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NOTE

From:	Presidency
To:	Delegations
Subject:	Proposal for a Regulation of the European Parliament and of the Council on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults - 4-column table

Delegations will find in the Annex the 4-column table on the above-mentioned file.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults

2023/0169(COD)
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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Formula						
G	1	2023/0169 (COD)	2023/0169 (COD)	2023/0169 (COD)	2023/0169 (COD) Text Origin: Commission Proposal	G
Document Stage						
G	2	Proposal for a	Proposal for a	Proposal for a	Proposal for a Text Origin: Commission Proposal	G
Document Type						
G	3	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL Text Origin: Commission Proposal	G
Document Purpose						
G	4	on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults	on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults	on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults	on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults Text Origin: Commission Proposal	G

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Formula						
G	5	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal	G
Citation 1						
G	6	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 81(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 81(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 81(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 81(2) thereof, Text Origin: Commission Proposal	G
Citation 2						
G	7	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	G
Citation 3						
G	8	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	G
Citation 3a						
G	8a			**Having regard to the opinion of the European Economic and Social Committee[1],** **1. Opinion of 13 December 2023 (OJ**	***Having regard to the opinion of the European Economic and Social Committee[1],*** ***1. Opinion of 13 December 2023 (OJ***	G

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			C/2024/1581).	***C/2024/1581).*** Text Origin: Council Mandate
Citation 3b				
8b		***Having regard to the opinion of the European Economic and Social Committee[1a],*** ***1a. OJ C, C/2024/1581, 5.3.2024, ELI: http://data.europa.eu/eli/C/2024/1581/oj.***		*deleted*
Citation 4				
9	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure, Text Origin: Commission Proposal
Formula				
10	Whereas:	Whereas:	Whereas:	Whereas: Text Origin: Commission Proposal
Recital 1				
11	(1) The purpose of this Regulation is to lay down rules, in cross-border cases, for the protection of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests. In particular, this Regulation lays down rules on jurisdiction, applicable law, recognition and enforcement of measures, acceptance of authentic instruments and cooperation	(1) The purpose of this Regulation is to lay down rules, in cross-border cases, for the protection of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests ***or require support and safeguards in decision-making***. In particular, this Regulation lays down rules on jurisdiction, applicable law, recognition and enforcement of	(1) The purpose of this Regulation is to lay down rules, in cross-border cases, for the protection of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests. In particular, this Regulation lays down rules on jurisdiction, applicable law, recognition and enforcement of measures, acceptance of authentic instruments and cooperation	(1) The purpose of this Regulation is to lay down rules, in cross-border cases, for the protection of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests ***or require support and safeguards in decision-making***. In particular, this Regulation lays down rules on jurisdiction, applicable law, recognition and enforcement of

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	between Member States' competent authorities and Central Authorities.	measures, ***verification of their implementation,*** acceptance ***recognition*** of authentic instruments and cooperation between Member States' competent authorities and Central Authorities.	between Member States' **courts,** competent authorities and Central Authorities.	measures, acceptance of authentic instruments and cooperation between Member States' ***courts,*** competent authorities and Central Authorities. Text Origin: EP Mandate
Recital 2				
12	(2) The Union has set itself the objective of creating, maintaining and developing the Union as an area of freedom, security and justice in full respect of fundamental rights in which the free movement of persons is ensured. For the gradual establishment of such an area, the Union is to adopt, among others, measures relating to judicial cooperation in civil matters, particularly when necessary for the proper functioning of the internal market.	(2) The Union has set itself the objective of creating, maintaining and developing the Union as an area of freedom, security and justice in full respect of fundamental rights in which the free movement of persons is ensured. For the gradual establishment of such an area, the Union is to adopt, among others, measures relating to judicial cooperation in civil matters, particularly when necessary for the proper functioning of the internal market.	(2) The Union has set itself the objective of creating, maintaining and developing the Union as an area of freedom, security and justice in full respect of fundamental rights in which the free movement of persons is ensured. For the gradual establishment of such an area, the Union is to adopt, among others, measures relating to judicial cooperation in civil matters, particularly when necessary for the proper functioning of the internal market.	(2) The Union has set itself the objective of creating, maintaining and developing the Union as an area of freedom, security and justice in full respect of fundamental rights in which the free movement of persons is ensured. For the gradual establishment of such an area, the Union is to adopt, among others, measures relating to judicial cooperation in civil matters, particularly when necessary for the proper functioning of the internal market. Text Origin: Commission Proposal
Recital 3				
13	(3) In accordance with Article 81(2) of the Treaty on the Functioning of the European Union ('TFEU'), such measures may include those aimed at ensuring the compatibility of the rules applicable in the Member States concerning conflict of laws and jurisdiction and the mutual recognition and enforcement	(3) In accordance with Article 81(2) of the Treaty on the Functioning of the European Union ('TFEU'), such measures may include those aimed at ensuring the compatibility of the rules applicable in the Member States concerning conflict of laws and jurisdiction and the mutual recognition and enforcement	(3) In accordance with Article 81(2) of the Treaty on the Functioning of the European Union ('TFEU'), such measures may include those aimed at ensuring the compatibility of the rules applicable in the Member States concerning conflict of laws and jurisdiction and the mutual recognition and enforcement	(3) In accordance with Article 81(2) of the Treaty on the Functioning of the European Union ('TFEU'), such measures may include those aimed at ensuring the compatibility of the rules applicable in the Member States concerning conflict of laws and jurisdiction and the mutual recognition and enforcement

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	between Member States of judgments and of decisions in extrajudicial cases.	between Member States of judgments and of decisions in extrajudicial cases***, effective access to justice, the elimination of obstacles to the proper functioning of civil proceedings and support for the training of the judiciary and judicial staff***.	between Member States of judgments and of decisions in extrajudicial cases.	between Member States of judgments and of decisions in extrajudicial cases***, effective access to justice, the elimination of obstacles to the proper functioning of civil proceedings with cross-border implications***. Text Origin: EP Mandate
Recital 4				
14	(4) The Union has adopted a number of legislative acts in the area of judicial cooperation in civil matters having cross-border implications. With the exception of a rule on the capacity of natural persons in the context of cross-border contractual obligations in civil and commercial matters laid down in Article 13 of the Regulation (EC) No 593/2008 of the European Parliament and the Council[1], none of those Union legislative acts governs the cross-border aspects of legal capacity of natural persons. Similarly, no legal act of the Union governs the civil aspects of the cross-border protection of adults who, by reason of barriers faced in the interaction between an impairment or insufficiency of their personal faculties and a range of personal factors and factors linked to their living environment, are not in a position to protect their interests, or	(4) The Union has adopted a number of legislative acts in the area of judicial cooperation in civil matters having cross-border implications. With the exception of a rule on the capacity of natural persons in the context of cross-border contractual obligations in civil and commercial matters laid down in Article 13 of the Regulation (EC) No 593/2008 of the European Parliament and the Council[1], none of those Union legislative acts governs the cross-border aspects of legal capacity of natural persons. Similarly, no legal act of the Union governs the civil aspects of the cross-border protection of adults who, by reason of barriers faced in the interaction between an impairment or insufficiency of their personal faculties and a range of personal factors and factors linked to their living environment, are not in a position to protect their interests, or	(4) The Union has adopted a number of legislative acts in the area of judicial cooperation in civil matters having cross-border implications. With the exception of a rule on the capacity of natural persons in the context of cross-border contractual obligations in civil and commercial matters laid down in Article 13 of the Regulation (EC) No 593/2008 of the European Parliament and the Council[1], none of those Union legislative acts governs the cross-border aspects of legal capacity of natural persons. Similarly, no legal act of the Union governs the civil aspects of the cross-border protection of adults who, by reason of barriers faced in the interaction between an impairment or insufficiency of their personal faculties and a range of personal factors and factors linked to their living environment, are not in a position to protect their interests, or	(4) The Union has adopted a number of legislative acts in the area of judicial cooperation in civil matters having cross-border implications. With the exception of a rule on the capacity of natural persons in the context of cross-border contractual obligations in civil and commercial matters laid down in Article 13 of the Regulation (EC) No 593/2008 of the European Parliament and the Council[1], none of those Union legislative acts governs the cross-border aspects of legal capacity of natural persons. Similarly, no legal act of the Union governs the civil aspects of the cross-border protection of adults who, by reason of barriers faced in the interaction between an impairment or insufficiency of their personal faculties and a range of personal factors and factors linked to their living environment, are not in a position to protect their interests, or

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	who may require that the support and safeguards in the exercise of their legal capacity provided to them in one Member State continues across the Union. _____ 1. Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I) (OJ L 177, 4.7.2008, p.6).	who may require that the support and safeguards in the exercise of their legal capacity provided to them in one Member State continues across the Union. _____ 1. Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I) (OJ L 177, 4.7.2008, p.6).	who may require that the support and safeguards in the exercise of their legal capacity provided to them in one Member State continues across the Union. _____ 1. Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I) (OJ L 177, 4.7.2008, p.6).	who may require that the support and safeguards in the exercise of their legal capacity provided to them in one Member State continues across the Union. _____ 1. Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I) (OJ L 177, 4.7.2008, p.6). Text Origin: Commission Proposal
Recital 5				
R 15	(5) In the absence of such common rules, various difficulties may arise for the adults who are not in a position to protect their interests in cross-border situations, including where those adults move to another Member State or where they own real property or other assets in another Member State. Difficulties may arise for instance where measures taken in one Member State with a view to protecting the adults, including support measures provided to exercise their legal capacity, need to be invoked in other Member States, or where powers of representation granted by the adults to be exercised by their representatives when the adults are not in a position to protect their interests need to be later invoked	(5) In the absence of such common rules, various difficulties may arise for the adults who***, in cross-border situations, require support and safeguards in decision-making and, for the purpose of the application of the Convention of the Hague Conference on Private International Law of 13 January 2000 on the International Protection of Adults ('HCCH 2000 Protection of Adults Convention') to be interpreted in the light of the United Nations Convention on Rights of Persons with Disabilities ('UNCRPD'),*** are not in a position to protect their interests~~ *in cross-border*~~***. This includes*** situations~~,~~ ~~*including*~~ where those adults move to another Member State or where they own real property or other	(5) In the absence of such common rules, various difficulties may arise for the adults who are not in a position to protect their interests in cross-border situations, including where those adults move to another Member State or where they own real property or other assets in another Member State. Difficulties may arise for instance where measures taken in one Member State with a view to protecting the adults, including support measures provided to exercise their legal capacity, need to be invoked in other Member States, or where powers of representation granted by the adults to be exercised by their representatives when the adults are not in a position to protect their interests need to be ~~later~~ invoked	R

