economic operator' means any natural or legal person or association of persons who is placing or making available products on the Union market or exporting products;	(h) 'economic operator' means ***the manufacturer, producer, product supplier, importer, exporter or*** any natural or legal person or association of persons who is placing or making available products on the Union market or exporting products;		(h) 'economic operator' means any natural or legal person or association of persons who is placing or making available products on the Union market or exporting products ***from the Union***; Text Origin: Council Mandate
Article 2, first paragraph, point (i)					
75	(i) 'manufacturer' means the manufacturer of the product pursuant to the Union legislation applicable to that product;	(i) 'manufacturer' means the manufacturer of the product pursuant to the Union legislation applicable to that product;	(i) 'manufacturer' means ~~*the manufacturer of the*~~***any natural or legal person who manufactures a*** product ~~*pursuant to the Union legislation applicable to that product*~~***or has a product designed or manufactured, and markets that products under its name or trademark***;		(i) 'manufacturer' means ~~*the manufacturer of the*~~***any natural or legal person who manufactures a*** product ~~*pursuant to the Union legislation applicable to that product*~~***or has a product designed or manufactured, and markets that products under its name or trademark***; Text Origin: Council Mandate
Article 2, first paragraph, point (j)					
76	(j) 'producer' means the producer of agricultural products as referred to in Article 38(1) TFEU or of	(j) 'producer' means the producer of agricultural products as referred to in Article 38(1) TFEU or of	(j) 'producer' means the producer of agricultural products as referred to in Article 38(1) TFEU or of		(j) 'producer' means the producer of agricultural products as referred to in Article 38(1) TFEU or of

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	raw materials;	raw materials;	raw materials;		raw materials; Text Origin: Commission Proposal
Article 2, first paragraph, point (k)					
77	(k) 'product supplier' means any natural or legal person or association of persons in the supply chain who extracts, harvests, produces or manufactures a product in whole or in part, or intervenes in the working or processing related to a product at any stage of its supply chain, whether as manufacturer or in any other circumstances;	(k) 'product supplier' means any natural or legal person or association of persons in the supply chain who extracts, harvests, produces or manufactures a product in whole or in part, or intervenes in the working or processing related to a product at any stage of its supply chain, whether as manufacturer or in any other circumstances;	(k) 'product supplier' means any natural or legal person or association of persons in the supply chain who extracts, harvests, produces or manufactures a product in whole or in part, or intervenes in the working or processing related to a product at any stage of its supply chain, whether as manufacturer or in any other circumstances;		(k) 'product supplier' means any natural or legal person or association of persons in the supply chain who extracts, harvests, produces or manufactures a product in whole or in part, or intervenes in the working or processing related to a product at any stage of its supply chain, whether as manufacturer or in any other circumstances; Text Origin: Commission Proposal
Article 2, first paragraph, point (ka)					
77a			***(ka) 'end user' means any natural or legal person residing or established in the Union, to whom a product has been made available either as a consumer outside of any trade, business, craft or profession or as a professional end user in the***	***(EPma) 'end user' means any natural or legal person residing or established in the Union, to whom a product has been made available either as a consumer outside of any trade, business, craft or profession or as a professional end user in the***	***(ka) 'end user' means any natural or legal person residing or established in the Union, to whom a product has been made available either as a consumer outside of any trade, business, craft or profession or as a professional end user in the***

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			course of its industrial or professional activities;	***course of his or her industrial or professional activities;***	***course of its industrial or professional activities;*** Text Origin: Council Mandate
Article 2, first paragraph, point (l)					
78	(l) 'importer' means any natural or legal person or association of persons established within the Union who places a product from a third country on the Union market;	(l) 'importer' means any natural or legal person or association of persons established within the Union who places a product from a third country on the Union market;	(l) 'importer' means any natural or legal person or association of persons established within the Union who places a product from a third country on the Union market;		(l) 'importer' means any natural or legal person or association of persons established within the Union who places a product from a third country on the Union market; Text Origin: Commission Proposal
Article 2, first paragraph, point (m)					
79	(m) 'exporter' means the exporter as defined in Article 1, point (19) of Commission Delegated Regulation (EU) 2015/2446[1]; _____ 1. Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code, OJ L 343, 29.12.2015, p. 1.	(m) 'exporter' means the exporter as defined in Article 1, point (19) of Commission Delegated Regulation (EU) 2015/2446[1]; _____ 1. Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code, OJ L 343, 29.12.2015, p. 1.	(m) 'exporter' means the exporter as defined in Article 1, point (19) of Commission Delegated Regulation (EU) 2015/2446[1]; _____ 1. Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code, OJ L 343, 29.12.2015, p. 1.		(m) 'exporter' means the exporter as defined in Article 1, point (19) of Commission Delegated Regulation (EU) 2015/2446[1]; _____ 1. Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code, OJ L 343, 29.12.2015, p. 1. Text Origin: Commission

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					Proposal
Article 2, first paragraph, point (ma)					
79a		***(ma) 'end user' means any natural or legal person residing or established in the Union, to whom a product has been made available either as a consumer outside of any trade, business, craft or profession or as a professional end user in the course of his or her industrial or professional activities;***			*deleted*
Article 2, first paragraph, point (n)					
80	*(n)* 'substantiated concern' means a well-founded reason, based on objective and verifiable information, for the competent authorities to suspect that products were likely made with forced labour;	(n) 'substantiated concern' means a well-founded reason, based on objective, ***factual*** and verifiable information, for the competent authorities to suspect that products were likely made with forced labour;	(n) 'substantiated concern' means a ~~*well-founded reason,*~~ ***reasonable indication*** based on objective and verifiable information, for the competent authorities to suspect that products were likely made with forced labour;		(n) 'substantiated concern' means a ~~*well-founded reason,*~~ ***reasonable indication*** based on objective, ***factual*** and verifiable information, for the competent authorities to suspect that products were likely made with forced labour;
Article 2, first paragraph, point (na)					
80a			***(na) 'Competent authority'***		***(na) 'lead competent***

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			means competent authority as designated pursuant to Article 5 of this Regulation;		***authority' means the authority responsible for assessing submissions, conducting investigations, and taking decisions in accordance with Article 14a, which could be a Member State competent authority or the Commission.***
Article 2, first paragraph, point (o)					
G 81	(o) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;	(o) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;	(o) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;		(o) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013; Text Origin: Commission Proposal
Article 2, first paragraph, point (p)					
G 82	(p) 'products entering the Union market' means products from third countries intended to be placed on the Union market or intended for private use or consumption within the customs territory of the Union and placed under the customs procedure 'release for free circulation';	(p) 'products entering the Union market' means products from third countries intended to be placed on the Union market or intended for private use or consumption within the customs territory of the Union and placed under the customs procedure 'release for free circulation';	(p) 'products entering the Union market' means products from third countries intended to be placed on the Union market or intended for private use or consumption within the customs territory of the Union and ***to be*** placed under the customs procedure 'release for free circulation';		(p) 'products entering the Union market' means products from third countries intended to be placed on the Union market or intended for private use or consumption within the customs territory of the Union and ***to be*** placed under the customs procedure 'release for free circulation';

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					Text Origin: Council Mandate
Article 2, first paragraph, point (q)					
83	(q) 'products leaving the Union market' means products placed under the customs procedure 'export';	(q) 'products leaving the Union market' means products placed under the customs procedure 'export';	(q) 'products leaving the Union market' means products ***to be*** placed under the customs procedure 'export';		(q) 'products leaving the Union market' means products ***to be*** placed under the customs procedure 'export'; Text Origin: Council Mandate
Article 2, first paragraph, point (r)					
84	(r) 'release for free circulation' means the procedure laid down in Article 201 of Regulation (EU) No 952/2013;	(r) 'release for free circulation' means the procedure laid down in Article 201 of Regulation (EU) No 952/2013;	(r) 'release for free circulation' means the procedure laid down in Article 201 of Regulation (EU) No 952/2013;		(r) 'release for free circulation' means the procedure laid down in Article 201 of Regulation (EU) No 952/2013; Text Origin: Commission Proposal
Article 2, first paragraph, point (s)					
85	(s) 'export' means the procedure laid down in Article 269 of Regulation (EU) No 952/2013;	(s) 'export' means the procedure laid down in Article 269 of Regulation (EU) No 952/2013;	(s) 'export' means the procedure laid down in Article 269 of Regulation (EU) No 952/2013;		(s) 'export' means the procedure laid down in Article 269 of Regulation (EU) No 952/2013; Text Origin: Commission Proposal
Article 2, first paragraph, point (t)					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
G 86	(t) 'EU Customs Single Window Certificates Exchange System' or (EU CSW-CERTEX) means the system established by Article 4 of the [Regulation (EU) XX/20XX establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 COM/2020/673 final];	(t) 'EU Customs Single Window Certificates Exchange System' or (EU CSW-CERTEX) means the system established by Article 4 of the [Regulation (EU) XX/20XX establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 COM/2020/673 final];	(t) 'EU Customs Single Window Certificates Exchange System' or (EU CSW-CERTEX) means the system established by Article 4 of the ~~[~~Regulation (EU) ~~XX/20XX~~***2022/2399*** establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 ~~COM/2020/673 final]~~;		(t) 'EU Customs Single Window Certificates Exchange System' or (EU CSW-CERTEX) means the system established by Article 4 of the ~~[~~Regulation (EU) ~~XX/20XX~~***2022/2399*** establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 ~~COM/2020/673 final]~~; G Text Origin: Council Mandate
Article 2, first paragraph, point (u)					
G 87	(u) "National single window environments for customs" means the national single window environments for customs as defined in point 9 of Article 2 of [Regulation (EU) XX/20XX of the European Parliament and of the Council[1]]. 1. Regulation (EU) XX/20XX of the European Parliament and of the Council of ..... ,OJ, ...	(u) "National single window environments for customs" means the national single window environments for customs as defined in point 9 of Article 2 of [Regulation (EU) XX/20XX of the European Parliament and of the Council[1]]. 1. Regulation (EU) XX/20XX of the European Parliament and of the Council of ..... ,OJ, ...	(u) "National single window environments for customs" means the national single window environments for customs as defined in point 9 of Article 2 of ~~[~~Regulation (EU) ~~XX/20XX~~***2022/2399*** of the European Parliament and of the Council[1~~]~~. 1. Regulation (EU) XX/20XX ***2022/2399*** of the European Parliament and of the Council of ~~..... ,OJ, ...~~***23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013,OJ***		(u) "National single window environments for customs" means the national single window environments for customs as defined in point 9 of Article 2 of ~~[~~Regulation (EU) ~~XX/20XX~~***2022/2399*** of the European Parliament and of the Council[1~~]~~. G 1. Regulation (EU) XX/20XX ***2022/2399*** of the European Parliament and of the Council of ~~..... ,OJ, ...~~***23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013,OJ***

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			L 317, 9.12.2022, p.1.		*L 317, 9.12.2022, p.1*. Text Origin: Council Mandate
Article 3					
88	Article 3 Prohibition of products made with forced labour	Article 3 Prohibition of products made with forced labour	Article 3 Prohibition of products made with forced labour		Article 3 Prohibition of products made with forced labour Text Origin: Commission Proposal
Article 3, first paragraph					
89	Economic operators shall not place or make available on the Union market products that are made with forced labour, nor shall they export such products.	Economic operators shall not place or make available on the Union market products that are made with forced labour, nor shall they export such products.	Economic operators shall not place or make available on the Union market products that are made with forced labour, nor shall they export such products.		Economic operators shall not place or make available on the Union market products that are made with forced labour, nor shall they export such products. Text Origin: Commission Proposal
Article 4					
89a			***Article 4*** ***Cases where the product is offered for distance sales***		***Article 4*** ***Cases where a product is offered through distance selling*** Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4, first paragraph					
89b			***Products offered for sale online or through other means of distance sales shall be deemed to be made available on the market if the offer is targeted at end-users in the Union. An offer for sale shall be considered to be targeted at end-users in the Union if the relevant economic operator directs, by any means, its activities to one or more Member States.***		***Products offered for sale online or through other means of distance selling shall be deemed to be made available on the market if the offer is targeted at end-users in the Union. An offer for sale shall be considered to be targeted at end-users in the Union if the relevant economic operator directs, by any means, its activities to one or more Member States.***
Chapter II					
90	Chapter II Investigations and decisions of competent authorities	Chapter II Investigations and decisions of competent authorities ***and the Commission***	~~*Chapter II*~~ *deleted* *Investigations' Chapter moved to New Chapter III*		
Article 4					
91	Article 4 Preliminary phase of investigations	Article 4 Preliminary phase of investigations	Article 4 ~~*Preliminary phase of investigations*~~ Preliminary phase of investigations moved to New Article 15		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4(1)					
92	1. Competent authorities shall follow a risk-based approach in assessing the likelihood that economic operators violated Article 3. That assessment shall be based on all relevant information available to them, including the following information:	1. ***The Commission and*** competent authorities shall follow a risk-based approach in assessing the likelihood that economic operators violated Article 3. That assessment shall be based on all relevant ***factual and verifiable*** information available to them, including the following information:	Moved to row 180a [92 - 180a]		
Article 4(1), point (a)					
93	(a) submissions made by natural or legal persons or any association not having legal personality pursuant to Article 10;	(a) submissions made by natural or legal persons or any association not having legal personality pursuant to Article 10;	Moved to row 180c [93 - 180c]		
Article 4(1), point (b)					
94	(b) the risk indicators and other information pursuant to Article 23, points (b) and (c);	(b) the risk indicators and other information pursuant to Article 23, ~~*points (b) and (c)*~~***point (b)***;	Moved to row 180e [94 - 180e]		
Article 4(1), point (c)					
95	(c) the database referred to	(c) the database referred to			

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	in Article 11;	in Article 11;	Moved to row 180g [95 - 180g]		
Article 4(1), point (d)					
96	(d) information and decisions encoded in the information and communication system referred to in Article 22(1), including any past cases of compliance or non-compliance of an economic operator with Article 3;	(d) information and decisions encoded in the information and communication system referred to in Article 22(1), including any past cases of compliance or non-compliance of an economic operator with Article 3;	Moved to row 180i [96 - 180i]		
Article 4(1), point (e)					
97	(e) information requested by the competent authority from other relevant authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour.	(e) information requested by the ***Commission or the*** competent authority from other relevant authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour~~.~~**;**	Moved to row 180j [97 - 180j]		
Article 4(1), point (ea)					

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97a		***(ea) any issues arising from meaningful consultations with relevant stakeholders.***			
Article 4(2)					
98	2. In their assessment of the likelihood that economic operators violated Article 3, competent authorities shall focus on the economic operators involved in the steps of the value chain as close as possible to where the risk of forced labour is likely to occur and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour.	2. In their assessment of the likelihood that economic operators violated Article 3, ***the Commission and*** competent authorities shall focus on the economic operators ***and relevant product suppliers*** involved in the steps of the ~~value~~***supply*** chain as close as possible to where the risk of forced labour is likely to occur and take into account the size and economic resources of the economic operators, the ***share of forced labour component in the final product, the*** quantity of products concerned, as well as the scale of suspected forced labour ***and whether state-imposed forced labour could be a concern***.	Moved to row 188a [98 - 188a]		
Article 4(2a)					
98a		***2a. The right of the***			

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		economic operator to be heard shall be respected at all stages of the process.			
Article 4(3)					
99	3. Before initiating an investigation in accordance with Article 5(1), the competent authority shall request from the economic operators under assessment information on actions taken to identify, prevent, mitigate or bring to an end risks of forced labour in their operations and value chains with respect to the products under assessment, including on the basis of any of the following:	3. Before initiating an investigation in accordance with Article 5(1), the ***Commission or the*** competent authority shall request from the economic operators under assessment ***and relevant product suppliers*** information on actions taken to identify, prevent, mitigate or bring to an end risks of forced labour ***and remediate forced labour cases*** in their operations and ~~*value*~~***supply*** chains with respect to the products under assessment, including on the basis of any of the following:	Moved to row 188b [99 - 188b]		
Article 4(3), point (a)					
100	(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour;	(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour;	Moved to row 188c [100 - 188c]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4(3), point (b)					
101	(b) the guidelines issued by the Commission pursuant to Article 23, point (a);	(b) the guidelines issued by the Commission pursuant to Article 23, point (a);	Moved to row 188d [101 - 188d]		
Article 4(3), point (c)					
102	(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations;	(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations***, as well as of social partners, in particular those guidelines and recommendations relating to geographic areas, productions sites and economic activities in certain sectors, in specific areas with systematic and widespread forced labour practices***;	Moved to row 188e [102 - 188e]		
Article 4(3), point (d)					
103	(d) any other due diligence in relation to forced labour.	(d) any other due diligence in relation to forced labour.	Moved to row 188f [103 - 188f]		
Article 4(2b), second subparagraph					
103a		***The Commission and competent authorities may request information on***			

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		those actions from other relevant stakeholders, including the persons or associations having submitted relevant information pursuant to Article 10 and any other stakeholder working on the products or regions related to the assessment, as well as from diplomatic representations of the Union in relevant third countries.			
Article 4(2c)					
103b		***3a. Notwithstanding paragraph 2a, the Commission and competent authorities may refrain from requesting information from the economic operator and relevant product suppliers if they have a well-founded reason to believe, based on objective information, that it represents a risk to the investigation.***			
Article 4(4)					
104	4. Economic operators shall respond to the request of the	4. Economic operators ***and relevant product suppliers***	Moved to row 188g [104 -		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	competent authority referred to in paragraph 3 within 15 working days from the day they received such request. Economic operators may provide to competent authorities any other information they may deem useful for the purposes of this Article.	shall respond to the request of the ***Commission or*** competent authority referred to in paragraph 3 within ~~15~~***30*** working days from the day they received such request. Economic operators may provide to ***the Commission or*** competent authorities any other information they may deem useful for the purposes of this Article.	188g]		
Article 4(5)					
105	5. Within 30 working days from the date of receipt of the information submitted by economic operators pursuant to paragraph 4, the competent authorities shall conclude the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3 on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4.	5. Within 30 working days from the date of receipt of the information submitted by economic operators ***and relevant product suppliers*** pursuant to paragraph 4, the ***Commission or the*** competent authorities shall conclude the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3 on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators ***and relevant product suppliers*** pursuant to paragraph 4.	Moved to row 188i [105 - 188i]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4(5a)					
105a		***5a. Notwithstanding paragraph 5, the Commission or competent authorities may conclude that there is substantiated concern on the basis of any other facts available where it was not possible to gather information and evidence pursuant to paragraph 4, or where the competent authorities or the Commission have refrained from requesting information in accordance with paragraph 3a.***			
Article 4(6)					
106	6. The competent authority shall duly take into account where the economic operator demonstrates that it carries out due diligence on the basis of identified forced labour impact in its supply chain, adopts and carries out measures suitable and effective for bringing to an end forced labour in a short period of time.	*deleted*	*Moved to row 188j [106 - 188j]*		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4(7)					
107	*7.* Competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4, the competent authorities consider that there is no substantiated concern of a violation of Article 3, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph 3 being applied in a way that mitigates, prevents and brings to an end the risk of forced labour.	7. ***The Commission or*** competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4, the ***Commission or the*** competent authorities consider that there is no substantiated concern of a violation of Article 3***, or that the reasons that motivated the existence of a substantiated concern have been eliminated***, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph 3 being applied in a way that mitigates, prevents and brings to an end the risk of forced labour.	Moved to row 188k [107 - 188k]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 4a					
107a	Article 12 Competent authorities Moved reference text		Article ~~12~~5 Competent authorities Moved from row 167 [167 - 107b]	***EP*** Article 12 Competent authorities	Article ~~12~~5 Competent authorities Text Origin: Council Mandate
Article 4a(1)					
107b	1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. Designated Member State competent authorities shall be responsible for ensuring the effective and uniform implementation of this Regulation throughout the Union. Moved reference text		1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. ~~*Designated Member State*~~***These*** competent authorities shall ~~*be responsible for ensuring the*~~ ***work in close cooperation with the Commission to ensure an*** effective and uniform implementation of this Regulation ~~*throughout the Union*~~. Moved from row 168 [168 - 107c]	1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. Designated Member State competent authorities shall be responsible for ensuring the effective and uniform implementation of this Regulation throughout the Union.	1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. Designated Member State competent authorities ***and the Commission*** shall ***work in close cooperation and*** be responsible for ensuring the effective and uniform implementation of this Regulation throughout the Union.
Article 4a(2)					
107c	2. Where Member States have designated more than one competent authority,		2. Where Member States have designated more than one competent authority,	2. Where Member States have designated more than one competent authority,	2. Where Member States have designated more than one competent authority,

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	they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively. Moved reference text		they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively. Moved from row 169 [169 - 107d]	they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively.	they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively. Text Origin: Commission Proposal
Article 4a(3), first subparagraph					
G 107d	3. No later than three months after the date of entry into force of this Regulation, Member States shall, through the information and communication system referred to in Article 22(1), provide the Commission and the other Member States with the following information: Moved reference text		3. No later than ~~three~~ ***[OP enter DATE = 12*** months after the date of entry into force of this Regulation***]***, Member States shall, through the information and communication system referred to in Article ~~22(1)~~***8(1)***, provide the Commission and the other Member States with the following information: Moved from row 170 [170 - 107e]	3. No later than three months after the date of entry into force of this Regulation, Member States shall, through the information and communication system referred to in Article 22(1), provide the Commission and the other Member States with the following information:	3. No later than ~~three~~ ***[OP enter DATE = 12*** months after the date of entry into force of this Regulation***]***, Member States shall, through the information and communication system referred to in Article ~~22(1)~~***8(1)***, provide the Commission and the other Member States with the following information: Text Origin: Council Mandate
Article 4a(3), first subparagraph, point (a)					
G 107e	(a) the names, addresses and contact details of the designated competent		(a) the names, addresses and contact details of the designated competent	(a) the names, addresses and contact details of the designated competent	(a) the names, addresses and contact details of the designated competent

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	authority or authorities; Moved reference text		authority or authorities; Moved from row 171 [171 - 107f]	authority or authorities;	authority or authorities; Text Origin: Commission Proposal
Article 4a(3), first subparagraph, point (b)					
G 107f	(b) the areas of competence of the designated competent authority or authorities. Moved reference text		(b) the areas of competence of the designated competent authority or authorities. Moved from row 172 [172 - 107g]	(b) the areas of competence of the designated competent authority or authorities.	(b) the areas of competence of the designated competent authority or authorities. Text Origin: Commission Proposal
Article 4a(3), second subparagraph					
G 107g	Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph. Moved reference text		Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph. Moved from row 173 [173 - 107h]	Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph.	Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph. Text Origin: Commission Proposal
Article 4a(4)					
G 107h	4. The Commission shall make the list of the designated competent authorities publicly available on its website and shall regularly update that list, based on the updates		4. The Commission shall make the list of the designated competent authorities publicly available on ***the Forced Labour Single Portal referred to in Article 12*** ~~*its website*~~ and	4. The Commission shall make the list of the designated competent authorities publicly available on its website and shall regularly update that list, based on the updates	4. The Commission shall make the list of the designated competent authorities publicly available on ***the Forced Labour Single Portal*** ~~*its website*~~ and shall regularly update that

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	received from Member States. Moved reference text		shall regularly update that list, based on the updates received from Member States. Moved from row 174 [174 - 107i]	received from Member States.	list, based on the updates received from Member States. Text Origin: Council Mandate
Article 4a(5)					
107i	5. Member States shall ensure that the designated competent authorities exercise their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers and resources to carry out the investigations, including sufficient budgetary and other resources and coordinate closely with the national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings. Moved reference text		5. Member States shall ensure that the designated competent ***authority or*** authorities exercise ***its or*** their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers and resources to carry out the investigations, including sufficient budgetary and other resources and coordinate closely ***and exchange information*** with the ***relevant*** national ***authorities such as the*** labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings.	5. Member States shall ensure that the designated competent authorities exercise their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers***, expertise*** and resources to carry out the investigations, including sufficient budgetary and other resources and coordinate closely with the national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings.	5. Member States shall ensure that the designated competent authorities exercise their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers***, expertise,*** and resources to carry out the investigations, including sufficient budgetary and other resources ~~*and coordinate closely with the national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings*~~.

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			Moved from row 175 [175 - 107j]		
Article 4a(6)					
107j			***6. Competent authorities may cooperate with other national authorities relevant for the implementation of this regulation, such as the authorities designated by the Member State under Directive (EU) [XXX/XXX] on Corporate Sustainability Due Diligence and Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law.***		***6. Member States shall ensure that competent authorities coordinate closely and exchange information with the relevant national authorities, such as the labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings, and the authorities designated by the Member State under Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law.***
Article 4a(7)					
107k	6. Member States shall confer on their competent authorities the power to impose penalties in		~~6~~7. Member States shall confer on their competent authorities the power to impose***, either directly, in***	6. Member States shall confer on their competent authorities the power to impose penalties in	~~6~~7. Member States shall confer on their competent authorities the power to impose***, either directly, in***

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	accordance with Article 30. Moved reference text		***cooperation with other authorities or by application to the competent judicial authorities,*** penalties in accordance with Article ~~30~~***34***. Moved from row 176 [176 - 107l]	accordance with Article 30.	***cooperation with other authorities or by application to the competent judicial authorities,*** penalties in accordance with Article ~~30~~***34***. Text Origin: Council Mandate
Chapter IIa					
G 107l			***Chapter II Governance***		***Chapter II Governance*** Text Origin: Council Mandate G
Article 5					
108	Article 5 Investigations	Article 5 Investigations	*deleted* *Investigations Article moved to New Article 18*		
Article 5(1)					
109	*1.* Competent authorities that, pursuant to Article 4(5), determine that there is a substantiated concern of a violation of Article 3, shall decide to initiate an investigation on the products	1. ***The Commission or*** competent authorities that, pursuant to Article 4(5) ***or to the information contained in the delegated act referred to in Article 11a***, determine that there is a substantiated	*deleted* *Moved to row 195c [109 - 195c]*		

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	and economic operators concerned.	concern of a violation of Article 3, shall decide to initiate an investigation on the products and economic operators concerned.			
Article 5(2)					
110	*2.* Competent authorities that initiate an investigation pursuant to paragraph 1 shall inform the economic operators subject to the investigation, within 3 working days from the date of the decision to initiate such investigation about the following:	2. ***The Commission or*** competent authorities that initiate an investigation pursuant to paragraph 1 shall inform the economic operators subject to the investigation, within ~~3~~ ***2*** working days from the date of the decision to initiate such investigation about the following:	*deleted* *Moved to row 203b [110 - 203b]*		
Article 5(2), point (a)					
111	*(a)* the initiation of the investigation and the possible consequences thereof;	(a) the initiation of the investigation and the possible consequences thereof;	*deleted* *Moved to row 203c [111 - 203c]*		
Article 5(2), point (b)					
112	*(b)* the products subject to the investigation;	(b) the products subject to the investigation;	*deleted* *Moved to row 203d [112 -*		

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			203d]		
Article 5(2), point (c)					
113	*(c)* the reasons for the initiation of the investigation, unless it would jeopardise the outcome of the investigation;	(c) the reasons for the initiation of the investigation, unless it would jeopardise the outcome of the investigation;	*deleted* *Moved to row 203e [113 - 203e]*		
Article 5(2), point (d)					
114	*(d)* the possibility for the economic operators to submit any other document or information to the competent authority, and the date by which such information has to be submitted.	(d) the possibility for the economic operators to submit any other document or information to the competent authority ***or the Commission***, and the date by which such information has to be submitted~~.~~ ***;***	*deleted* *Moved to row 203f [114 - 203f]*		
Article 5(2), point (da)					
114a		***(da) the requirement for the economic operator to demonstrate that Article 3 has not been violated with regard to the products coming from the geographic areas and the economic sectors listed in the delegated act adopted pursuant to Article 11a.***			

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Article 5(3)					
115	3. Where requested to do so by competent authorities, economic operators under investigation shall submit to those competent authorities any information that is relevant and necessary for the investigation, including information identifying the products under investigation, the manufacturer or producer of those products and the product suppliers. In requesting such information, competent authorities shall to the extent possible:	3. Where requested to do so by ***the Commission or*** competent authorities, economic operators under investigation ***and relevant product suppliers*** shall submit to ***the Commission or*** those competent authorities any information that is relevant and necessary for the investigation, including information identifying the products under investigation, the manufacturer or producer of those products and the product suppliers. In requesting such information, ***the Commission or*** competent authorities shall to the extent possible:	*deleted* *Moved to row 203g [115 - 203g]*		
Article 5(3), point (a)					
116	*(a)* prioritise the economic operators under investigation involved in the steps of the value chain as close as possible to where the likely risk of forced labour occurs and	(a) ***after identifying the individual responsibilities, along the supply chain, of different product suppliers down to the level where forced labour is taking place,*** prioritise the economic operators under investigation ***and relevant product suppliers*** involved	*deleted* *Moved to row 203i [116 - 203i]*		

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		in the steps of the ~~*value*~~***supply*** chain as close as possible to where the ***forced labour*** likely ~~*risk*~~***occurs and with the highest leverage to prevent, mitigate, bring to an end and remediate the use*** of forced labour ~~*occurs*~~, and			
Article 5(3), point (b)					
117	*(b)* take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour.	(b) take into account the size and economic resources of the economic operators, ***in particular whether the operator is an SME,*** the quantity of products concerned***, the complexity of the supply chain***, as well as the scale of suspected forced labour.	*deleted* *Moved to row 203j [117 - 203j]*		
Article 5(4)					
118	*4.* Economic operators shall submit the information within 15 working days from the request referred to in paragraph 3 or make a justified request for an extension of that time limit.	4. Economic operators ***and relevant product suppliers*** shall submit the information within ~~*15*~~***30*** working days from the request referred to in paragraph 3 or make a justified request for an extension of that time limit.	*deleted* *Moved to row 203k [118 - 203k]*		
Article 5(5)					

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119	*5.* When deciding on the time limits referred to in this Article, competent authorities shall consider the size and economic resources of the economic operators concerned.	5. When deciding on the time limits referred to in this Article, ***the Commission and*** competent authorities shall consider the size and economic resources of the economic operators concerned***, including whether the economic operator is an SME***.	*deleted* *Moved to row 203l [119 - 203l]*		
Article 5(6)					
120	*6.* Competent authorities may carry out all necessary checks and inspections including investigations in third countries, provided that the economic operators concerned give their consent and that the government of the Member State or third country in which the inspections are to take place has been officially notified and raises no objection.	6. ***The Commission and*** competent authorities may carry out all necessary checks and inspections including investigations in third countries, provided that the economic operators concerned give their consent and that the government of the Member State or third country in which the inspections are to take place has been officially notified and raises no objection.	Moved to row 203n [120 - 203n]		
Article 5(6a)					
120a		***6a. The Commission and competent authorities may ask diplomatic representations of the***			

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		Union in relevant third countries to provide information and support.			
Article 5(6b)					
120b		***6b. The Commission and competent authorities may request relevant information from other stakeholders.***			
Article 5a					
120c	Article 24 Union Network Against Forced Labour Products Moved reference text		Article ~~24~~***6*** Union Network Against Forced Labour Products Moved from row 240 [240 - 120c]	***EP*** Article 24 Union Network Against Forced Labour Products	Article ~~24~~***6*** Union Network Against Forced Labour Products Text Origin: Council Mandate
Article 5a(1)					
120d	1. A Union Network Against Forced Labour Products ('the Network') is established. The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the Member States and the Commission, and to streamline the practices of		1. A Union Network Against Forced Labour Products ('the Network') is established. The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the Member States and the Commission, and to streamline the practices of	1. A Union Network Against Forced Labour Products ('the Network') is established. The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the Member States and the Commission, and to streamline the practices of	1. A Union Network Against Forced Labour Products ('the Network') is ***hereby*** established. ***1a.*** The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the Member States and the