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	abroad. Those difficulties can have serious adverse consequences on legal certainty in cross-border dealings and on the rights and wellbeing of the adults and on respect for their dignity. In particular, fundamental rights of the adults, such as access to justice, the right to autonomy, and the right to property and to free movement, may be negatively affected.	assets in another Member State. Difficulties may arise for instance where measures taken in one Member State with a view to protecting the adults, including support measures provided to exercise their legal capacity, need to be invoked in other Member States, or where powers of representation granted by the adults to be exercised by their representatives when the adults ~~*are not in a position to protect*~~***require support in decision-making and in the protection of*** their interests need to be later invoked abroad. Those difficulties can have serious adverse consequences on legal certainty in cross-border dealings and on the rights and wellbeing of the adults and on respect for their dignity. In particular, fundamental rights of the adults, such as access to justice, the right to autonomy, and the right to property and to free movement, may be negatively ***and, sometimes, irreversibly*** affected.	abroad. Those difficulties can have serious adverse consequences on legal certainty in cross-border dealings and on the rights and wellbeing of the adults and on respect for their dignity. In particular, fundamental rights of the adults, such as access to justice, the right to autonomy, ~~and~~ the right to property and to free movement, may be negatively affected.	
Recital 6				
G 16	(6) Uniform private international law rules governing cross-border situations are thus necessary to enhance the protection of fundamental rights of adults with an impairment or insufficiency of their personal faculties. At international	(6) Uniform private international law rules governing cross-border situations are thus necessary to enhance the protection of fundamental rights of adults with an impairment or insufficiency of their personal faculties. At international	(6) Uniform private international law rules governing cross-border situations are thus necessary to enhance the protection of fundamental rights of adults with an impairment or insufficiency of their personal faculties. At international	(6) Uniform private international law rules governing cross-border situations are thus necessary to enhance the protection of fundamental rights of adults with an impairment or insufficiency of their personal faculties. At international G

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	level, the Convention of 13 January 2000 on the International Protection of Adults ('HCCH 2000 Protection of Adults Convention') provides for rules on jurisdiction, applicable law, recognition and enforcement of measures for the protection of those adults, on applicable law for powers of representation and rules on cooperation among competent authorities or Central Authorities of its contracting Parties.	level, the Convention of 13 January 2000 on the International Protection of Adults ('HCCH 2000 Protection of Adults Convention') provides for rules on jurisdiction, applicable law, recognition and enforcement of measures for the protection of those adults, on applicable law for powers of representation and rules on cooperation among competent authorities or Central Authorities of its contracting Parties.	level, the Convention of 13 January 2000 on the International Protection of Adults ('HCCH 2000 Protection of Adults Convention') provides for rules on jurisdiction, applicable law, recognition and enforcement of measures for the protection of those adults, on applicable law for powers of representation and rules on cooperation among ~~competent authorities or Central Authorities of~~ its contracting Parties.	level, the Convention of 13 January 2000 on the International Protection of Adults ('HCCH 2000 Protection of Adults Convention') provides for rules on jurisdiction, applicable law, recognition and enforcement of measures for the protection of those adults, on applicable law for powers of representation and rules on cooperation among ~~*competent authorities or Central Authorities of*~~ its contracting Parties. Text Origin: Council Mandate
Recital 7				
G 17	(7) The HCCH 2000 Protection of Adults Convention does not prevent its contracting Parties from furthering their cooperation in the field of the protection of adults beyond the provisions of that Convention itself or even departing from its rules in their mutual relations. In compliance with Article 49(2) and (3) of the HCCH 2000 Protection of Adults Convention, this Regulation establishes rules in the matters covered by that Convention in respect of adults having habitual residence in a Member State. The rules established by this Regulation should not affect, in the relationship of the Member States with third States that are contracting Parties to the HCCH	(7) The HCCH 2000 Protection of Adults Convention does not prevent its contracting Parties from furthering their cooperation in the field of the protection of adults beyond the provisions of that Convention itself or even departing from its rules in their mutual relations. In compliance with Article 49(2) and (3) of the HCCH 2000 Protection of Adults Convention, this Regulation establishes rules in the matters covered by that Convention in respect of adults having habitual residence in a Member State. The rules established by this Regulation should not affect, in the relationship of the Member States with third States that are contracting Parties to the HCCH	(7) The HCCH 2000 Protection of Adults Convention does not prevent its contracting Parties from furthering their cooperation in the field of the protection of adults beyond the provisions of that Convention itself or even departing from its rules in their mutual relations. In compliance with Article ~~49(2) and (3)~~**49** of the HCCH 2000 Protection of Adults Convention, ~~this Regulation establishes rules in the matters covered by that Convention in respect of adults having habitual residence in a Member State.~~ the rules established by this Regulation should not affect, in the relationship of the Member States with third States that are contracting Parties to the HCCH	(7) The HCCH 2000 Protection of Adults Convention does not prevent its contracting Parties from furthering their cooperation in the field of the protection of adults beyond the provisions of that Convention itself or even departing from its rules in their mutual relations. In compliance with Article ~~*49(2) and (3)*~~***49*** of the HCCH 2000 Protection of Adults Convention, ~~*this Regulation establishes rules in the matters covered by that Convention in respect of adults having habitual residence in a Member State.*~~ the rules established by this Regulation should not affect, in the relationship of the Member States with third States that are contracting Parties to the HCCH G

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	2000 Protection of Adults Convention, the application of that Convention.	2000 Protection of Adults Convention, the application of that Convention.	2000 Protection of Adults Convention, the application of that Convention.	2000 Protection of Adults Convention, the application of that Convention. Text Origin: Council Mandate
Recital 8				
G 18	(8) This Regulation should incorporate some rules from the HCCH 2000 Protection of Adults Convention, in particular on international jurisdiction and applicable law, and makes them directly applicable in relations between Member States. However, it is appropriate that in relations between Member States, the Union further improves the protection of adults in cross-border situations within the Union, building on the principle of mutual trust between Member States and on the experience from other areas of judicial cooperation in civil matters. This Regulation should thus complement the rules of the HCCH 2000 Protection of Adults Convention by laying down rules aimed to simplify, streamline and modernise the procedures and the cooperation among competent authorities of Member States. In particular, it should be possible to foster the right to autonomy of adults and their right to exercise their legal capacity on an equal basis with	(8) This Regulation should incorporate some rules from the HCCH 2000 Protection of Adults Convention, in particular on international jurisdiction and applicable law, and makes them directly applicable in relations between Member States. However, it is appropriate that in relations between Member States, the Union further improves the protection of adults in cross-border situations within the Union, building on the principle of mutual trust between Member States and on the experience from other areas of judicial cooperation in civil matters. This Regulation should thus complement the rules of the HCCH 2000 Protection of Adults Convention by laying down rules aimed to simplify, streamline and modernise the procedures and the cooperation among competent authorities of Member States. In particular, it should be possible to foster the right to autonomy of adults and their right to exercise their legal capacity on an equal basis with	(8) This Regulation should incorporate some rules from the HCCH 2000 Protection of Adults Convention, in particular on international jurisdiction and applicable law, and ~~makes~~**make** them directly applicable in relations between Member States. However, it is appropriate that in relations between Member States, the Union further improves the protection of adults in cross-border situations within the Union, building on the principle of mutual trust between Member States and on the experience from other areas of judicial cooperation in civil matters. This Regulation should thus complement the rules of the HCCH 2000 Protection of Adults Convention by laying down rules aimed to simplify, streamline and modernise the procedures and the cooperation among ~~competent authorities of~~ Member States. In particular, it should be possible to foster the right to autonomy of adults and their right to exercise their legal capacity on an equal basis with	(8) This Regulation should incorporate some rules from the HCCH 2000 Protection of Adults Convention, in particular on international jurisdiction and applicable law, and ~~*makes*~~***make*** them directly applicable in relations between Member States. However, it is appropriate that in relations between Member States, the Union further improves the protection of adults in cross-border situations within the Union, building on the principle of mutual trust between Member States and on the experience from other areas of judicial cooperation in civil matters. This Regulation should thus complement the rules of the HCCH 2000 Protection of Adults Convention by laying down rules aimed to simplify, streamline and modernise the procedures and the cooperation among ~~*competent authorities of*~~ Member States. In particular, it should be possible to foster the right to autonomy of adults and their right to exercise their legal capacity on an equal basis with G

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	others, by facilitating the use, in a cross-border context, of powers of representation, whereby adults have organised in advance their protection for a time when they will not be in a position to look after their own interest, and giving full and immediate effect to choices made by the adults.	others, by facilitating the use, in a cross-border context, of powers of representation, whereby adults have organised in advance their protection for a time when they will not be in a position to look after their own interest, and giving full and immediate effect to choices made by the adults.	others, by facilitating the use, in a cross-border context, of powers of representation, whereby adults have organised ~~in advance~~ their ~~protection~~**representation or support** for a time when they ~~will~~**would** not be in a position to look after their own ~~interest~~**interests**, and giving full and immediate effect to choices made by the adults.	others, by facilitating the use, in a cross-border context, of powers of representation, whereby adults have organised ~~*in advance*~~ their ~~*protection*~~***representation or support*** for a time when they ~~*will*~~***would*** not be in a position to look after their own ~~*interest*~~***interests***, and giving full and immediate effect to choices made by the adults. Text Origin: Council Mandate
Recital 9				
G 19	(9) Given the complementarity of this Regulation and the HCCH 2000 Protection of Adults Convention, as well as the need to ensure continued protection of adults in cross-border situations involving Member States and third countries, the interpretation of the rules laid down in this Regulation and those included in the HCCH 2000 Protection of Adults Convention should be aligned, where possible.	(9) Given the complementarity of this Regulation and the HCCH 2000 Protection of Adults Convention, as well as the need to ensure continued protection of adults in cross-border situations involving Member States and third countries, the interpretation of the rules laid down in this Regulation and those included in the HCCH 2000 Protection of Adults Convention should be aligned, where possible.	(9) Given the complementarity of this Regulation and the HCCH 2000 Protection of Adults Convention, as well as the need to ensure continued protection of adults in cross-border situations involving Member States and third ~~countries~~**States**, the interpretation of the rules laid down in this Regulation and those included in the HCCH 2000 Protection of Adults Convention should be aligned, where possible.	(9) Given the complementarity of this Regulation and the HCCH 2000 Protection of Adults Convention, as well as the need to ensure continued protection of adults in cross-border situations involving Member States and third ~~*countries*~~***States***, the interpretation of the rules laid down in this Regulation and those included in the HCCH 2000 Protection of Adults Convention should be aligned, where possible. Text Origin: Council Mandate
Recital 10				
G 20	(10) In addition, the interpretation of the rules laid down in this Regulation should be guided by its objectives that are to enhance the protection of fundamental rights and freedoms and other rights of adults	(10) In addition, the interpretation of the rules laid down in this Regulation should be guided by its objectives that are to enhance the protection of fundamental rights and freedoms and other rights of adults	(10) In addition, the interpretation of the rules laid down in this Regulation should be guided by its objectives that are to enhance the protection of fundamental rights and freedoms and other rights of adults	(10) In addition, the interpretation of the rules laid down in this Regulation should be guided by its objectives that are to enhance the protection of fundamental rights and freedoms and other rights of adults