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	enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent. Moved reference text		enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent. Moved from row 241 [241 - 120d]	enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent. ***The Commission shall coordinate the work of the Network.*** ***1a. The Commission and the Member States shall ensure that the Network has the necessary resources to carry out the tasks referred to in paragraph 3, including sufficient budgetary and other resources.***	Commission, and to streamline the practices of enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent.
Article 5a(2)					
G 120e	2. The Network shall be composed of representatives from each Member States' competent authority, representatives from the Commission and, where appropriate, experts from the customs authorities. Moved reference text		2. The Network shall be composed of ~~*representatives*~~***a representative*** from each Member ~~*States' competent authority,*~~ ***State and*** representatives from the Commission***. On an ad hoc basis, Member State representatives may invite*** ~~*and, where appropriate,*~~ experts from the customs authorities ***or other relevant Member State authorities. Where appropriate, external experts and stakeholders***	2. The Network shall be composed of representatives from each Member States' competent authority, representatives from the Commission and, where appropriate, experts from the customs authorities.	2. The Network shall be composed of representatives from each Member ~~*States' competent authority*~~***State***, representatives from the Commission and, where appropriate, ~~*experts*~~***representatives*** from the customs authorities. G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement	
			may be invited to participate in the meetings. Moved from row 242 [242 - 120e]			
Article 5a(3)						
G	120f		***3. The Commission shall chair the Network and provide technical and logistical support to its members through an executive secretariat.***	***2a A representative from the Commission shall chair the meetings of the Network.*** ***2b. The Network shall have a secretariat. It shall be provided by the Commission. The secretariat shall organise the meetings of the Network and provide technical and logistical support to the Network.***	***2a. The Commission shall coordinate the work of the Network. A representative from the Commission shall chair the meetings of the Network.*** ***2b. The Network shall have a secretariat provided by the Commission. The secretariat shall organise the meetings of the Network and provide technical and logistical support to the Network.*** Text Origin: Auxiliary 1	G
Article 5a(4)						
G	120g		***4. Members of the Network shall actively participate to ensure efficient coordination and cooperation, and contribute to uniform risk-based***	***4. (ca) facilitate capacity building activities and contribute to uniform risk-based approaches and administrative practices for the implementation of this***	***2c. Members of the Network shall actively participate to ensure efficient coordination and cooperation, and contribute to the uniform***	G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			approaches and administrative practices for the implementation of this Regulation.	***Regulation in the Member States;***	***implementation of this Regulation.*** Text Origin: Council Mandate
Article 5a(4), point (a)					
G 120h	3. The Network shall have the following tasks: Moved reference text		~~3~~***5***. The Network shall have the following tasks: Moved from row 243 [243 - 120h]	***EP*** 3. The Network shall have the following tasks:	3. The Network shall have the following tasks: Text Origin: Commission Proposal
Article 5a(4), point (b)					
G 120i	(a) facilitate the identification of common priorities for enforcement activities, to exchange information, expertise and best practices; Moved reference text		(a) facilitate the identification of common priorities ~~*for enforcement activities, to exchange information, expertise and best practices*~~***to achieve the objective of prohibiting products made from forced labour on the Union market, providing guidance with a view to supporting the identification [by the Commission] of enforcement at Union level, thereby further contributing to the fight against forced labour***; Moved from row 244 [244 -	(a) facilitate the identification of common priorities for enforcement activities, to exchange information, expertise and best practices;	(a) facilitate the identification of common ***enforcement*** priorities ~~*for*~~***to achieve the objectives of prohibiting products made with forced labour on the Union market and contributing to the fight against forced labour;*** ***(b) facilitate the coordination of investigations;*** ***(d) follow-up on the*** enforcement ~~*activities*~~***of decisions taken pursuant to Article 20;***

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			120i]		***(d) upon request from the Commission, contribute to the development of guidelines referred to in Article 11;*** ***(e) facilitate and coordinate the collection and*** ~~*to*~~ exchange ***of*** information, expertise and best practices ***with regard to the application of this Regulation;*** ***(f) contribute to uniform risk-based approaches and administrative practices for the implementation of this Regulation;*** ***(l) promote best practices in the application of penalties provided by Article 34;*** ***(m) cooperate, as appropriate, with Commission services, Union agencies or Member State authorities relevant for the implementation of this Regulation,*** ***(k) promote the cooperation, exchanges of personnel and visit programmes among***

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					competent authorities and customs authorities, as well as between these and third countries' competent authorities and international organisations; ***(h) facilitate the organisation of training and capacity building activities on the implementation of this Regulation for competent authorities, customs authorities and other relevant authorities of Member States, the Commission and Union Delegations in third countries;*** ***(n) upon request from the Commission, provide assistance to the Commission on the development of a coordinated approach for engagement and cooperation with third countries pursuant to Article 13,*** ***(ba) monitor situations of systemic use of forced labour*** ***(cc) assist in the organisation of information***

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					and awareness-raising campaigns about this Regulation; ***(j) promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;*** ***(ja) collection of data on remediation linked to the decisions and evaluation of the effectiveness***;
Article 5a(4), point (c)					
120j	1. The Commission shall ensure efficient cooperation among the competent authorities of the Member States through facilitating and coordinating the exchange and collection of information and best practices with regard to the application of this Regulation. Moved reference text		~~1.~~***(b)*** ~~*The Commission shall ensure efficient cooperation among the competent authorities of the Member States through facilitating and coordinating*~~***facilitate and coordinate*** the exchange and collection of information and best practices with regard to the application of this Regulation~~.~~ Moved from Article 13(1) Moved from row 178 [178 - 120j]	~~1.~~***EP13(1)*** The Commission shall ensure efficient cooperation ***and coordination*** among the competent authorities of the Member States through facilitating and coordinating the exchange and collection of information and best practices with regard to the application of this Regulation.	~~1~~***3a***. ~~*The Commission shall ensure efficient cooperation among the*~~***Other relevant Member State authorities can attend meetings on an ad hoc basis. Experts and stakeholders, including representatives from trade unions and other workers' organisations, civil society and human rights organisations, business organisations, international organisations, third countries'*** competent authorities~~*of the Member States through facilitating*~~

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					~~*and coordinating the exchange and collection of information and best practices with regard to the application of this*~~***, the European Agency for Fundamental Rights, the European Labour Authority or relevant Commission services, EU Delegations and Union agencies with expertise in the areas covered by the*** Regulation ***may be invited to attend meetings of the Network or to provide written contributions***.
Article 5a(4), point (d)					
120k	(b) conduct joint investigations; Moved reference text		~~*(b)*~~***(d)*** ~~*conduct joint*~~***facilitate the coordination of*** investigations ***pursuant to Article 17, including the designation of the lead competent authority pursuant to Article 16***; Moved from row 245 [245 - 120k]	~~*(b)*~~***(c)*** conduct joint investigations; ***(ba) commission research and monitor situations of systemic use of forced labour;***	~~*(b)*~~***3b.*** ~~*conduct joint investigations;*~~***The Network shall meet at regular intervals and, where necessary, at the duly motivated request of the Commission or a Member State.***
Article 5a(4), point (e)					
120l			***(e) ensure the exchange of information and***		***3c. The Commission and the Member States shall***

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			coordination between competent authorities and the Commission pursuant to Article 7;		***ensure that the Network has the necessary resources to carry out the tasks referred to in paragraph 3, including sufficient budgetary resources.***
Article 5a(4), point (f)					
120m	(c) facilitate capacity building activities and contribute to uniform risk-based approaches and administrative practices for the implementation of this Regulation in the Member States; Moved reference text		*deleted* *Moved to point (h)* *Moved from row 246 [246 - 120m]*		*deleted*
Article 5a(4), point (g)					
120n	*(d)* contribute to the development of guidance to ensure the effective and uniform application of this Regulation; Moved reference text		*deleted* *Moved from row 247 [247 - 120n]*	(d) contribute to the development of guidance to ensure the effective and uniform application of this Regulation***, and identify discrepancies between enforcement at the level of different Member States***;	*deleted*
Article 5a(4), point (h)					
120o			***(g) facilitate the***		

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			coordination between competent authorities for them to provide operational and technical assistance regarding the monitoring of information and communication systems referred to in Article 8,		*deleted*
Article 5a(4), point (i)					
G *120p*			***(h) facilitate the organisation of training and capacity building activities for the competent authorities and customs authorities of the Member States;*** Moved from Article 24(3)(c)	***(e) facilitate capacity building activities and contribute to uniform risk-based approaches and administrative practices for the implementation of this Regulation in the Member States;*** ***(ca) facilitate capacity building activities, such as the organisation of training programmes for competent authorities and other relevant stakeholders;*** ***(cb) promote cooperation, exchange of expertise, exchanges of personnel and voluntary mutual visit programmes between competent authorities and, where appropriate, with the authorities of partner third countries or with***	*deleted* G

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				international organisations, especially with the authorities of low and lower middle-income countries; ***(cc) assist in the organisation of information campaigns about this Regulation inside and outside the Union;*** ***(cd) involve and organise training for the diplomatic representations of the Union to assist in the information gathering and dissemination efforts of this Regulation;***	
Article 5a(4), point (j)					
120q			***(i) follow-up on the enforcement of decisions taken pursuant to Article 20;***		*deleted*
Article 5a(4), point (k)					
120r	*(e)* promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;		~~*(e)*~~***(j)*** promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;	~~*(e)*~~***(f)*** promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;	*deleted*

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	Moved reference text		Moved from row 248 [248 - 120r]		
Article 5a(4), point (l)					
120s			***(l) promote best practices in the application of penalties provided by Article 34;***		*deleted*
Article 5a(4), point (m)					
120t			***(m) cooperate, as appropriate, with other Union agencies or national authorities relevant for the implementation of this regulation, such as the authorities designated by the Member State under Directive (EU) [XXX/XXX] on Corporate Sustainability Due Diligence and Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law.***		*deleted*
Article 5a(4), point (n)					
120u	*(f)* to promote the			~~(f)~~***(g)*** to promote the	

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	cooperation and exchange of expertise and best practices between competent authorities and customs authorities; Moved reference text		*deleted* *Moved from row 249 [249 - 120u]*	cooperation and exchange of expertise and best practices between competent authorities and customs authorities***, as well as between those authorities and competent authorities of third countries and international organisations, including the World Customs Organisation***; ***(fa) maintain regular contact with the Commission's relevant services to receive information from other Union initiatives that support the eradication of forced labour and provide relevant information about the application of this Regulation.***	*deleted*
Article 5a(5)					
G *120v*	*4.* The Commission shall support and encourage cooperation between enforcement authorities through the Network and participate in the meetings of the Network. Moved reference text		*deleted* *Moved from row 250 [250 - 120v]*	4. The Commission shall ***ensure the effective and uniform application of this Regulation and to that effect*** support and encourage cooperation between enforcement authorities through ***the Network.*** ***4a.*** The Network ***may invite***	*deleted* G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				experts and stakeholders, including social partners and other workers' representatives, civil society and human rights organisations representatives, businesses representatives, international organisations, third countries' competent authorities, the European Agency for Fundamental Rights, the European Labour Authority or other Union agencies with relevant expertise ~~*and participate*~~ in the ***areas covered by this Regulation to attend*** meetings of the Network ***or to provide written contributions. Where appropriate, diplomatic representations of the Union, particularly based in countries with regions identified having a high risk of forced labour occurring, shall also be involved in the work of this Network.*** ***4b. The Network shall meet at regular intervals and, where necessary, at the duly motivated request of the Commission or a Member State***.	

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 5a(6)					
120w			***6. Upon request of the Commission, the Network may provide assistance in the following tasks:***		*deleted*
Article 6(6), point (b)					
120x			***(b) be consulted and contribute to the development of guidance referred to in Article 11;***		*deleted*
Article 6(6), point (b)					
120y			***(c) develop a coordinated approach to engage and cooperate with third countries pursuant to Article 13;***		*deleted*
Article 5a(7)					
120z	5. The Network shall establish its rules of procedure. Moved reference text		~~5~~7. The Network shall establish its rules of procedure. Moved from row 251 [251 - 120z]	5. The Network shall establish its rules of procedure.	5. The Network shall establish its rules of procedure. Text Origin: Commission Proposal
Article 6					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
121	Article 6 Decisions of competent authorities	Article 6 Decisions of competent authorities ***and the Commission***	Moved to row 212b [121 - 212b]		
Article 6(1)					
122	1. Competent authorities shall assess all information and evidence gathered pursuant to Articles 4 and 5 and, on that basis, establish whether Article 3 has been violated, within a reasonable period of time from the date they initiated the investigation pursuant to Article 5(1).	1. ***The Commission or*** competent authorities shall assess all information and evidence gathered pursuant to Articles 4 and 5 and, on that basis, establish whether Article 3 has been violated, within ~~*a reasonable period of time*~~***90 working days*** from the date they initiated the investigation pursuant to Article 5(1)***, unless a duly justified request for the extension of the deadline in Article 5(4) was accepted***.	Moved to row 212c [122 - 212c]		
Article 6(2)					
123	2. Notwithstanding paragraph 1, competent authorities may establish that Article 3 has been violated on the basis of any other facts available where it was not possible to gather information and evidence pursuant to Article 5(3) or	2. Notwithstanding paragraph 1, ***the Commission or*** competent authorities may establish that Article 3 has been violated on the basis of any other facts available where it was not possible to gather information and evidence	Moved to row 212d [123 - 212d]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	(6).	pursuant to ***Article 4(3) and*** Article 5(3) or (6).			
Article 6(2a)					
123a		***2a. Notwithstanding paragraph 1, economic operators shall demonstrate that Article 3 has not been violated in cases concerning products coming from the geographic area and the economic sector listed in the delegated act adopted pursuant to Article 11a.***			
Article 6(3)					
124	3. Where competent authorities cannot establish that Article 3 has been violated, they shall take a decision to close the investigation and inform the economic operator thereof.	3. Where ***the Commission or*** competent authorities cannot establish that Article 3 has been violated, they shall take a decision to close the investigation and inform the economic operator thereof. ***The decision to close the investigation shall be without prejudice to the adoption of a new decision to open an investigation under Article 5(1), in the event that the Commission or the competent authority receive new information pursuant to Article 4. Such***	Moved to row 212e [124 - 212e]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		closed investigations shall not appear in the database.			
Article 6(4)					
125	4. Where competent authorities establish that Article 3 has been violated, they shall without delay adopt a decision containing:	4. Where ***the Commission or*** competent authorities establish that Article 3 has been violated, they shall without delay adopt a decision containing:	Moved to row 212f [125 - 212f]		
Article 6(4), point (a)					
126	(a) a prohibition to place or make the products concerned available on the Union market and to export them;	(a) a prohibition to place or make the products ***or product components*** concerned available on the Union market and to export them;	Moved to row 212g [126 - 212g]		
Article 6(4), point (b)					
127	(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the relevant products that have already been placed or made available on the market;	(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the relevant products ***or product components*** that have already been placed or made available on the market;	Moved to row 212h [127 - 212h]		
Article 6(4), point (c)					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
128	(c) an order for the economic operators that have been subject to the investigation to dispose of the respective products in accordance with national law consistent with Union law.	(c) an order for the economic operators that have been subject to the investigation to ***i) if the products are perishable, donate the products concerned to charitable organisations or organisations that benefit public interest;*** ***ii) if the products are not perishable, recycle the products concerned;*** ***iii) where points (i) and (ii) are not possible,*** dispose of the respective products in accordance with national law consistent with Union law.	Moved to row 212i [128 - 212i]		
Article 6(5)					
129	5. Where an economic operator has failed to comply with the decision referred to in paragraph 4, the competent authorities shall ensure all of the following:	5. Where an economic operator has failed to comply with the decision referred to in paragraph 4, the ***Commission or the*** competent authorities shall ensure all of the following:	Moved to row 212j [129 - 212j]		
Article 6(5), point (a)					
130	(a) that it is prohibited to place or make available the products concerned on the	(a) that it is prohibited to place or make available the products concerned on the	Moved to row 212k [130 - 212k]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	market;	market;			
Article 6(5), point (b)					
131	(b) that the products already placed or made available on the market are withdrawn from the Union market;	(b) that the products already placed or made available on the market are withdrawn from the Union market;	Moved to row 212l [131 - 212l]		
Article 6(5), point (c)					
132	(c) that any product remaining with the economic operator concerned is disposed of in accordance with national law consistent with Union law at the expense of the economic operator.	(c) that any product remaining with the economic operator concerned is ***i) if the products are perishable, donated to charitable organisations or organisations that benefit public interest;*** ***ii) if the products are not perishable, recycled;*** ***iii) where points (i) and (ii) are not possible,*** disposed of in accordance with national law consistent with Union law at the expense of the economic operator.	Moved to row 212m [132 - 212m]		
Article 6(6)					
133	6. Where economic operators provide evidence to the competent authorities	6. Where ~~*economic operators provide evidence to the competent*~~	Moved to row 212n [133 - 212n]		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	that they have complied with the decision referred to in paragraph 4, and that they have eliminated forced labour from their operations or supply chain with respect to the products concerned, the competent authorities shall withdraw their decision for the future and inform the economic operators.	~~authorities~~***the Commission or competent authorities establish that economic operators have demonstrated*** that they have complied with the decision referred to in paragraph 4, and that they have eliminated forced labour from their operations or supply chain with respect to the products concerned ***and that relevant forced labour cases have been remediated***, ***the Commission or*** the competent authorities shall withdraw their decision for the future and inform the economic operators.			
Article 6(6a)					
G 133a	Article 9 Information obligations of the competent authorities Moved reference text		Article ~~9~~***7*** Information obligations of the competent authorities ***and the Commission*** Moved from row 149 [149 - 133a]	***EP*** Article 9 Information obligations of the competent authorities	*deleted* G
Article 6(6b)					
G *133b*	*1.* The competent authority shall without delay inform the Commission and the		1. The competent authority shall without delay inform the Commission and the	1. ***The Commission and*** the competent authority shall without delay inform the	*deleted* G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	competent authorities of other Member States using the information and communication system referred to in Article 22(1) about the following: Moved reference text		competent authorities of other Member States, ***and where relevant, other relevant Member State authorities,*** using the information and communication system referred to in Article ~~*22(1)*~~***8(1)*** about the following: Moved from row 150 [150 - 133b]	~~*Commission and the*~~***other*** competent authorities ~~*of other Member States*~~ using the information and communication system referred to in Article 22(1) about the following:	
Article 6a(1), point (aa)					
G *133c*			***(aa) any request for information made in accordance with Article 15(2)***	***(-a) any decision to open a preliminary investigation as referred to in Article 4, based on one or several submissions of information through the mechanism referred to in Article 10;*** ***(-b) the existence of substantiated concern following the preliminary phase of investigation, referred to in Article 4(5);***	***(a) deleted*** G
Article 6a(1), point (aa)					
G 133d	(a) any decision not to initiate an investigation following a preliminary		(a) any decision not to initiate an investigation following a preliminary	(a) any decision not to initiate an investigation following a preliminary	~~*(a)*~~***(b)*** ~~*any decision not to initiate an investigation following a preliminary*~~ G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	phase of investigation, referred to in Article 4(7); Moved reference text		phase of investigation, referred to in Article ~~4(7)~~***15(6)***; Moved from row 151 [151 - 133d]	phase of investigation, referred to in Article 4(7);	~~*phase of investigation, referred to in Article 4(7);*~~***deleted***
Article 6a(1), point (aa)					
133e			***(ba) any result of the preliminary phase of investigation referred to in Article 15(7);***		***(c) deleted***
Article 6a(1), point (aa)					
133f			***(bb) any intention to initiate an investigation made in accordance with Article 16(3);***		***(d) deleted***
Article 6a(1), point (aa)					
133g	(b) any decision to initiate an investigation referred to in Article 5(1); Moved reference text		(b) any decision to initiate an investigation referred to in Article ~~5(1)~~***18(1)***; Moved from row 152 [152 - 133g]	(b) any decision to initiate an investigation referred to in Article 5(1);	~~*(b)*~~***(e)*** ~~*any decision to initiate an investigation referred to in Article 5(1);*~~***deleted***
Article 6a(1), point (aa)					
133h	(c) any decision to prohibit		(c) any ~~*decision to prohibit*~~	(c) any decision to prohibit	~~*(c)*~~***(f)*** ~~*any decision to*~~

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their disposal referred to in Article 6(4); Moved reference text		~~placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their disposal~~***result of an investigation*** referred to in Article ~~6(4)~~***18(6)***; main content moved to paragraph 2(c) Moved from row 153 [153 - 133h]	placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their ***donation, recycling or*** disposal referred to in Article 6(4);	~~prohibit placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their disposal referred to in Article 6(4);~~***deleted***
Article 6a(1), point (aa)					
G 133i	(d) any decision to close the investigation referred to in Article 6(3); Moved reference text		*deleted* *moved to paragraph 2(d)* *Moved from row 154 [154 - 133i]*	*(d)* any decision to close the investigation referred to in Article 6(3);	~~*(d)*~~***(g)*** ~~*any decision to close the investigation referred to in Article 6(3);*~~***deleted*** G
Article 6a(1), point (aa)					
G 133j	(e) any withdrawal of the decision referred to in Article 6(6); Moved reference text		*deleted* *moved to paragraph 2(e)* *Moved from row 155 [155 -*	*(e)* any withdrawal of the decision referred to in Article 6(6);	~~*(e)*~~***(h)*** ~~*any withdrawal of the decision referred to in Article 6(6);*~~***deleted*** G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			133j]		
Article 6a(1), point (aa)					
133k	(f) any request of an economic operator for a review referred to in Article 8(1); Moved reference text		*deleted* *Moved from row 156 [156 - 133k]*	*(f)* any request of an economic operator for a review referred to in Article 8(1);	~~*(f)*~~***(i)*** ~~*any request of an economic operator for a review referred to in Article 8(1);*~~***deleted***
Article 6a(1), point (aa)					
133l	(g) any result of the review referred to in Article 8(4). Moved reference text		*deleted* *moved to paragraph 2(g)* *Moved from row 157 [157 - 133l]*	*(g)* any result of the review referred to in Article 8(4).	~~*(g)*~~***(j)*** ~~*any result of the review referred to in Article 8(4).*~~***deleted***
Article 6(6c)					
133m	2. The Commission shall make available the decisions, and the withdrawals referred to in the paragraph 1, points (c), (d), (e) and (g) on a dedicated website. Moved reference text		*deleted* *Moved from row 158 [158 - 133w]*	2. The Commission shall make available the decisions, and the withdrawals referred to in the paragraph 1, points (c), (d), (e) and (g) on a dedicated website. ***2a. Any decision referred to in Article 6(4) and 6(6) shall be communicated to the public by the competent***	*deleted*

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				authority who adopted it or, if the decision has been adopted by the Commission, by the Commission.	
Article 6(6d)					
133n			***3. The Commission shall without delay inform the competent authorities, and where relevant, other relevant Member State authorities, using the information and communication system referred to in Article 8(1) about the following:***		***deleted***
Article 6(6d), point (a)					
133o			***(aa) any request for information made in accordance with Article 15(2);***		***(a) deleted***
Article 6(6d), point (b)					
133p			***(ab) any decision not to initiate an investigation following a preliminary phase of investigation, referred to in Article 15(6);***		***(b) deleted***
Article 6(6d), point (c)					

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G 133q			***(a) any result of the preliminary phase of investigation referred to in Article 15(7);***		***(c) deleted*** G
Article 6(6d), point (d)					
G 133r			***(b) any decision to initiate an investigation referred to in Article 18(1);***		***(d) deleted*** G
Article 6(6d), point (e)					
G 133s			***(c) any decision referred to in Article 20(4);***		***(e) deleted*** G
Article 6(6d), point (f)					
G 133t			***(d) any information referred to in Article 20(3);***		***(f) deleted*** G
Article 6(6d), point (g)					
G 133u			***(e) any withdrawal of the decision referred to in Article 20(8);***		***(g) deleted*** G
Article 6(6d), point (h)					
G 133v			***(g) any result of the review referred to in Article 20(7);***		***(h) deleted*** G

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Article 6(6d), point (i)					
G 133w			***(h) any result of the judicial review referred to in Article 21(1e).***		***(i) deleted*** G
Article 7					
134	Article 7 Content of the decision	Article 7 Content of the decision	Moved to row 214a [134 - 214a]		
Article 7(1)					
135	1. The decision referred to in Article 6(4) shall contain all of the following:	1. The decision referred to in Article 6(4) shall contain all of the following:	Moved to row 214b [135 - 214b]		
Article 7(1), point (a)					
136	(a) the findings of the investigation and the information underpinning the findings;	(a) the findings of the investigation and the information ***and evidence*** underpinning the findings;	Moved to row 214c [136 - 214c]		
Article 7(1), point (b)					
137	(b) a reasonable time limit for the economic operators to comply with the order, which shall not be less than	(b) a reasonable time limit for the economic operators to comply with the order, which shall not be less than	Moved to row 214d [137 - 214d]		

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	30 working days and no longer than necessary to withdraw the respective products. When setting such a time limit, the competent authority shall take into account the economic operator's size and economic resources;	30 working days and no longer than necessary to withdraw the respective products. When setting such a time limit, the ***Commission or the*** competent authority shall take into account the economic operator's size and economic resources, ***including whether the operator is an SME***;			
Article 7(1), point (c)					
138	(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer or producer and the product suppliers;	(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer, ***producer, production site,*** ~~*or producer*~~ and the product suppliers;	Moved to row 214e [138 - 214e]		
Article 7(1), point (d)					
139	(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation (EU) No 952/2013.	(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation (EU) No 952/2013.	Moved to row 214f [139 - 214f]		
Article 7(2)					

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140	2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be made available to customs authorities in accordance with Article 16(3). Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article 29.	2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be made available to customs authorities in accordance with Article 16(3). Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article 29.	Moved to row 214h [140 - 214h]		
Article 8					
141	Article 8 Review of decisions	Article 8 Review of decisions	*deleted*		*deleted*
Article 8(1)					
142	*1.* Competent authorities shall provide economic operators affected by a decision adopted pursuant to Article 6(4) the possibility of requesting a review of that decision within 15 working days from the date of receipt of that decision. In case of perishable goods, animals and plants, that time limit	1. Competent authorities ***and the Commission*** shall provide economic operators affected by a decision adopted pursuant to Article 6(4) the possibility of requesting a review of that decision within 15 working days from the date of receipt of that decision***, and inform them of such possibility***. In	*deleted*		*deleted*

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	shall be 5 working days. The request for review shall contain information which demonstrates that the products are placed or made available on the market or to be exported in compliance with Article 3.	case of perishable goods**, *including foodstuffs***, animals and plants, that time limit shall be 5 working days. The request for review shall contain information which demonstrates that the products are placed or made available on the market or to be exported in compliance with Article 3.			
Article 8(2)					
G *143*	*2.* A request for a review of a decision adopted pursuant Article 6(4) shall contain new information that was not brought to the attention of the competent authority during the investigation. The request for a review shall delay the enforcement of the decision adopted pursuant to Article 6(4) until the competent authority decides on the request for the review.	2. A request for a review of a decision adopted pursuant Article 6(4) shall contain ***substantial*** new information that was not brought to the attention of the competent authority during the investigation. The request for a review shall delay the enforcement of the decision adopted pursuant to Article 6(4) until the competent authority ***or the Commission*** decides on the request for the review.	*deleted*		*deleted* G
Article 8(3)					
G *144*	*3.* A competent authority shall take a decision on the request for review within 15	3. A competent authority ***or the Commission*** shall take a decision on the request for	*deleted*		*deleted* G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	working days from the date of receipt of the request. In case of perishable goods, animals and plants that time limit shall be 5 working days.	review within 15 working days from the date of receipt of the request. In case of perishable goods, animals and plants that time limit shall be 5 working days.			
Article 8(4)					
145	*4.* Where a competent authority considers that after taking into account the new information provided by the economic operator in accordance with paragraph 1 it cannot establish that the products have been placed or made available on the market or are being exported in violation of Article 3, it shall withdraw its decision adopted pursuant to Article 6(4).	4. Where a competent authority ***or the Commission*** considers that after taking into account the new information provided by the economic operator in accordance with paragraph 1 it cannot establish that the products have been placed or made available on the market or are being exported in violation of Article 3, it shall withdraw its decision adopted pursuant to Article 6(4) ***and remove the decision from the database referred to in Article 11***.	*deleted*		*deleted*
Article 8(5)					
146	*5.* Economic operators that have been affected by a decision of a competent authority pursuant to this Regulation shall have access to a court to review the	5. Economic operators that have been affected by a decision of a competent authority pursuant to this Regulation shall have access to a court to review the	*deleted*		*deleted*

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	procedural and substantive legality of the decision.	procedural and substantive legality of the decision.			
Article 8(6)					
147	*6.* Paragraph 5 shall be without prejudice to any provision of national law which requires that administrative review procedures be exhausted prior to recourse to judicial proceedings.	6. Paragraph 5 shall be without prejudice to any provision of national law which requires that administrative review procedures be exhausted prior to recourse to judicial proceedings.	*deleted*		*deleted*
Article 8(7)					
148	*7.* Decisions adopted by competent authorities pursuant to Article 6 and to this Article are without prejudice to any decisions of a judicial nature taken by national courts or tribunals of the Member States with respect to the same economic operators or products.	7. Decisions adopted by competent authorities pursuant to Article 6 and to this Article are without prejudice to any decisions of a judicial nature taken by national courts or tribunals of the Member States with respect to the same economic operators or products.	*deleted*		*deleted*
Article 8a					
148a	Article 22 Information and communication systems		Article ~~22~~**8** Information and communication systems	***EP*** Article 22 Information and communication systems	Article ~~22~~**8** Information and communication systems

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	Moved reference text		Moved from row 221 [221 - 148a]		Text Origin: Council Mandate
Article 8a(1)					
148b	1. For the purposes of Chapters II and III, competent authorities shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation. Moved reference text		1. For the purposes of Chapters ~~II and III~~III, IV, and V, competent authorities and the Commission shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation. Moved from row 222 [222 - 148b]	1. For the purposes of Chapters II and III, competent authorities shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation.	1. For the purposes of Chapters ~~II and III~~III, IV, and V, competent authorities and the Commission shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation. Text Origin: Council Mandate
Article 8a(2)					
148c			1a. Notwithstanding paragraph 1, competent authorities may use other existing communication systems with other authorities within their own Member State.		*deleted*
Article 8a(3)					
148d					

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	2. The decisions communicated pursuant to Article 15(3) shall be entered in the relevant customs risk management environment. Moved reference text		2. The decisions communicated pursuant to Article ~~*15(3)*~~***25(3)*** shall be entered in the relevant customs risk management environment. Moved from row 223 [223 - 148d]	2. The decisions communicated pursuant to Article 15(3) shall be entered in the relevant customs risk management environment.	2. The decisions communicated pursuant to Article ~~*15(3)*~~***25(3)*** shall be entered in the relevant customs risk management environment. Text Origin: Council Mandate
Article 8a(4)					
G 148e	3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article 15(3) from the information and communication system referred to in paragraph 1 to the environment referred to in paragraph 4. That interconnection shall start operating no later than two years from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection. Moved reference text		3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article ~~*15(3)*~~***25(3)*** from the information and communication system referred to in paragraph 1 to the environment referred to in paragraph ~~*4*~~***2***. That interconnection shall start operating no later than two years from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection. Moved from row 224 [224 - 148e]	3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article 15(3) from the information and communication system referred to in paragraph 1 to the environment referred to in paragraph 4. That interconnection shall start operating no later than ~~*two years*~~***one year*** from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection.	3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article ~~*15(3)*~~***25(3)*** from the information and communication system referred to in paragraph 1 to the environment referred to in paragraph ~~*4*~~***2***. That interconnection shall start operating no later than ~~*two*~~***2*** years from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection. Text Origin: Council Mandate
Article 8a(5)					

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G 148f	4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to Articles 17 to 20 of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1. Moved reference text		4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to ~~*Articles 17 to 20*~~***Chapter V Title II*** of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1. Moved from row 225 [225 - 148f]	4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to Articles 17 to 20 of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1.	4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to ~~*Articles 17 to 20*~~***Chapter V Title II*** of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1. Text Origin: Council Mandate G
Article 8a(6)					
G 148g	5. The Commission shall interconnect the national single window environments for customs with the information and communication system referred to in paragraph 1 to enable the exchange of requests and notifications between customs and competent authorities pursuant to Articles 17 to 20 of this Regulation. That interconnection shall be provided through [EU CSW-CERTEX pursuant to Regulation XX/20XX][1]		5. ***An interconnection between the information and communication system referred to in paragraph 1 and the EU***~~*The Commission shall interconnect the national*~~ Single Window ~~*environments*~~***Environment*** for Customs ~~*with the information and communication system referred to in paragraph 1 to enable the exchange of*~~ ***shall be regulated by Regulation (EU) 2022/2399[1] for the purposes of exchanging the*** requests and notifications	5. The Commission shall interconnect the national single window environments for customs with the information and communication system referred to in paragraph 1 to enable the exchange of requests and notifications between customs***, the Commission*** and competent authorities pursuant to Articles 17 to 20 of this Regulation. That interconnection shall be provided through [EU CSW-CERTEX pursuant to	5. ***An interconnection between the information and communication system referred to in paragraph 1 and the EU***~~*The Commission shall interconnect the national*~~ Single Window ~~*environments*~~***Environment*** for Customs ~~*with the information and communication system referred to in paragraph 1 to enable the exchange of*~~ ***shall be established in accordance with Regulation (EU) 2022/2399[1] for the purposes of exchanging the*** G

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	within four years from the date of adoption of the implementing act referred to in paragraph 7(c). The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. _____ 1. Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C). Moved reference text		between customs and competent authorities pursuant to ~~*Articles 17 to 20*~~***Chapter IV Title II*** of this Regulation. That interconnection shall be ~~*provided through [EU CSW-CERTEX pursuant to Regulation XX/20XX]*~~[1]***established at the latest*** within four years from the date of adoption of the implementing act referred to in paragraph ~~*7(c)*~~***7(a)***. The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. _____ 1. ~~*Established by the Regulation on the EU*~~***[1] Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union*** Single Window Environment for Customs ***and amending Regulation (EU) No 952/2013, OJ L 317, 9.12.2022, p. 1***~~*(EU SWE-C)*~~. Moved from row 226 [226 - 148g]	Regulation XX/20XX]~~*1*~~[40] within ~~*four*~~***two*** years from the date of adoption of the implementing act referred to in paragraph 7(c). The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. ***1Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C).*** _____ ~~*1. Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C).*~~	requests and notifications between customs and competent authorities pursuant to ~~*Articles 17 to 20*~~***Chapter V Section II*** of this Regulation. That interconnection shall be ~~*provided through [EU CSW-CERTEX pursuant to Regulation XX/20XX]*~~[1]***established at the latest*** within ~~*four*~~***4*** years from the date of adoption of the implementing act referred to in paragraph ~~*7(c)*~~***7***. The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. _____ 1. ~~*Established by the Regulation on the EU*~~***[1] Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union*** Single Window Environment for Customs ***and amending Regulation (EU) No 952/2013, OJ L 317, 9.12.2022, p. 1***~~*(EU SWE-C)*~~. Text Origin: Council Mandate
Article 8a(7)					
148h	7. The Commission is		7. The Commission is	~~*7*~~***6***. The Commission is	7. The Commission is

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	empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article 29 to specify the procedural rules and the details of the implementation arrangements for this Article, including: Moved reference text		empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article ~~29~~ ***33(2)*** to specify the procedural rules and the details of the implementation arrangements for this Article, including: Moved from row 228 [228 - 148i]	empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article 29 to specify the procedural rules and the details of the implementation arrangements for this Article, including:	empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article ~~29~~ ***33(2)*** to specify the procedural rules and the details of the implementation arrangements for this Article, including: Text Origin: Council Mandate
Article 8a(7), point (a)					
148i	(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the information and communication system referred to in paragraphs 1 and 4; Moved reference text		(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the information and communication system referred to in paragraphs 1 and 4; Moved from row 229 [229 - 148j]	(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the information and communication system referred to in paragraphs 1 and 4;	(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the information and communication system referred to in paragraphs 1 and 4; Text Origin: Commission Proposal
Article 8a(7), point (b)					
148j	(b) the functionalities, data elements and data processing, as well as the		(b) the functionalities, data elements and data processing, as well as the	(b) the functionalities, data elements and data processing, as well as the	(b) the functionalities, data elements and data processing, as well as the

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	rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3; Moved reference text		rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3; Moved from row 230 [230 - 148k]	rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3;	rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3; Text Origin: Commission Proposal
Article 8a(7), point (c)					
148k	(c) the data to be transmitted between the information and communication system referred to in paragraph 1 and the national single window environments for customs for the purposes of paragraph 5; Moved reference text		*deleted* *Moved from row 231 [231 - 148l]*	*(c)* the data to be transmitted between the information and communication system referred to in paragraph 1 and the national single window environments for customs for the purposes of paragraph 5;	*deleted*
Article 8a(7), point (d)					
148l	*(d)* the data to be transmitted, as well as the rules on its confidentiality and controllership, in accordance with paragraph 6. Moved reference text		(d) the data to be transmitted, as well as the rules on its confidentiality and controllership, in accordance with paragraph 6. Moved from row 232 [232 - 148m]	(d) the data to be transmitted, as well as the rules on its confidentiality and controllership, in accordance with paragraph 6.	(d) the data to be transmitted, as well as the rules on its confidentiality and controllership, in accordance with paragraph 6. Text Origin: Commission Proposal

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Article 8a(8)					
148m	6. The Commission may extract from the surveillance system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1. Moved reference text		6. The Commission may extract from the surveillance system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1. Moved from row 227 [227 - 148h]	~~6~~7. The Commission may extract from the surveillance system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1.	6. The Commission may extract from the surveillance system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1. Text Origin: Commission Proposal
Article 9					
149	Article 9 Information obligations of the competent authorities	Article 9 Information obligations of the competent authorities	Moved to row 133a [149 - 133a]		
Article 9(1)					
150	1. The competent authority shall without delay inform the Commission and the competent authorities of other Member States using the information and communication system	1. ***The Commission and*** the competent authority shall without delay inform the ~~*Commission and the*~~***other*** competent authorities ~~*of other Member States*~~ using the information and	Moved to row 133b [150 - 133b]		

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	referred to in Article 22(1) about the following:	communication system referred to in Article 22(1) about the following:			
Article 9(1), point (-a)					
150a		***(-a) any decision to open a preliminary investigation as referred to in Article 4, based on one or several submissions of information through the mechanism referred to in Article 10;***			
Article 9(1), point (-b)					
150b		***(-b) the existence of substantiated concern following the preliminary phase of investigation, referred to in Article 4(5);***			
Article 9(1), point (a)					
151	(a) any decision not to initiate an investigation following a preliminary phase of investigation, referred to in Article 4(7);	(a) any decision not to initiate an investigation following a preliminary phase of investigation, referred to in Article 4(7);	Moved to row 133d [151 - 133d]		
Article 9(1), point (b)					
152	(b) any decision to initiate	(b) any decision to initiate			

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	an investigation referred to in Article 5(1);	an investigation referred to in Article 5(1);	Moved to row 133g [152 - 133g]		
Article 9(1), point (c)					
153	(c) any decision to prohibit placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their disposal referred to in Article 6(4);	(c) any decision to prohibit placing and making available of the products on the market and their export, as well as to order the withdrawal of the products already placed or made available on the market and their ***donation, recycling or*** disposal referred to in Article 6(4);	Moved to row 133h [153 - 133h]		
Article 9(1), point (d)					
154	(d) any decision to close the investigation referred to in Article 6(3);	(d) any decision to close the investigation referred to in Article 6(3);	Moved to row 133i [154 - 133i]		
Article 9(1), point (e)					
155	(e) any withdrawal of the decision referred to in Article 6(6);	(e) any withdrawal of the decision referred to in Article 6(6);	Moved to row 133j [155 - 133j]		
Article 9(1), point (f)					
156	(f) any request of an economic operator for a	(f) any request of an economic operator for a	Moved to row 133k [156 -		

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	review referred to in Article 8(1);	review referred to in Article 8(1);	133k]		
Article 9(1), point (g)					
157	(g) any result of the review referred to in Article 8(4).	(g) any result of the review referred to in Article 8(4).	Moved to row 133l [157 - 133l]		
Article 9(2)					
158	2. The Commission shall make available the decisions, and the withdrawals referred to in the paragraph 1, points (c), (d), (e) and (g) on a dedicated website.	2. The Commission shall make available the decisions, and the withdrawals referred to in the paragraph 1, points (c), (d), (e) and (g) on a dedicated website.	Moved to row 133w [158 - 133w]		
Article 9(2a)					
158a		***2a. Any decision referred to in Article 6(4) and 6(6) shall be communicated to the public by the competent authority who adopted it or, if the decision has been adopted by the Commission, by the Commission.***			
Article 9a					
158b	Article 11 Database of forced labour		Article ~~11~~ 9 Database of forced labour	***EP*** Article 11 Database of forced labour	Article ~~11~~ 9 Database of forced labour

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	risk areas or products Moved reference text		risk areas or products Moved from row 163 [163 - 158b]	risk areas or products	risk areas or products Text Origin: Council Mandate
Article 9a(1)					
158c	1. The Commission shall call upon external expertise to provide an indicative, non-exhaustive, verifiable and regularly updated database of forced labour risks in specific geographic areas or with respect to specific products including with regard to forced labour imposed by state authorities. The database shall be based on the guidelines referred to in Article 23, points (a), (b) and (c), and relevant external sources of information from, amongst others, international organisations and third country authorities. Moved reference text		1. The Commission shall ~~call upon~~***establish a database, with the assistance of*** external expertise ~~to~~***if needed. This database shall*** provide an indicative, non-exhaustive, verifiable and regularly updated ~~database~~***information*** of forced labour risks in specific geographic areas or with respect to specific products including with regard to forced labour imposed by state authorities. The database shall ***prioritise the identification of widespread and severe forced labour risks. The database shall*** be based on the guidelines referred to in Article ~~23~~***11***, points (a), (b) and (c), and relevant external sources of information from, amongst others, international organisations and third country authorities. ***It shall not publicly disclose***	1. The Commission shall call upon external expertise to provide an indicative, non-exhaustive, ~~verifiable~~***evidence-based*** and regularly updated database of forced labour risks in specific geographic areas***, sectors,*** or with respect to specific products including with regard to forced labour imposed by state authorities. ***1a***. The database shall be based on ~~*the guidelines referred to in Article 23, points (a), (b) and (c)*~~***independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, social partners***, and relevant ~~*external sources of*~~ ***experience from***	1. The Commission shall ~~call upon~~***establish a database, with the assistance of*** external expertise ~~to~~***if needed. This database shall*** provide an indicative, non-exhaustive, ***evidence-based,*** verifiable and regularly updated ~~database~~***information*** of forced labour risks in specific geographic areas or with respect to specific products ***or product groups*** including with regard to forced labour imposed by state authorities. The database shall ***prioritise the identification of widespread and severe forced labour risks.*** ***1a. The database shall*** be based on ~~*the guidelines referred to in Article 23, points (a), (b) and (c), and relevant external sources of information from, amongst others, international*~~

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			information that directly names economic operators. The database shall be made available in all official languages of the Union. Moved from row 164 [164 - 158c]	***implementing Union law setting out due diligence requirements with respect to forced labour.*** ***1b. Based on reliable and verifiable evidence, the database shall, in particular, identify specific economic sectors in specific geographic areas, where there is high risk of forced labour being imposed by state authorities.*** ***1c. The database shall include a list of all decisions of the Commission and competent authorities pursuant to Article 6(4) and Article 6(6).*** ***1d. The database shall include a list of publicly available*** information ~~*from, amongst others, international organisations and third country authorities*~~***sources of relevance for the implementation of this Regulation, including sources which make available disaggregated data on the impact and victims of forced labour, such as gender-***	~~*organisations and third country*~~***independent and verifiable information, from international, institutional or research and academic organisations, in particular the International Labour Organization and the United Nations Organization.*** ***It shall not publicly disclose information that directly names economic operators. The database shall be made available in all official languages of the institutions of the Union.*** ***The database shall indicate specific economic sectors in specific geographic areas for which there is reliable and verifiable evidence that there exists forced labour imposed by state*** authorities. COM to redraft

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				disaggregated data or data about forced child labour, allowing to identify age- and gender-specific trends.	
Article 9a(2)					
158d	2. The Commission shall ensure that the database is made publicly available by the external expertise at the latest 24 months after the entry into force of this Regulation. Moved reference text		2. The Commission shall ensure that the database is made publicly available ~~*by the external expertise at the latest 24*~~***no later than [OP office: 18*** months after the entry into force of this Regulation***]***. Moved from row 165 [165 - 158d]	2. The Commission shall ensure that the database is ***easily accessible, including for persons with disabilities, and*** made publicly available***, in all official languages of the institutions of the Union,*** by the external expertise at the latest ~~*24*~~***12*** months ~~*after the entry into force*~~***before the date of application*** of this Regulation.	2. The Commission shall ensure that the database is ***easily accessible, including for persons with disabilities, and*** made publicly available***, in all official languages of the institutions of the Union,*** ~~*by the external expertise*~~ at the latest ~~*24*~~***[OP: please insert date:18*** months after ~~*the*~~ entry into force***]*** of this Regulation. Text Origin: Auxiliary 1
Article 9a(3)					
158e	3. Economic operators placing or making available on the Union market or exporting products which are not mentioned in the database referred to in paragraph 1 of this Article, or which come from areas that are not mentioned in that database, shall also be		*deleted* *Moved from row 166 [166 - 158e]*	3. ~~*Economic operators placing or making available on the Union market or exporting products which are not mentioned in the database referred to in paragraph 1 of this Article, or which come from areas that are not mentioned in that database, shall also be*~~	*deleted*

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	required to comply with Article 3. Moved reference text			~~*required to comply with Article 3.*~~ ***deleted***	
Article 10					
159	Article 10 Submission of information regarding violations of Article 3	Article 10 Submission of information regarding violations of Article 3	Article 10 ~~*Submission of*~~***Single*** information ~~*regarding violations of Article 3*~~***submission point***		Article 10 ~~*Submission of*~~***Single*** information ~~*regarding violations of Article 3*~~***submission point*** Text Origin: Council Mandate
Article 10(1)					
159a			***1. The Commission shall set up a single information submission point, available on the forced labour single window referred to in Article 12. Information submission shall be possible in all official languages of the Union.***	***EP1a. The Commission shall set up a dedicated centralised mechanism for the submission of information pursuant to paragraph 1. This mechanism shall be available in all official languages of the institutions of the Union, and it shall be user friendly and free of charge.***	***1. The Commission shall set up a dedicated centralised mechanism for the submission of information. This mechanism shall be available in all official languages of the institutions of the Union, and it shall be user friendly and free of charge.*** Text Origin: Auxiliary 1
Article 10(1)					
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	1. Submissions of information by any natural or legal person or any association not having legal personality, to competent authorities on alleged violations of Article 3 shall contain information on the economic operators or products concerned and provide the reasons substantiating the allegation.	1. Submissions of information by any natural or legal person or any association not having legal personality, to ***the Commission or a*** competent ~~*authorities*~~***authority*** on alleged violations of Article 3 shall contain information on the economic operators or products concerned and provide the reasons substantiating the allegation. ***Submissions may be addressed to more than one competent authority.***	~~*1*~~***2***. Submissions of information ***on alleged violations of Article 3 to competent authorities may only be made via the single information submission point referred to in paragraph 1*** by any natural or legal person or any association not having legal personality~~*, to competent authorities on alleged violations of Article 3*~~ ***located in the EU and*** shall contain information on the economic operators or products concerned and provide the reasons ***and evidence*** substantiating the allegation***, and where applicable, supporting documents. The Commission is empowered to adopt implementing acts to specify the procedural rules, templates and details of the submissions. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33(2)***.		~~*1*~~***2***. Submissions of information ***on alleged violations of Article 3 shall be made via the single information submission point referred to in paragraph 1*** by any natural or legal person or any association not having legal personality~~*, to competent authorities on alleged violations of Article 3*~~***. The submissions*** shall contain information on the economic operators or products concerned ~~*and*~~***,*** provide the reasons ***and evidence*** substantiating the allegation***, and where possible, supporting documents. The Commission is empowered to adopt implementing acts to specify the procedural rules, templates and details of the submissions. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33***.
Article 10(1a)					
160a		***1a. The Commission shall set up a dedicated***		moved above	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		centralised mechanism for the submission of information pursuant to paragraph 1. This mechanism shall be available in all official languages of the institutions of the Union, and it shall be user friendly and free of charge.			
Article 10(1b)					
160b			***3. The Commission shall assess whether the products concerned by the submission referred to in paragraph 2 are of Union interest pursuant to Article 14(3). Where the products concerned are of Union interest, the Commission shall proceed with the preliminary phase of investigation pursuant to Article 15.***		***3. The Commission shall discard any submissions that are manifestly incomplete or unfounded or made in bad faith and distribute the remaining submissions according to the allocation key referred to in Article 14a for their assessment.***
Article 10(1c)					
160c		***1b. In order to ensure uniform conditions for the submission of information, the Commission shall adopt implementing acts establishing templates for***			*deleted*

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		the submission of information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 29.			
Article 10(1d)					
G *160d*			***4. Where the products concerned are not of Union interest, the submission referred to in paragraph 2 shall be directed to a competent authority in a way to ensure a fair and balanced distribution of submissions. Such distributions among competent authorities shall be based on objective criteria, including the location of the registered office, the central administration or principal place of business of the economic operator concerned, and the territory in which the product concerned is placed or made available, exported or manufactured.*** ***The Commission shall adopt implementing acts setting out the process to***		*deleted* G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			designate the competent authority to which the submission shall be directed. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33(2). The first such implementing act shall be adopted by [OP enter date = 35 months after the entry into force].		
Article 10(2)					
G *161*	*2.* The competent authority shall, as soon as possible, inform the person or association referred to in paragraph 1 of the outcome of the assessment of their submission.	2. ***The Commission or*** the competent authority shall ***diligently and impartially assess the information and***, as soon as possible, inform the person or association referred to in paragraph 1 of the outcome of the assessment of their submission.	~~2~~***5***. The competent authority ***or the Commission*** shall, ~~*as soon as possible*~~***within a reasonable period of time***, inform the person or association referred to in paragraph ~~1~~***2*** of the outcome of the assessment of their submission.		~~2~~***4***. The ***lead*** competent authority ***in charge of the assessment pursuant to paragraph 3*** shall~~, as soon as possible, inform the person or association referred to in paragraph 1~~ ***diligently and impartially asses the information, acknowledge the receipt of the submission and inform the person*** of the outcome of the assessment of ~~their~~***its*** submission ***as soon as possible.*** ***5. The lead competent authority may ask the person or association referred to in paragraph 1 to provide additional*** G

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					information. COM to redraft
Article 10(2a)					
161a		***2a. In cases where there is a significant time interval between the submission of information and the outcome of the assessment, the Commission or competent authorities shall confirm with such person or association that the situation has, to the best of their knowledge, not significantly changed.***			***6. In cases where there is a significant time interval between the submission of information and the decision to proceed with an investigation according to Chapter III, the lead competent authority shall, to the extent possible, verify with the person or association submitting the information whether the situation has, to the best of their knowledge, significantly changed.*** EP to redraft
Article 10(3)					
162	3. Directive (EU) 2019/1937 of the European Parliament and of the Council[1] shall apply to the reporting of all breaches of this Regulation and the protection of persons reporting such breaches. _____	3. Directive (EU) 2019/1937 of the European Parliament and of the Council[1] shall apply to the reporting of all breaches of this Regulation and the protection of persons reporting such breaches. _____	~~3~~***6***. Directive (EU) 2019/1937 of the European Parliament and of the Council[1] shall apply to the reporting of all breaches of this Regulation and the protection of persons reporting such breaches. _____		~~3~~***7***. Directive (EU) 2019/1937 of the European Parliament and of the Council[1] shall apply to the reporting of ~~all~~***the*** breaches of this Regulation and the protection of persons reporting such breaches. _____

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	1. Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law, OJ L 305, 26.11.2019, p. 17.	1. Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law, OJ L 305, 26.11.2019, p. 17.	1. Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law, OJ L 305, 26.11.2019, p. 17.		1. Directive (EU) 2019/1937 of the European Parliament and of the Council of 23 October 2019 on the protection of persons who report breaches of Union law, OJ L 305, 26.11.2019, p. 17. COM to redraft Text Origin: Commission Proposal
Article 10(3a)					
G 162a			***6a. The identity of the natural or legal person or any association not having legal personality making a submission pursuant to paragraph 2 shall not be made available to the public.***		*deleted* *COM to redraft* G
Article 11					
163	Article 11 Database of forced labour risk areas or products	Article 11 Database of forced labour risk areas or products	Moved to row 158b [163 - 158b]		
Article 11(1)					
164	1. The Commission shall call upon external expertise to provide an indicative, non-exhaustive, verifiable and regularly updated	1. The Commission shall call upon external expertise to provide an indicative, non-exhaustive, ~~*verifiable*~~***evidence-based***	Moved to row 158c [164 - 158c]		

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	database of forced labour risks in specific geographic areas or with respect to specific products including with regard to forced labour imposed by state authorities. The database shall be based on the guidelines referred to in Article 23, points (a), (b) and (c), and relevant external sources of information from, amongst others, international organisations and third country authorities.	and regularly updated database of forced labour risks in specific geographic areas***, sectors,*** or with respect to specific products including with regard to forced labour imposed by state authorities. ~~*The database shall be based on the guidelines referred to in Article 23, points (a), (b) and (c), and relevant external sources of information from, amongst others, international organisations and third country authorities.*~~			
Article 11(1a)					
164a		***1a. The database shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, social partners, and relevant experience from implementing Union law setting out due diligence requirements with respect to forced labour.***			

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Article 11(1b)					
164b		***1b. Based on reliable and verifiable evidence, the database shall, in particular, identify specific economic sectors in specific geographic areas, where there is high risk of forced labour being imposed by state authorities.***			
Article 11(1c)					
164c		***1c. The database shall include a list of all decisions of the Commission and competent authorities pursuant to Article 6(4) and Article 6(6).***			
Article 11(1d)					
164d		***1d. The database shall include a list of publicly available information sources of relevance for the implementation of this Regulation, including sources which make available disaggregated data on the impact and victims of forced labour, such as gender-disaggregated data or data***			

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		about forced child labour, allowing to identify age- and gender-specific trends.			
Article 11(2)					
165	2. The Commission shall ensure that the database is made publicly available by the external expertise at the latest 24 months after the entry into force of this Regulation.	2. The Commission shall ensure that the database is ***easily accessible, including for persons with disabilities, and*** made publicly available***, in all official languages of the institutions of the Union,*** by the external expertise at the latest ~~24~~***12*** months ~~*after the entry into force*~~***before the date of application*** of this Regulation.	Moved to row 158d [165 - 158d]		
Article 11(3)					
166	3. Economic operators placing or making available on the Union market or exporting products which are not mentioned in the database referred to in paragraph 1 of this Article, or which come from areas that are not mentioned in that database, shall also be required to comply with Article 3.	*deleted*	*Moved to row 158e [166 - 158e]*		

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Article 11a					
166a		***Article 11a*** ***Forced labour imposed by state authorities*** ***Based on the information included in the database referred to in Article 11(1b), or on the information and decisions encoded in the information and communication system referred to in Article 22(1), the Commission is empowered to adopt delegated acts in accordance with Article 27 to supplement this Regulation by determining specific economic sectors in specific geographic areas, where a high risk of forced labour imposed by state authorities has been identified.***			***Article 11a*** ***Support measures for SMEs*** ***The Commission shall develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the micro, small and medium-sized enterprises. Where appropriate, these measures shall be made available through the Forced Labour Single Portal.*** ***Competent authorities shall designate contact points to provide information to SMEs for matters related to the application of this Regulation. Those contact points may also provide assistance to SMEs on those matters.*** ***Member State competent authorities may also organize trainings for economic operators on forced labour risk indicators and on how to engage in dialogue with***

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					authorities throughout an investigation. ***Add a recital "Existing business and human rights helpdesks or due diligence contact points may be appointed as contact points for the purposes of this Regulation. SMEs should be able to contact the competent authority of the Member State in which they are established, using the information provided in the Forced Labour Single Portal. They should in particular be able to discuss with a competent authority to support them throughout the course of an investigation. Sufficient support resources should also be made available online in a clear and understandable way for SMEs."***
Article 11b					
166b	Article 23 Guidelines Moved reference text		Article ~~23~~11 Guidelines Moved from row 233 [233 - 166b]	EP Article 23 Guidelines	Article ~~23~~11 Guidelines Text Origin: Council Mandate

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Article 11b(1), first subparagraph					
166c	The Commission shall issue guidelines no later than 18 months after the entry into force of this Regulation, which shall include the following: Moved reference text		***1.*** The Commission***, in consultation with relevant stakeholders,*** shall ~~*issue*~~***make available and regularly update*** guidelines***,*** no later than ***[OP enter DATE =*** 18 months after the entry into force of this Regulation***], for competent authorities, customs authorities, economic operators, with a specific focus on SMEs, and relevant stakeholders. These guidelines***~~*, which*~~ shall include the following ***elements, adapted as necessary to the relevant addressees***: Moved from row 234 [234 - 166c]	The Commission shall issue guidelines no later than ~~*18*~~***12*** months ~~*after the entry into force*~~***before the date of application*** of this Regulation, which shall include the following:	The Commission***, in consultation with relevant stakeholders,*** shall ~~*issue*~~***make available and regularly update*** guidelines***,*** no later than ***[OP enter DATE =*** 18 months after the entry into force of this Regulation***]***, which shall include the following: EP to redraft
Article 11b(1), second subparagraph					
166d	(a) guidance on due diligence in relation to forced labour, which shall take into account applicable Union legislation setting out due diligence requirements with respect to forced labour, guidelines and recommendations from		(a) guidance on due diligence in relation to forced labour, which shall take into account applicable Union legislation setting out due diligence requirements with respect to forced labour, guidelines and recommendations from	(a) ***(a)*** guidance on due diligence in relation to forced labour, ***including forced child labour,*** which shall take into account applicable Union legislation setting out due diligence requirements with respect to forced labour, guidelines and	(a) guidance ***for economic operators*** on due diligence in relation to forced labour, ***including forced child labour,*** which shall take into account applicable ***national and*** Union legislation***,*** setting out due diligence requirements with respect to

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	international organisations, as well as the size and economic resources of economic operators; Moved reference text		international organisations, as well as the size and economic resources of economic operators, ***such guidance should include information and best practices on how to bring to an end and remediate forced labour***; Moved from row 235 [235 - 166d]	recommendations from international organisations, as well as the size and economic resources of economic operators, ***different types of suppliers along the supply chain, different sectors and the particular risks associated with forced labour imposed by state authorities;*** ***(aa) [moved to 166j]*** ***(ab) [moved to 166i]*** ***(ac) guidance for economic operators on measures that are suitable and effective for bringing to an end different types of forced labour***;	forced labour, guidelines and recommendations from international organisations, as well as the size and economic resources of economic operators, ***different types of suppliers along the supply chain, and different sectors.*** ***(c) guidance for economic operators on best practices for bringing to an end and remediating different types of forced labour***;
Article 11b(1), third subparagraph					
G 166e			***(aa) information on how this Regulation relates to other due diligence legislation, in particular [Directive 20XX/XX/EU of the European Parliament and of the Council on Corporate Sustainability Due Diligence];***	***(e) guidance for competent authorities on the practical application of Articles 4 and 5, Article 11, Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation, including benchmarks for assisting competent authorities in their risk-based assessments***	***(e) guidance for competent authorities on the practical implementation of Articles 15 and 18 [preliminary phase of investigations and investigations, EP mandate], Article 9 [database], including benchmarks for assisting competent authorities in their risk-based assessments*** G

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				of investigations and guidelines on the applicable standard of evidence and on how to ensure that economic operators can use the official language of their place of establishment.	***of investigations and guidelines on the applicable standard of evidence.***
Article 11b(1), fourth subparagraph					
G 166f			***(ab) guidance for the practical implementation of Article 26 and, where appropriate, any other provision laid down in Title II of Chapter V of this Regulation;***		***(ab) guidance for customs authorities and economic operators for the practical implementation of Article 26 and, where appropriate, any other provision laid down in Section II of Chapter V of this Regulation;*** Text Origin: Council Mandate
Article 11b(1), fifth subparagraph					
G 166g	(b) information on risk indicators of forced labour, which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, and		(b) information on risk indicators of forced labour, which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, ***trade***	~~(b)~~***(c)*** information on risk indicators of forced labour, ***including how to identify them,*** which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil	~~(b)~~***(c a)*** information on risk indicators of forced labour, ***including on how to identify them,*** which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil

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	experience from implementing Union legislation setting out due diligence requirements with respect to forced labour; Moved reference text		***unions*** and experience from implementing Union legislation setting out due diligence requirements with respect to forced labour; Moved from row 236 [236 - 166g]	society, business organisations, and experience from implementing Union legislation setting out due diligence requirements with respect to forced labour;	society, business organisations, ***trade unions***, and experience from implementing Union legislation setting out due diligence requirements with respect to forced labour;
Article 11b(1), sixth subparagraph					
G 166h	(c) a list of publicly available information sources of relevance for the implementation of this Regulation; Moved reference text		(c) ***guidance on the use of the database referred to in Article 9 and*** a list of publicly available information sources of relevance for the implementation of this Regulation; Moved from row 237 [237 - 166h]	~~(c)~~***(d)*** ~~a list of publicly available information sources of relevance for the implementation of this Regulation;~~***[deleted]***	~~(c)~~***(b)*** ~~a list of publicly available information sources of relevance for the implementation of this Regulation~~***guidance for economic operators on due diligence in relation to forced labour imposed by state authorities***; G
Article 11b(1), seventh subparagraph					
G 166i			***(d) guidance as to submission of information or evidence pursuant to articles 16(4), 18(2);***	***(ab) guidance for economic operators and product suppliers on how to engage in dialogue with competent authorities pursuant to Articles 4 and 5;***	***(d) guidance for economic operators and product suppliers on how to engage in dialogue with competent authorities pursuant to Chapter III, in particular on the type of information to be submited.*** G
Article 11b(1), eighth subparagraph					