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	in cross-border situations, including their right to autonomy, access to justice, right to property, right to be heard, right to free movement and equality. In this regard, this Regulation builds on the Charter of Fundamental Rights of the European Union ('Charter') and on international human rights law in this area. In particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equality before the law, integrity, access to justice and respect for their inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in line with the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12 and 19. As contracting Parties to the UNCRPD,	in cross-border situations, including their right to autonomy, access to justice, right to property, right to be heard, right to free movement***, non-discrimination*** and equality. In this regard, this Regulation builds on the Charter of Fundamental Rights of the European Union ('Charter') and on international human rights law in this area. In particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equality before the law, integrity, access to justice and respect for their inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in line with the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12 and 19. As contracting Parties to the UNCRPD,	in cross-border situations, including their right to autonomy, access to justice, right to property, right to be heard, right to free movement**, non-discrimination** and equality **before the law**. In this regard, this Regulation builds on the Charter of Fundamental Rights of the European Union ('Charter') and **its Articles 21, 25 and 26 and** on international human rights law in this area. ~~In particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equality before the law, integrity, access to justice and respect for their inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in line with the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12 and 19. As~~	in cross-border situations, including their right to autonomy, access to justice, right to property, right to be heard, right to free movement***, non-discrimination*** and equality ***before the law***. In this regard, this Regulation builds on the Charter of Fundamental Rights of the European Union ('Charter') and ***its Articles 21, 25 and 26 and*** on international human rights law in this area. ~~*particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equality before the law, integrity, access to justice and respect for their inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in* ~~line with ~~*the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12*~~

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	Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require, as well as the autonomy and integrity of the adults in accordance with Article 12 of the UNCRPD. 1. OJ L 23, 27.1.2010, p. 37	Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require, as well as the autonomy and integrity of the adults in accordance with Article 12 of the UNCRPD. ***To ensure, in line with the UNCRPD, that all persons with disabilities enjoy legal capacity on an equal basis with others, courts should prioritise supported decision-making over substituted decision-making, where appropriate, ensuring that the views, will and preferences of the adult concerned are central to any protective intervention.*** 1. OJ L 23, 27.1.2010, p. 37	~~contracting Parties to the UNCRPD, Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require, as well as the autonomy and integrity of the adults in accordance with Article 12 of the UNCRPD.~~ ~~1. OJ L 23, 27.1.2010, p. 37~~	~~*and 19. As contracting Parties to the UNCRPD, Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require, as well as the autonomy and integrity of the adults*~~***European Court of Justice case law, secondary legislation is to be interpreted as far as possible*** in accordance with ~~*Article 12 of the UNCRPD*~~***international conventions***. ~~*1. OJ L 23, 27.1.2010, p. 37*~~ Text Origin: Council Mandate
Recital 10a				
20a			**(10a) In particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equal recognition before the law, integrity, access to justice and**	***(10a) In particular, a significant part of adults to which this Regulation applies are persons with disabilities. Their rights, including the right to equal recognition before the law, integrity, access to justice and respect for their***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			respect for their inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in line with the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12, 13 and 19. As contracting Parties to the UNCRPD, Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require, as well as the autonomy and integrity of the adults in accordance with Article	***inherent dignity and individual autonomy, are guaranteed by the United Nations Convention on the Rights of Persons with Disabilities[1] ('UNCRPD'), to which both the Union and its Member States are parties. The rights safeguarded in the UNCRPD are to be protected both in national and cross-border cases, and where measures are taken in relation to persons with disabilities, those measures are to be in line with the UNCRPD. This Regulation, laying down private international law rules for cross-border cases, should be applied consistently with the human rights obligations under the UNCRPD, in particular with its Articles 3, 9, 12, 13 and 19. As contracting Parties to the UNCRPD, Member States are to ensure that their national substantive and procedural laws on the treatment of adults are consistent with the human rights obligations provided by the UNCRPD. In particular, Member States are to respect the equality of adults before the law and their right to enjoy legal capacity on equal basis with others in all aspects of life, with the support that they may require in exercising their legal capacity, as well as the autonomy and integrity of the adults in accordance with Article 12 of the***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			12 of the UNCRPD. **1. OJ L 23, 27.1.2010, p. 37.**	***UNCRPD. It is important that assistance and other forms of assistance that exist in the law of the Member States are available to adults. For example, various persons and bodies may be designated to support, assist, or represent adults who need assistance with decision-making regarding their person or property.*** Text Origin: Council Mandate
Recital 10b				
G 20b		***(10a) This Regulation is aimed at supporting the application of the HCCH 2000 Protection of Adults Convention with measures that are focused on full respect of the autonomy of adults concerned and the establishment of supported decision-making regimes and advance planning across the Union. The UNCRPD entered into force for the Union on 22 January 2011. The objective was for the Union to support the Member States in its implementation within its competences. In line with European Court of Justice juriprudence[1a], it has consistently been held that international conventions which are an integral part of the legal order of the Union and are binding on it, have primacy over secondary legislation. Therefore, secondary***		*deleted* G

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		legislation is to be interpreted as far as possible in accordance with those conventions. In line with the UNCRPD, every person has the inherent right to dignity, autonomy, and equality before the law, including the right to make their own decisions. The protection of adults should not be based on restricting their legal capacity by, for example, having a third person or authority make decisions on their behalf. Protection, instead, must be based on the provision of support to the adult to ensure that they can make autonomous decisions about their lives. The implementation of supported decision-making may take various forms which may include facilitating for the adult to choose one or more trusted support persons to assist them in exercising their legal capacity, implementing accessibility measures such as understandable formats, and advance planning mechanisms in which a person plans in advance how their will and preferences shall be addressed in times of certain decision-making. Supported decision-making must be voluntary, initiated and terminated only at the person's request, with full control over the choice and dismissal of support persons. Protection, as		

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		interpreted by the UNCRPD, means empowering individuals to exercise their rights – not limiting them – and ensuring that their choices guide all decisions affecting their lives. ***1a. Opinion of AG Szpunar, C-641/18, LG v Rina SpA, 14 January 2020; Judgement of the ECJ, C-15/17, Bosphorus Queeen***		
Recital 11				
21	*(11)* Besides the protection, in cross-border situations, of fundamental rights and freedoms and other rights of adults, including the respect for their will and preferences, this Regulation also aims to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults by simplifying and streamlining the mechanisms for cooperation in cross-border proceedings. It further aims to strengthen legal certainty and predictability in cross-border dealings, both for adults and their representatives and for other parties, whether they are public or private entities. Providing greater legal certainty and simpler, streamlined and digitalised procedures should also encourage individuals to exercise their right to free movement.	(11) Besides the protection, in cross-border situations, of fundamental rights and freedoms and other rights of adults, including the respect for their will and preferences, this Regulation also aims to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults ~~*by simplifying and streamlining the*~~***establishing clear, simpler and functional*** mechanisms for cooperation in cross-border proceedings. It further aims to strengthen legal certainty and predictability in cross-border dealings, both for adults and their representatives and for other parties, whether they are public or private entities. Providing greater legal certainty and simpler, streamlined and digitalised procedures should also encourage individuals to	(11) Besides the protection, in cross-border situations, of fundamental rights and freedoms and other rights of adults~~, including the respect for their will and preferences~~, this Regulation also aims to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults by simplifying and streamlining the mechanisms for cooperation in cross-border proceedings. It further aims to strengthen legal certainty and predictability in cross-border dealings, both for adults and their representatives and for other parties, whether they are public or private entities. Providing greater legal certainty and simpler, streamlined and digitalised procedures should also encourage individuals to exercise their right to free movement.	(11) Besides the protection, in cross-border situations, of fundamental rights and freedoms and other rights of adults~~*, including the respect for their will and preferences*~~, this Regulation also aims to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults ~~*by simplifying and streamlining the*~~***establishing clear, simpler and functional*** mechanisms for cooperation in cross-border proceedings. It further aims to strengthen legal certainty and predictability in cross-border dealings, both for adults and their representatives and for other parties, whether they are public or private entities. Providing greater legal certainty and simpler, streamlined and digitalised procedures should also encourage individuals to

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		exercise their right to free movement.		exercise their right to free movement. Text Origin: EP Mandate
Recital 12				
22	(12) This Regulation should cover civil matters involving the protection of adults, in particular related to measures, authentic instruments and powers of representation, aimed at the protection of an adult. The protection is required due to an insufficiency or an impairment of the personal faculties of the adult, which can be permanent or temporary and, among others, of physical or psychosocial nature, or in connection with an age-related disease, such as Alzheimer's disease, or resulting from a health condition, such as a coma. The protection is in particular required where barriers in the interaction with a range of environmental and personal factors hinder their participation in society on equal basis with others, in particular where the insufficiency or impairment of the personal faculties of the adult is such as to prevent that adult from looking after his or her own interests, such as property interests and personal or health interests. Serious neglect of the personal or property interests of the relatives for whom the adult is	(12) This Regulation should cover civil matters involving the ***support and*** protection of adults, in particular related to measures, authentic instruments and powers of representation, aimed at the ***support and*** protection of an adult. The ***support and*** protection is required due to an insufficiency or an impairment of the personal faculties of the adult, which can be permanent or temporary and, among others, of physical or psychosocial nature, or in connection with an age-related disease, such as Alzheimer's disease, or resulting from a health condition, such as a coma. The ***personal faculties of the adult can be affected in full or in part and the adult can require varying degrees of support and assistance in exercising their legal capacity. More intensive forms of*** protection ~~is~~***can*** in particular ***be*** required where barriers in the interaction with a range of environmental and personal factors hinder their participation in society on equal basis with others, in particular where the insufficiency or impairment of the personal faculties	(12) This Regulation should cover civil matters ~~involving~~**concerning** the protection of adults, in particular related to measures, authentic instruments and powers of representation, aimed at the protection of an adult. **In order to ensure consistency, the matters covered by this Regulation should correspond to those in the scope of the HCCH 2000 Protection of Adults Convention.** The protection ~~is required~~**should be understood to include support to adults in decision-making or exercising their legal capacity, co-decision making and representation. Adults may require support or other protection** due to an insufficiency or an impairment of ~~the~~**their** personal faculties ~~of the adult~~, which can be permanent or temporary and, among others, of physical or psychosocial nature, or in connection with ~~an age-related~~**a health condition or a** disease, such as Alzheimer's disease~~, or resulting from a health condition, such as~~ **or** a coma. The **support or other** protection is in particular required where barriers in the	(12) This Regulation should cover civil matters ~~involving~~***concerning*** the protection of adults, in particular related to measures, authentic instruments and powers of representation, aimed at the protection of an adult. ***In order to ensure consistency, the matters covered by this Regulation should correspond to those in the scope of the HCCH 2000 Protection of Adults Convention.*** The protection ~~is required~~***should be understood to include support to adults in decision-making or exercising their legal capacity, co-decision making and representation. Adults may require protection*** due to an insufficiency or an impairment of ~~the~~***their*** personal faculties ~~of the adult~~, which can be permanent or temporary and, among others, of physical or psychosocial nature, or in connection with ~~an age-related~~***a health condition or a*** disease, such as Alzheimer's disease~~, or resulting from a health condition, such as~~ ***or*** a coma. The ***personal faculties of the adult can be affected in full or in part and the adult can require***