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G 166j	(e) guidance for the practical implementation of Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation. Moved reference text		(e) guidance ~~*for the practical implementation of Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation.*~~***on how to submit information pursuant to Article 10(2);*** Moved from row 239 [239 - 166j]	~~*(c)*~~***(aa)*** guidance ~~*for the practical implementation of Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation.*~~***on how to submit information pursuant to Article 10;***	(e) ***guidance on how to submit information pursuant to Article 10;*** ***(f)*** guidance for ***Member States on the method for calculating financial penalties and the thresholds applicable;*** ***(h) further information to facilitate the competent authorities' implementation of and the economic operator's compliance with*** ~~*the practical implementation of Article 16 and, where appropriate, any other provision laid down in Chapter III of*~~ this Regulation~~.~~***;*** G
Article 11b(2)					
G 166k	(d) further information to facilitate the competent authorities' implementation of this Regulation; Moved reference text		~~*(d)*~~***(f)*** further information to facilitate the competent authorities' implementation of ***and the economic operator's compliance*** this Regulation~~;~~***.*** Moved from row 238 [238 - 166k]	(d) further information to facilitate the competent authorities' implementation of this Regulation; ***The guidance referred to in paragraph 1, point (a), shall focus in particular on assisting small and medium-sized enterprises (SMEs) and economic***	~~*(d) further information to facilitate the competent authorities' implementation of*~~***The guidance referred to in paragraph 1, points (a) and (b), shall focus in particular on assisting small and medium-sized enterprises (SMEs) in complying with*** this Regulation~~;~~***.*** G

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				operators outside the scope of [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence] in complying with this Regulation, and in particular with regard to cases referred to in Article 5(2), point (da). ***Furthermore, the Commission shall develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the SMEs. Those measures shall include a one-stop shop for all matters related to the application of this Regulation and support to multi-stakeholder initiatives.*** ***National competent authorities shall support micro, small and medium-sized enterprises (SMEs) by organizing trainings on forced labour risk indicators and on engagement with authorities during investigations, and set up a hotline for questions related***	***The guidelines shall be consistent with guidelines provided in accordance with other relevant Union Law.***

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				to this Regulation. ***The Commission shall consult relevant stakeholders and partners when elaborating the guidelines referred to in this Article.*** ***The guidelines shall be consistent with guidelines provided in accordance with other relevant Union law.***	
Article 12					
167	Article 12 Competent authorities	Article 12 Competent authorities	Moved to row 107b [167 - 107b]		
Article 12(1)					
168	1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. Designated Member State competent authorities shall be responsible for ensuring the effective and uniform implementation of this Regulation throughout the Union.	1. Member States shall designate one or more competent authorities responsible for carrying out the obligations set out in this Regulation. Designated Member State competent authorities shall be responsible for ensuring the effective and uniform implementation of this Regulation throughout the Union.	Moved to row 107c [168 - 107c]		

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Article 12(2)					
169	2. Where Member States have designated more than one competent authority, they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively.	2. Where Member States have designated more than one competent authority, they shall clearly demarcate the respective duties and establish communication and coordination mechanisms that enable those authorities to collaborate closely and exercise their duties effectively.	Moved to row 107d [169 - 107d]		
Article 12(3), first subparagraph					
170	3. No later than three months after the date of entry into force of this Regulation, Member States shall, through the information and communication system referred to in Article 22(1), provide the Commission and the other Member States with the following information:	3. No later than three months after the date of entry into force of this Regulation, Member States shall, through the information and communication system referred to in Article 22(1), provide the Commission and the other Member States with the following information:	Moved to row 107e [170 - 107e]		
Article 12(3), first subparagraph, point (a)					
171	(a) the names, addresses and contact details of the	(a) the names, addresses and contact details of the	Moved to row 107f [171 - 107f]		

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	designated competent authority or authorities;	designated competent authority or authorities;			
Article 12(3), first subparagraph, point (b)					
172	(b) the areas of competence of the designated competent authority or authorities.	(b) the areas of competence of the designated competent authority or authorities.	Moved to row 107g [172 - 107g]		
Article 12(3), second subparagraph					
173	Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph.	Member States shall regularly update the information set out in points (a) and (b) of the first sub-paragraph of this paragraph.	Moved to row 107h [173 - 107h]		
Article 12(4)					
174	4. The Commission shall make the list of the designated competent authorities publicly available on its website and shall regularly update that list, based on the updates received from Member States.	4. The Commission shall make the list of the designated competent authorities publicly available on its website and shall regularly update that list, based on the updates received from Member States.	Moved to row 107i [174 - 107i]		
Article 12(5)					
175	5. Member States shall ensure that the designated	5. Member States shall ensure that the designated	Moved to row 107j [175 - 107j]		

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	competent authorities exercise their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers and resources to carry out the investigations, including sufficient budgetary and other resources and coordinate closely with the national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings.	competent authorities exercise their powers impartially, transparently and with due respect for obligations of professional secrecy. Member States shall ensure that their competent authorities have the necessary powers, ***expertise*** and resources to carry out the investigations, including sufficient budgetary and other resources and coordinate closely with the national labour inspections and judicial and law enforcement authorities, including those responsible for the fight against trafficking in human beings.			
Article 12(6)					
176	6. Member States shall confer on their competent authorities the power to impose penalties in accordance with Article 30.	6. Member States shall confer on their competent authorities the power to impose penalties in accordance with Article 30.	Moved to row 107l [176 - 107l]		
Article 12					
G 176a			***Article 12 Forced Labour Single Portal***		***Article 12a Forced Labour Single Portal*** G

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					Text Origin: Council Mandate
Article 12(1)					
176b			***The Commission shall set up and regularly update a single website making available to the public, in the same place and in all the official languages of the Union, the following items:***		***The Commission shall set up and regularly update a single website making available to the public, in the same place and in all the official languages of the institutions of the Union, the following items:***
Article 12(1), point (a)					
176c			***(a) the list of the designated competent authorities referred to in Article 5;***		***(a) the list and contacts of the designated competent authorities;***
Article 12(1), point (a)					
176d			***(aa) the guidelines referred to in Article 11;***		***(aa) the guidelines;***
Article 12(1), point (a)					
176e			***(b) the database referred to in Article 9;***		***(b) the database;*** ***(ba) a list of publicly available information sources of relevance for the implementation of this***

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					Regulation, including sources which make available disaggregated data on the impact and victims of forced labour, such as gender-disaggregated data or data about forced child labour, allowing to identify age- and gender-specific trends.
Article 12(1), point (a)					
176f			***(c) the single information submission point referred to in Article10;***		***(c) the single information submission point;***
Article 12					
176g			***(d) a non-confidential summary of any information referred to in Article 20(3);***		***(d) any decision to ban a product;***
Article 12					
176h			***(e) a non-confidential summary of any decision referred to in Article 20(4).***		***(e) any withdrawal of a ban;*** ***(e a) the result of reviews;***
Article 13					
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	Article 13 Administrative cooperation and communication among competent authorities	Article 13 Administrative cooperation and communication among competent authorities	*deleted*		*deleted*
Article 13(1)					
178	*1.* The Commission shall ensure efficient cooperation among the competent authorities of the Member States through facilitating and coordinating the exchange and collection of information and best practices with regard to the application of this Regulation.	1. The Commission shall ensure efficient cooperation ***and coordination*** among the competent authorities of the Member States through facilitating and coordinating the exchange and collection of information and best practices with regard to the application of this Regulation.	*deleted* *Moved to row 120j [178 - 120j]*		*deleted*
Article 13(2)					
179	*2.* Competent authorities shall actively participate in the Network referred to in Article 24.	2. Competent authorities shall actively participate in the Network referred to in Article 24.	*deleted*		*deleted*
Article 13					
179a	Article 26 International Cooperation Moved reference text		Article ~~26~~***13*** International Cooperation Moved from row 257 [257 - 179a]	***EP*** Article 26 International Cooperation	Article ~~26~~***13*** International Cooperation Text Origin: Council Mandate

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Article 13a(1)					
179b	1. In order to facilitate effective implementation and enforcement of this Regulation, the Commission may as appropriate cooperate, engage and exchange information with, amongst others, authorities of third countries, international organisations, civil society representatives and business organisations. International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis. Moved reference text		1. In order to facilitate effective implementation and enforcement of this Regulation, the Commission ~~may~~**shall** as appropriate cooperate, engage and exchange information with, amongst others, authorities of third countries, international organisations, civil society representatives, **trade unions** and business organisations. ~~International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis.~~ Moved from row 258 [258 - 179b]	1. In order to facilitate effective implementation and enforcement of this Regulation, the Commission ~~may~~**shall** as appropriate cooperate, engage and exchange information with, amongst others, authorities of third countries, international organisations, civil society representatives, **including trade unions, workers' rights organisations, NGOs and networks of affected stakeholders,** ~~and~~ business organisations **and other relevant stakeholders, through new and existing dialogue structures**. International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis, **and shall, where appropriate, facilitate the exchange of information on investigations, including the reasons and evidence for decisions taken to ban**	1. In order to facilitate effective implementation and enforcement of this Regulation, the Commission ~~may~~**shall,** as appropriate, cooperate~~, engage~~ and exchange information with~~, amongst others,~~ authorities of third countries, international organisations, civil society representatives ~~and business organisations. International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary~~, **trade unions**~~, specific ones that will be created on an ad hoc basis~~**business organisations and other relevant stakeholders**.

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				products from their jurisdictions. The Commission shall have regular contact and cooperation in particular with third countries that have similar laws in place, to share information on risk products or regions as well as best practices for bringing forced labour to an end. ***1a. Cooperation with third countries shall be integrated with other Union policies and instruments that include measures to eradicate forced labour, including trade agreements, the Generalised Scheme of Preferences, and development cooperation projects led by the Commission.*** ***1b. The Commission and Member States shall develop cooperation and partnership mechanisms with third countries to address the root causes of forced labour, prevent and eliminate forced labour practices, and build the capacity of upstream economic actors to respond***	

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				to the requirements set out in this Regulation.	
Article 13(1), point (a)					
179c			***(a) International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis.***		***2. International cooperation with authorities of third countries shall take place in a structured way, for example in the context of existing dialogues with third countries, such as human rights and political dialogues, implementation of trade and sustainable development commitments of trade agreements or the Generalised Scheme of Preferences, and EU development cooperation initiatives or, if necessary, specific dialogues that will be created on an ad hoc basis. This cooperation may involve exchanges of information on forced labour risk areas or products, of best practices for bringing forced labour to an end, and of information on decisions to ban products, including their reasons and evidence, in particular with countries that have similar legislation in place.***

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Article 13a(1), point (b)					
179d			***(b) The Commission shall have regular contact and cooperation in particular with countries that have similar legislation in place, to share information of forced labour risk areas or products as well as best practices for bringing to an end forced labour.***		
Article 13a(2)					
179e	2. For the purposes of paragraph 1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies and partner countries efforts and locally available capacities in tackling forced labour. Moved reference text		2. For the purposes of paragraph 1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies ***to comply with this regulation and of*** ~~and~~ partner countries ~~efforts and~~ ***to tackle forced labour, as well as supporting*** locally available capacities ~~in tackling forced labour~~***for that purpose***.	2. For the purposes of paragraph 1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies***, and in particular SMEs, civil society organisations,*** ~~and~~ partner countries***'*** efforts and locally available capacities in tackling forced labour ***and its root causes***.	~~2~~***3***. For the purposes of paragraph ~~1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies and partner~~***2, the Commission and Member States may consider the development of cooperation initiatives and accompanying measures to support the efforts of economic operators, in***

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			Moved from row 259 [259 - 179e]		***particular SMEs, as well as civil society organisations, social partners and third*** countries ~~*efforts and locally available capacities in tackling forced labour*~~***to tackle forced labour and its root causes***.
Chapter IIb					
G 179f	Chapter III Products entering or leaving the Union market Moved reference text		Chapter III ~~*Products entering or leaving the Union market*~~***Investigations*** Moved from row 187 [187 - 179f]	***EP*** Chapter III Products entering or leaving the Union market	Chapter III ~~*Products entering or leaving the Union market*~~***Investigations*** Text Origin: Council Mandate
Article 14					
G 180	Article 14 Recognition of decisions	Article 14 Recognition of decisions Original Article 14 (from EP and Commission) moved to line 180r. Below lines are New Article 14 from the Council	Article 14 ~~*Recognition of decisions*~~ ***Information on the likelihood of a violation of Article 3***		Article 14 ~~*Recognition of decisions*~~ ***Risk-based approach***
Article 14(-1)					
G 180a	1. Competent authorities shall follow a risk-based approach in assessing the		1. ***The Commission and*** competent authorities shall follow a risk-based approach	~~*1*~~***EP1***. ***The Commission and*** competent authorities shall follow a risk-based	1. Competent authorities ***and the Commission*** shall follow a risk-based approach

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	likelihood that economic operators violated Article 3. That assessment shall be based on all relevant information available to them, including the following information: Moved reference text		in assessing the likelihood that economic operators violated Article 3. That assessment shall be ***confidential,*** based on all relevant***, verifiable, and credible*** information available to them, including***, but not limited to,*** the following information: Council Article 14(1), lines 180a to 180j refer to Article 4(1) Moved from row 92 [92 - 180a]	approach in assessing the likelihood that economic operators violated Article 3. That assessment shall be based on all relevant ***factual and verifiable*** information available to them, including the following information:	~~in~~***when*** assessing the likelihood ~~*that economic operators violated*~~***of violation of*** Article 3~~*. That assessment shall be based on all relevant information available to them, including the following information:*~~***, initiating and conducting the preliminary phase of the investigations and identifying the products and economic operators concerned.***
Article 14(-1a)					
180b			***(a) information and decisions encoded in the information and communication system referred to in Article 8(1), including any past cases of compliance or non-compliance of an economic operator with Article 3;*** This point was previous point (d)		***2. In their assessment of the likelihood of a violation of Article 3, competent authorities and the Commission shall use the following criteria, as appropriate, in order to prioritise products suspected to have been made with forced labour:***
Article 14(-1a), point (a)					
180c	(a) submissions made by natural or legal persons or		*deleted*	*(a)* submissions made by natural or legal persons or	(a) ~~*submissions made by natural or legal persons or*~~

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	any association not having legal personality pursuant to Article 10; Moved reference text		*This point has become point (d)* *Moved from row 93 [93 - 180c]*	any association not having legal personality pursuant to Article 10;	~~*any association not having legal personality pursuant to Article 10*~~***scale and severity of the suspected forced labour, including whether forced labour imposed by state authorities could be a concern***;
Article 14(-1a), point (b)					
180d			***(b) the database referred to in Article 9;*** This point was previous point (c)		***(b) quantity or volume of products placed or made available on the Union market;***
Article 14(-1a), point (c)					
180e	(b) the risk indicators and other information pursuant to Article 23, points (b) and (c); Moved reference text		*deleted* *This point became point (c)* *Moved from row 94 [94 - 180e]*	(b) the risk indicators and other information pursuant to Article 23, ~~*points (b) and (c)*~~***point (b)***;	~~*(b)*~~***(c) share of the part suspected to have been made with forced labour in the final product***~~*the risk indicators and other information pursuant to Article 23, points (b) and (c)*~~;
Article 14(-1a), point (d)					
180f			***(c) the risk indicators and other information pursuant to Article 11, point (b);***		*deleted*

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			This point was previous point (b)		
Article 14(-1b)					
180g	*(c)* the database referred to in Article 11; Moved reference text		*deleted* *This point became point (b)* *Moved from row 95 [95 - 180g]*	*(c)* the database referred to in Article 11;	~~*(c)*~~***3.*** The ~~*database referred to in*~~***assessment of the likelihood of a violation of*** Article ~~*11;*~~***3 shall be based on all relevant, factual, and verifiable information available to competent authorities and the Commission, including, but not limited to, the following:***
Article 14(-1b), point (a)					
180h			***(d) submissions made pursuant to Article 10;*** This point was previous point (a)		***(a) information and decisions encoded in the information and communication system referred to in Article 8(1), including any past cases of compliance or non-compliance of an economic operator with Article 3;***
Article 14(-1b), point (b)					
180i	(d) information and decisions encoded in the information and communication system		*deleted* *This point became point (a)*	*(d)* information and decisions encoded in the information and communication system	~~*(d)*~~***(b)*** ~~*information and decisions encoded in the information and communication system*~~***the***

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	referred to in Article 22(1), including any past cases of compliance or non-compliance of an economic operator with Article 3; Moved reference text		*Moved from row 96 [96 - 180i]*	referred to in Article 22(1), including any past cases of compliance or non-compliance of an economic operator with Article 3;	***database*** referred to in Article ~~*22(1), including any past cases of compliance or non-compliance of an economic operator with Article 3*~~***9***;
Article 14(-1b), point (c)					
180j	(e) information requested by the competent authority from other relevant authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour. Moved reference text		(e) information ~~*requested*~~***received*** by the competent authority from other ***authorities*** relevant ~~*authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour*~~***for the implementation of this regulation, such as national due diligence, labour, health or fiscal authorities, on the products and economic operators under assessment unless the sharing of such information is not*** in accordance with ~~*applicable*~~ Union ~~*legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour.*~~***law or national law***	~~*(c)*~~***(b)*** information requested by the ***Commission or the*** competent authority from other relevant authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour***;*** ***(ea) any issues arising from meaningful consultations with relevant stakeholders***.	~~*(c)*~~***(c)*** ~~*information requested by the competent authority from*~~***the risk indicators and*** other ~~*relevant authorities, where necessary, on whether the economic operators under assessment are subject to and carry out due diligence in relation to forced labour in accordance with applicable Union legislation or*~~***information pursuant to Article 11, point (b);*** ***(d) submissions made pursuant to Article 10;*** ***(e) information received by the competent authority or the Commission from other authorities relevant for the implementation of this regulation, such as*** Member States***' due diligence, labour, health or***

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			in compliance with Union law substantially impairs the execution of the activities of such authorities; Moved from row 97 [97 - 180j]		***fiscal authorities, on the products and economic operators under assessment;*** ~~*legislation setting out due diligence and transparency requirements with respect to forced labour.*~~
Article 14(-1b), point (c)(i)					
G	180k		***(ea) consultations with civil society organisations and trade unions.***		***(ea) any issues arising from meaningful consultations with relevant stakeholders, such as civil society organisations and trade unions;***
Article 14(-1c)					
G	180l		***2. In their assessment of the likelihood that economic operators violated Article 3, competent authorities may, at any time, request the Commission to conduct the preliminary phase of investigations pursuant to Article 15, where the products concerned are of Union interest. The Commission shall proceed with the preliminary phase of investigation pursuant to Article 15 accordingly.***		***4. When initiating a preliminary investigation pursuant to Article 15, lead competent authorities shall, to the extent possible, focus on the economic operators and, where relevant, product suppliers involved in the steps of the supply chain as close possible to where the forced labour likely occurs, and with the highest leverage to prevent, mitigate and bring to an end the use of forced labour.***

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					Lead competent authorities shall also take into account the size and economic resources of the economic operators, in particular whether the economic operator is an SME, and the complexity of the supply chain.
Article 14a					
180m			***3. The determination of the Union interest shall be based on all relevant, verifiable and credible information available to competent authorities or to the Commission for the purposes of Article 10(3). Union interest shall be assumed if one or more of the following criteria are met:***		*deleted*
Article 14b					
180n			***(a) the scale and severity of suspected forced labour is significant;***		*deleted*
Article 14c					
180o			***(b) the risks of suspected***		

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			forced labour are located outside the territory of the Union;		*deleted*
Article 14d					
180p			***(c) the products suspected to have been made with forced labour have a significant impact on the internal market.***		*deleted*
Article 14e					
180q			***Products suspected to have been made with forced labour are presumed to have a significant impact on the internal market where the products concerned are present in at least three Member States.***		*deleted*
Article 14f					
180r		***EP Article 14 Recognition of decisions***	***deleted***		***Article 14a Allocation of investigations***
Article 14(1)					
181	1. Decisions taken by a competent authority in one Member State shall be	1. Decisions taken by a competent authority in one Member State shall be	*deleted*		1. ~~*Decisions taken by a competent authority in one Member State shall be*~~

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	recognised and enforced by competent authorities in the other Member States in so far as they relate to products with the same identification and from the same supply chain for which forced labour has been found.	recognised and enforced by competent authorities in the other Member States in so far as they relate to products with the same identification and from the same supply chain for which forced labour has been found. ***Decisions taken by the Commission shall be enforced by competent authorities in all Member States.***			~~*recognised and enforced by competent authorities in the other Member States in so far as they relate to products with the same identification and from the same supply chain for which forced labour has been found.*~~ ***Where the suspected forced labour is taking place outside the territory of the Union, the Commission shall act as lead competent authority.***
Article 14(2)					
G 182	2. A competent authority that has received, through the information and communication system referred to in Article 22(1), a request from a competent authority of another Member State for information to verify any evidence provided by an economic operator shall provide that information within 15 working days from the date of receipt of the request.	2. A competent authority that has received, through the information and communication system referred to in Article 22(1), a request from a competent authority of another Member State for information to verify any evidence provided by an economic operator**,** shall provide that information ~~*within*~~***as soon as possible and at the latest*** 15 working days from the date of receipt of the request.	*deleted*		2. ~~*A competent authority that has received, through the information and communication system referred to in Article 22(1), a request from*~~***Where the suspected forced labour is taking place in the territory of a Member State,*** a competent authority of ~~*another*~~***that*** Member State ~~*for information to verify any evidence provided by an economic operator*~~ shall ~~*provide that information within 15 working days from the date of receipt of the request*~~***act as lead competent authority***. G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 14(3)					
183	3. Where two or more competent authorities initiate investigations concerning the same products or economic operators, the lead authority shall be the one which first informed the Commission and the competent authorities of other Member States of the decision to initiate an investigation in accordance with Article 9(1), point (b).	3. Where two or more competent authorities initiate investigations concerning the same products or economic operators, the lead authority shall be the one which first informed the Commission and the competent authorities of other Member States of the decision to initiate an investigation in accordance with Article 9(1), point (b).	*deleted*		*deleted*
Article 14(4)					
184	*4.* Before initiating an investigation in accordance with Article 5, a competent authority shall verify in the information and communication system referred to in Article 22(1) whether there is a lead authority referred to in paragraph 3 investigating the same product and economic operator.	4. Before initiating an investigation in accordance with Article 5, a competent authority shall verify in the information and communication system referred to in Article 22(1) whether there is a lead authority referred to in paragraph 3 investigating the same product and economic operator.	*deleted*		*deleted*
Article 14(5)					
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	5. Where there is a lead authority as referred to in paragraph 3, competent authorities shall share all the evidence and information they may have with that lead authority to facilitate the investigation and shall not start a separate investigation.	5. Where there is a lead authority as referred to in paragraph 3, competent authorities shall share all the evidence and information they may have with that lead authority to facilitate the investigation and shall not start a separate investigation.	*deleted*		*deleted*
Article 14(6)					
186	6. The lead authority shall carry out the investigation and adopt a decision in accordance with Article 6 on the basis of the assessment of all evidence before it.	6. The lead authority shall carry out the investigation and adopt a decision in accordance with Article 6 on the basis of the assessment of all evidence before it.	*deleted*		*deleted*
Article 14(6a)					
186a		***6a. Before initiating a preliminary investigation in accordance with Article 4, a competent authority shall verify in the information and communication system referred to in Article 22(1) whether there are one or more authorities assessing the same product and the same economic operator. Where there is at least one other competent authority conducting such***			***6a. deleted***

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		assessment, only the competent authority which first informed the Commission and the competent authorities of other Member States of the decision to open a preliminary investigation in accordance with Article 9(1), point (-aa), shall request the information referred to in Article 4(3) from the economic operator and relevant product suppliers. That competent authority shall share all information collected with the other competent authorities assessing the same products or the same economic operators.			
Article 14(6b)					
186b		***6b. Where competent authorities are mentioned in paragraphs 2, 3, 4, 5, 6 and 6a, they shall be deemed to include the Commission, when it acts on the basis of Chapter II of this Regulation.***			***6b. deleted***
Chapter III					
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	Chapter III Products entering or leaving the Union market	Chapter III Products entering or leaving the Union market	Moved to row 179f [187 - 179f]		
Article 15					
188	Article 15 Controls	Article 15 Controls Original Article 15 (from EP and Commission) moved to line 188m. Below lines are New Article 15 from the Council	Article 15 ~~Controls~~***Preliminary phase of investigations***		Article 15 ~~Controls~~***Preliminary phase of investigations***
Article 15(1)					
188a	2. In their assessment of the likelihood that economic operators violated Article 3, competent authorities shall focus on the economic operators involved in the steps of the value chain as close as possible to where the risk of forced labour is likely to occur and take into account the size and economic resources of the economic operators, the quantity of products concerned, as well as the scale of suspected forced labour. Moved reference text		~~2~~***1***. In their assessment of the likelihood that economic operators violated Article 3, competent authorities***, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2),*** shall focus on the economic operators involved in the steps of the ~~value~~***supply*** chain as close as possible to where the risk of forced labour is likely to occur***. They shall also*** ~~and~~ take into account the size and economic resources of the economic operators	2. In their assessment of the likelihood that economic operators violated Article 3, ***the Commission and*** competent authorities shall focus on the economic operators ***and relevant product suppliers*** involved in the steps of the ~~value~~***supply*** chain as close as possible to where the risk of forced labour is likely to occur and take into account the size and economic resources of the economic operators, the ***share of forced labour component in the final product, the*** quantity of products	*deleted* *Council proposal covered in new Article 14(4) risk based approach and right to be heard is moved to article 17.*

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			concerned, as well as the share of the component in the final product, the quantity of products concerned~~, as well as~~ ***that is made available on the Union Market, and*** the scale of suspected forced labour. Moved from row 98 [98 - 188a]	concerned, as well as the scale of suspected forced labour ***and whether state-imposed forced labour could be a concern.*** ***2a. The right of the economic operator to be heard shall be respected at all stages of the process***.	
Article 15(1)					
188b	*3.* Before initiating an investigation in accordance with Article 5(1), the competent authority shall request from the economic operators under assessment information on actions taken to identify, prevent, mitigate or bring to an end risks of forced labour in their operations and value chains with respect to the products under assessment, including on the basis of any of the following: Moved reference text		~~3~~***2***. Before initiating an investigation in accordance with Article ~~5(1)~~***18(1), competent authorities, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2),*** ~~the competent authority~~ shall request from the economic operators under assessment information on ***its current*** actions taken to identify, prevent, mitigate or bring to an end risks of forced labour in their operations and ~~value~~***supply*** chains with respect to the products under assessment, including on the basis of any of the following:	3. Before initiating an investigation in accordance with Article 5(1), the ***Commission or the*** competent authority shall request from the economic operators under assessment ***and relevant product suppliers*** information on actions taken to identify, prevent, mitigate or bring to an end risks of forced labour ***and remediate forced labour cases*** in their operations and ~~value~~***supply*** chains with respect to the products under assessment, including on the basis of any of the following:	~~3~~***1***. Before initiating an investigation in accordance with Article ~~5(1), the~~***18(1), lead*** competent ~~authority~~***authorities*** shall request from the economic operators under assessment ***and, where relevant, other product suppliers,*** information on ***their relevant*** actions taken to identify, prevent, mitigate ~~or~~***,*** bring to an end ***or remediate*** risks of forced labour in their operations and ~~value~~***supply*** chains with respect to the products under assessment, including on the basis of any of the following***, unless it would jeopardise the outcome of the assessment***:

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			Moved from row 99 [99 - 188b]		
Article 15(-1a), point (a)					
188c	(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour; Moved reference text		(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements ~~*with respect*~~***in relation*** to forced labour; Moved from row 100 [100 - 188c]	(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour;	(a) applicable Union legislation or Member States legislation setting out due diligence and transparency requirements with respect to forced labour; Text Origin: Commission Proposal
Article 15(-1a), point (b)					
188d	(b) the guidelines issued by the Commission pursuant to Article 23, point (a); Moved reference text		(b) the guidelines issued by the Commission pursuant to Article ~~*23, point (a)*~~***11***; Moved from row 101 [101 - 188d]	(b) the guidelines issued by the Commission pursuant to Article 23, point (a);	(b) the guidelines issued by the Commission ~~*pursuant to Article 23, point (a)*~~;
Article 15(-1a), point (c)					
188e	(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations; Moved reference text		(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations; Moved from row 102 [102 - 188e]	(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations***, as well as of social partners, in particular those guidelines and recommendations relating to geographic***	(c) due diligence guidelines or recommendations of the UN, ILO, OECD or other relevant international organisations***, in particular those guidelines and recommendations relating to geographic areas, productions sites and***

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				areas, productions sites and economic activities in certain sectors, in specific areas with systematic and widespread forced labour practices;	***economic activities in certain sectors in which there are systematic and widespread forced labour practices***;
Article 15(-1a), point (d)					
G 188f	(d) any other due diligence in relation to forced labour. Moved reference text		(d) any other due diligence ***or information*** in relation to forced labour ***in their supply chain***. Moved from row 103 [103 - 188f]	(d) any other due diligence in relation to forced labour. ***The Commission and competent authorities may request information on those actions from other relevant stakeholders, including the persons or associations having submitted relevant information pursuant to Article 10 and any other stakeholder working on the products or regions related to the assessment, as well as from diplomatic representations of the Union in relevant third countries.*** ***3a. Notwithstanding paragraph 2a, the Commission and competent authorities may refrain from requesting information from the***	(d) any other ***meaningful*** due diligence ***or other information*** in relation to forced labour ***in their supply chain.*** ***Lead competent authorities may request information on those actions from other relevant stakeholders, including the persons or associations having submitted relevant, factual, and verifiable information pursuant to Article 10 and any other natural or legal persons related to the products and geographical areas under assessment, as well as from the European External Action Service and Union Delegations in relevant third countries***. G

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				economic operator and relevant product suppliers if they have a well-founded reason to believe, based on objective information, that it represents a risk to the investigation.	
Article 15(-1a), point (e)					
G 188g	4. Economic operators shall respond to the request of the competent authority referred to in paragraph 3 within 15 working days from the day they received such request. Economic operators may provide to competent authorities any other information they may deem useful for the purposes of this Article. Moved reference text		~~4~~***3***. Economic operators shall respond to the request ~~*of the competent authority*~~ referred to in paragraph ~~3~~***2*** within ~~15~~***30*** working days from the day they received such request. Economic operators may provide ~~*to competent authorities*~~ any other information they may deem useful for the purposes of this Article. Moved from row 104 [104 - 188g]	4. Economic operators ***and relevant product suppliers*** shall respond to the request of the ***Commission or*** competent authority referred to in paragraph 3 within ~~15~~***30*** working days from the day they received such request. Economic operators may provide to ***the Commission or*** competent authorities any other information they may deem useful for the purposes of this Article.	~~4~~***2***. Economic operators shall respond to the request ~~*of the competent authority*~~ referred to in paragraph ~~3~~***1*** within ~~15~~***30*** working days from the day they received such request. Economic operators may provide ~~*to competent authorities*~~ any other information they may deem useful for the purposes of this Article. ***Where necessary, economic operators may request support on how to engage with the lead competent authority from a contact point referred to in Article 11a.*** First part of the paragraph has been provisionally agreed. The part in [ ] is not agreed - it is depended on the agreement on the SME article. G

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					Text Origin: Council Mandate
Article 15(-1a), point (f)					
188h	5. Within 30 working days from the date of receipt of the information submitted by economic operators pursuant to paragraph 4, the competent authorities shall conclude the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3 on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4. Moved reference text		5. Within ~~30~~***60*** working days from the ~~*date of receipt*~~***day of the notification*** of the ~~*information submitted by economic operators pursuant to paragraph 4, the competent authorities*~~***request referred to in paragraph 2, the competent authorities, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2),*** shall ~~*conclude*~~***close*** the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3**,** on the basis of the assessment referred to in paragraph 1 and***, if any,*** the information submitted by economic operators pursuant to ***paragraph 3, as well as the consultation in*** paragraph 4. Moved from row 105 [105 - 188h]	5. Within 30 working days from the date of receipt of the information submitted by economic operators ***and relevant product suppliers*** pursuant to paragraph 4, the ***Commission or the*** competent authorities shall conclude the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3 on the basis of the assessment referred to in paragraph 1 and the information submitted by economic operators ***and relevant product suppliers*** pursuant to paragraph 4. ***5a. Notwithstanding paragraph 5, the Commission or competent authorities may conclude that there is substantiated concern on the basis of any other facts available where it was not possible to gather information and evidence pursuant to paragraph 4, or***	~~*5*~~***3***. Within 30 working days from the date of receipt of the information submitted by economic operators pursuant to paragraph ~~*4, the*~~***2, lead*** competent authorities shall conclude the preliminary phase of their investigation as to whether there is a substantiated concern of violation of Article 3**,** on the basis of the assessment referred to in ~~*paragraph 1*~~***Article 14(3)*** and the information submitted by economic operators pursuant to paragraph ~~*4*~~***2***.

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				where the competent authorities or the Commission have refrained from requesting information in accordance with paragraph 3a.	
Article 15(-1a), point (g)					
G 188i	6. The competent authority shall duly take into account where the economic operator demonstrates that it carries out due diligence on the basis of identified forced labour impact in its supply chain, adopts and carries out measures suitable and effective for bringing to an end forced labour in a short period of time. Moved reference text		~~*6. The competent authority shall duly take into account where the economic operator demonstrates that it carries out due diligence on the basis of identified forced labour impact in its supply chain, adopts and carries out measures suitable and effective for bringing to an end forced labour in a short period of time.*~~ Moved from row 106 [106 - 188i]	6. ~~*The competent authority shall duly take into account where the economic operator demonstrates that it carries out due diligence on the basis of identified forced labour impact in its supply chain, adopts and carries out measures suitable and effective for bringing to an end forced labour in a short period of time.*~~	*deleted* G
Article 15(-1a), point (h)					
G *188j*	*7.* Competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment		~~*7*~~***6***. ~~*Competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment*~~	7. ***The Commission or*** competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment	~~*7*~~***4***. ~~*Competent authorities shall not initiate an investigation pursuant to Article 5, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment*~~ G

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	referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4, the competent authorities consider that there is no substantiated concern of a violation of Article 3, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph 3 being applied in a way that mitigates, prevents and brings to an end the risk of forced labour. Moved reference text		~~*referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4, the competent authorities consider that there is no substantiated concern of a violation of Article 3*~~***Where the competent authority, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2), considers that there is no substantiated concern of violation of Article 3, or that the reasons that motivated the existence of the substantiated concern have been eliminated***, for instance due to, but not limited to~~,~~ the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph ~~*3*~~***2*** being applied in a way that mitigates, prevents and brings to an end the risk of forced labour***, it shall not initiate an investigation in accordance with Article 18(1) and inform the economic operators under***	referred to in paragraph 1 and the information submitted by economic operators pursuant to paragraph 4, the ***Commission or the*** competent authorities consider that there is no substantiated concern of a violation of Article 3***, or that the reasons that motivated the existence of a substantiated concern have been eliminated***, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph 3 being applied in a way that mitigates, prevents and brings to an end the risk of forced labour.	~~*referred to in*~~***Notwithstanding*** paragraph ~~*1 and the information submitted by economic operators pursuant to paragraph 4, the*~~***3, lead*** competent authorities ~~*consider*~~***may conclude*** that there is ~~*no*~~ substantiated concern ~~*of a violation of Article 3, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour*~~***on the basis of any other facts available where lead competent authorities have refrained from requesting information in accordance with paragraph 1 or in the situations*** referred to in ~~*paragraph 3 being applied in a way that mitigates, prevents and brings to an end the risk of forced labour*~~***Article 20(2), points a-d***.

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			assessment accordingly. Moved from row 107 [107 - 188j]		
Article 15(-1a), point (i)					
G 188k			***4. If the competent authority, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2), determines that further information is needed to carry out its assessment, the competent authority, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2), shall invite the economic operator under assessment for consultations. These consultations shall take place within 60 working days from the day the request referred to in paragraph 2 is notified to the economic operators under assessment.*** this paragraph should come after paragraph 3 (188g)		***5. Lead competent authorities shall not initiate an investigation pursuant to Article 18, and shall inform the economic operators under assessment accordingly, where, on the basis of the assessment referred to in Article 14(3) and, if any, of the information submitted by economic operators pursuant to paragraph 2, they consider that there is no substantiated concern of a violation of Article 3, or that the reasons that motivated the existence of a substantiated concern have been eliminated, for instance due to, but not limited to, the applicable legislation, guidelines, recommendations or any other due diligence in relation to forced labour referred to in paragraph 1 being applied in a way that mitigates, prevents and*** G

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					brings to an end the risk of forced labour.
Article 15(-1a), point (j)					
188l			***7. The competent authority, or where applicable the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2), shall communicate through the information and communication system referred to in Article 8(1) the outcome of its assessment pursuant to paragraph 5 Article 8(1).***		***6. Lead competent authorities shall communicate through the information and communication system referred to in Article 8(1) the outcome of their assessment pursuant to paragraph 5.***
Article 15(-1)					
188m		***EP Article 15 Controls***			
Article 15(1)					
189	1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this Chapter.	1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this Chapter.	Moved to row 253a [189 - 253a]		
Article 15(2)					

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190	2. The application of this Chapter is without prejudice to other Union legislation governing the release for free circulation or export of products, in particular Articles 46, 47, 134 and 267 of Regulation (EU) No 952/2013.	2. The application of this Chapter is without prejudice to other Union legislation governing the release for free circulation or export of products, in particular Articles 46, 47, 134 and 267 of Regulation (EU) No 952/2013.	Moved to row 253g [190 - 253g]		
Article 15(3)					
191	3. The competent authority shall without delay, where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States:	3. ***The Commission or*** the competent authority shall without delay, where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States:	Moved to row 253c [191 - 253c]		
Article 15(3), point (a)					
192	(a) any decision to prohibit the placing or making available of the products on the Union market and their export, as well as to order the withdrawal of the products already placed or	(a) any decision to prohibit the placing or making available of the products on the Union market and their export, as well as to order the withdrawal of the products already placed or	Moved to row 253e [192 - 253e]		

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	made available on the Union market and their disposal referred to in Article 6(4);	made available on the Union market and their disposal referred to in Article 6(4);			
Article 15(3), point (b)					
193	(b) any decision following the review referred to in Article 8(3).	(b) any decision following the review referred to in Article 8(3).	Moved to row 253f [193 - 253f]		
Article 15(4)					
194	4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013.	4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013. ***The Commission and Member States shall ensure that the customs authorities have sufficient resources to carry out these controls.***	Moved to row 253d [194 - 253d]		
Article 15(5)					
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	5. The competent authority shall without delay communicate to the customs authorities of Member States a withdrawal of the decision referred to in Article 6(6).	5. ***The Commission or*** the competent authority shall without delay communicate to the customs authorities of Member States a withdrawal of the decision referred to in Article 6(6).	Moved to row 253b [195 - 253b]		
Article 15a					
195a			***Article 16*** ***Designation of the lead competent authority***		*deleted*
Article 15a(1)					
195b	*1.* Competent authorities that, pursuant to Article 4(5), determine that there is a substantiated concern of a violation of Article 3, shall decide to initiate an investigation on the products and economic operators concerned. Moved reference text		~~1~~***3***. ***Where*** competent authorities ~~*that*~~, pursuant to Article ~~*4(5)*~~***15(5)***, determine that there is a substantiated concern of a violation of Article 3, ***they*** shall ~~*decide to initiate*~~***communicate through the information and communication system referred to in Article 8(1) their intention of initiating*** an investigation on the products and economic operators concerned. Moved from row 109 [109 - 195c]	1. ***The Commission or*** competent authorities that, pursuant to Article 4(5) ***or to the information contained in the delegated act referred to in Article 11a***, determine that there is a substantiated concern of a violation of Article 3, shall decide to initiate an investigation on the products and economic operators concerned. Paragraph from Article 5(1) of original proposal	*deleted*
Article 15a(2)					

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	195c		***2. Where the Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2), determines that there is a substantiated concern of a violation of Article 3, pursuant to Article 15(5), or where the Commission acts upon a request pursuant to Article 16(4)(b), it shall lead the investigation in accordance with Article 18(1) ('lead competent authority').***		*deleted*
Article 15a(3)					
	195d		***4. Other competent authorities may, within 10 working days from the date of the communication of the intention of initiating an investigation, object to such intention through the information and communication system referred to in Article 8(1), only in one of the following situations:***		*deleted*
Article 15a(3), point (a)					
	195e		***(a) they have reasonable***		

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			grounds to believe that they are better placed to lead the investigation;		*deleted*
Article 15a(3), point (b)					
195f			***(b) they demonstrate that the products concerned are of Union interest, and request the Commission to act as lead competent authority.***		*deleted*
Article 15a(4)					
195g			***5. Where competent authorities do not agree on the designation of the lead competent authority pursuant to paragraph 4, they may consult the Network for an opinion on the designation.***		*deleted*
Article 15a(5)					
195h			***6. Where no objection is raised on the designation of the lead competent authority pursuant to paragraph 4, the competent authority that communicated its intention of initiating the***		*deleted*

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			investigation pursuant to paragraph 3 shall act as lead competent authority.		
Article 16					
196	Article 16 Information to be made available to customs authorities	Article 16 Information to be made available to customs authorities	Moved to row 256a [196 - 256a]		
Article 16(1)					
197	1. The Commission is empowered to adopt delegated acts in accordance with Article 27 to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities, amongst others, on the basis of the database referred to in Article 11 or f information and decisions encoded in the information and communication system referred to in Article 22(1).	1. The Commission is empowered to adopt delegated acts in accordance with Article 27 to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities, amongst others, on the basis of the database referred to in Article 11 or f information and decisions encoded in the information and communication system referred to in Article 22(1).	Moved to row 256b [197 - 256b]		
Article 16(2)					
198	2. Customs authorities shall	2. Customs authorities shall			

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	be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1, unless the provision of such information is already required pursuant to customs legislation referred to in Article 5(2) of Regulation (EU) No 952/2013.	be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1, unless the provision of such information is already required pursuant to customs legislation referred to in Article 5(2) of Regulation (EU) No 952/2013.	Moved to row 256c [198 - 256c]		
Article 16(3)					
199	3. The Commission may adopt implementing acts further specifying the details of the information to be made available to customs authorities pursuant to paragraph 1.	3. The Commission may adopt implementing acts further specifying the details of the information to be made available to customs authorities pursuant to paragraph 1.	Moved to row 256d [199 - 256d]		
Article 16(4)					
200	4. The implementing acts referred to in paragraph 3 shall be adopted in accordance with the examination procedure	4. The implementing acts referred to in paragraph 3 shall be adopted in accordance with the examination procedure	Moved to row 256e [200 - 256e]		

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	pursuant to Article 29.	pursuant to Article 29.			
Article 16(5)					
201	5. Where a specific product has been identified in a decision referred to in Article 6(4), in order for the customs authorities to be able to act immediately, the procedure provided for in Article 28 shall apply to delegated acts adopted pursuant to this Article.	5. Where a specific product has been identified in a decision referred to in Article 6(4), in order for the customs authorities to be able to act immediately, the procedure provided for in Article 28 shall apply to delegated acts adopted pursuant to this Article.	Moved to row 256f [201 - 256f]		
Article 17					
G 201a			***Article 17 Coordination of investigations and mutual assistance***		***Article 17 Coordination of investigations and mutual assistance*** Text Origin: Council Mandate G
Article 16a(1)					
G 201b			***1. The Commission and competent authorities shall cooperate closely between them and provide each other with mutual assistance in order to implement this Regulation***		***1. The Commission and competent authorities shall cooperate closely between them and provide each other with mutual assistance in order to implement this Regulation*** G

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			in a consistent and efficient manner.		***in a consistent and efficient manner.*** ***1aa. Lead competent authorities shall respect the right of the economic operator to be heard at all stages of the process.*** ***1a. Lead competent authorities shall, at any time and without undue delay, communicate via the information and communication system referred to in Article 8(1) if they find new information about suspected forced labour taking place in a territory for which they are not competent for pursuant to Article 14a.*** Text Origin: Council Mandate
Article 16a(2)					
G 201c			***2. The lead competent authority may, where appropriate, request the support of other relevant competent authorities. Other competent authorities, that have an interest in the investigation, may request to be closely involved in the***		***2. The lead competent authority may request the support of other relevant competent authorities, including to contact economic operators whose place of establishment is within the territory of that Member State or whose language of operation is*** G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement	
			investigation.		***that of a Member State. Other competent authorities that have an interest in the investigation may request to be closely involved in the investigation.*** Text Origin: Council Mandate	
Article 16a(3)						
G	201d		***3. A competent authority that has received, through the information and communication system referred to in Article 8(1), a request from a competent authority of another Member State for information or to verify any evidence provided by an economic operator shall provide an answer within 30 working days from the date of receipt of the request.***	***5a. A competent authority that has received, through the information and communication system referred to in Article 22(1), a request from a competent authority of another Member State for information to verify any evidence provided by an economic operator, shall provide that information as soon as possible and at the latest 15 working days from the date of receipt of the request.*** From EP mandate line 182	***3. A competent authority that has received, through the information and communication system referred to in Article 8(1), a request for information from another competent authority shall provide an answer within 20 working days from the date of receipt of the request.***	G
Article 16a(4)						
G	201e		***4. The requested authority may ask the requesting***		***4. The requested competent authority may ask the***	G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			authority to complement the information contained in the request if it concludes that the information provided initially not sufficient.		***requesting competent authority to complement the information contained in the request if it concludes that the information provided initially is not sufficient.***
Article 16a(5)					
G	201f		***5. A requested competent authority may refuse to comply with a request only in one of the following situations:***		***5. A requested competent authority may refuse to comply with a request only if the requested authority demonstrates that complying with the request would substantially impair the execution of its own activities.***
Article 16a(5), point (a)					
G	201g		***(a) the requested information cannot be gathered on the territory of the Member State of the requested competent authority;***		*deleted*
Article 16a(5), point (b)					
G	*201h*		***(b) the requested authority demonstrates reasonable grounds showing that***		*deleted*

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			complying with the request would substantially impair the execution of its own activities.		
Article 16a(6)					
G *201i*			***6. Before initiating an investigation in accordance with Article 18, a competent authority shall verify in the information and communication system referred to in Article 8(1) whether there is a lead competent authority investigating the product with the same identification and from the same supply chain or same economic operator. Where there is a lead competent authority, other competent authorities shall share all the relevant evidence and information they may have with that lead competent authority to facilitate the investigation, in compliance with Union law or national law in compliance with Union law, and shall not start a separate investigation.***		*deleted* G
Article 17					

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202	Article 17 Suspension	Article 17 Suspension	Moved to row 256g [202 - 256g]		
Article 17, first paragraph					
203	Where customs authorities identify a product entering or leaving the Union market that may, in accordance with a decision received pursuant to Article 15(3), be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the relevant competent authorities of the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article 15(3).	Where customs authorities identify a product entering or leaving the Union market that may, in accordance with a decision received pursuant to Article 15(3), be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the relevant competent authorities ***or the Commission*** of the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article 15(3).	Moved to row 256h [203 - 256h]		
Article 17a					
G 203a			***Article 18 Investigations***	***EP Article 5 Investigations***	***Article 18 Investigations*** Text Origin: Council G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
					Mandate
Article 17a, first paragraph					
203b	2. Competent authorities that initiate an investigation pursuant to paragraph 1 shall inform the economic operators subject to the investigation, within 3 working days from the date of the decision to initiate such investigation about the following: Moved reference text		~~2~~1. ***Lead*** competent authorities that initiate an investigation ~~*pursuant to paragraph 1 shall*~~***shall communicate it through the information and communication system referred to in Article 8(1) and*** inform the economic operators subject to the investigation, within ~~3~~5 working days from the date of the decision to initiate such investigation***, unless it would jeopardise the outcome of the investigation,*** about the following: Moved from row 110 [110 - 203b]	~~2~~1. ***2. The Commission or*** competent authorities that initiate an investigation pursuant to paragraph 1 shall inform the economic operators subject to the investigation, within ~~3~~2 working days from the date of the decision to initiate such investigation about the following:	~~2~~1. ***Lead*** competent authorities that***, pursuant to Article 15(4) determine that there is a substantiated concern of a violation of Article 3, shall*** initiate an investigation ~~*pursuant to paragraph 1 shall*~~***on the products and economic operators concerned and*** inform the economic operators subject to the investigation, within 3 working days from the date of the decision to initiate such investigation***,*** about the following:
Article 17a, first paragraph, point (a)					
203c	(a) the initiation of the investigation and the possible consequences thereof; Moved reference text		(a) the initiation of the investigation and the possible consequences thereof; Moved from row 111 [111 - 203c]	(a) the initiation of the investigation and the possible consequences thereof;	(a) the initiation of the investigation and the possible consequences thereof; Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 17a, first paragraph, point (b)					
203d	(b) the products subject to the investigation; Moved reference text		(b) the products subject to the investigation; Moved from row 112 [112 - 203d]	(b) the products subject to the investigation;	(b) the products subject to the investigation; Text Origin: Commission Proposal
Article 17a, first paragraph, point (c)					
203e	(c) the reasons for the initiation of the investigation, unless it would jeopardise the outcome of the investigation; Moved reference text		(c) the reasons for the initiation of the investigation~~, unless it would jeopardise the outcome of the investigation~~; Moved from row 113 [113 - 203e]	(c) the reasons for the initiation of the investigation, unless it would jeopardise the outcome of the investigation;	(c) the reasons for the initiation of the investigation, unless it would jeopardise the outcome of the investigation;
Article 17a, first paragraph, point (d)					
203f	(d) the possibility for the economic operators to submit any other document or information to the competent authority, and the date by which such information has to be submitted. Moved reference text		(d) the possibility for the economic operators to submit any other document or information to the competent authority, and the date by which such information has to be submitted. Moved from row 114 [114 - 203f]	(d) the possibility for the economic operators to submit any other document or information to the competent authority ***or the Commission***, and the date by which such information has to be submitted**;** ***(da) the requirement for the economic operator to demonstrate that Article 3***	(d) the possibility for the economic operators to submit any other document or information to the ***lead*** competent authority, and the date by which such information has to be submitted**;** ***1a. Lead competent authorities shall communicate through the***

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				has not been violated with regard to the products coming from the geographic areas and the economic sectors listed in the delegated act adopted pursuant to Article 11a.	***information and communication system referred to in Article 8(1) the initiation of an investigation pursuant to paragraph 1***. Text Origin: Auxiliary 1
Article 17a, first paragraph, point (e)					
G 203g	3. Where requested to do so by competent authorities, economic operators under investigation shall submit to those competent authorities any information that is relevant and necessary for the investigation, including information identifying the products under investigation, the manufacturer or producer of those products and the product suppliers. In requesting such information, competent authorities shall to the extent possible: Moved reference text		~~3~~***2***. Where requested to do so by competent authorities, economic operators under investigation shall ~~*submit to those competent authorities*~~***have at least 30 working days to submit*** any information that is relevant and necessary for the investigation~~*, including*~~***. It shall include*** information identifying the products under investigation, the manufacturer or producer of those products and the product suppliers. ~~*In requesting such information, competent authorities shall to the extent possible:*~~ Moved from row 115 [115 - 203g]	3. Where requested to do so by ***the Commission or*** competent authorities, economic operators under investigation ***and relevant product suppliers*** shall submit to ***the Commission or*** those competent authorities any information that is relevant and necessary for the investigation, including information identifying the products under investigation, the manufacturer or producer of those products and the product suppliers. In requesting such information, ***the Commission or*** competent authorities shall to the extent possible:	~~3~~***2***. Where requested to do so by ***lead*** competent authorities, economic operators under investigation shall submit ~~*to those competent authorities*~~ any information that is relevant and necessary for the investigation, including information identifying the products under investigation ***and, where appropriate, identifying the part of the product to which the investigation should be limited***, the manufacturer***, producer or product supplier*** ~~*or producer*~~ of those products ~~*and the product suppliers*~~***or parts thereof***. In requesting such information, ***lead*** competent authorities shall***,*** to the extent possible~~*:*~~***, prioritise*** G

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					the economic operators under investigation involved in the steps of the supply chain as close as possible to where the forced labour likely occurs, and take into account the size and economic resources of the economic operators, in particular whether the operator is an SME, the quantity of products concerned, the complexity of the supply chain, as well as the scale of suspected forced labour. Where necessary, economic operators may request support on how to engage with the lead competent authority from a contact point referred to in Article 11a.
Article 17a, second paragraph					
G	203h		***5. Competent authorities may decide, where needed, to conduct field inspections, in accordance with Article 19.***		***3. Lead competent authorities shall set a deadline for economic operators for submitting the information referred to in paragraph 2 of at least 30 working days and no longer than 60 working days. Nevertheless, economic operators may request an***

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					extension of that deadline with a justification. When deciding on such extension, lead competent authorities shall consider the size and economic resources of the economic operators concerned, including whether the economic operator is an SME.	
Article 17a, third paragraph						
G	203i		***6. Once the lead competent authority has finalised its investigation, it shall communicate its complete findings, including all information and evidence gathered pursuant to Article 15, 18 and 19, and a proposition as to the conclusion to be drawn through the information and communication system referred to in Article 8(1).***		***4. Lead competent authorities may collect information from or interview any relevant natural or legal person who consents to be interviewed for the purpose of collecting information relating to the subject matter of the investigation, including relevant economic operators and any other stakeholders.***	G
Article 17a, fourth paragraph						
G	203j		***5. In requesting such information, and defining the time limit to submit it, competent authorities shall to the extent possible:***		***5. Lead competent authorities may, where needed, carry out all necessary checks and inspections in accordance with Article 19.***	G

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					Add accompanying recital: the right to be heard of the economic operator shall be respected in the investigation process.
Article 17a, third paragraph, point (a)					
203k	(a) prioritise the economic operators under investigation involved in the steps of the value chain as close as possible to where the likely risk of forced labour occurs and Moved reference text		(a) prioritise the economic operators under investigation involved in the steps of the ~~value~~**supply** chain as close as possible to where the likely risk of forced labour occurs and Moved from row 116 [116 - 203i]	(a) ***after identifying the individual responsibilities, along the supply chain, of different product suppliers down to the level where forced labour is taking place,*** prioritise the economic operators under investigation ***and relevant product suppliers*** involved in the steps of the ~~value~~***supply*** chain as close as possible to where the ***forced labour*** likely ~~risk~~***occurs and with the highest leverage to prevent, mitigate, bring to an end and remediate the use*** of forced labour ~~occurs~~, and	*deleted*
Article 17a, third paragraph, point (b)					
203l	*(b)* take into account the size and economic resources of the economic operators, the quantity of products		(b) take into account the size and economic resources of the economic operators, the quantity of products	(b) take into account the size and economic resources of the economic operators, ***in particular whether the***	*deleted* *Text Origin: Auxiliary 1*

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	concerned, as well as the scale of suspected forced labour. Moved reference text		concerned ***put on the market***, as well as the scale of suspected forced labour. Moved from row 117 [117 - 203j]	***operator is an SME,*** the quantity of products concerned***, the complexity of the supply chain***, as well as the scale of suspected forced labour.	
Article 17a, third paragraph, point (c)					
G *203m*	*4.* Economic operators shall submit the information within 15 working days from the request referred to in paragraph 3 or make a justified request for an extension of that time limit. Moved reference text		~~4~~***6***. Economic operators ~~*shall submit the information within 15 working days from the*~~***may*** request ~~*referred to in paragraph 3 or make a justified request for an extension of that time limit*~~***a justified extension of that time limit, which shall not exceed 15 working days***. Moved from row 118 [118 - 203k]	~~4~~***2***. Economic operators ***and relevant product suppliers*** shall submit the information within ~~*15*~~***30*** working days from the request referred to in paragraph 3 or make a justified request for an extension of that time limit.	*deleted* G
Article 17a, third paragraph, point (d)					
G *203n*	*5.* When deciding on the time limits referred to in this Article, competent authorities shall consider the size and economic resources of the economic operators concerned. Moved reference text		~~5~~***7***. ~~*When deciding on the time limits referred to in this Article, competent authorities shall consider the size and economic resources of the economic operators concerned.*~~ Moved from row 119 [119 - 203l]	5. When deciding on the time limits referred to in this Article, ***the Commission and*** competent authorities shall consider the size and economic resources of the economic operators concerned***, including whether the economic operator is an SME***.	*deleted* G

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Article 17a, third paragraph, point (e)					
203o	*6.* Competent authorities may carry out all necessary checks and inspections including investigations in third countries, provided that the economic operators concerned give their consent and that the government of the Member State or third country in which the inspections are to take place has been officially notified and raises no objection. Moved reference text		6. ~~*Competent authorities may carry out all necessary checks and inspections including investigations in third countries, provided that the economic operators concerned give their consent and that the government of the Member State or third country in which the inspections are to take place has been officially notified and raises no objection.*~~ Moved from row 120 [120 - 203n]	6. ***The Commission and*** competent authorities may carry out all necessary checks and inspections including investigations in third countries, provided that the economic operators concerned give their consent and that the government of the Member State or third country in which the inspections are to take place has been officially notified and raises no objection.	*deleted*
Article 18					
204	Article 18 Release for free circulation or export	Article 18 Release for free circulation or export	Moved to row 266a [204 - 266a]		
Article 18(1)					
205	1. Where the release for free circulation or the export of a product has been suspended in accordance with Article 17, the product shall be released for free circulation	1. Where the release for free circulation or the export of a product has been suspended in accordance with Article 17, the product shall be released for free circulation	Moved to row 266b [205 - 266b]		

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	or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied:	or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied:			
Article 18(1), point (a)					
206	(a) within 4 working days of the suspension, if the competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days;	(a) within 4 working days of the suspension, if the ***Commission or the*** competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days;	Moved to row 266c [206 - 266c]		
Article 18(1), point (b)					
207	(b) the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation.	(b) ***the Commission or*** the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation.	Moved to row 266d [207 - 266d]		
Article 18(2)					
208	2. The release for free	2. The release for free			

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	circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.	circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.	Moved to row 266e [208 - 266e]		
Article 18a					
208a			***Article 19*** ***Field inspections***		***Article 19*** ***Field inspections*** Text Origin: Council Mandate
Article 18a(1)					
208b			***1. In exceptional situations where the lead competent authority may deem it necessary to conduct field inspections, it shall undertake this with consideration to where the risk of forced labour is located.***		***1. In exceptional situations where the lead competent authority may deem it necessary to conduct field inspections, it shall undertake this with consideration to where the risk of forced labour is located.***
Article 18a(2)					
208c			***2. In cases where the risk of forced labour is located in the territory of a Member State of which the competent authority is the lead competent authority, it***		***2. Where the risk of forced labour is located in the territory of the Member State, the lead competent authority may conduct its own inspections, in***

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			may conduct its own inspections. If needed, the lead competent authority may ask the cooperation of other national authorities relevant for the implementation of this regulation, such as labour, health or fiscal authorities.		***accordance with national law in compliance with Union law. If needed, the lead competent authority may ask the cooperation of other national authorities relevant for the implementation of this regulation, such as labour, health or fiscal authorities.***
Article 18a(3)					
G 208d			***3. In cases where the risk of forced labour is located in the territory of a Member State of which the competent authority is not the lead competent authority, the lead competent authority may request that competent authority to conduct an inspection or to provide information or verify evidence provided by economic operators in accordance with Article 17(3) and (4).***		***3. Where the risk of forced labour is located outside the territory of the Union, the Commission acting as lead competent authority may carry out all necessary checks and inspections provided that the economic operators concerned give their consent and that the government of the third country in which the inspections are to take place has been officially notified and raises no objection. Assistance from the European External Action Service may be requested, as appropriate, to facilitate such contacts.*** G
Article 18a(4)					

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G	208e		***4. In cases where the risk of forced labour is located outside the territory of the Union and the Commission is not acting pursuant to Article 10(3) or upon a request pursuant to Article 14(2) or pursuant to Article 16(4)(b), the lead competent authority may ask the Commission to request the government of the third country where the risk of forced labour is located to conduct an inspection, to provide relevant information or verify evidence provided by economic operators.***		*deleted*
	Article 18a(5)				
G	*208f*		***4a. In cases where the risk of forced labour is located outside the territory of the Union and the Commission is acting pursuant to Article 10(3) or upon a request pursuant to Article 14(2) or pursuant to Article 16(4)(b), it may request the government of the third country where the risk of forced labour is located to conduct an inspection, to***		*deleted*

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			provide relevant information or verify evidence provided by economic operators.		
Article 18a(6)					
208g			***4b. The Commission may request assistance from the European External Action Service, as appropriate, to facilitate such contacts.***		*deleted*
Article 18a(7)					
208h			***5. The findings of the inspections carried out pursuant to paragraphs 3 , 4 and 4a shall be communicated through the information and communication system referred to in Article 8(1).***		*deleted*
Article 19					
209	Article 19 Refusal to release for free circulation or export	Article 19 Refusal to release for free circulation or export	Moved to row 269a [209 - 269a]		
Article 19(1)					
210	1. Where the competent	1. Where the ***Commission***			

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	authorities conclude that a product that has been notified to them in accordance with Article 17 is a product made with forced labour pursuant to a decision referred to in Article 6(4), they shall require customs authorities not to release it for free circulation nor to allow its export.	***or the*** competent authorities conclude that a product that has been notified to them in accordance with Article 17 is a product made with forced labour pursuant to a decision referred to in Article 6(4), they shall require customs authorities not to release it for free circulation nor to allow its export.	Moved to row 269b [210 - 269b]		
Article 19(2), first subparagraph					
211	2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article 22(1) and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document:	2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article 22(1) and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document:	Moved to row 269c [211 - 269c]		