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	responsible may also reveal an impairment or insufficiency of the adult's personal faculties.	of the adult is such as to prevent that adult from looking after ~~his or her~~***their*** own interests, such as property interests and personal or health interests***. In such situations, protection should still be provided with full respect for the will and preferences of the adult. Examples of appropriate support of the adult in such situations include inferring the will and preferences of the adult from the adult's social circle, previous declared wishes or other sources of information that can reveal preferences***. Serious neglect of the personal or property interests of the relatives for whom the adult is responsible may also reveal an impairment or insufficiency of the adult's personal faculties.	interaction with a range of environmental and personal factors hinder their participation in society on equal basis with others, in particular where the insufficiency or impairment of the personal faculties of the adult is such as to **partially or completely** prevent that adult from looking after his or her own interests, such as property interests and personal or health interests. ~~Serious neglect of the personal or property interests of the relatives for whom the adult is responsible may also reveal an impairment or insufficiency of the adult's personal faculties.~~	***varying degrees of support and assistance in exercising their legal capacity, depending on the extent to which the adult is able to act on their own behalf. More intensive forms of*** protection ~~is~~***can*** in particular ***be*** required where barriers in the interaction with a range of environmental and personal factors hinder their participation in society on equal basis with others, in particular where the insufficiency or impairment of the personal faculties of the adult is such as to- prevent that adult from looking after his or her own interests, such as property interests and personal or health interests. ~~*Serious neglect of the personal or property interests of the relatives for whom*~~***Protection should take into account the will and preferences of*** the adult ~~*is responsible may also reveal an impairment or insufficiency of*~~***. For example, by taking into account*** the adult's ~~*personal faculties*~~***social circle, previous declared wishes or other sources of information that can reveal preferences***.
Recital 12a				
22a			**(12a) This Regulation does not contain any specific rules on ex lege representation, a form of representation that arises solely by operation of law. However, such**	***(12a) This Regulation does not contain any specific rules on ex lege representation, a form of representation that arises solely by operation of law. However, such***

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			representation falls under the scope of the Regulation when it is aimed at the protection of adults. Thus, ex lege representation may be the subject of cooperation and communication under Chapter VI, but is not subject to any specific rules on jurisdiction, conflict-of-laws rules or rules on recognition and enforcement either in this Regulation nor in the HCCH 2000 Protection of Adults Convention and may therefore be subject to national conflict-of laws rules. The term 'ex lege representation' under this Regulation does not cover concepts where the appointment of a representative of the adult is not made solely by operation of law, but requires prior registration or a similar measure by a court, which is constitutive for the appointment of the representative.	***representation falls under the scope of the Regulation when it is aimed at the protection of adults. Thus, ex lege representation may be the subject of cooperation and communication under Chapter VI, but is not subject to any specific rules on jurisdiction, conflict-of-laws rules or rules on recognition and enforcement either in this Regulation nor in the HCCH 2000 Protection of Adults Convention and may therefore be subject to national conflict-of laws rules. The term 'ex lege representation' under this Regulation does not cover concepts where the appointment of a representative of the adult is not made solely by operation of law, but requires prior registration or a similar measure by a court, which is constitutive for the appointment of the representative.*** Text Origin: Council Mandate
Recital 12b				
G 22b		***(12a) The extent of an insufficiency or an impairment of the personal faculties of the adult can change over time. Decisions taken to support and protect the adult should be reviewed at appropriate intervals of time in order to account for changes in the circumstances of the adult and to confirm whether***		*deleted* G

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		the related measures are still justified.		
Recital 13				
G *23*	*(13)* Where measures have been taken for the protection of a child, and are to remain in force or take effect after that child reaches the age of majority, they should fall within the scope of this Regulation as soon as the child has reached 18 years of age.	(13) Where measures have been taken for the protection of a child, and are to remain in force or take effect after that child reaches the age of majority, they should fall within the scope of this Regulation as soon as the child has reached 18 years of age.	(13) Where measures have been taken for the protection of a child, and are to remain in force or take effect after that child reaches the age of majority, they should fall within the scope of this Regulation as soon as the child has reached 18 years of age.	(13) Where measures have been taken for the protection of a child, and are to remain in force or take effect after that child reaches the age of majority, they should fall within the scope of this Regulation as soon as the child has reached 18 years of age. G Text Origin: Commission Proposal
Recital 14				
R 24	(14) The terminology used for protective measures differs in the legal systems of each Member State and these differences in terminology should not affect the recognition of those protective measures in other Member States.	*deleted*	(14) ~~The terminology used for protective~~ **This Regulation should apply, among others, to '**measures ~~differs in the~~**' taken by courts and directed to the protection of the person or the property of an adult, including when it has been decided that no measure should be taken or when the measure consists of a court registering a representative in a national register and this registration is constitutive for the appointment of the representative. The Regulation should respect the Member States'** legal systems ~~of each Member State and these differences in terminology~~**and** should **thus not require them to introduce specific measures into**	(14) ~~*The terminology used for protective*~~ ***This Regulation should apply, among others, to '***measures ~~*differs in the*~~***' taken by courts and directed to the protection of the person or the property of an adult, including when it has been decided that no measure should be taken or when the measure consists of a court registering a representative in a national register and this registration is constitutive for the appointment of the representative. The Regulation should respect the Member States'*** legal systems ~~*of each Member State and these differences in terminology*~~***and*** should ***thus not require them to introduce specific measures into*** R

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			their national laws. However, given the ongoing transition towards supported decision-making in national legal systems, 'measures' under this Regulation should primarily encompass~~not affect the recognition of~~ those ~~protective~~**aimed at supporting adults in exercising their legal capacity but also other** measures in ~~other~~**accordance with** Member States**' laws. Appropriate and effective safeguards for the exercise of the legal capacity of the adults should be taken into consideration, ensuring in particular that measures relating to the exercise of legal capacity respect, the rights, and where possible, will and preferences of the adult.**	***their national laws. However, given the ongoing transition towards supported decision-making in national legal systems, 'measures' under this Regulation should primarily encompass*** ~~*not affect the recognition of*~~ those ~~*protective*~~***aimed at supporting adults in exercising their legal capacity but also other*** measures in ~~*other*~~***accordance with*** Member States***' laws. Appropriate and effective safeguards for the exercise of the legal capacity of the adults should be taken into consideration, ensuring in particular that measures relating to the exercise of legal capacity respect, the rights, and where possible, will and preferences of the adult.*** EP wants addition of the paragraph: In line with the UNCRPD, every person has the inherent right to dignity, autonomy, and equality before the law, including the right to make their own decisions. The implementation of supported decision-making may take various forms which may include facilitating for the adult to choose one or more trusted support persons to assist them in exercising their legal capacity, implementing accessibility measures such as understandable formats, and advance planning mechanisms in which a person plans in advance how their will

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				and preferences shall be addressed in times of certain decision-making. Supported decision-making should be voluntary, initiated and terminated only at the person's request, with full control over the choice and dismissal of support persons.
Recital 15				
25	(15) Irrespective of the legal terminology used in each Member State, measures directed to the protection of adults and taken in compliance with the fundamental rights of the adults concerned should circulate without obstacles in the Union. To this end, this Regulation should be interpreted in accordance with the Charter and the UNCRPD. To protect the right to autonomy, safeguards should be provided in this Regulation and make it possible to refuse recognition of measures which are taken without providing the adult with the opportunity to be heard, except in justified exceptional circumstances related to the urgency of the situation, or which are manifestly contrary to public policy. Where assessing whether a measure taken by the authorities of another Member State is not manifestly contrary to public policy, the authorities of a Member State where the recognition is sought should assess whether that measure ensures	(15) Irrespective of the legal terminology used in each Member State, measures directed to the protection of adults and taken in compliance with the fundamental rights of the adults concerned should circulate without obstacles in the Union. To this end, this Regulation should be interpreted in accordance with the Charter and the UNCRPD. To protect the right to autonomy, safeguards should be provided in this Regulation and make it possible to refuse recognition of measures which are taken without providing the adult with the opportunity to be heard, except in justified exceptional circumstances related to the urgency of the situation, or which are manifestly contrary to public policy. Where assessing whether a measure taken by the authorities of another Member State is not manifestly contrary to public policy, the authorities of a Member State where the recognition is sought should assess whether that measure ensures	(15) Irrespective of the legal terminology used in each Member State, measures directed to the protection of adults and taken in compliance with the fundamental rights of the adults concerned should circulate without obstacles in the Union. To this end, this Regulation should be interpreted in accordance with the Charter and the UNCRPD. To protect the right to autonomy, safeguards should be provided in this Regulation and make it possible to refuse recognition **or enforcement** of measures **which are manifestly contrary to public policy, or** which are taken without providing the adult with the opportunity to be heard, except in justified exceptional circumstances ~~related to the urgency of the situation, or which are manifestly contrary to public policy~~. Where assessing whether a measure taken by the ~~authorities~~**courts** of another Member State is not manifestly contrary to public policy, the **courts**	(15) Irrespective of the legal terminology used in each Member State, measures directed to the protection of adults and taken in compliance with the fundamental rights of the adults concerned should circulate without obstacles in the Union. To this end, this Regulation should be interpreted in accordance with the Charter and the UNCRPD. To protect the right to autonomy, safeguards should be provided in this Regulation and make it possible to refuse recognition ***or enforcement*** of measures ***which are manifestly contrary to public policy, or*** which are taken without providing the adult with the opportunity to be heard, except in justified exceptional circumstances ~~*related to the urgency of the situation, or which are manifestly contrary to public policy*~~. Where assessing whether a measure taken by the ~~*authorities*~~***courts*** of another Member State is not manifestly contrary to public policy, the ***courts or enforcement***

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	the fundamental rights of the adult, in light of Articles 3, 9 12 and 19 of the UNCRPD.	the fundamental rights of the adult, in light of Articles 3, 9 12 and 19 of the UNCRPD.	**or enforcement** authorities of a Member State where ~~the~~ recognition **is invoked or enforcement** is sought should assess whether that measure ensures the fundamental rights of the adult, in **particular in** light of **the Charter and** Articles 3, 9 12**, 13** and 19 of the UNCRPD.	authorities of a Member State where ~~*the*~~ recognition ***is invoked or enforcement*** is sought should assess whether that measure ensures the fundamental rights of the adult, in ***particular in*** light of ***the Charter and*** Articles 3, 9 12***, 13*** and 19 of the UNCRPD.
Recital 16				
G 26	(16) To ensure a uniform interpretation of this Regulation, this Regulation should define in particular the notions of adults, representatives and authorities, which may have divergent meanings in the Member States legal systems. For the purposes of this Regulation, an adult is a person who has reached the age of 18 years. Depending on the context, this should refer for example to adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, or adults who granted powers of representation to be exercised when those adults are not in a position to protect their interests.	(16) To ensure a uniform interpretation of this Regulation, this Regulation should define in particular the notions of adults, representatives and ~~*authorities*~~***courts***, which may have divergent meanings in the Member States legal systems. For the purposes of this Regulation, an adult is a person who has reached the age of 18 years. Depending on the context, this should refer for example to adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, or adults who granted powers of representation to be exercised when those adults are not in a position to protect their interests ***or require support and safeguards in decision-making***.	(16) To ensure a uniform interpretation of this Regulation, this Regulation should define in particular the notions of adults, representatives and ~~authorities~~**courts** , which may have divergent meanings in the Member States**'** legal systems. For the purposes of this Regulation, an adult is a person who has reached the age of 18 years. Depending on the context, this should refer for example to adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, or adults who granted powers of representation to be exercised when those adults are not in a position to protect their interests.	(16) To ensure a uniform interpretation of this Regulation, this Regulation should define in particular the notions of adults, representatives and ~~*authorities*~~***courts***, which may have divergent meanings in the Member States legal systems. For the purposes of this Regulation, an adult is a person who has reached the age of 18 years. Depending on the context, this should refer for example to adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, or adults who granted powers of representation to be exercised when those adults are not in a position to protect their interests ***or require support and safeguards in decision-making***. Text Origin: EP Mandate G
Recital 17				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 27	(17) References to a 'representative' in this Regulation should be construed as referring to one or more representative(s), as appropriate.	(17) References to a 'representative' in this Regulation should be construed as referring to one or more representative(s), as appropriate.	*deleted*	*deleted* G
Recital 18				
G 28	*(18)* For the purposes of this Regulation, and in line with the terminology used in the HCCH 2000 Protection of Adults Convention, the concept of 'authority' should be interpreted as referring to the judicial or administrative authorities taking measures directed to the protection of the adult. More broadly, a 'competent authority' should be interpreted as referring to a public authority of a Member State with responsibilities in matters of protection of adults. This includes authorities taking measures, authorities drawing up authentic acts and authorities issuing attestations, forms or the European Certificate of Representation. It further includes other authorities, or entities acting in an official capacity in matters related to the protection of adults, such as those that are responsible for the supervision or implementation of measures.	(18) For the purposes of ***this Regulation and according to the case-law of the Court of Justice, the term 'court' should be given a broad meaning so as to also cover administrative authorities, or other authorities, such as notaries, who or which exercise jurisdiction in matters covered by*** this Regulation, and in line with the terminology used in the HCCH 2000 Protection of Adults Convention, the concept of '~~*authority*~~***court***' should be interpreted as referring to the judicial or administrative authorities taking measures directed to the protection of the adult. More broadly, a 'competent authority' should be interpreted as referring to a ***court or a*** public ~~*authority*~~***office holder*** of a Member State with responsibilities in matters of protection of adults. This includes authorities taking measures, authorities drawing up authentic acts and authorities issuing attestations, forms or the European Certificate of Representation. It further includes other authorities, or entities acting in an official capacity in matters related	~~(18)~~**17** ~~For the purposes of this Regulation, and in line with the terminology used in the HCCH 2000 Protection of Adults Convention,~~ The concept of '~~authority~~**court ' in this Regulation** should ~~be interpreted as referring to the~~ **mean any** judicial ~~or administrative~~**authority and all other** authorities ~~taking~~**with competence to take** measures directed to the protection of the **person or the property of an** adult~~. More broadly, a 'competent authority~~ **or with competence to decide on the recognition or non-recognition of a measure taken in another Member State. Accordingly, the term 'court'** should be ~~interpreted as referring to a public authority of a Member State with responsibilities in matters of protection of adults. This includes authorities taking measures, authorities drawing up authentic acts and authorities issuing attestations, forms or the European Certificate of Representation. It further includes~~**given a broad meaning so as to cover not only courts in the**	(18) ~~*For the purposes of this Regulation, and in line with the terminology used in the HCCH 2000 Protection of Adults Convention, the concept of 'authority' should be interpreted as referring to the judicial or administrative authorities taking measures directed to the protection*~~***The question of the procedure and the method for hearing*** of the adult~~*. More broadly, a 'competent authority'*~~ should be ~~*interpreted as referring to a public authority of a Member State with responsibilities in matters of protection*~~***left to national law, while ensuring a genuine and effective opportunity for adults to express their views, will and preferences. Due respect should also be given to the rights*** of adults ***to accessibility. When a hearing is required in a cross-border context, Member States' courtsshould use the specific instruments of international judicial cooperation, including, where appropriate, those provided for by Regulation (EU) 2020/1783 of***~~*. This includes authorities taking measures, authorities drawing up*~~ G

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		to the protection of adults, such as those that are responsible for the supervision or implementation of measures.	**true sense of the word. Where** other authorities, ~~or entities acting in an official capacity in matters related to the protection of adults, such as those that are responsible for the supervision or implementation of~~**including notaries, act as 'courts' and take measures under this Regulation, they should be bound by its rules of jurisdiction, and the** measures **they take should circulate in accordance with the provisions on recognition and enforcement**.	~~*authentic acts and authorities issuing attestations, forms or*~~ the European ~~*Certificate of Representation. It further includes other authorities, or entities acting in an official capacity in matters related*~~***Parliament and of the Council[2]. Without prejudice*** to the ~~*protection of adults, such as those that are responsible for the supervision or implementation of measures*~~***right of the adult to be present in the room in accordance with national law, where one of the parties or their representative is present in another Member State at the time of the hearing, they should be able to participate in the hearing through videoconferencing or other distance communication technology provided for in Regulation (EU) 2023/2844 of the European Parliament and of the Council[3], taking into account their procedural rights***.
Recital 18a				
G 28a			**(17a) Conversely, where other authorities, including notaries, do not take measures but are empowered under national law to deal with other aspects related to the protection of adults, they should be considered as competent authorities rather than 'courts' and should not be bound by the**	***(17a) Conversely, where other authorities, including notaries, do not take measures but are empowered under national law to deal with other aspects related to the protection of adults, they should be considered as competent authorities rather than 'courts' and should not be bound by the rules of*** G

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			rules of jurisdiction. Competent authorities are authorities with various responsibilities in matters of protection of adults under national law, including those responsible for drawing up and confirming powers of representation, for issuing authentic instruments, or for implementing measures.	***jurisdiction. Competent authorities are authorities with various responsibilities in matters of protection of adults under national law, including those responsible for drawing up and confirming powers of representation, for issuing authentic instruments, or for implementing measures.*** Text Origin: Council Mandate
Recital 18b				
G 28b			**(18) Powers of representation enable adults to plan, for a situation of impairment or insufficiency of their personal faculties, by whom and possibly how they envisage to be supported or represented in exercising their legal capacity and autonomy. Powers of representation should be interpreted broadly to include various types of powers provided for by Member States' laws, such as powers granted by an adult, having full or partial legal capacity, to one or more representatives to support or represent the adult in one or more contexts. This Regulation should not oblige Member States to introduce 'powers of representation' or 'confirmed powers of representation' in their national laws. 'Confirmed powers**	***(18b) Powers of representation enable adults to plan, for a situation of impairment or insufficiency of their personal faculties, by whom and possibly how they envisage to be supported or represented in exercising their legal capacity and autonomy. It is crucial for safeguarding of the right to autonomy and freedom to make one's own choices that the will expressed by an adult in powers of representation is respected, even in cases where those powers of representation have been granted by the adult in another Member State or confirmed by courts or competent authorities of another Member State. Powers of representation should be interpreted broadly to include various types of powers provided for by Member States' laws, such as*** G

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			of representation' are to be understood as a type of powers of representation in respect of which a court or a competent authority has confirmed that the representative vested with these powers can exercise them. While this Regulation should not prescribe a particular process for confirming powers of representation, the concept of 'confirmed powers of representation' is to be interpreted in line with its main purpose in this Regulation, that is to serve as a basis for the issuance of the European Certificate of Support and Representation. Since third parties should be able to rely on the legal presumption that a representative is entitled to exercise the powers as described in that Certificate, the confirmation of powers of representation by a court or a competent authority must give every guarantee of reliability in that regard and must at least ensure that the powers of representation are valid, in force and in conformity with the law applicable.	***powers granted by an adult, having full or partial legal capacity, to one or more representatives to support or represent the adult in one or more contexts. This Regulation should not oblige Member States to introduce 'powers of representation' or 'confirmed powers of representation' in their national laws. 'Confirmed powers of representation' are to be understood as a type of powers of representation in respect of which a court or a competent authority has confirmed that the representative vested with these powers can exercise them. While this Regulation should not prescribe a particular process for confirming powers of representation, the concept of 'confirmed powers of representation' is to be interpreted in line with its main purpose in this Regulation, that is to serve as a basis for the issuance of the European Certificate of Support and Representation. Since third parties should be able to rely on the legal presumption that a representative is entitled to exercise the powers as described in that Certificate, the confirmation of powers of representation by a court or a competent authority must give every guarantee of reliability in that regard and must at least ensure that***

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				the powers of representation are valid, in force and in conformity with the law applicable.	
Recital 19					
R 29	(19) The rules on international jurisdiction and on applicable law in respect of the protection of adults should be those set out in the HCCH 2000 Protection of Adults Convention, to avoid discrepancies and ensure, to the extent possible, that the same rules apply to a case involving Member States and third countries that are party to that Convention. Some Member States may not be contracting Parties to the HCCH 2000 Protection of Adults Convention at the time this Regulation will be applicable. To take account of all scenarios, the HCCH 2000 Protection of Adults Convention should be attached to this Regulation.	(19) The rules on international jurisdiction and on applicable law in respect of the protection of adults should be those set out in the HCCH 2000 Protection of Adults Convention, to avoid discrepancies and ensure, to the extent possible, that the same rules apply to a case involving Member States and third countries that are party to that Convention. Some Member States may not be contracting Parties to the HCCH 2000 Protection of Adults Convention at the time this Regulation will be applicable. To take account of all scenarios ***and to ensure that this Regulation can be applied regardless of the status of ratification by Member States of the HCCH 2000 Protection of Adults Convention***, the HCCH 2000 Protection of Adults Convention should be attached to this Regulation. ***Similarly, to facilitate the interpretation of the UNCRPD that Convention should be attached to this Regulation as well.***	(19) The rules on international jurisdiction and on applicable law in respect of the protection of adults should be those set out in the HCCH 2000 Protection of Adults Convention, to avoid discrepancies and ensure, to the extent possible, that the same rules apply to a case involving Member States and third ~~countries~~**States** that are party to that Convention. Some Member States may not be contracting Parties to the HCCH 2000 Protection of Adults Convention at the time this Regulation will be applicable. To take account of all scenarios~~,~~ **and to ensure that the rules of this Regulation can be applied regardless of the status of ratification by Member States of** the HCCH 2000 Protection of Adults **Convention, the** Convention should be attached to this Regulation.	EP and Council in agreement on first part (status of ratification), second part subject to discussion on UNCRPD	R
Recital 19a					
G 29a			**(19a) In accordance with the jurisdiction rules in Articles 5 and**	***(19a) In accordance with the jurisdiction rules in Articles 5 and 6***	G