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Article 19(2), second subparagraph					
212	'Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX' [OP to indicate reference of this Regulation].	'Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX' [OP to indicate reference of this Regulation].	Moved to row 269d [212 - 269d]		
Chapter IIIa					
G 212a	Chapter IV Information systems, guidelines and coordinated enforcement Moved reference text		Chapter IV ~~*Information systems, guidelines and coordinated enforcement*~~***Decisions*** Moved from row 220 [220 - 212a]		Chapter IV ~~*Information systems, guidelines and coordinated enforcement*~~***Decisions*** Text Origin: Council Mandate G
Article 19a					
G 212b	Article 6 Decisions of competent authorities Moved reference text		Article ~~*6*~~***20*** Decisions of ~~*competent authorities*~~***the Commission*** Moved from row 121 [121 - 212b]	***EP*** Article 6 Decisions of competent authorities ***and the Commission***	Article ~~*6*~~***20*** Decisions ~~*of competent authorities*~~ Text Origin: Council Mandate G
Article 19a(1)					
G 212c	1. Competent authorities		1. ***Once*** competent	1. ***The Commission or***	1. ***Lead*** competent G

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	shall assess all information and evidence gathered pursuant to Articles 4 and 5 and, on that basis, establish whether Article 3 has been violated, within a reasonable period of time from the date they initiated the investigation pursuant to Article 5(1). Moved reference text		authorities ~~*shall assess all information and evidence gathered*~~***acting as lead competent authority have finalised their investigations*** pursuant to ~~*Articles 4 and 5 and,*~~***Article 18(6), the Commission shall establish*** on that basis~~*, establish whether Article 3 has been violated*~~ ***whether the products concerned have been placed or made available on the market or are being exported in violation of Article 3***, within a reasonable period of time from the date they ~~*initiated the investigation pursuant*~~***received the information from the competent authorities according*** to Article ~~*5(1)*~~***18(6)***. Paragraph 1a is reflected in line 212f (below) Moved from row 122 [122 - 212c]	competent authorities shall assess all information and evidence gathered pursuant to Articles 4 and 5 and, on that basis, establish whether Article 3 has been violated, within ~~*a reasonable period of time*~~***90 working days*** from the date they initiated the investigation pursuant to Article 5(1)***, unless a duly justified request for the extension of the deadline in Article 5(4) was accepted***.	authorities shall assess all information and evidence gathered pursuant to ~~*Articles 4 and 5*~~***Chapter III,*** and, on that basis, establish whether ~~*Article 3 has been violated*~~***the products concerned have been placed or made available on the market or are being exported in violation of Article 3***, within a reasonable period of time from the date they initiated the investigation pursuant to Article ~~*5(1)*~~***18(1). Lead competent authorities shall endeavour to adopt their decisions within 9 months from the date they initiated the investigation***.
Article 19a(2)					
212d	2. Notwithstanding paragraph 1, competent authorities may establish that		2. Notwithstanding paragraph 1, ~~*competent authorities*~~***paragraphs 1 and***	2. Notwithstanding paragraph 1, ***the Commission or*** competent	2. Notwithstanding paragraph 1, ***lead*** competent authorities may establish that

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	Article 3 has been violated on the basis of any other facts available where it was not possible to gather information and evidence pursuant to Article 5(3) or (6). Moved reference text		***1a, where it was not possible to gather information and evidence pursuant to Article 15, 18(2) or 19, the Commission*** may establish that ~~*Article 3 has been violated*~~***the products concerned have been placed or made available*** on the ~~*basis of any other facts available where it was not possible to gather information and evidence pursuant to Article 5(3) or (6)*~~***market or are being exported in violation of Article 3 on the basis of any other relevant and verifiable information***. Moved from row 123 [123 - 212d]	authorities may establish that Article 3 has been violated on the basis of any other facts available where it was not possible to gather information and evidence pursuant to ***Article 4(3) and*** Article 5(3) or (6). ***2a. Notwithstanding paragraph 1, economic operators shall demonstrate that Article 3 has not been violated in cases concerning products coming from the geographic area and the economic sector listed in the delegated act adopted pursuant to Article 11a.***	Article 3 has been violated on the basis of any other facts available where it was not possible to gather information and evidence pursuant to Article ~~*5(3) or (6)*~~***15(1) and Article 18(2), notably where, in response to a request for information, an economic operator or a public authority:*** ***(a) refuses to provide the information requested without a valid justification; or*** ***(b) fails to provide the information requested within the time limit prescribed without a valid justification; or*** ***(c) provides incomplete or incorrect information with the objective of blocking the investigation; or*** ***(d) provides misleading information; or*** ***(e) otherwise impedes the investigation,*** ***including when a risk of forced labour imposed by state authorities is identified during the preliminary phase of the investigation or the investigation***.
Article 19a(3)					

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212e	3. Where competent authorities cannot establish that Article 3 has been violated, they shall take a decision to close the investigation and inform the economic operator thereof. Moved reference text		3. Where ~~competent authorities~~***the Commission*** cannot establish that ***the products concerned have been placed or made available on the market or are being exported in violation of*** Article 3 ~~has been violated, they shall take a decision to close~~***it shall inform the economic operators that have been subject to*** the investigation and ***the relevant competent authorities. The Commission shall*** inform ***all competent authorities through the information and communication system referred to in Article 8(1) . Such information shall not preclude competent authorities to launch a new investigation into the same product and*** ~~the~~ economic operator ~~thereof~~***in case new relevant information arises***. Moved from row 124 [124 - 212e]	3. Where ***the Commission or*** competent authorities cannot establish that Article 3 has been violated, they shall take a decision to close the investigation and inform the economic operator thereof. ***The decision to close the investigation shall be without prejudice to the adoption of a new decision to open an investigation under Article 5(1), in the event that the Commission or the competent authority receive new information pursuant to Article 4. Such closed investigations shall not appear in the database.***	3. Where ***lead*** competent authorities cannot establish that ***the products concerned have been placed or made available on the market or are being exported in violation of*** Article 3***, they shall close the investigation and inform the economic operators that have been subject to the investigation.*** ~~has been violated,~~ They shall ~~take a decision to close~~***also inform all other competent authorities through the information and communication system referred to in Article 8(1). Closing*** the investigation ~~and inform the~~ ***shall not preclude the launch of a new investigation into the same product and*** economic operator ~~thereof~~***in case new relevant information arises***.
Article 19a(4)					
212f			***1a. Notwithstanding paragraph 1, once the***		*deleted*

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			Commission acting pursuant to Article 10(3) or acting upon a request pursuant to Article 14(2) or pursuant to Article 16(4)(b) has finalised its investigation, it shall establish on that basis whether the products concerned have been placed or made available on the market or are being exported in violation of Article 3, within a reasonable period of time from the date it received the request pursuant to Article 14(2) or pursuant to Article 16(4)(b). This line should come after line 212c.		
Article 19a(5)					
G *212g*			***3a. Before adopting the decision referred to in paragraph 4, the Commission shall communicate its preliminary findings to the economic operators concerned by the decision and relevant competent authorities. The concerned economic operators may***		*deleted* G

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			submit their observations to the Commission on their preliminary finding, within a time limit set by the Commission, which shall not be less than 30 working days or, in case of perishable goods, animals and plants, not less than 5 working days. The Commission may request the support of the relevant competent authorities. The Commission shall base its decisions referred to in paragraph 4 only on preliminary findings on which economic operators have been able to comment.		
Article 19a(6)					
G *212h*	*4.* Where competent authorities establish that Article 3 has been violated, they shall without delay adopt a decision containing: Moved reference text		4. Where ~~*competent authorities establish that Article 3 has been violated, they*~~***the Commission establishes that the products concerned have been placed or made available on the market or are being exported in violation of Article 3, it*** shall without delay adopt ***an implementing act in the form of*** a decision containing:	4. Where ***the Commission or*** competent authorities establish that Article 3 has been violated, they shall without delay adopt a decision containing:	4. Where ***lead*** competent authorities establish that ~~*Article 3 has been violated*~~***the products concerned have been placed or made available on the market or are being exported in violation of Article 3***, they shall without delay adopt a decision containing: G

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			Moved from row 125 [125 - 212h]		
Article 19a(7)					
212i	(a) a prohibition to place or make the products concerned available on the Union market and to export them; Moved reference text		(a) a prohibition to place or make the products concerned available on the Union market and to export them; Moved from row 126 [126 - 212i]	(a) a prohibition to place or make the products ***or product components*** concerned available on the Union market and to export them;	(a) a prohibition to place or make the products concerned available on the Union market and to export them;
Article 19a(8)					
212j	(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the relevant products that have already been placed or made available on the market; Moved reference text		(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the ~~*relevant products*~~***products concerned*** that have already been placed or made available on the market ***and/or to remove content from an online interface referring to the products or listings of the products concerned***; Moved from row 127 [127 - 212j]	(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the relevant products ***or product components*** that have already been placed or made available on the market;	(b) an order for the economic operators that have been subject to the investigation to withdraw from the Union market the ~~*relevant products*~~***products concerned*** that have already been placed or made available on the market ***or to remove content from an online interface referring to the products or listings of the products concerned***;
Article 19a(9)					

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G 212k	(c) an order for the economic operators that have been subject to the investigation to dispose of the respective products in accordance with national law consistent with Union law. Moved reference text		(c) an order for the economic operators that have been subject to the investigation to dispose of the ~~respective~~ products ***concerned*** in accordance with ~~national law consistent with Union law~~***Article 24***. Moved from row 128 [128 - 212k]	(c) an order for the economic operators that have been subject to the investigation to ***i) if the products are perishable, donate the products concerned to charitable organisations or organisations that benefit public interest;*** ***ii) if the products are not perishable, recycle the products concerned;*** ***iii) where points (i) and (ii) are not possible,*** dispose of the respective products in accordance with national law consistent with Union law.	(c) an order for the economic operators that have been subject to the investigation to dispose of the ~~respective products~~***products concerned*** in accordance with ~~national law consistent with Union law~~***Article 24 or, if the parts of the product, which are found to be in violation of Article 3, are replaceable, an order to dispose of the respective parts of products***. G
Article 19a(10)					
G 212l	5. Where an economic operator has failed to comply with the decision referred to in paragraph 4, the competent authorities shall ensure all of the following: Moved reference text		*deleted* *Moved from row 129 [129 - 212l]*	5. Where an economic operator has failed to comply with the decision referred to in paragraph 4, the ***Commission or the*** competent authorities shall ensure all of the following:	~~5.~~ Where ~~an economic operator has failed to comply with the decision~~***relevant, the prohibition referred to in subparagraph (a) and the order*** referred to in ~~paragraph 4, the competent authorities shall ensure all of the following:~~***subparagraph (c) shall identify the parts of the product found to be in violation of Article 3, which*** G

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					must be replaced in order for the product to be placed or made available on the market or exported.
Article 19a(10), point (a)					
212m	(a) that it is prohibited to place or make available the products concerned on the market; Moved reference text		*deleted* *Moved from row 130 [130 - 212m]*	*(a)* that it is prohibited to place or make available the products concerned on the market;	*deleted*
Article 19a(10), point (b)					
212n	*(b)* that the products already placed or made available on the market are withdrawn from the Union market; Moved reference text		*deleted* *Moved from row 131 [131 - 212n]*	*(b)* that the products already placed or made available on the market are withdrawn from the Union market;	*deleted*
Article 19a(10), point (c)					
212o	*(c)* that any product remaining with the economic operator concerned is disposed of in accordance with national law consistent with Union law at the expense of the economic operator.		*deleted* *Moved from row 132 [132 - 212o]*	(c) that any product remaining with the economic operator concerned is ***i) if the products are perishable, donated to charitable organisations or organisations that benefit public interest;*** ***ii) if the products are***	*deleted*

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	Moved reference text			***not perishable, recycled;*** ***iii) where points (i) and (ii) are not possible,*** disposed of in accordance with national law consistent with Union law at the expense of the economic operator.	
Article 19a(11)					
212p	*6.* Where economic operators provide evidence to the competent authorities that they have complied with the decision referred to in paragraph 4, and that they have eliminated forced labour from their operations or supply chain with respect to the products concerned, the competent authorities shall withdraw their decision for the future and inform the economic operators. Moved reference text		*deleted* *Moved from row 133 [133 - 212p]*	6. Where ~~*economic operators provide evidence to the competent authorities*~~***the Commission or competent authorities establish that economic operators have demonstrated*** that they have complied with the decision referred to in paragraph 4, and that they have eliminated forced labour from their operations or supply chain with respect to the products concerned ***and that relevant forced labour cases have been remediated***, ***the Commission or*** the competent authorities shall withdraw their decision for the future and inform the economic operators.	~~6~~***4aa***. ***The lead competent authority may,*** where ~~*economic operators provide evidence to the competent authorities that they have complied with the decision referred to in paragraph 4, and*~~ ***appropriate in view of a potential disruption of a supply chain of strategic or critical importance for the Union, refrain from imposing an order to dispose of the product concerned, and instead order the product concerned to be withheld, at the cost of the economic operator. If economic operators demonstrate, within the time limit set by the lead competent authority,*** that they have eliminated forced labour from their operations or supply chain with respect

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					to the products concerned, the ***lead*** competent ~~*authorities*~~***authority*** shall ~~*withdraw their*~~***review its*** decision ~~*for the future and inform the economic operators*~~***referred to in paragraph 4 in accordance with Article 20a***.
	Article 19a(12)				
G	212q		***Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33(2).***		***4a. Where the Commission acts as lead competent authority, decisions referred to in paragraph 4 shall be adopted by means of implementing acts in the form of a decision. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33(2).***
	Article 19a(13)				
G	212r		***5. The Commission shall endeavour to adopt its decision referred to in paragraph 4 within 6 months from the transmission of all information and evidence referred to in paragraph 1.***		***5. Lead competent authorities shall notify the final decision to all economic operators to which it is addressed and communicate it to all competent authorities, through the information and communication system***

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					referred to in Article 8(1).
Article 19a(14)					
G 212s			***5a. The Commission shall notify the final decision to all economic operators to which it is addressed and communicate it to all competent authorities, through the information and communication system referred to in Article 8(1).***		***5a. Decisions taken pursuant to paragraph 4 by a competent authority in one Member State shall be recognised and enforced by competent authorities in the other Member States, in so far as they relate to products with the same identification and from the same supply chain for which forced labour has been found.*** G
Article 19a(15)					
G 212t			***7. The Commission may, on its own initiative or upon request by an economic operator concerned by a decision and who is able to submit new information that was not brought to the attention of the competent authority during the investigation and included in the file referred to in paragraph 1, reconsider, amend or repeal at any moment a decision adopted pursuant to Article 20(4) for***		***Article 20a Review of decisions adopted regarding the violation of Article 3*** ***1. Lead competent authorities shall provide economic operators affected by a decision adopted pursuant to Article 20 with the possibility of requesting a review of that decision at any time. The request for a review shall contain information which*** G

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			one of the following reasons:		***demonstrates that the products are placed or made available on the market or to be exported in compliance with Article 3. That information shall contain new substantial information that was not brought to the attention of the competent authority during the investigation. 2. A lead competent authority shall take a decision on the request for review within 30 working days from the date of receipt of the request.***
Article 19a(15), point (a)					
G	212u		***(a) there has been a substantial change in any of the facts on which the decision was based;***		***3. Where economic operators have demonstrated that they have complied with the decision referred to in Article 20, and that they have eliminated forced labour from their operations or supply chain with respect to the products concerned, the lead competent authority shall withdraw its decision for the future, inform the economic operators and remove it from the Forced Labour Single Portal*** G

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					referred to in Article 12. ***4. Where the Commission acts as lead competent authority, the withdrawal referred to in paragraph 4 shall be implemented via an implementing act. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 33(2). On duly justified imperative grounds of urgency relating to the protection of rights of defence and of property of the economic operators concerned, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 33(4). Those acts shall remain in force for a period not exceeding 12 months.***
Article 19a(15), point (b)					
G 212v			***(b) the decision was based on incomplete, incorrect or misleading information.***		***5. Economic operators that have been affected by a decision of a Member State competent authority pursuant to this Regulation shall have access to a court*** G

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					or a tribunal to review the procedural and substantive legality of the decision. ***6. Paragraph 4 shall be without prejudice to any provision of national law which requires that administrative review procedures be exhausted prior to recourse to judicial proceedings.*** ***7. Decisions adopted by Member State competent authorities pursuant to this Regulation are without prejudice to any decisions of a judicial nature taken by national courts or tribunals of the Member States with respect to the same economic operators or products.***
Article 20					
213	Article 20 Measures on products refused for release for free circulation or export	Article 20 Measures on products refused for release for free circulation or export	*deleted*		
Article 20, first paragraph					
214	Where the release for free	Where the release for free			

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	circulation or export of a product has been refused in accordance with Article 19, customs authorities shall take the necessary measures to ensure that the product concerned is disposed of in accordance with national law consistent with Union law. Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly.	circulation or export of a product has been refused in accordance with Article 19, customs authorities ***in cooperation with the Commission or the competent authorities*** shall take the necessary measures to ensure that the product concerned is ***donated to charitable or public interest purposes if it is perishable. If such products are not perishable, they should be recycled, and if that is not possible, they should be*** disposed of in accordance with national law consistent with Union law. Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly.	Moved to row 269f [214 - 269f]		
Article 20a					
214a	Article 7 Content of the decision Moved reference text		Article ~~7~~***21*** Content of the decision Moved from row 134 [134 - 214a]	***EP*** Article 7 Content of the decision	Article ~~7~~***21*** Content of the decision Text Origin: Council Mandate
Article 20a, first paragraph					
214b	1. The decision referred to in Article 6(4) shall contain		1. The decision referred to in Article ~~6(4)~~***20(4)*** shall	1. The decision referred to in Article 6(4) shall contain	1. The decision referred to in Article ~~6(4)~~***20*** shall

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	all of the following: Moved reference text		***also*** contain all of the following: Moved from row 135 [135 - 214b]	all of the following:	contain all of the following: Text Origin: Council Mandate
Article 20a, first paragraph, point (a)					
G	214c	(a) the findings of the investigation and the information underpinning the findings; Moved reference text		(a) the findings of the investigation and the information ***and evidence*** underpinning the findings;	(a) the findings of the investigation and the information ***and evidence*** underpinning the findings; Text Origin: Auxiliary 1
Article 20a, first paragraph, point (b)					
G	214d	(b) a reasonable time limit for the economic operators to comply with the order, which shall not be less than 30 working days and no longer than necessary to withdraw the respective products. When setting such a time limit, the competent authority shall take into account the economic operator's size and economic resources; Moved reference text		(b) a reasonable time limit for the economic operators to comply with the order, which shall not be less than 30 working days and no longer than necessary to withdraw the respective products. When setting such a time limit, the ***Commission or the*** competent authority shall take into account the economic operator's size and economic resources***, including whether the operator is an SME***;	(b) ~~a~~ reasonable time ~~limit~~***limits*** for the economic operators to comply with the ~~order~~***orders***, which shall not be less than 30 working days***. In case of perishable goods, animals and plants, the time limit shall not be less than 10 working days*** ~~and no longer than necessary to withdraw the respective products~~. When setting ~~such a time limit, the~~ ***the time limits, the lead*** competent authority shall take into account the economic operator's size and

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			sources of supply. In case of perishable goods, animals and plants, the time limit shall be no less than 10 working days and no longer than necessary to withdraw the products concerned and to dispose of them; Moved from row 137 [137 - 214d]		economic resources, ***including whether the operator is an SME, the share of the part of the product and whether it is replaceable. The time limits shall be proportionate to the time needed to comply with the different orders and no longer than necessary***;
Article 20a, first paragraph, point (c)					
G 214e	(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer or producer and the product suppliers; Moved reference text		(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer or producer and the product suppliers; Moved from row 138 [138 - 214e]	(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer***, producer, production site,*** ~~***or producer***~~ and the product suppliers;	(c) all relevant information and in particular the details allowing the identification of the product, to which the decision applies, including details about the manufacturer~~***or***~~***,*** producer ~~***and***~~***,*** the product suppliers ***and, where appropriate, production site***; Text Origin: Auxiliary 1
Article 20a, first paragraph, point (d)					
G 214f	(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation		(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation	(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation	(d) where available and applicable, information required under customs legislation as defined in Article 5(2) of Regulation

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	(EU) No 952/2013. Moved reference text		(EU) No 952/2013~~.~~ **:** Moved from row 139 [139 - 214f]	(EU) No 952/2013.	(EU) No 952/2013~~.~~ **:** Text Origin: Council Mandate
Article 20a, first paragraph, point (e)					
G 214g			***(e) information on the possibilities for a judicial review against a decision.***		***(e) information on the possibilities for a judicial review against a decision.*** Text Origin: Council Mandate
Article 20a, second paragraph					
G 214h	2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be made available to customs authorities in accordance with Article 16(3). Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article 29. Moved reference text		2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be ***provided or*** made available to customs authorities in accordance with Article ~~16(3)~~***26(3) to enable the identification of products requested by Article 25(4)***. Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article ~~29~~ ***33(2)***.	2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be made available to customs authorities in accordance with Article 16(3). Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article 29.	2. The Commission shall adopt implementing acts further specifying the details of the information to be included in the decisions. Those details shall as a minimum include details of information to be ***provided or*** made available to customs authorities in accordance with Article ~~16(3)~~***26(3) to enable the identification of products requested by Article 25(4)***. Those implementing acts shall be adopted in accordance with the examination procedure pursuant to Article ~~29~~***33(2)***.

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			Moved from row 140 [140 - 214h]		Text Origin: Council Mandate
Article 21					
215	Article 21 Exchange of information and cooperation	Article 21 Exchange of information and cooperation	Moved to row 272a [215 - 272a]		
Article 21(1)					
216	1. To enable a risk-based approach for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation, competent authorities and customs authorities shall cooperate closely and exchange risk-related information.	1. To enable a risk-based approach for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation, ***the Commission,*** competent authorities and customs authorities shall cooperate closely and exchange risk-related information***, in which the Commission will take on a coordination role***.	Moved to row 272b [216 - 272b]		
Article 21(2)					
217	2. Cooperation among authorities and exchange of risk information necessary for the fulfilment of their	2. Cooperation among authorities and exchange of risk information necessary for the fulfilment of their	Moved to row 272c [217 - 272c]		

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	respective functions under this Regulation, including through electronic means, shall take place between the following authorities:	respective functions under this Regulation, including through electronic means, shall take place between the following authorities:			
Article 21(2), point (a)					
218	(a) customs authorities in accordance with Article 46(5) of Regulation (EU) No 952/2013;	(a) customs authorities in accordance with Article 46(5) of Regulation (EU) No 952/2013;	Moved to row 272d [218 - 272d]		
Article 21(2), point (b)					
219	(b) competent authorities and customs authorities in accordance with Article 47(2) of Regulation (EU) No 952/2013.	(b) competent authorities and customs authorities in accordance with Article 47(2) of Regulation (EU) No 952/2013.	Moved to row 272e [219 - 272e]		
Chapter IV					
220	Chapter IV Information systems, guidelines and coordinated enforcement	Chapter IV Information systems, guidelines and coordinated enforcement	Moved to row 212a [220 - 212a]		
Article 22					
221	Article 22 Information and communication systems	Article 22 Information and communication systems	Moved to row 148a [221 - 148a]		

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Article 22(1)					
222	1. For the purposes of Chapters II and III, competent authorities shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation.	1. For the purposes of Chapters II and III, competent authorities shall use the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. The Commission, competent authorities and customs authorities shall have access to that system for the purposes of this Regulation.	Moved to row 148b [222 - 148b]		
Article 22(2)					
223	2. The decisions communicated pursuant to Article 15(3) shall be entered in the relevant customs risk management environment.	2. The decisions communicated pursuant to Article 15(3) shall be entered in the relevant customs risk management environment.	Moved to row 148d [223 - 148d]		
Article 22(3)					
224	3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article 15(3) from the information and communication system	3. The Commission shall develop an interconnection to enable the automated communication of decisions referred to in Article 15(3) from the information and communication system	Moved to row 148e [224 - 148e]		

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	referred to in paragraph 1 to the environment referred to in paragraph 4. That interconnection shall start operating no later than two years from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection.	referred to in paragraph 1 to the environment referred to in paragraph 4. That interconnection shall start operating no later than ~~*two years*~~***one year*** from the date of the adoption of the implementing act referred to in paragraph 7, point (b), in respect of that interconnection.			
Article 22(4)					
225	4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to Articles 17 to 20 of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1.	4. Requests and notifications exchanged between competent authorities and customs authorities pursuant to Articles 17 to 20 of this Regulation as well as the ensuing messages shall take place by means of the information and communication system referred to in paragraph 1.	Moved to row 148f [225 - 148f]		
Article 22(5)					
226	5. The Commission shall interconnect the national single window environments for customs with the information and communication system	5. The Commission shall interconnect the national single window environments for customs with the information and communication system	Moved to row 148g [226 - 148g]		

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	referred to in paragraph 1 to enable the exchange of requests and notifications between customs and competent authorities pursuant to Articles 17 to 20 of this Regulation. That interconnection shall be provided through [EU CSW-CERTEX pursuant to Regulation XX/20XX][1] within four years from the date of adoption of the implementing act referred to in paragraph 7(c). The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. _____ 1. Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C).	referred to in paragraph 1 to enable the exchange of requests and notifications between customs***, the Commission*** and competent authorities pursuant to Articles 17 to 20 of this Regulation. That interconnection shall be provided through [EU CSW-CERTEX pursuant to Regulation XX/20XX]~~1~~***40*** within ~~four~~***two*** years from the date of adoption of the implementing act referred to in paragraph 7(c). The exchanges referred to in paragraph 4 shall take place through that interconnection as soon as it is operational. _____ ***1Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C).*** _____ ~~1. Established by the Regulation on the EU Single Window Environment for Customs (EU SWE-C).~~			
Article 22(6)					
227	6. The Commission may extract from the surveillance	6. The Commission may extract from the surveillance	Moved to row 148h [227 -		

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	system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1.	system referred to in Article 56(1) of Commission Implementing Regulation (EU) 2015/2447 information on products entering or leaving the Union market related to the implementation of this Regulation and transmit it to the information and communication system referred to in paragraph 1.	148h]		
Article 22(7)					
228	7. The Commission is empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article 29 to specify the procedural rules and the details of the implementation arrangements for this Article, including:	7. The Commission is empowered to adopt implementing acts in accordance with the examination procedure pursuant to Article 29 to specify the procedural rules and the details of the implementation arrangements for this Article, including:	Moved to row 148i [228 - 148i]		
Article 22(7), point (a)					
229	(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the	(a) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership, of the	Moved to row 148j [229 - 148j]		

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	information and communication system referred to in paragraphs 1 and 4;	information and communication system referred to in paragraphs 1 and 4;			
Article 22(7), point (b)					
230	(b) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3;	(b) the functionalities, data elements and data processing, as well as the rules on the processing of personal data, confidentiality and controllership for the interconnection referred to in paragraph 3;	Moved to row 148k [230 - 148k]		
Article 22(7), point (c)					
231	(c) the data to be transmitted between the information and communication system referred to in paragraph 1 and the national single window environments for customs for the purposes of paragraph 5;	(c) the data to be transmitted between the information and communication system referred to in paragraph 1 and the national single window environments for customs for the purposes of paragraph 5;	Moved to row 148l [231 - 148l]		
Article 22(7), point (d)					
232	(d) the data to be transmitted, as well as the rules on its confidentiality and controllership, in	(d) the data to be transmitted, as well as the rules on its confidentiality and controllership, in	Moved to row 148m [232 - 148m]		

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	accordance with paragraph 6.	accordance with paragraph 6.			
Article 23					
233	Article 23 Guidelines	Article 23 Guidelines	Moved to row 166b [233 - 166b]		
Article 23, first paragraph					
234	The Commission shall issue guidelines no later than 18 months after the entry into force of this Regulation, which shall include the following:	The Commission shall issue guidelines no later than ~~18~~***12*** months ~~*after the entry into force*~~***before the date of application*** of this Regulation, which shall include the following:	Moved to row 166c [234 - 166c]		
Article 23, first paragraph, point (a)					
235	(a) guidance on due diligence in relation to forced labour, which shall take into account applicable Union legislation setting out due diligence requirements with respect to forced labour, guidelines and recommendations from international organisations, as well as the size and economic resources of economic operators;	(a) guidance on due diligence in relation to forced labour, ***including forced child labour,*** which shall take into account applicable Union legislation setting out due diligence requirements with respect to forced labour, guidelines and recommendations from international organisations, as well as the size and economic resources of	Moved to row 166d [235 - 166d]		

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		economic operators, ***different types of suppliers along the supply chain, different sectors and the particular risks associated with forced labour imposed by state authorities***;			
Article 23, first paragraph, point (aa)					
235a		***(aa) guidance on how to submit information pursuant to Article 10;***			
Article 23, first paragraph, point (ab)					
235b		***(ab) guidance for economic operators and product suppliers on how to engage in dialogue with competent authorities pursuant to Articles 4 and 5;***			
Article 23, first paragraph, point (ac)					
235c		***(ac) guidance for economic operators on measures that are suitable and effective for bringing to an end different types of forced labour;***			
Article 23, first paragraph, point (b)					

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236	(b) information on risk indicators of forced labour, which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, and experience from implementing Union legislation setting out due diligence requirements with respect to forced labour;	(b) information on risk indicators of forced labour, ***including how to identify them,*** which shall be based on independent and verifiable information, including reports from international organisations, in particular the International Labour Organization, civil society, business organisations, and experience from implementing Union legislation setting out due diligence requirements with respect to forced labour;	Moved to row 166g [236 - 166g]		
Article 23, first paragraph, point (c)					
237	(c) a list of publicly available information sources of relevance for the implementation of this Regulation;	*deleted*	*Moved to row 166h [237 - 166h]*		
Article 23, first paragraph, point (d)					
238	*(d)* further information to facilitate the competent authorities' implementation of this Regulation;	(d) further information to facilitate the competent authorities' implementation of this Regulation;	Moved to row 166k [238 - 166k]		
Article 23, first paragraph, point (e)					

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239	(e) guidance for the practical implementation of Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation.	(e) guidance for ***competent authorities on*** the practical ~~*implementation of*~~ ***application of Articles 4 and 5, Article 11,*** Article 16 and, where appropriate, any other provision laid down in Chapter III of this Regulation***, including benchmarks for assisting competent authorities in their risk-based assessments of investigations and guidelines on the applicable standard of evidence and on how to ensure that economic operators can use the official language of their place of establishment***.	Moved to row 166j [239 - 166j]		
Article 23, first paragraph a					
239a		***The guidance referred to in paragraph 1, point (a), shall focus in particular on assisting small and medium-sized enterprises (SMEs) and economic operators outside the scope of [Directive 20XX/XX/EU on Corporate Sustainability Due Diligence] in complying with this Regulation, and in particular with regard to***			

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		cases referred to in Article 5(2), point (da).			
Article 23, third paragraph					
239b		***Furthermore, the Commission shall develop accompanying measures to support the efforts of economic operators and their business partners in the same supply chain, in particular the SMEs. Those measures shall include a one-stop shop for all matters related to the application of this Regulation and support to multi-stakeholder initiatives.***			
Article 23, fourth paragraph					
239c		***National competent authorities shall support micro, small and medium-sized enterprises (SMEs) by organizing trainings on forced labour risk indicators and on engagement with authorities during investigations, and set up a hotline for questions related to this Regulation.***			

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Article 23, fifth paragraph					
239d		***The Commission shall consult relevant stakeholders and partners when elaborating the guidelines referred to in this Article.***			
Article 23, sixth paragraph					
239e		***The guidelines shall be consistent with guidelines provided in accordance with other relevant Union law.***			
Article 24					
240	Article 24 Union Network Against Forced Labour Products	Article 24 Union Network Against Forced Labour Products	Moved to row 120c [240 - 120c]		
Article 24(1)					
241	1. A Union Network Against Forced Labour Products ('the Network') is established. The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the	1. A Union Network Against Forced Labour Products ('the Network') is established. The Network shall serve as a platform for structured coordination and cooperation between the competent authorities of the	Moved to row 120d [241 - 120d]		