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			6 of the HCCH 2000 Protection of Adults Convention, primary jurisdiction to take measures should lie with the courts of the State of the habitual residence of the adult. For adults who are refugees and those who, due to disturbances occurring in their State, are internationally displaced, the primary jurisdiction should be with the courts of the State on the territory of which the adult is present.	***of the HCCH 2000 Protection of Adults Convention, primary jurisdiction to take measures should lie with the courts of the State of the habitual residence of the adult. For adults who are refugees and those who, due to disturbances occurring in their State, are internationally displaced, the primary jurisdiction should be with the courts of the State on the territory of which the adult is present.*** Text Origin: Council Mandate	
Recital 19b					
G	29b		**(19b) The request for a transfer of jurisdiction under Article 8 of the HCCH 2000 Protection of Adults Convention may be initiated either by a court of a Member State seeking to transfer jurisdiction or by a court of a Member State to which jurisdiction may be transferred.**	***(19b) The request for a transfer of jurisdiction under Article 8 of the HCCH 2000 Protection of Adults Convention may be initiated either by a court of a Member State seeking to transfer jurisdiction or by a court of a Member State to which jurisdiction may be transferred.*** Text Origin: Council Mandate	G
Recital 20					
G	30	(20) It is appropriate to supplement the system of international jurisdiction established by the HCCH 2000 Protection of Adults Convention to give due weight to the choice of jurisdiction made by adults in the Union. To better protect the	(20) It is appropriate to supplement the system of international jurisdiction established by the HCCH 2000 Protection of Adults Convention to give due weight to the choice of jurisdiction made by adults in the Union. To better protect the	(20) It is appropriate to supplement the system of international jurisdiction established by the HCCH 2000 Protection of Adults Convention to give due weight to the choice of ~~jurisdiction~~**court** made by adults in the Union. To better protect	(20) It is appropriate to supplement the system of international jurisdiction established by the HCCH 2000 Protection of Adults Convention to give due weight to the choice of ~~*jurisdiction*~~***court*** made by adults in the Union. To better protect	G

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	right to autonomy of the adults, the choice of jurisdiction made by adults when making arrangements for their future representation should be respected without the need for additional proceedings in particular for the approval by the authorities of the Member States of the habitual residence of the adults. Nevertheless, taking into consideration that the personal or financial circumstances of an adult may evolve between the time when the choice of jurisdiction is made and the time when the adult is in need of protection, the courts chosen should have the possibility to assess whether the choice made by the adult is still in the interests of that adult at the time they are seised. This assessment should be made primarily with regard to the views of that adult, and the significance of the changes in his or her living conditions and assets since the time when the choice of jurisdiction was made.	right to autonomy of the adults, the choice of jurisdiction made by adults when making arrangements for their future representation should be respected without the need for additional proceedings in particular for the approval by the authorities of the Member States of the habitual residence of the adults. Nevertheless, taking into consideration that the personal or financial circumstances of an adult may evolve between the time when the choice of jurisdiction is made and the time when the adult is in need of protection, the courts chosen should have the possibility to assess whether the choice made by the adult is still in the interests of that adult at the time they are seised. This assessment should be made primarily with regard to the views of that adult, and the significance of the changes in his or her living conditions and assets since the time when the choice of jurisdiction was made.	the right to autonomy of the adults, the choice of ~~jurisdiction~~**court** made by adults **at the time when they were in a position to make such arrangement**~~when making arrangements~~ for their future ~~representation~~**protection** should be respected without the need for additional proceedings in particular for the approval by the ~~authorities~~**courts** of the Member States of the habitual residence of the adults. ~~Nevertheless, taking into consideration that the personal or financial circumstances of an adult may evolve between the time when~~**While the formal validity of** the choice of **court should be governed by the rules of this Regulation, the court examining whether it has** jurisdiction ~~is made and the time~~**on the basis of a valid choice of court should apply its law, including its conflict of law rules, to assess the substantive aspects of validity of the choice not regulated in this Regulation. In particular, the choice of court should have been made** when the adult ~~is in need of protection, the courts chosen should have the possibility to assess whether the~~**was in a position to make such a** choice ~~made by the adult is still in the interests of that adult at the time they are seised. This assessment should~~	the right to autonomy of the adults, the choice of ~~*jurisdiction*~~***court*** made by adults ***at the time when they were in a position to make such arrangement***~~*when making arrangements*~~ for their future ~~*representation*~~***protection*** should be respected without the need for additional proceedings in particular for the approval by the ~~*authorities*~~***courts*** of the Member States of the habitual residence of the adults. ~~*Nevertheless, taking into consideration that the personal or financial circumstances of an adult may evolve between the time when*~~***While the formal validity of*** the choice of ***court should be governed by the rules of this Regulation, the court examining whether it has*** jurisdiction ~~*is made and the time*~~***on the basis of a valid choice of court should apply its law, including its conflict of law rules, to assess the substantive aspects of validity of the choice not regulated in this Regulation. In particular, the choice of court should have been made*** when the adult ~~*is in need of protection, the courts chosen should have the possibility to assess whether the*~~***was in a position to make such a*** choice ~~*made by the adult is still in the interests of that adult at the time they are seised. This assessment should be made*~~

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			~~be made primarily with regard to the views of that adult, and the significance of the changes in~~**with respect to** his or her ~~living conditions and assets since the time when the choice of jurisdiction was made~~**capacity and consent in the absence of undue influence**.	~~*primarily with regard to the views of that adult, and the significance of the changes in*~~***with respect to*** his or her ~~*living conditions and assets since the time when the choice of jurisdiction was made*~~***capacity and consent in the absence of undue influence***. Text Origin: Council Mandate
Recital 20a				
G 30a			**(20a) Taking into consideration that the personal or financial circumstances of an adult may evolve between the time when the choice of court is made and the time when the adult is in need of protection, the court seised on the basis of the choice of court should have the possibility to assess whether the choice made by the adult is not contrary to the interests of that adult at the time it is seised. This assessment should be made primarily with regard to the views of that adult, and the significance of the changes in his or her living conditions and assets since the time when the choice of court was made.**	***(20a) Taking into consideration that the personal or financial circumstances of an adult may evolve between the time when the choice of court is made and the time when the adult is in need of protection, the court seised on the basis of the choice of court should have the possibility to assess whether the choice made by the adult is not contrary to the interests of that adult at the time it is seised. This assessment should be made primarily with regard to the views of that adult, and the significance of the changes in his or her living conditions and assets since the time when the choice of court was made.*** Text Origin: Council Mandate
Recital 21				
G 31	(21) The establishment of an additional ground of jurisdiction	(21) The establishment of an additional ground of jurisdiction	(21) The establishment of an additional ground of jurisdiction	(21) The establishment of an additional ground of jurisdiction

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	based on the choice of the adult should not disrupt the mechanism established by the HCCH 2000 Protection of Adults Convention, nor affect the effectiveness of communication between authorities, and should avoid positive and negative conflicts of jurisdiction. The mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures, and setting up an exchange of information between the authorities of the habitual residence and the authorities with subsidiary or concurrent jurisdiction, should therefore also apply in the Union to authorities exercising their jurisdiction according to the choice made by the adult. Thus, those provisions should apply in respect of the authorities chosen by an adult in the same way as they apply in respect to the authorities of the habitual residence.	based on the choice of the adult should not disrupt the mechanism established by the HCCH 2000 Protection of Adults Convention, nor affect the effectiveness of communication between ~~*authorities*~~***courts***, and should avoid positive and negative conflicts of jurisdiction. The mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures, and setting up an exchange of information between the ~~*authorities*~~***courts*** of the habitual residence and the ~~*authorities*~~***courts*** with subsidiary or concurrent jurisdiction, should therefore also apply in the Union to ~~*authorities exercising*~~***exercised*** their jurisdiction according to the choice made by the adult. Thus, those provisions should apply in respect of the ~~*authorities*~~***courts*** chosen by an adult in the same way as they apply in respect to the ~~*authorities*~~***courts*** of the habitual residence.	based on the choice of **court by** the adult should not disrupt the mechanism established by the HCCH 2000 Protection of Adults Convention, nor affect the effectiveness of communication between ~~authorities~~**courts**, and should avoid positive and negative conflicts of jurisdiction. The ~~mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures, and setting up an exchange of information between the authorities of the habitual residence and the authorities with subsidiary or concurrent jurisdiction, should therefore also apply in the Union to authorities exercising their jurisdiction according to~~**court seized based on** the choice made by the adult~~. Thus, those provisions~~ should ~~apply in respect of the authorities chosen by an adult in the same way as they apply in respect to the authorities~~**not exercise its jurisdiction where the courts having primary jurisdiction or the court to which jurisdiction was transferred have already exercised their jurisdiction, in particular where those courts have taken a measure, even if this measure related only to some aspects of**	based on the choice of ***court by*** the adult should not disrupt the mechanism established by the HCCH 2000 Protection of Adults Convention, nor affect the effectiveness of communication between ~~*authorities*~~***courts***, and should avoid positive and negative conflicts of jurisdiction. The ~~*mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures, and setting up an exchange of information between the authorities of the habitual residence and the authorities with subsidiary or concurrent jurisdiction, should therefore also apply in the Union to authorities exercising their jurisdiction according to*~~***court seized based on*** the choice made by the adult~~*. Thus, those provisions*~~ should ~~*apply in respect of the authorities chosen by an adult in the same way as they apply in respect to the authorities*~~***not exercise its jurisdiction where the courts having primary jurisdiction or the court to which jurisdiction was transferred have already exercised their jurisdiction, in particular where those courts have taken a measure, even if this measure related only to some aspects of protection*** of the

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			protection of the ~~habitual residence~~**person or property of the adult, or have decided that no measure should be taken, or where proceedings are pending before them**.	~~*habitual residence*~~***person or property of the adult, or have decided that no measure should be taken, or where proceedings are pending before them***. Text Origin: Council Mandate
Recital 22				
G 32	(22) The authorities contemplating the exercise of their jurisdiction according to the choice made by the adult should not exercise their jurisdiction where the authorities of the habitual residence of the adult have already exercised their jurisdiction, in particular where those authorities have taken a measure, or have decided that no measure should be taken, or where proceedings are pending before them.	(22) The ~~*authorities*~~***courts*** contemplating the exercise of their jurisdiction according to the choice made by the adult should not exercise their jurisdiction where the ~~*authorities of the habitual residence*~~***courts having jurisdiction over the substance*** of the ~~*adult*~~***matter or the court where jurisidiction was transferred*** have already exercised their jurisdiction, in particular where those ~~*authorities*~~***courts*** have taken a measure, ***even if this measure related only to some aspects of protection of the person or property of the adult*** or have decided that no measure should be taken, or where proceedings are pending before them. ***Measures concerning adults are to be subject to regular review to remain tailored to the adult's current circumstances. If, after the conclusion of initial proceedings, a new measure needs to be taken or an existing measure requires modification, replacement, or***	(22) ~~The authorities contemplating the exercise of~~**Measures concerning adults should be subject to regular review in accordance with national law to remain tailored to the adult's current circumstances. If, after the conclusion of initial proceedings, a new measure needs to be taken or an existing measure requires modification, replacement, or termination, jurisdiction should be verified and re-established again in accordance with the applicable jurisdictional rules. In such cases, procedural steps taken in the previous proceedings - such as a prior transfer of jurisdiction - should not prevent courts from exercising** their jurisdiction ~~according to the~~**in the new circumstances. Likewise, a court that previously established its jurisdiction based on a** choice **of court made by an adult, should, in case of new proceedings, reassess whether the conditions for**	(22) ***As the existence and the extent of an insufficiency or an impairment of the personal faculties of the adult can change over time, measures concerning adults should be subject to regular review in accordance with national law to remain tailored to the adult's current circumstances and to ensure that they are still proportional. If, after the conclusion of initial proceedings, a new measure needs to be taken or an existing measure requires modification, replacement, or termination, jurisdiction should be verified and re-established again in accordance with the applicable jurisdictional rules. In such cases, procedural steps taken in the previous proceedings - such as a prior transfer of jurisdiction - should not prevent courts from exercising*** ~~*The authorities contemplating the exercise of*~~ their jurisdiction ~~*according to the*~~***in the new circumstances. Likewise, a*** G

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		termination, jurisdiction should be verified and re-established again in accordance with the applicable jurisdictional rules. Adults should have the right to be heard and be meaningfully involved in proceedings affecting their legal status, including where multiple Member States could have jurisdiction. To avoid unnecessary difficulties, courts should provide for the possibility of remote participation and ensure that adults are informed about the jurisdictional criteria that apply to them. Where necessary, temporary cross-border protection measures should be available to prevent legal uncertainty while jurisdiction is being determined.	**exercising its jurisdiction are still met, for instance that the exercise of jurisdiction is not contrary to the adult's interest. Similarly, the existence of previous measures taken by a court chosen**~~made~~ by the adult should not ~~exercise their jurisdiction where the authorities of the habitual residence of the adult have already exercised their jurisdiction, in particular where those authorities have taken a measure, or have decided that no measure should be taken, or where~~**prevent other courts from taking measures in subsequent** proceedings ~~are pending before them~~**following a change of circumstances**.	***court that previously established its jurisdiction based on a*** choice ***of court made by an adult, should, in case of new proceedings, reassess whether the conditions for exercising its jurisdiction are still met, for instance that the exercise of jurisdiction is not contrary to the adult's interest. Similarly, the existence of previous measures taken by a court chosen*** ~~*made*~~ by the adult should not ~~*exercise their jurisdiction where the authorities of the habitual residence of the adult have already exercised their jurisdiction, in particular where those authorities have taken a measure, or have decided that no measure should be taken, or where*~~***prevent other courts from taking measures in subsequent*** proceedings ~~*are pending before them*~~***following a change of circumstances***.
Recital 22a				
G 32a			**(22a) The mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures and setting up an exchange of information between the courts with primary jurisdiction and the courts with**	***(22a) The mechanisms established by Articles 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention giving priority to certain grounds of jurisdiction, limiting the effects of certain measures and setting up an exchange of information between the courts with primary jurisdiction and the courts with subsidiary or*** G

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			subsidiary or concurrent jurisdiction, should also apply in the Union to courts exercising their jurisdiction according to the choice made by the adults. Thus, those provisions should apply in respect of the court exercising its jurisdiction on the basis of the choice of by the adult in the same way as they apply in respect to the courts of the habitual residence.	***concurrent jurisdiction, should also apply in the Union to courts exercising their jurisdiction according to the choice made by the adults. Thus, those provisions should apply in respect of the court exercising its jurisdiction on the basis of the choice of by the adult in the same way as they apply in respect to the courts of the habitual residence.*** Text Origin: Council Mandate
Recital 22b				
G	32b		**(22b) If the outcome of succession proceedings before a court of a Member State not having jurisdiction under this Regulation depends on the determination of an incidental question falling within the scope of this Regulation, the courts of that Member State should not be prevented by this Regulation from determining that question. Therefore, if the object of the proceedings is a succession dispute in which the adult is involved and a representative ad litem needs to be appointed to represent the adult in those proceedings, the Member State having jurisdiction for the succession dispute should be allowed to appoint the representative for the pending**	***(22b) If the outcome of succession proceedings before a court of a Member State not having jurisdiction under this Regulation depends on the determination of an incidental question falling within the scope of this Regulation, the courts of that Member State should not be prevented by this Regulation from determining that question. Therefore, if the object of the proceedings is a succession dispute in which the adult is involved and a representative ad litem needs to be appointed to represent the adult in those proceedings, the Member State having jurisdiction for the succession dispute should be allowed to appoint the representative for the pending proceedings, regardless of whether*** G

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			proceedings, regardless of whether it has jurisdiction under this Regulation. Any such determination should only produce effects in the proceedings for which it was made.	***it has jurisdiction under this Regulation. Any such determination should only produce effects in the proceedings for which it was made.*** Text Origin: Council Mandate	
Recital 22c					
G	32c		**(22c) If the validity of a legal act undertaken or to be undertaken on behalf of an adult in succession proceedings before a court of a Member State requires permission or approval by a court, a court in that Member State should be able to decide whether to permit or approve such a legal act even if it does not have jurisdiction under this Regulation. The term 'legal act' should include, for example, the acceptance or rejection of inheritance or an agreement between the parties on the sharing out or the distribution of the estate.**	***(22c) If the validity of a legal act undertaken or to be undertaken on behalf of an adult in succession proceedings before a court of a Member State requires permission or approval by a court, a court in that Member State should be able to decide whether to permit or approve such a legal act even if it does not have jurisdiction under this Regulation. The term 'legal act' should include, for example, the acceptance or rejection of inheritance or an agreement between the parties on the sharing out or the distribution of the estate.*** Text Origin: Council Mandate	G
Recital 22d					
R	32d	***(22a) To ensure that adults in cross-border situations can effectively exercise their rights and benefit from judicial protection, this Regulation introduces additional support measures that complement the framework for jurisdiction,***			R

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		applicable law, recognition and enforcement, authentic instruments, and cooperation. Those measures aim to facilitate access to justice, enhance procedural efficiency, and ensure continuity of protective arrangements across Member States. Information on available procedural safeguards, remedies and existing support measures should be made available in one single place, in a so-called 'one-stop shop', in order to provide easy access to dedicated information free of charge to adults and those representing them. It is possible that adults in cross-border situations could suffer financial repercussions and harm. Therefore, the information provided through the 'one-stop shop' should cover existing support mechanisms, for example information on relevant organisations and associations which provide legal or any other form of relevant assistance or support to adults covered by this Regulation. In accordance with national procedural law, courts will ensure that the adult has access to appropriate legal support such as free assistance as regards the determination of jurisdiction, including guidance on the most appropriate forum in the event that		

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		jurisdiction is considered in multiple Member States. Where appropriate, accessible videoconferencing or other distance communication means will be granted by the judge where an adult is heard in judicial proceedings. This should be without prejudice to the the right of the adult concerned to be present in the room and protect their best interest in that case and the court should take into account the specific needs of persons with disabilities.		
Recital 22b				
R 32e		***(22b) Regarding applicable law, adults often face difficulties in understanding the legal implications of protection measures taken in different Member States. To address that problem, multilingual guidance tools should provide information free of charge in a language that the adult is expected to understand. Legal information should be made available to explain the relevant legal frameworks, particularly in cases where an adult has relied on advance planning instruments or other legal arrangements that necessitate cross-border recognition. Courts and competent authorities shall ensure adults have easy access to information on***		R

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		available procedural safeguards and remedies and existing support measures, such as legal aid and financial and psychological support, notably through measures for better accessibility of the digital public services. This information should include any available information on awareness-raising campaigns, where appropriate in cooperation with relevant civil society organisations and other stakeholders. To reinforce cross-border cooperation, this Regulation provides for the possibility to create multilingual guidance tools, in particular trough the use of the e-Justice Portal or the European Judicial Network, in order to inform adults and their representatives about the applicable law, ensuring they understand the legal consequences of protection measures in different Member States and dedicated legal information services for adults to understand how to deal with conflicts of law. Given the increasing role of artificial intelligence (AI) in legal and administrative processes, this Regulation provides for the responsible use of AI-assisted tools to support adults in cross-border situations with full transparency regarding the criteria on the basis		

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		of which automated decisions are taken. The support measures provided for in this Regulation should complement and strengthen the judicial cooperation framework established by this Regulation, ensuring that adults receive practical assistance while safeguarding their autonomy, dignity, and fundamental rights.		
Recital 23				
G 33	(23) This Regulation should fully incorporate the rules on applicable law laid down by the HCCH 2000 Protection of Adults Convention. To ensure consistent application of this Regulation, the reference to Chapter III of the HCCH 2000 Protection of Adults on applicable law should be read as referring to the whole chapter, including the rules laid down by Article 16 of the Convention regarding the modification or termination of powers of representation.	(23) This Regulation should fully incorporate the rules on applicable law laid down by the HCCH 2000 Protection of Adults Convention. To ensure consistent application of this Regulation, the reference to Chapter III of the HCCH 2000 Protection of Adults on applicable law should be read as referring to the whole chapter, including the rules laid down by Article 16 of the Convention regarding the modification or termination of powers of representation.	(23) ~~This Regulation~~**The law applicable in matters of protection of adults** should ~~fully incorporate the rules on~~**be determined in accordance with the provisions of Chapter III of the HCCH 2000 Protection of Adults Convention. Accordingly, when taking measures, Member States' courts should apply the** applicable law ~~laid down by~~**rules of the HCCH 2000 Protection of Adults Convention. In this context, the reference in Article 13(1) of the HCCH 2000 Protection of Adults Convention to 'the provisions of Chapter II' of that Convention should be understood as referring to the provisions of this Regulation. In addition, the cross-border legal effects of all types of powers of representation should be governed by the applicable law rules in** the HCCH 2000 Protection of Adults	(23) ~~*This Regulation*~~***The law applicable in matters of protection of adults*** should ~~*fully incorporate the rules on*~~***be determined in accordance with the provisions of Chapter III of the HCCH 2000 Protection of Adults Convention. Accordingly, when taking measures, Member States' courts should apply the*** applicable law ~~*laid down by*~~***rules of the HCCH 2000 Protection of Adults Convention. In this context, the reference in Article 13(1) of the HCCH 2000 Protection of Adults Convention to 'the provisions of Chapter II' of that Convention should be understood as referring to the provisions of this Regulation. In addition, the cross-border legal effects of all types of powers of representation should be governed by the applicable law rules in*** the HCCH 2000 Protection of Adults G