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	Member States and the Commission, and to streamline the practices of enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent.	Member States and the Commission, and to streamline the practices of enforcement of this Regulation within the Union, thereby making enforcement more effective and coherent. ***The Commission shall coordinate the work of the Network.***			
Article 24(1a)					
241a		***1a. The Commission and the Member States shall ensure that the Network has the necessary resources to carry out the tasks referred to in paragraph 3, including sufficient budgetary and other resources.***			
Article 24(2)					
242	2. The Network shall be composed of representatives from each Member States' competent authority, representatives from the Commission and, where appropriate, experts from the customs authorities.	2. The Network shall be composed of representatives from each Member States' competent authority, representatives from the Commission and, where appropriate, experts from the customs authorities.	Moved to row 120e [242 - 120e]		
Article 24(2a)					

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242a		***2a. A representative from the Commission shall chair the meetings of the Network.***			
Article 24(2b)					
242b		***2b. The Network shall have a secretariat. It shall be provided by the Commission. The secretariat shall organise the meetings of the Network and provide technical and logistical support to the Network.***			
Article 24(3)					
243	3. The Network shall have the following tasks:	3. The Network shall have the following tasks:	Moved to row 120h [243 - 120h]		
Article 24(3), point (a)					
244	(a) facilitate the identification of common priorities for enforcement activities, to exchange information, expertise and best practices;	(a) facilitate the identification of common priorities for enforcement activities, to exchange information, expertise and best practices;	Moved to row 120i [244 - 120i]		
Article 24(3), point (b)					

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245	(b) conduct joint investigations;	(b) conduct joint investigations;	Moved to row 120k [245 - 120k]		
Article 24(3), point (ba)					
245a		***(ba) commission research and monitor situations of systemic use of forced labour;***			
Article 24(3), point (c)					
246	(c) facilitate capacity building activities and contribute to uniform risk-based approaches and administrative practices for the implementation of this Regulation in the Member States;	(c) facilitate capacity building activities and contribute to uniform risk-based approaches and administrative practices for the implementation of this Regulation in the Member States;	Moved to row 120m [246 - 120m]		
Article 24(3), point (ca)					
246a		***(ca) facilitate capacity building activities, such as the organisation of training programmes for competent authorities and other relevant stakeholders;***			
Article 24(3), point (cb)					

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246b		***(cb) promote cooperation, exchange of expertise, exchanges of personnel and voluntary mutual visit programmes between competent authorities and, where appropriate, with the authorities of partner third countries or with international organisations, especially with the authorities of low and lower middle-income countries;***			
Article 24(3), point (cc)					
246c		***(cc) assist in the organisation of information campaigns about this Regulation inside and outside the Union;***			
Article 24(3), point (cd)					
246d		***(cd) involve and organise training for the diplomatic representations of the Union to assist in the information gathering and dissemination efforts of this Regulation;***			
Article 24(3), point (d)					

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247	(d) contribute to the development of guidance to ensure the effective and uniform application of this Regulation;	(d) contribute to the development of guidance to ensure the effective and uniform application of this Regulation***, and identify discrepancies between enforcement at the level of different Member States***;	Moved to row 120n [247 - 120n]		
Article 24(3), point (e)					
248	(e) promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;	(e) promote and facilitate collaboration to explore possibilities for using new technologies for the enforcement of this Regulation and the traceability of products;	Moved to row 120r [248 - 120r]		
Article 24(3), point (f)					
249	(f) to promote the cooperation and exchange of expertise and best practices between competent authorities and customs authorities;	(f) to promote the cooperation and exchange of expertise and best practices between competent authorities and customs authorities***, as well as between those authorities and competent authorities of third countries and international organisations, including the World Customs Organisation***;	Moved to row 120u [249 - 120u]		

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Article 24(3), point (fa)					
249a		***(fa) maintain regular contact with the Commission's relevant services to receive information from other Union initiatives that support the eradication of forced labour and provide relevant information about the application of this Regulation.***			
Article 24(4)					
250	4. The Commission shall support and encourage cooperation between enforcement authorities through the Network and participate in the meetings of the Network.	4. The Commission shall ~~*support and encourage cooperation between enforcement authorities through the Network and participate in the meetings of*~~***ensure the effective and uniform application of this Regulation and to that effect support and encourage cooperation between enforcement authorities through*** the Network.	Moved to row 120v [250 - 120v]		
Article 24(4a)					
250a		***4a. The Network may invite experts and stakeholders,***			

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		including social partners and other workers' representatives, civil society and human rights organisations representatives, businesses representatives, international organisations, third countries' competent authorities, the European Agency for Fundamental Rights, the European Labour Authority or other Union agencies with relevant expertise in the areas covered by this Regulation to attend meetings of the Network or to provide written contributions. Where appropriate, diplomatic representations of the Union, particularly based in countries with regions identified having a high risk of forced labour occurring, shall also be involved in the work of this Network.			
Article 24(4b)					
250b		***4b. The Network shall meet at regular intervals and, where necessary, at the duly motivated request of the Commission or a Member***			

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		State.			
Article 24(5)					
251	5. The Network shall establish its rules of procedure.	5. The Network shall establish its rules of procedure.	Moved to row 120z [251 - 120z]		
CHAPTER V					
252	CHAPTER V Final provisions	CHAPTER V Final provisions	CHAPTER V ~~*Final provisions*~~***Enforcement*** Final provisions Chapter moved to Chapter VI		CHAPTER V ~~*Final provisions*~~***Enforcement*** Text Origin: Council Mandate
Title I					
252a			***Title I*** ***Competent authorities***		***Section I*** ***Competent authorities*** Text Origin: Council Mandate
Article 24a					
252b			***Article 22*** ***Enforcement of the decisions by competent authorities***		***Article 22*** ***Enforcement of the decisions by competent authorities*** Text Origin: Council Mandate

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Article 24a(1), first subparagraph					
252c			***1. Where within the reasonable time limit referred to in Article 21(1)(b) an economic operator has failed to comply with the decision referred to in Article 20(4), the competent authorities shall be responsible of the enforcement of the decision and shall ensure all of the following:***		***1. Where within the reasonable time limit referred to in Article 21(1)(b) an economic operator has failed to comply with the decision referred to in Article 20(4), the competent authorities shall be responsible of the enforcement of the decision and shall ensure all of the following:*** Text Origin: Council Mandate
Article 24a(1), first subparagraph, point (a)					
252d			***(a) that it is prohibited to place or make available the products concerned on the Union market [and to export them];***		***(a) that it is prohibited to place or make available the products concerned on the Union market and to export them;*** Text Origin: Council Mandate
Article 24a(1), first subparagraph, point (b)					
252e			***(b) that the products concerned already placed or made available on the***		***(b) that the products concerned already placed or made available on the***

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			market are withdrawn from the Union market by relevant authorities, in accordance with Union and national laws;		***market are withdrawn from the Union market by relevant authorities, in accordance with Union and national laws;*** Text Origin: Council Mandate
Article 24a(1), first subparagraph, point (c)					
G	252f		***(c) that the products concerned remaining with the economic operator are disposed of in accordance with Article 24, at the expense of the economic operator;***		***(c) that the products concerned remaining with the economic operator are disposed of in accordance with Article 24, at the expense of the economic operator;*** Text Origin: Council Mandate
Article 24a(1), second subparagraph					
G	252g		***(d) that access to the online interface displaying the content referring to the products concerned is restricted by requesting the relevant third party to implement such measures.***		***(d) that access to the products and to listings referring to the products concerned is restricted by requesting the relevant third party to implement such measures;***
Article 24a(2)					
G	252h		***2. If the economic operator***		***2. If the economic operator***

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			has failed to comply with the decision, the competent authority shall impose either directly, in cooperation with other authorities or by application to the competent judicial authorities, penalties on the economic operator pursuant to Article 34.		***has failed to comply with the decision, the competent authority shall impose either directly, in cooperation with other authorities or by application to the competent judicial authorities, penalties on the economic operator pursuant to Article 34.*** Text Origin: Council Mandate
Article 24b					
G 252i			***Article 23 Withdrawal of products made with forced labour***		***Article 23 Withdrawal of products made with forced labour*** Text Origin: Council Mandate
Article 24b(1)					
G 252j			***1. Any decision to order the withdrawal of the products already placed or made available on the Union market and their disposal referred to in Article 20(4) shall be communicated, through the information and communication system referred to in Article 8(1), to the Market surveillance***		***1. Any decision to order the withdrawal of the products already placed or made available on the Union market and their disposal referred to in Article 20(4) shall be communicated, through the information and communication system referred to in Article 8(1), to the Market surveillance***

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			authorities as referred to in Article 10 of Regulation (EU) 2019/1020 or the other authorities relevant for the product concerned.		***authorities as referred to in Article 10 of Regulation (EU) 2019/1020 or the other authorities relevant for the product concerned.*** Text Origin: Council Mandate	
Article 24b(2)						
G	252k		***2. The enforcement of the withdrawal of products shall be of the responsibility of the competent authority, in coordination with any other relevant authorities for the product concerned.***		***2. The enforcement of the withdrawal of products shall be of the responsibility of the competent authority, in coordination with any other relevant authorities for the product concerned.*** Text Origin: Council Mandate	G
Article 24c						
G	252l		***Article 24 Disposal of products made with forced labour***		***Article 24c Disposal of products made with forced labour*** Text Origin: Council Mandate	G
Article 24c(1)						
G	252m		***1. In line with the waste hierarchy set out in Directive 2008/98/EC,***		***1. In line with the waste hierarchy set out in Directive 2008/98/EC,***	G

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			economic operators and competent authorities responsible for the disposal of products, pursuant to Article 20(4)c shall include at least one of the following measures that have to be considered in that order:		***economic operators and Member States competent authorities responsible for the disposal of products, pursuant to Article 20(4)c shall dispose of the products concerned by recycling them or, when that is not possible, by rendering those products inoperable. In case of perishable products, the disposal shall be done by donating the products concerned for charitable or public interest purposes or, when that is not possible, by rendering those products inoperable.***
Chapter I					
252n			***(a) donation of the products concerned for charitable or public interest purposes;***	***i) if the products are perishable, donated to charitable organisations or organisations that benefit public interest;***	*deleted*
Chapter II					
252o			***(aa) recycling of the products;***	***ii) if the products are not perishable, recycled;***	*deleted*
Chapter III					
252p					

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			(c) rendering the products concerned inoperable.	***iii) where points (i) and (ii) are not possible, disposed of in accordance with national law consistent with Union law at the expense of the economic operator.***	*deleted* Text Origin: Council Mandate
Title II					
252q			***Title II*** ***Customs authorities***		***Section II*** ***Customs authorities*** Text Origin: Council Mandate
Article 25					
253	Article 25 Confidentiality	Article 25 Confidentiality Original Article 25 (from EP and Commission) moved to line 253h. Below lines are New Article 25 from the Council	Article 25 ~~*Confidentiality*~~***Controls by customs authorities***	***EP*** Article ~~*25*~~***15*** ~~*Confidentiality*~~ ***Controls***	Article 25 ~~*Confidentiality*~~***Controls by customs authorities*** Text Origin: Council Mandate
Article 25(-1)					
253a	1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this Chapter. Moved reference text		1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this ~~*Chapter*~~***Title***. Moved from row 189 [189 -	1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this Chapter.	1. Products entering or leaving the Union market shall be subject to the controls and measures laid down in this ~~*Chapter*~~***Section***.

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			253a]		Text Origin: Council Mandate
Article 25(-1a)					
253b	3. The competent authority shall without delay, where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States: Moved reference text		3. The ~~competent authority~~***Commission*** shall without delay, ~~where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States:~~***communicate to the customs authorities of Member States, decisions to prohibit the placing or making available of the products on the Union market and their export, pursuant to Article 20(4).*** Moved from row 191 [191 - 253b]	3. ***The Commission or*** the competent authority shall without delay, where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States:	3. The ***lead*** competent authority shall without delay~~, where no request for a review has been introduced within the time limits referred in Article 8(1) or the decision is definitive in case of a request for a review as referred to in Article 8(3), communicate to the customs authorities of Member States:~~***communicate to the customs authorities of Member States decisions to prohibit the placing or making available of the products on the Union market and their export, pursuant to Article 20(4).***
Article 25(-1b)					
253c	2. The application of this Chapter is without prejudice to other Union legislation governing the release for		2. The application of this ~~Chapter~~***Title*** is without prejudice to ***any*** other Union ~~legislation governing the~~	2. The application of this Chapter is without prejudice to other Union legislation governing the release for	2. The application of this ~~Chapter~~***Section*** is without prejudice to ***any*** other Union ~~legislation governing the~~

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	free circulation or export of products, in particular Articles 46, 47, 134 and 267 of Regulation (EU) No 952/2013. Moved reference text		~~*release for free circulation or export of products, in particular Articles 46, 47, 134 and 267 of*~~***legal acts governing customs risk management, customs controls and the release for free circulation of goods and export, under*** Regulation (EU) No 952/2013. Moved from row 190 [190 - 253f]	free circulation or export of products, in particular Articles 46, 47, 134 and 267 of Regulation (EU) No 952/2013.	~~*release for free circulation or export of products, in particular Articles 46, 47, 134 and 267 of*~~***legal acts governing customs risk management, customs controls and the release for free circulation of goods and export, under*** Regulation (EU) No 952/2013. Text Origin: Council Mandate
Article 25(-1c)					
G 253d	4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013. Moved reference text		4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market ~~*in accordance with Articles 46 and 47 of*~~***based on risk management as laid down in*** Regulation (EU) No 952/2013. Moved from row 194 [194 - 253c]	4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013. ***The Commission and Member States shall ensure that the customs authorities have sufficient resources to carry out these controls.***	4. Customs authorities shall rely on the decisions communicated pursuant to paragraph 3 to identify products that may not comply with the prohibition laid down in Article 3. For that purpose, they shall carry out controls on products entering or leaving the Union market ~~*in accordance with Articles 46 and 47 of*~~***based on risk management as laid down in*** Regulation (EU) No 952/2013. Text Origin: Council Mandate G

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Article 25(-1c), point (a)					
253e	(a) any decision to prohibit the placing or making available of the products on the Union market and their export, as well as to order the withdrawal of the products already placed or made available on the Union market and their disposal referred to in Article 6(4); Moved reference text		*deleted* *Moved from row 192 [192 - 253d]*	*(a)* any decision to prohibit the placing or making available of the products on the Union market and their export, as well as to order the withdrawal of the products already placed or made available on the Union market and their disposal referred to in Article 6(4);	*deleted*
Article 25(-1c), point (b)					
253f	*(b)* any decision following the review referred to in Article 8(3). Moved reference text		*deleted* *Moved from row 193 [193 - 253e]*	*(b)* any decision following the review referred to in Article 8(3).	*deleted*
Article 25(-1d)					
253g	*5.* The competent authority shall without delay communicate to the customs authorities of Member States a withdrawal of the decision referred to in Article 6(6). Moved reference text		5. The ~~*competent authority*~~***Commission*** shall without delay communicate to the customs authorities of Member States ~~*a*~~***any*** withdrawal of the decision referred to in Article ~~*6(6)*~~***20(4) pursuant to***	5. ***The Commission or*** the competent authority shall without delay communicate to the customs authorities of Member States a withdrawal of the decision referred to in Article 6(6).	5. The ***lead*** competent authority shall without delay communicate to the customs authorities of Member States ~~*a*~~***any*** withdrawal***, as well as any changes of a*** ~~*of the*~~ decision referred to in Article ~~*6(6)*~~***20(4) pursuant***

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			Article 20(8). Moved from row 195 [195 - 253g]		***to Article 20a***.
Article 25(-1e)					
253h					*deleted*
Article 25(-1)					
253i		***EP Article 25 Confidentiality***			
Article 25(1)					
254	1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation.	1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation.	Moved to row 273a [254 - 273a]		
Article 25(2)					
255	2. Where requested, the Commission, Member States and competent authorities shall treat the identity of those who provide information, or the information provided, as confidential. A request for	2. ~~*Where requested,*~~ The Commission, Member States and competent authorities shall treat the identity of those who provide information, or the information provided, as confidential~~*. A request for*	Moved to row 273c [255 - 273c]		

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	confidentiality shall be accompanied by a non-confidential summary of the information supplied or by a statement of the reasons why the information cannot be summarised in a non-confidential manner.	~~*confidentiality shall be accompanied by a non-confidential summary of the*~~, ***unless stated otherwise by those who provide*** information ~~*supplied or by a statement of the reasons why the information cannot be summarised in a non-confidential manner*~~.			
Article 25(3)					
256	3. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information.	3. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information.	Moved to row 273d [256 - 273d]		
Article 25a					
256a	Article 16 Information to be made		Article ~~16~~***26*** ***Additional*** information to be	***EP*** Article 16 Information to be made	Article ~~16~~***26*** ***Additional*** information to be

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	available to customs authorities Moved reference text		***provided or*** made available to customs authorities Moved from row 196 [196 - 256a]	available to customs authorities	***provided or*** made available to customs authorities Text Origin: Council Mandate
Article 25a(1)					
256b	1. The Commission is empowered to adopt delegated acts in accordance with Article 27 to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities, amongst others, on the basis of the database referred to in Article 11 or f information and decisions encoded in the information and communication system referred to in Article 22(1). Moved reference text		1. The Commission is empowered to adopt delegated acts in accordance with Article ~~27~~***31*** to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities***. The products or product group concerned shall be chosen on a risk-based approach, building*** amongst others, on the ~~basis of~~***information available in*** the database referred to in Article ~~11 or f~~***9, on the decisions taken on the basis of Article 20(4), on*** information ***exchanged in the Union Network Against Forced Labour Products and on***~~and~~ decisions encoded in the information and communication system referred to in Article ~~22(1)~~***8(1)***.	1. The Commission is empowered to adopt delegated acts in accordance with Article 27 to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities, amongst others, on the basis of the database referred to in Article 11 or f information and decisions encoded in the information and communication system referred to in Article 22(1).	1. The Commission is empowered to adopt delegated acts in accordance with Article ~~27~~***31*** to supplement this Regulation by identifying the products or product groups for which the information referred to in paragraph 2 shall be provided to customs authorities~~, amongst others, on the basis of the database referred to in Article 11 or f~~***. The products or product group concerned shall be chosen following a proportionate approach, building, amongst others, on the*** information ~~and decisions~~***available in the database, information*** encoded in the information and communication system***, and substantiated information exchanged in the Union Network Against Forced Labour Products*** ~~referred to in Article 22(1)~~.

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			Moved from row 197 [197 - 256b]		
Article 25a(2)					
256c	2. Customs authorities shall be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1, unless the provision of such information is already required pursuant to customs legislation referred to in Article 5(2) of Regulation (EU) No 952/2013. Moved reference text		2. ~~*Customs authorities shall be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1*~~***The person intending to place a product covered by a delegated act adopted pursuant to paragraph 1 of this Article under the customs procedures 'release for free circulation' or 'export' shall provide or make available to customs authorities information identifying the product, information about the manufacturer or the producer and information about the product suppliers***, unless the provision of such information is already required pursuant to customs	2. Customs authorities shall be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1, unless the provision of such information is already required pursuant to customs legislation referred to in Article 5(2) of Regulation (EU) No 952/2013.	2. ~~*Customs authorities shall be provided with information identifying the product, information about the manufacturer or the producer and information about the product suppliers as regards products entering or leaving the Union market that have been identified by the Commission pursuant to paragraph 1*~~***The person intending to place a product covered by a delegated act adopted pursuant to paragraph 1 of this Article under the customs procedures 'release for free circulation' or 'export' shall provide or make available to customs authorities information identifying the product, information about the manufacturer or the producer and information about the product suppliers***, unless the provision of such information is already required pursuant to customs

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			legislation referred to in Article 5(2) of Regulation (EU) No 952/2013. Moved from row 198 [198 - 256c]		legislation referred to in Article 5(2) of Regulation (EU) No 952/2013. Text Origin: Council Mandate
Article 25a(3)					
G	256d	3. The Commission may adopt implementing acts further specifying the details of the information to be made available to customs authorities pursuant to paragraph 1. Moved reference text		3. The Commission may adopt implementing acts further specifying the details of the information to be made available to customs authorities pursuant to paragraph 1.	3. The Commission may adopt implementing acts ~~*further specifying*~~***specifying the detailed arrangements for implementing paragraphs 1 and 2 of this Article, and defining*** the details of the information to be ***provided or*** made available to customs ~~*authorities*~~ pursuant to paragraph 1. Moved from row 199 [199 - 256d]	3. The Commission may adopt implementing acts ~~*further specifying*~~***specifying the detailed arrangements for implementing paragraphs 1 and 2 of this Article, and defining*** the details of the information to be ***provided or*** made available to customs ~~*authorities*~~ pursuant to paragraph 1. Text Origin: Council Mandate
Article 25a(4)					
G	256e	4. The implementing acts referred to in paragraph 3 shall be adopted in accordance with the examination procedure pursuant to Article 29. Moved reference text		4. The implementing acts referred to in paragraph 3 shall be adopted in accordance with the examination procedure pursuant to Article 29.	4. ~~*The*~~***Those*** implementing acts ~~*referred to in paragraph 3*~~ shall be adopted in accordance with the examination procedure pursuant to Article ~~*29*~~***33(2)***. Moved from row 200 [200 -	4. ~~*The*~~***Those*** implementing acts ~~*referred to in paragraph 3*~~ shall be adopted in accordance with the examination procedure pursuant to Article ~~*29*~~***33(2)***. Text Origin: Council

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			256e]		Mandate
Article 25a(5)					
256f	5. Where a specific product has been identified in a decision referred to in Article 6(4), in order for the customs authorities to be able to act immediately, the procedure provided for in Article 28 shall apply to delegated acts adopted pursuant to this Article. Moved reference text		5. Where a specific product has been identified in a decision referred to in Article ~~6(4)~~***20(4)***, in order for the customs authorities to be able to act immediately ***on that specific product***, the procedure provided for in Article ~~28~~***32*** shall apply to delegated acts adopted pursuant to ~~*this Article*~~***paragraph 1***. Moved from row 201 [201 - 256f]	5. Where a specific product has been identified in a decision referred to in Article 6(4), in order for the customs authorities to be able to act immediately, the procedure provided for in Article 28 shall apply to delegated acts adopted pursuant to this Article.	5. Where a specific product has been identified in a decision referred to in Article ~~6(4)~~***20(4)***, in order for the customs authorities to be able to act immediately ***on that specific product***, the procedure provided for in Article ~~28~~***32*** shall apply to delegated acts adopted pursuant to ~~*this Article*~~***paragraph 1***. Text Origin: Council Mandate
Article 25b					
256g	Article 17 Suspension Moved reference text		Article ~~17~~***27*** Suspension Moved from row 202 [202 - 256g]	***EP*** Article 17 Suspension	Article ~~17~~***27*** Suspension Text Origin: Council Mandate
Article 25b, first paragraph					
256h	Where customs authorities identify a product entering or leaving the Union market that may, in accordance with		Where customs authorities identify***, through their relevant risk management system,*** a product entering or	Where customs authorities identify a product entering or leaving the Union market that may, in accordance with	Where customs authorities identify***, through their relevant risk management system,*** a product entering or

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	a decision received pursuant to Article 15(3), be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the relevant competent authorities of the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article 15(3). Moved reference text		leaving the Union market that may, ~~*in accordance with*~~***according to*** a decision ~~*received*~~***communicated*** pursuant to Article ~~*15(3)*~~***25(3)***, be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the relevant competent authorities of the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article ~~*15(3)*~~***25(3)***. Moved from row 203 [203 - 256h]	a decision received pursuant to Article 15(3), be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the relevant competent authorities ***or the Commission*** of the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article 15(3).	leaving the Union market that may, ~~*in accordance with*~~***according to*** a decision ~~*received*~~***communicated*** pursuant to Article ~~*15(3)*~~***25(3)***, be in violation of Article 3, they shall suspend the release for free circulation or the export of that product. Customs authorities shall immediately notify the ~~*relevant*~~ competent authorities of ***their respective Member State of*** the suspension and transmit all relevant information to enable them to establish whether the product is covered by a decision communicated pursuant to Article ~~*15(3)*~~***25(3)***. Text Origin: Council Mandate
Article 26					
257	Article 26 International Cooperation	Article 26 International Cooperation	Moved to row 179a [257 - 179a]		
Article 26(1)					
258	1. In order to facilitate	1. In order to facilitate			

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	effective implementation and enforcement of this Regulation, the Commission may as appropriate cooperate, engage and exchange information with, amongst others, authorities of third countries, international organisations, civil society representatives and business organisations. International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis.	effective implementation and enforcement of this Regulation, the Commission ~~may~~***shall*** as appropriate cooperate, engage and exchange information with, amongst others, authorities of third countries, international organisations, civil society representatives, ***including trade unions, workers' rights organisations, NGOs and networks of affected stakeholders,*** ~~and~~ business organisations ***and other relevant stakeholders, through new and existing dialogue structures***. International cooperation with authorities of third countries shall take place in a structured way as part of the existing dialogue structures with third countries or, if necessary, specific ones that will be created on an ad hoc basis, ***and shall, where appropriate, facilitate the exchange of information on investigations, including the reasons and evidence for decisions taken to ban products from their jurisdictions. The Commission shall have***	Moved to row 179b [258 - 179b]		

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		regular contact and cooperation in particular with third countries that have similar laws in place, to share information on risk products or regions as well as best practices for bringing forced labour to an end.			
Article 26(1a)					
258a		***1a. Cooperation with third countries shall be integrated with other Union policies and instruments that include measures to eradicate forced labour, including trade agreements, the Generalised Scheme of Preferences, and development cooperation projects led by the Commission.***			
Article 26(1b)					
258b		***1b. The Commission and Member States shall develop cooperation and partnership mechanisms with third countries to address the root causes of forced labour, prevent and eliminate forced labour***			

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		practices, and build the capacity of upstream economic actors to respond to the requirements set out in this Regulation.			
Article 26(2)					
259	2. For the purposes of paragraph 1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies and partner countries efforts and locally available capacities in tackling forced labour.	2. For the purposes of paragraph 1, cooperation with, amongst others, international organisations, civil society representatives, business organisations and competent authorities of third countries may result in the Union developing accompanying measures to support the efforts of companies***, and in particular SMEs, civil society organisations,*** ~~*and*~~ partner countries***'*** efforts and locally available capacities in tackling forced labour ***and its root causes***.	Moved to row 179e [259 - 179e]		
Article 26a					
259a		***Article 26a Amendment of Directive (EU) 2019/1937*** ***In Part I.C.1 of the Annex to Directive (EU)***			

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		2019/1937, the following point is added: '(iv) Regulation (EU) XXXX/XXXX of the European Parliament and of the Council of [date] on prohibiting products made with forced labour on the Union market and amending Directive (EU) 2019/1937.'			
Article 27					
260	Article 27 Delegated Acts and Exercise of the Delegation	Article 27 Delegated Acts and Exercise of the Delegation	Moved to row 276c [260 - 276c]		
Article 27(1)					
261	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	Moved to row 276d [261 - 276d]		
Article 27(2)					
262	2. The power to adopt delegated acts referred to in Article 16(1) shall be conferred on the Commission for an indeterminate period of time	2. The power to adopt delegated acts referred to in Article ***11a, Article 16(1), and in Article 30(4)*** ~~16(1)~~ shall be conferred on the Commission for an	Moved to row 276e [262 - 276e]		

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	from date of entry force of this Regulation.	indeterminate period of time from date of entry force of this Regulation.			
Article 27(3)					
263	3. The delegation of power referred to in Article 16(1) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3. The delegation of power referred to in Article ***11a, Article 16(1) and in Article 30(4)*** ~~16(1)~~ may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	Moved to row 276f [263 - 276f]		
Article 27(4)					
264	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional	Moved to row 276g [264 - 276g]		

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	Agreement on Better Law-Making of 13 April 2016[1]. _____ 1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123, 12.5.2016, p. 1)	Agreement on Better Law-Making of 13 April 2016[1]. _____ 1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123, 12.5.2016, p. 1)			
Article 27(5)					
265	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	Moved to row 276h [265 - 276h]		
Article 27(6)					
266	6. A delegated act adopted pursuant to Article 16(1) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will	6. A delegated act adopted pursuant to Article ***11a, Article 16(1) and in Article 30(4)*** ~~16(1)~~ shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed	Moved to row 276i [266 - 276i]		

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	not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.			
Article 27a					
266a	Article 18 Release for free circulation or export Moved reference text		Article ~~18~~***28*** Release for free circulation or export Moved from row 204 [204 - 266a]	***EP*** Article 18 Release for free circulation or export	Article ~~18~~***28*** Release for free circulation or export Text Origin: Council Mandate
Article 27a(1)					
266b	1. Where the release for free circulation or the export of a product has been suspended in accordance with Article 17, the product shall be released for free circulation or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied: Moved reference text		1. Where the release for free circulation or the export of a product has been suspended in accordance with Article ~~17~~***27***, the product shall be released for free circulation or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied: Moved from row 205 [205 - 266b]	1. Where the release for free circulation or the export of a product has been suspended in accordance with Article 17, the product shall be released for free circulation or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied:	1. Where the release for free circulation or the export of a product has been suspended in accordance with Article ~~17~~***27***, the product shall be released for free circulation or exported where all the other requirements and formalities relating to such a release or export have been fulfilled and where either of the following conditions is satisfied: Text Origin: Council Mandate

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Article 27a(1), point (a)					
266c	(a) within 4 working days of the suspension, if the competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days; Moved reference text		(a) within 4 working days of the suspension, if the competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days; Moved from row 206 [206 - 266c]	(a) within 4 working days of the suspension, if the ***Commission or the*** competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days;	(a) within 4 working days of the suspension, if the competent authorities have not requested the customs authorities to maintain the suspension. In case of perishable products, animals and plants that time limit shall be 2 working days; Text Origin: Council Mandate
Article 27a(1), point (b)					
266d	(b) the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation. Moved reference text		(b) the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation. Moved from row 207 [207 - 266d]	(b) ***the Commission or*** the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation.	(b) the competent authorities informed the customs authorities of their approval for release for free circulation or export pursuant to this Regulation. Text Origin: Commission Proposal
Article 27a(2)					
266e	2. The release for free circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.		2. The release for free circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.	2. The release for free circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.	2. The release for free circulation or export shall not be deemed proof of compliance with Union law and, in particular, with this Regulation.

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	Moved reference text		Moved from row 208 [208 - 266e]		Text Origin: Commission Proposal
Article 28					
267	Article 28 Urgency procedure	Article 28 Urgency procedure	Moved to row 276j [267 - 276j]		
Article 28(1)					
268	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the urgency procedure.	Moved to row 276k [268 - 276k]		
Article 28(2)					
269	2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article 27 (6). In such a case, the Commission shall repeal the act immediately	2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article 27 (6). In such a case, the Commission shall repeal the act immediately	Moved to row 276l [269 - 276l]		

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	following the notification of the decision to object by the European Parliament or by the Council.	following the notification of the decision to object by the European Parliament or by the Council.			
Article 28a					
269a	Article 19 Refusal to release for free circulation or export Moved reference text		Article ~~19~~29 Refusal to release for free circulation or export Moved from row 209 [209 - 269a]	Article 19 Refusal to release for free circulation or export	Article ~~19~~29 Refusal to release for free circulation or export Text Origin: Council Mandate
Article 28a(1)					
269b	1. Where the competent authorities conclude that a product that has been notified to them in accordance with Article 17 is a product made with forced labour pursuant to a decision referred to in Article 6(4), they shall require customs authorities not to release it for free circulation nor to allow its export. Moved reference text		1. Where the competent authorities conclude that a product that has been notified to them in accordance with Article ~~17~~27 is a product made with forced labour pursuant to a decision referred to in Article ~~6(4)~~20(4), they shall require customs authorities not to release it for free circulation nor to allow its export. Moved from row 210 [210 - 269b]	1. Where the ***Commission or the*** competent authorities conclude that a product that has been notified to them in accordance with Article 17 is a product made with forced labour pursuant to a decision referred to in Article 6(4), they shall require customs authorities not to release it for free circulation nor to allow its export.	1. Where the competent authorities conclude that a product that has been notified to them in accordance with Article ~~17~~27 is a product made with forced labour pursuant to a decision referred to in Article ~~6(4)~~20, they shall require customs authorities not to release it for free circulation nor to allow its export. Text Origin: Council Mandate
Article 28a(2)					

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G 269c	2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article 22(1) and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document: Moved reference text		2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article ~~22(1)~~***8(1)*** and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document: Moved from row 211 [211 - 269e]	2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article 22(1) and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document:	2. Competent authorities shall immediately enter that information in the information and communication system referred to in Article ~~22(1)~~***8(1)*** and notify the customs authorities accordingly. Upon such notification, customs authorities shall not allow the release for free circulation or export of that product and shall also include the following notice in the customs data-processing system and, where possible, on the commercial invoice accompanying the product and on any other relevant accompanying document: Text Origin: Council Mandate	G
Article 28a(3)						
G 269d	‘Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX’ [OP to indicate reference of this Regulation].		‘Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX’ [OP to indicate reference of this Regulation].	‘Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX’ [OP to indicate reference of this Regulation].	‘Product made with forced labour - release for free circulation/export not authorised - Regulation (EU) XX/20XX’ [OP to indicate reference of this Regulation].	G

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	Moved reference text		Moved from row 212 [212 - 269f]		Text Origin: Commission Proposal
Article 28a(4)					
269e	Where the release for free circulation or export of a product has been refused in accordance with Article 19, customs authorities shall take the necessary measures to ensure that the product concerned is disposed of in accordance with national law consistent with Union law. Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly. Moved reference text		***3.*** Where the release for free circulation or export of a product has been refused in accordance with ~~*Article 19*~~***paragraph 1***, customs authorities shall ~~*take the necessary measures to ensure that*~~***dispose of*** the product concerned ~~*is disposed of*~~ in accordance with national law ~~*consistent*~~***in compliance*** with Union law.~~*Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly.*~~ Moved from row 214 [214 - 269c]	***EP 20.*** Where the release for free circulation or export of a product has been refused in accordance with Article 19, customs authorities ***in cooperation with the Commission or the competent authorities*** shall take the necessary measures to ensure that the product concerned is ***donated to charitable or public interest purposes if it is perishable. If such products are not perishable, they should be recycled, and if that is not possible, they should be*** disposed of in accordance with national law consistent with Union law. Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly. This paragraph is EP Article 20	***3.*** Where the release for free circulation or export of a product has been refused in accordance with ~~*Article 19*~~***paragraph 1***, customs authorities shall ~~*take the necessary measures to ensure that*~~***dispose of*** the product concerned ~~*is disposed of*~~ in accordance with national law ~~*consistent*~~***in compliance*** with Union law.~~*Articles 197 and 198 of Regulation (EU) No 952/2013 shall apply accordingly.*~~ Text Origin: Council Mandate
Article 28a(5)					
269f			***4. Upon request of a competent authority and on***		***4. Upon request of a competent authority and on***

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			behalf and under the responsibility of that competent authority, customs authorities may alternatively seize that product and put it at the disposal of and under the authority of that competent authority. In such cases, that competent authority shall take the necessary measures to ensure that the product concerned is disposed of in accordance with Article 24.		***behalf and under the responsibility of that competent authority, customs authorities may alternatively seize that product and put it at the disposal of and under the authority of that competent authority. In such cases, that competent authority shall take the necessary measures to ensure that the product concerned is disposed of in accordance with Article 24.*** Text Origin: Council Mandate
Article 29					
270	Article 29 Committee procedure	Article 29 Committee procedure	Moved to row 276m [270 - 276m]		
Article 29(1)					
271	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Article 3(2) of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Article 3(2) of Regulation (EU) No 182/2011.	Moved to row 276n [271 - 276n]		

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Article 29(2)					
272	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	Moved to row 276o [272 - 276o]		
Article 29a					
272a	Article 21 Exchange of information and cooperation Moved reference text		Article ~~21~~***29a*** Exchange of information and cooperation Moved from row 215 [215 - 272a]	***EP*** Article 21 Exchange of information and cooperation	Article ~~21~~***29a*** Exchange of information and cooperation Text Origin: Council Mandate
Article 29a(1)					
272b	1. To enable a risk-based approach for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation, competent authorities and customs authorities shall cooperate closely and exchange risk-related information. Moved reference text		1. To enable a risk-based ~~approach~~***analysis*** for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation, competent authorities and customs authorities shall cooperate closely and exchange risk-related information. Moved from row 216 [216 - 272b]	1. To enable a risk-based approach for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation, ***the Commission,*** competent authorities and customs authorities shall cooperate closely and exchange risk-related information***, in which the Commission will take on a coordination role***.	1. To enable a risk-based ~~approach~~***analysis*** for products entering or leaving the Union market and to ensure that controls are effective and performed in accordance with the requirements of this Regulation***, the Commission***, competent authorities and customs authorities shall cooperate closely and exchange risk-related information***, in which the Commission will take on a coordination role***.

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
					Text Origin: Auxiliary 1
Article 29a(2)					
272c	2. Cooperation among authorities and exchange of risk information necessary for the fulfilment of their respective functions under this Regulation, including through electronic means, shall take place between the following authorities: Moved reference text		2. Cooperation among authorities and exchange of ~~risk~~***risk-related*** information necessary for the fulfilment of their respective functions under this Regulation, including through electronic means, shall take place ~~*between the following authorities*~~***in accordance with Regulation (EU) No 952/2013***: Moved from row 217 [217 - 272c]	2. Cooperation among authorities and exchange of risk information necessary for the fulfilment of their respective functions under this Regulation, including through electronic means, shall take place between the following authorities:	2. Cooperation among authorities and exchange of ~~risk~~***risk-related*** information necessary for the fulfilment of their respective functions under this Regulation, including through electronic means, shall take place ~~*between the following authorities*~~***in accordance with Regulation (EU) No 952/2013***: Text Origin: Council Mandate
Article 29a(2), point (a)					
272d	(a) customs authorities in accordance with Article 46(5) of Regulation (EU) No 952/2013; Moved reference text		(a) ***between*** customs authorities ~~*in accordance with Article 46(5) of Regulation (EU) No 952/2013*~~; Moved from row 218 [218 - 272d]	(a) customs authorities in accordance with Article 46(5) of Regulation (EU) No 952/2013;	(a) ***between*** customs authorities ~~*in accordance with Article 46(5) of Regulation (EU) No 952/2013*~~; Text Origin: Council Mandate
Article 29a(2), point (b)					
272e					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	(b) competent authorities and customs authorities in accordance with Article 47(2) of Regulation (EU) No 952/2013. Moved reference text		(b) ***between*** competent authorities and customs authorities ~~*in accordance with Article 47(2) of Regulation (EU) No 952/2013*~~. Moved from row 219 [219 - 272e]	(b) competent authorities and customs authorities in accordance with Article 47(2) of Regulation (EU) No 952/2013.	(b) ***between*** competent authorities and customs authorities ~~*in accordance with Article 47(2) of Regulation (EU) No 952/2013*~~. Text Origin: Council Mandate
Chapter I					
272f			***Chapter VI*** ***Final provisions***		***Chapter VI*** ***Final provisions*** Text Origin: Council Mandate
Article 30					
273	Article 30 Penalties	Article 30 Penalties Original Article 30 (from EP and Commission) moved to line 273e. Below lines are New Article 30 from the Council	Article 30 ~~*Penalties*~~ ***Confidentiality***	***EP*** Article ~~*30*~~***25*** ~~*Penalties*~~ ***Confidentiality***	Article 30 ~~*Penalties*~~ ***Confidentiality*** Text Origin: Council Mandate
Article 30(-1)					
273a	1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation.		1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation,	1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation.	1. The competent authorities shall only use information received pursuant to this Regulation for the purpose of applying this Regulation,

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	Moved reference text		***unless otherwise required by EU or national law in compliancewith Union law.*** ~~-~~ Moved from row 254 [254 - 273a]		***unless otherwise required by EU or national law in compliance with Union law.*** ~~-~~ Text Origin: Council Mandate
Article 30(-1a)					
G	273b		***2. Member States and the Commission, their officials and other persons working under their supervision shall ensure the protection of confidential information acquired in application of this Regulation in accordance with the relevant applicable rules. To that end, they shall not disclose information covered by the obligation of professional secrecy that they have acquired pursuant to this Regulation.***		*deleted* COM to redraft
Article 30(-1b)					
G	*273c*	*2.* Where requested, the Commission, Member States and competent authorities shall treat the identity of those who provide information, or the	~~2~~3. Where requested, the Commission, Member States and competent authorities shall treat the identity of those who provide information, or the	2. ~~*Where requested,*~~ The Commission, Member States and competent authorities shall treat the identity of those who provide information, or the	2. ~~*Where requested,*~~ The Commission, Member States and competent authorities shall treat the identity of those who provide information, or the

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	information provided, as confidential. A request for confidentiality shall be accompanied by a non-confidential summary of the information supplied or by a statement of the reasons why the information cannot be summarised in a non-confidential manner. Moved reference text		information provided, as confidential***, in accordance with EU or national law in compliance with Union law***. A request for confidentiality shall be accompanied by a non-confidential summary of the information supplied or by a statement of the reasons why the information cannot be summarised in a non-confidential manner. Moved from row 255 [255 - 273c]	information provided, as confidential~~. A request for confidentiality shall be accompanied by a non-confidential summary of the~~***, unless stated otherwise by those who provide*** information~~ supplied or by a statement of the reasons why the information cannot be summarised in a non-confidential manner~~.	information provided, as confidential~~. A request for confidentiality shall be accompanied by a non-confidential summary of the information supplied or by a statement of the reasons why~~***, in accordance with EU or national law in compliance with Union law, unless stated otherwise by those who provided*** the information~~ cannot be summarised in a non-confidential manner~~.
Article 30(-1c)					
G 273d	3. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information.		~~3~~***4***. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information.	3. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information.	3. Paragraph 2 shall not preclude the Commission from disclosing general information in a summary form, provided such general information does not contain any information which allows the identification of the provider of the information. Such disclosure of general information in a summary form shall take into account the legitimate interest of the parties concerned in preventing the disclosure of confidential information. G

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	Moved reference text		Moved from row 256 [256 - 273d]		Text Origin: Auxiliary 1
Article 30(-1)					
273e		***EP Article 20 Penalties***			
Article 30(1)					
274	1. The Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article 6(4) and shall take all measures necessary to ensure that they are implemented in accordance with national law.	1. The Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article 6(4) ~~*and shall take all measures necessary to ensure that they are implemented in accordance with national law*~~.	Moved to row 276v [274 - 276v]		
Article 30(2)					
275	2. The penalties provided for shall be effective, proportionate and dissuasive.	2. The penalties provided for shall ***take the form of pecuniary fines and*** be effective, proportionate and dissuasive.	Moved to row 276w [275 - 276w]		
Article 30(3)					
276	3. The Member States shall, by [OP enter DATE = 24	3. The Member States shall, by [OP enter DATE = 24	Moved to row 276u [276 -		

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	months from entry into force of this Regulation], notify those provisions to the Commission, where they have not previously been notified, and shall notify it, without delay, of any subsequent amendment affecting them.	months from entry into force of this Regulation], notify those provisions to the Commission, where they have not previously been notified, and shall notify it, without delay, of any subsequent amendment affecting them.	276u]		
Article 30(3a)					
276a		***3a. The Commission shall be empowered to adopt delegated acts in accordance with Article 27 in order to supplement this Regulation by establishing further detailed conditions applicable to the penalties referred to in paragraph 1, defining the method for calculating financial penalties and the thresholds applicable, when such penalties are to be used, and specifying mitigating and aggravating circumstances. The first delegated act shall be adopted by ... [6 months from the entry into force of this Regulation].***			
Article 30a					
276b					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			Article 34 Penalties	***EP Article 30 Penalties***	***Article 34 Penalties*** Text Origin: Council Mandate
Article 30a(1)					
G 276c	1. The Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article 6(4) and shall take all measures necessary to ensure that they are implemented in accordance with national law. Moved reference text		1. ~~The~~ Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article ~~6(4)~~***20(4)*** and shall take all measures necessary to ensure that they are implemented in accordance with national law. Moved from row 274 [274 - 276c]	1. The Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article 6(4) ~~and shall take all measures necessary to ensure that they are implemented in accordance with national law~~.	1. ~~The~~ Member States shall lay down the rules on penalties applicable to non-compliance with a decision referred to in Article ~~6(4)~~***20*** and shall take all measures necessary to ensure that they are implemented in accordance with national law. Text Origin: Council Mandate
Article 30a(2)					
G 276d	2. The penalties provided for shall be effective, proportionate and dissuasive. Moved reference text		2. The penalties provided for shall be effective, proportionate and dissuasive. ***Competent authorities shall ensure that the penalties referred to in paragraph 1 give due regard to the following, as applicable:*** Moved from row 275 [275 - 276d]	2. The penalties provided for shall ***take the form of pecuniary fines and*** be effective, proportionate and dissuasive.	2. The penalties provided for shall be effective, proportionate and dissuasive. ***Competent authorities shall ensure that the penalties referred to in paragraph 1 give due regard to the following, as applicable:*** Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 30a(2), point (a)					
276e			***(a) the gravity and duration of the infringement;***		***(a) the gravity and duration of the infringement;*** Text Origin: Council Mandate
Article 30a(2), point (b)					
276f			***(b) any relevant previous infringements by the economic operator;***		***(b) any relevant previous infringements by the economic operator;*** Text Origin: Council Mandate
Article 30a(2), point (c)					
276g			***(c) the degree of cooperation with the competent authorities;***		***(c) the degree of cooperation with the competent authorities;*** Text Origin: Council Mandate
Article 30a(2), point (d)					
276h			***(d) any other mitigating or aggravating factor applicable to the circumstances of the case, such as financial benefits gains, or losses avoided,***		***(d) any other mitigating or aggravating factor applicable to the circumstances of the case, such as financial benefits gains, or losses avoided,***

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			directly or indirectly, from the infringement.		***directly or indirectly, from the infringement.*** Text Origin: Council Mandate
Article 30a(3)					
276i	3. The Member States shall, by [OP enter DATE = 24 months from entry into force of this Regulation], notify those provisions to the Commission, where they have not previously been notified, and shall notify it, without delay, of any subsequent amendment affecting them. Moved reference text		3. ~~*The*~~ Member States shall, by [OP enter DATE = 24 months from entry into force of this Regulation], notify ~~*those provisions to*~~ the Commission~~*, where they have not previously been notified*~~ ***of those rules and of those measures***, and shall notify it, without delay, of any subsequent amendment affecting them. Moved from row 276 [276 - 276j]	3. The Member States shall, by [OP enter DATE = 24 months from entry into force of this Regulation], notify those provisions to the Commission, where they have not previously been notified, and shall notify it, without delay, of any subsequent amendment affecting them. ***3a. The Commission shall be empowered to adopt delegated acts in accordance with Article 27 in order to supplement this Regulation by establishing further detailed conditions applicable to the penalties referred to in paragraph 1, defining the method for calculating financial penalties and the thresholds applicable, when such penalties are to be used, and specifying mitigating and aggravating circumstances.***	3. ~~*The*~~ Member States shall, by [OP enter DATE = 24 months from entry into force of this Regulation], notify ~~*those provisions to*~~ the Commission~~*, where they have not previously been notified*~~ ***of those rules and of those measures***, and shall notify it, without delay, of any subsequent amendment affecting them. ***3a. Member States, when laying down rules on applicable penalties in accordance with paragraphs 1 and 2, shall take utmost account of the guidance referred to in Article 11.*** Text Origin: Council Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement	
				The first delegated act shall be adopted by ... [6 months from the entry into force of this Regulation].		
Article 30a(4)						
G 276j			***2a. The pecuniary penalties provided by this article shall amount to not more than [5%] of the economic operator's total annual Union-wide turnover in the financial year preceding the fining decision, calculated in accordance with the calculation of aggregate turnover for undertakings laid down in Article 5(1) of Council Regulation (EC) No 139/2004 [1].*** ***1. [1] Council Regulation (EC) No 139/2004 of 20 January 2004 on the control of concentrations between undertakings (the EC Merger Regulation), OJ L 024 , 29.01.2004, p. 1.***		*deleted*	G
Article 30b						
G *276k*			***Article 35 Review***	***EP Article 30a Evaluation and review***	***Article 35 Evaluation and review*** Text Origin: Auxiliary 1	G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 30b(1)					
276l			***By 5 years after the start of the application of this Regulation and every 5 years thereafter, the Commission shall carry out an evaluation of the enforcement and the implementation of the Regulation. The Commission shall present a report on the main findings to the European Parliament and the Council. The evaluation shall in particular include an assessment of:***	***1. By … [one year after the date of application] and every four years thereafter, the Commission shall carry out an evaluation of this Regulation taking account of its objectives and shall submit a report thereon to the European Parliament, to the Council and to the European Economic and Social Committee.*** ***2. The report shall assess whether and how this Regulation achieved its objectives, in particular with regard to:*** ***i) the reduction of the number of products made with forced labour on the Union market;*** ***ii) the improvement of cooperation between competent authorities and strengthening the controls on products entering the Union market;*** ***iii) the impact on businesses, and in particular on SMEs, of the administrative procedures related to the investigations***	***1. By 2 years after the start of the application of this Regulation and every 5 years thereafter, the Commission shall carry out an evaluation of the enforcement and the implementation of the Regulation. The Commission shall present a report on the main findings to the European Parliament, the Council and to the European Economic and Social Committee. The evaluation shall in particular include an assessment of:*** ***(a) whether the mechanism in place effectively contributes to the objectives of the Regulation, as set out in Article 1, namely the elimination of products made with forced labour from the internal market and the contribution to fight forced labour;***

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				and decisions; ***iv) the cost of compliance for economic operators, and in particular SMEs;*** ***v) the impact on the competitiveness of companies operating in the internal market;*** ***vi) the impact on trade;*** ***vii) the alignment with other relevant Union legislation;*** ***viii) the contribution to fight forced labour globally;*** ***ix) the overall cost-benefit and effectiveness of the ban.*** ***3. The report shall be accompanied, where appropriate, by a legislative proposal.*** ***4. The report shall also assess whether the scope should be enlarged to include services ancillary to the extraction, harvesting, production or manufacturing of products.*** ***5. The Commission shall continuously monitor the impact of this Regulation on victims of forced labour, also paying***	

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
				particular regard to the situation of women and children. The monitoring shall be based on a scientific and transparent methodology and shall take into account information provided by stakeholders.	
Article 30b(1), point (a)					
G 276m			***(a) whether the mechanism in place effectively contributes to the objectives of the Regulation, as set out in Article 1;***		***(b) the cooperation between competent authorities, including within the Network, as well as all other relevant authorities in applying the Regulation;*** ***(c) the effectiveness of international cooperation to contribute to the elimination of forced labour from global supply chains;*** ***(d) the impact on businesses, and in particular on SMEs, including on their competitiveness of the procedures related to the investigations and decisions;*** ***(e) the cost of compliance for economic operators, and in particular SMEs;*** G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
					(g) the overall cost-benefit and effectiveness of the prohibition. ***Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation.***
Article 30b(2)					
G 276n			***(b) the effectiveness of international cooperation to contribute to the elimination of forced labour from global supply chains;***		***2. The report shall also assess whether the scope should be enlarged to include services ancillary to the extraction, harvesting, production or manufacturing of products.*** ***3. As part of the assessment under paragraph 1 point (a), the report shall cover the impact of the Regulation on victims of forced labour, with particular regard to the situation of women and children. The assessment of this impact shall be based on regular monitoring of information from international organisations*** G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
					and relevant stakeholders. ***3a. In its report, the Commission shall further assess the need for a specific mechanism to address and remediate forced labour, including an impact assessment for the implementation of such a mechanism.*** ***Recital on : the alignment with other relevant Union legislation;***
Article 30b(2), point (a)					
G	276o		***(c) the impact on businesses, and in particular on SMEs, of the procedures related to the investigations and decisions;***		*deleted*
Article 30b(2), point (b)					
G	*276p*		***(d) the cooperation between competent authorities, including within the Network, as well as all other relevant authorities in applying the Regulation;***		*deleted*
Article 30b(2), point (c)					

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
276q			***(e) the overall cost-benefit and effectiveness of the prohibition.***		*deleted* *TM 12/2:* *Last paragraph of the CNS mandate needs to be inserted "Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation or an update of the guidelines referred to in Article 11."*
Article 30c					
276r	Article 27 Delegated Acts and Exercise of the Delegation Moved reference text		Article ~~27~~***31*** ~~*Delegated Acts and*~~ Exercise of the Delegation Moved from row 260 [260 - 276s]	***EP*** Article 27 Delegated Acts and Exercise of the Delegation	Article ~~27~~***31*** ~~*Delegated Acts and*~~ Exercise of the Delegation Text Origin: Council Mandate
Article 30c(1)					
276s	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article. Moved reference text		1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article. Moved from row 261 [261 - 276t]	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Article 30c(2)					
276t	2. The power to adopt delegated acts referred to in Article 16(1) shall be conferred on the Commission for an indeterminate period of time from date of entry force of this Regulation. Moved reference text		2. The power to adopt delegated acts referred to in Article ~~16(1)~~***26(1)*** shall be conferred on the Commission for ~~an indeterminate period of time from~~***five years from [OP ENTRY DATE =*** date of entry force of this Regulation***]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period***. Moved from row 262 [262 - 276u]	2. The power to adopt delegated acts referred to in Article ***11a, Article 16(1), and in Article 30(4)*** ~~16(1)~~ shall be conferred on the Commission for an indeterminate period of time from date of entry force of this Regulation.	2. The power to adopt delegated acts referred to in Article ~~16(1)~~***26(1)*** shall be conferred on the Commission for an indeterminate period of time from date of entry force of this Regulation. Text Origin: Auxiliary 1
Article 30c(3)					
276u	3. The delegation of power referred to in Article 16(1)		3. The delegation of power referred to in Article	3. The delegation of power referred to in Article ***11a,***	3. The delegation of power referred to in Article

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	may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force. Moved reference text		~~16(1)~~**26(1)** may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force. Moved from row 263 [263 - 276v]	***Article 16(1) and in Article 30(4)***~~16(1)~~ may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	~~16(1)~~**26(1)** may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force. Text Origin: Council Mandate
Article 30c(4)					
G 276v	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[1]. _____ 1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123,		4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[1]. _____ 1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123,	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016~~[1]~~***[1].*** ***1. Interinstitutional Agreement between the European Parliament, the Council of the European***	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[1]. _____ 1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123, G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	12.5.2016, p. 1) Moved reference text		12.5.2016, p. 1) Moved from row 264 [264 - 276w]	***Union and the European Commission on Better Law-Making (OJ L 123, 12.5.2016, p. 1)*** ~~*1. Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making (OJ L 123, 12.5.2016, p. 1)*~~	12.5.2016, p. 1) Text Origin: Council Mandate
Article 30c(5)					
276w	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Moved reference text		5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Moved from row 265 [265 - 276x]	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Text Origin: Auxiliary 1
Article 30c(6)					
276x	6. A delegated act adopted pursuant to Article 16(1) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council		6. A delegated act adopted pursuant to Article ~~*16(1)*~~***26(1)*** shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the	6. A delegated act adopted pursuant to Article ***11a, Article 16(1) and in Article 30(4)***~~*16(1)*~~ shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the	6. A delegated act adopted pursuant to Article ~~*16(1)*~~***26(1)*** shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the

	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council. Moved reference text		Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council. Moved from row 266 [266 - 276y]	European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council. Text Origin: Council Mandate
Article 30d					
G 276y	Article 28 Urgency procedure Moved reference text		Article ~~28~~32 Urgency procedure Moved from row 267 [267 - 276z]	EP Article 28 Urgency procedure	Article ~~28~~32 Urgency procedure Text Origin: Council Mandate G
Article 30d(1)					
G 276z	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the		1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the	1. Delegated acts adopted under this Article shall enter into force without delay and shall apply as long as no objection is expressed in accordance with paragraph 2. The notification of a delegated act to the European Parliament and to the Council shall state the reasons for the use of the G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	urgency procedure. Moved reference text		urgency procedure. Moved from row 268 [268 - 276aa]	urgency procedure.	urgency procedure. Text Origin: Auxiliary 1
Article 30d(2)					
276aa	2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article 27 (6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council. Moved reference text		2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article ~~27 (6)~~***31(6)***. In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council. Moved from row 269 [269 - 276ab]	2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article 27 (6). In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council.	2. Either the European Parliament or the Council may object to a delegated act in accordance with the procedure referred to in Article ~~27 (6)~~***[31(6)]***. In such a case, the Commission shall repeal the act immediately following the notification of the decision to object by the European Parliament or by the Council. Text Origin: Council Mandate
Article 30e					
276ab	Article 29 Committee procedure Moved reference text		Article ~~29~~***33*** Committee procedure Moved from row 270 [270 - 276ac]	***EP*** Article 29 Committee procedure	Article ~~29~~***33*** Committee procedure Text Origin: Council Mandate
Article 30e(1)					
276ac	1. The Commission shall be		1. The Commission shall be	1. The Commission shall be	1. The Commission shall be

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
	assisted by a committee. That committee shall be a committee within the meaning of Article 3(2) of Regulation (EU) No 182/2011. Moved reference text		assisted by a committee. That committee shall be a committee within the meaning of ~~*Article 3(2) of*~~ Regulation (EU) No 182/2011. Moved from row 271 [271 - 276ad]	assisted by a committee. That committee shall be a committee within the meaning of Article 3(2) of Regulation (EU) No 182/2011.	assisted by a committee. That committee shall be a committee within the meaning of ~~*Article 3(2) of*~~ Regulation (EU) No 182/2011. Text Origin: Council Mandate
Article 30e(2)					
276ad	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Moved reference text		2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Moved from row 272 [272 - 276ae]	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 30e(3)					
276ae			***Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.***		*deleted*
Article 30f					
276af			***Article 33a***	***EP Article 26a***	***Article 33a***

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
			Amendment to Directive (EU) No 2019/1937	***Amendment of Directive (EU) 2019/1937***	***Amendment to Directive (EU) No 2019/1937*** Text Origin: Council Mandate
Article 30f(1)					
G 276ag			***In Point C.1 of Part I of the Annex to Directive (EU) No 2019/1937, the following point is added:***	***In Part I.C.1 of the Annex to Directive (EU) 2019/1937, the following point is added:***	***In Part I.C.1 of the Annex to Directive (EU) 2019/1937, the following point is added:*** Text Origin: Auxiliary 1
Article 30f(2)					
G 276ah			***'(iv) [Regulation XXX…and amending Directive (EU) 2019/1937]'.***	***'(iv) Regulation (EU) XXXX/XXXX of the European Parliament and of the Council of [date] on prohibiting products made with forced labour on the Union market and amending Directive (EU) 2019/1937.'***	***'(iv) Regulation (EU) XXXX/XXXX of the European Parliament and of the Council of [date] on prohibiting products made with forced labour on the Union market and amending Directive (EU) 2019/1937.'*** Text Origin: Auxiliary 1
Article 30a					
276ai		***Article 30a Evaluation and review***			

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		1. By ... [one year after the date of application] and every four years thereafter, the Commission shall carry out an evaluation of this Regulation taking account of its objectives and shall submit a report thereon to the European Parliament, to the Council and to the European Economic and Social Committee. ***2. The report shall assess whether and how this Regulation achieved its objectives, in particular with regard to:*** ***i) the reduction of the number of products made with forced labour on the Union market;*** ***ii) the improvement of cooperation between competent authorities and strengthening the controls on products entering the Union market;*** ***iii) the impact on businesses, and in particular on SMEs, of the administrative procedures related to the investigations and decisions;*** ***iv) the cost of compliance for economic***			

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
		operators, and in particular SMEs; ***v) the impact on the competitiveness of companies operating in the internal market;*** ***vi) the impact on trade;*** ***vii) the alignment with other relevant Union legislation;*** ***viii) the contribution to fight forced labour globally;*** ***ix) the overall cost-benefit and effectiveness of the ban.*** ***3. The report shall be accompanied, where appropriate, by a legislative proposal.*** ***4. The report shall also assess whether the scope should be enlarged to include services ancillary to the extraction, harvesting, production or manufacturing of products.*** ***5. The Commission shall continuously monitor the impact of this Regulation on victims of forced labour, also paying particular regard to the situation of women and***			

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement	
		children. The monitoring shall be based on a scientific and transparent methodology and shall take into account information provided by stakeholders.				
Article 31						
G 277	Article 31 Entry into force and date of application	Article 31 Entry into force and date of application	Article ~~31~~***36*** Entry into force and date of application		Article ~~31~~***36*** Entry into force and date of application Text Origin: Council Mandate	G
Article 31, first paragraph						
G 278	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the ***twentieth*** day following that of its publication in the Official Journal of the European Union.		This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal	G
Article 31, second paragraph						
G 279	This Regulation shall apply from [OP enter DATE = 24 months from its entry into force].	This Regulation shall apply from [OP enter DATE = 24 months from its entry into force].	~~This Regulation~~***It*** shall apply from [OP enter DATE = ~~24~~***36*** months from its entry into force].		~~This Regulation~~***It*** shall apply from [OP enter DATE = ~~24~~***36*** months from its entry into force].	G

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
					Text Origin: Council Mandate
Article 31, second paragraph a					
279a			***However, Articles 5(3), 9, 10(4), 11, 33 and 34(3) shall apply from [OP enter DATE = entry into force].***		***However, Articles 5(3), 9, 10(2), 11, 33 and 34(3) shall apply from [OP enter DATE = entry into force].*** Text Origin: Council Mandate
Article 31, third paragraph					
280	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.		This Regulation shall be binding in its entirety and directly applicable in all Member States. Text Origin: Commission Proposal
Formula					
281	Done at Brussels,	Done at Brussels,	Done at Brussels,		Done at Brussels, Text Origin: Commission Proposal
Formula					
282	For the European Parliament	For the European Parliament	For the European Parliament		For the European Parliament Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Auxiliary 1	Draft Agreement
Formula					
283	The President	The President	The President		The President Text Origin: Commission Proposal
Formula					
284	For the Council	For the Council	For the Council		For the Council Text Origin: Commission Proposal
Formula					
285	The President	The President	The President		The President Text Origin: Commission Proposal

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