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			Convention. To ensure consistent application of this Regulation, the reference to Chapter III of the HCCH 2000 Protection of Adults on applicable law should be read as referring to the whole chapter~~, including the rules laid down by Article 16 of the Convention regarding the modification or termination of powers of representation~~.	Convention. To ensure consistent application of this Regulation, the reference to Chapter III of the HCCH 2000 Protection of Adults on applicable law should be read as referring to the whole chapter~~, *including the rules laid down by Article 16 of the Convention regarding the modification or termination of powers of representation*~~. Text Origin: Council Mandate
Recital 24				
G 34	(24) Mutual trust in the administration of justice in the Union justifies the principle that measures directed to the protection of adults given in a Member State should be recognised in all Member States without any special procedure being required. This should not preclude any interested person from applying for a decision that there are or that there are no grounds for refusal of recognition. It should be for the national law of the Member State where such application is made to determine who should be considered as an interested person entitled to make such application. To safeguard the right of the adults to access to justice and provide them with sufficient remedies, and irrespective of the nature and the	(24) Mutual trust in the administration of justice in the Union justifies the principle that measures directed to the protection of adults given in a Member State should be recognised in all Member States without any special procedure being required. This should not preclude any interested person from ***invoking a measure either as an incidental question before a court or by*** applying for a decision that there are or that there are no grounds for refusal of recognition. It should be for the national law of the Member State where such application is made to determine who should be considered as an interested person entitled to make such application. To safeguard the right of the adults to access to justice	(24) Mutual trust in the administration of justice in the Union justifies the principle that measures directed to the protection of adults ~~given~~**taken** in a Member State should be recognised in all Member States without any special procedure being required. This should not preclude any interested **natural or legal** person from **invoking a measure either as an incidental question before a court or by** applying for a decision ~~that there are or~~ that there are no grounds for refusal of recognition **or that the recognition is to be refused**. It should be for the national law of the Member State where such application is made to determine who should be considered as an interested person entitled to make	(24) Mutual trust in the administration of justice in the Union justifies the principle that measures directed to the protection of adults ~~*given*~~***taken*** in a Member State should be recognised in all Member States without any special procedure being required. This should not preclude any interested ***natural or legal*** person from ***invoking a measure either as an incidental question before a court or by*** applying for a decision ~~*that there are or*~~ that there are no grounds for refusal of recognition ***or that the recognition is to be refused***. It should be for the national law of the Member State where such application is made to determine who should be considered as an interested person entitled to make G

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	extent of the measure, adults should have the right to apply for a decision that there are or that there are no grounds for refusal.	and provide them with sufficient remedies, and irrespective of the nature and the extent of the measure, adults should have the right to apply for a decision that there are or that there are no grounds for refusal.	such application. To safeguard the right of the adults to access to justice and provide them with sufficient remedies, and irrespective of the nature and the extent of the measure, adults should have the right to apply for a decision that there are ~~or that there are~~ no grounds for refusal **of recognition or that the recognition is to be refused. It should be for the national law to determine whether the grounds for refusal can also be raised ex officio.**	such application. To safeguard the right of the adults to access to justice and provide them with sufficient remedies, and irrespective of the nature and the extent of the measure, adults should have the right to apply for a decision that there are ~~or that there are~~ no grounds for refusal ***of recognition or that the recognition is to be refused. It should be for the national law to determine whether the grounds for refusal can also be raised ex officio.*** Text Origin: Council Mandate
Recital 25				
R 35	(25) The recognition and enforcement of measures should be based on the principle of mutual trust. Therefore, the grounds for non-recognition should be kept to the minimum in the light of the underlying aim of this Regulation which is to facilitate recognition and enforcement of measures and the circulation of powers of representation and to effectively safeguard the rights of the adults. In particular, the jurisdiction of the authorities of the Member State of origin should not be reviewed.	(25) The recognition and enforcement of measures should be based on the principle of mutual trust. Therefore, the grounds for non-recognition should be kept to the minimum in the light of the underlying aim of this Regulation which is to facilitate recognition and enforcement of measures and the circulation of powers of representation and to effectively safeguard the rights of the adults***, in particular with the rights and principles enshrined in the UNCRPD, particularly those relating to respect for autonomy, dignity, and legal capacity***. In particular, the jurisdiction of the ~~*authorities*~~***courts*** of the Member	(25) The recognition and enforcement of measures **in the Union** should be based on the principle of mutual trust. Therefore, the grounds for ~~non-recognition~~**refusal of recognition** should be kept to the minimum in the light of the underlying aim of this Regulation which is to facilitate recognition and enforcement of measures and ~~the circulation of powers of representation and~~ to effectively safeguard the rights of the adults. In particular, the jurisdiction of the ~~authorities~~**courts** of the Member State of origin should not be reviewed **and measures taken by those courts should not be reviewed as to their substance**	R

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		State of origin should not be reviewed.	**in the Member States in which recognition is invoked or enforcement is sought. Nevertheless, this should not prevent courts having jurisdiction under this Regulation from modifying or terminating an earlier measure or replacing it by a subsequent one, in the event of new circumstances.**	
Recital 26				
G 36	(26) It should only be possible to refuse the recognition of a measure if one or more of the grounds for refusal of recognition are present. To uphold the principle of mutual trust, the list of grounds for refusal of recognition in this Regulation should be exhaustive. Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in a third country which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed system of jurisdiction and the mechanism of mutual information	(26) It should only be possible to refuse the recognition of a measure if one or more of the grounds for refusal of recognition are present. To uphold the principle of mutual trust, the list of grounds for refusal of recognition in this Regulation should be exhaustive. Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in a third country which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed system of jurisdiction and the mechanism of mutual information	(26) It should only be possible to refuse the recognition of a measure **taken in another Member State** if one or more of the grounds for refusal of recognition **in this Regulation** are present. To uphold the principle of mutual trust, the list of grounds for refusal of recognition in this Regulation should be exhaustive. ~~Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in a third country which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed~~	(26) It should only be possible to refuse the recognition of a measure ***taken in another Member State*** if one or more of the grounds for refusal of recognition ***in this Regulation*** are present. To uphold the principle of mutual trust, the list of grounds for refusal of recognition in this Regulation should be exhaustive. ~~*Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in a third country which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed system*~~ G

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	between competent authorities and Central Authorities should be established by this Regulation.	between competent authorities and Central Authorities should be established by this Regulation.	~~system of jurisdiction and the mechanism of mutual information between competent authorities and Central Authorities should be established by this Regulation.~~	~~*of jurisdiction and the mechanism of mutual information between competent authorities and Central Authorities should be established by this Regulation.*~~ Text Origin: Council Mandate
Recital 26a				
36a			**(26a) Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in another Member State or a third State which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed system of jurisdiction and the mechanism of mutual information between courts, competent authorities and Central Authorities should be established by this Regulation.**	***(26a) Measures directed to the protection of adults may be long-term ones and involve successive adjustments. The rules applicable to refusal of recognition of measures should take account of those changes over time. Therefore, a later measure, taken in another Member State or a third State which would have had jurisdiction under the rules of this Regulation, should supersede an earlier measure to the extent that they are irreconcilable. To avoid that incompatible measures are taken in the Member States, the closed system of jurisdiction and the mechanism of mutual information between courts, competent authorities and Central Authorities should be established by this Regulation.*** Text Origin: Council Mandate
Recital 27				
37	(27) Proceedings directed to the	(27) Proceedings directed to the	(27) Proceedings directed to the	(27) Proceedings directed to the

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	protection of an adult should, as a basic principle, be guided by the views expressed by the adult. Adults should thus be given an effective and genuine opportunity to express their views freely in accordance with Articles 20, 25, 26, and 47 of the Charter and Articles 3, 9, 12, 13 and 19 of the UNCRPD. The opportunity for the adult to express his or her views should be given, except in cases of urgency, including cases where the adult is absolutely unable to express his or her views. A measure taken without the adult having had an opportunity to be heard, apart from the exceptional circumstances of urgency and the demonstrated incapacity to express himself or herself, may not be recognised. The fact that the adult has had an opportunity to be heard should be assessed uniformly in the Union, and should not be assessed against the fundamental procedural principles of the Member State where recognition is sought. An example of a case of urgency is a situation where the adult needs to undergo urgent surgery and is not, because of his or her medical condition, in a position to express his or her views.	protection of an adult should, as a basic principle, be guided by the views expressed by the adult. Adults should thus be given an effective and genuine opportunity to express their views freely in accordance with Articles 20, 25, 26, and 47 of the Charter and Articles 3, 9, 12, 13 and 19 of the UNCRPD. The opportunity for the adult to express ~~his or her~~***their*** views should be given, ***including through the opportunity to participate by means of technical equipment, remotely***, except in cases of urgency, including cases where the adult is absolutely unable to express ~~his or her~~***their*** views. A measure taken without the adult having had an opportunity to be heard, apart from the exceptional circumstances of urgency and the demonstrated incapacity to express ~~himself or herself~~***themselves***, may not be recognised. The fact that the adult has had an opportunity to be heard should be assessed uniformly in the Union, and should not be assessed against the fundamental procedural principles of the Member State where recognition is sought. An example of a case of urgency is a situation where the adult needs to undergo urgent surgery and is not, because of ~~his or her~~***their*** medical condition, in a position to express ~~his or her~~***their*** views.	protection of an adult should, as a basic principle, be guided by the views expressed by the adult. Adults should thus be given an effective and genuine opportunity to express their views freely in accordance with Articles 20, 25, 26, and 47 of the Charter and Articles 3, 9, 12, 13 and 19 of the UNCRPD~~. The opportunity for the adult to express his or her views should be given, except in cases of urgency~~, including ~~cases where the adult is absolutely unable to express his or her views.~~**by means of non-conventional communication methods, such as non-verbal forms. The recognition of** a measure taken without the adult having had an opportunity to be heard, ~~apart from the exceptional circumstances~~**may be refused, except where there were serious grounds justifying it. This includes, in particular, cases** of urgency and **cases where the adult was unable**~~the demonstrated incapacity~~ to express ~~himself or herself, may not be recognised~~**his or her views, for example, due to a medical condition. Nevertheless, due weight has to be given to the adults will and preferences, for example, by consulting persons close to the adult or through a representative ad litem**. The fact that the adult has had an opportunity	protection of an adult should, as a basic principle, be guided by the views expressed by the adult. Adults should thus be given an effective and genuine opportunity to express their views freely in accordance with Articles 20, 25, 26, and 47 of the Charter and Articles 3, 9, 12, 13 and 19 of the UNCRPD. ***This includes*** the opportunity ~~for the adult to express his or her views should be given, except in cases of urgency, including~~***to participate by means of technical equipment, remotely, as well as, communication by non conventional methods in*** cases where the adult is absolutely unable to ~~express his or her~~***expresstheir*** views~~.~~ ***The recognition of*** a measure taken without the adult having had an opportunity to be heard, ~~apart from the exceptional circumstances~~***may be refused, except where there were serious grounds justifying it. This includes, in particular, cases*** of urgency and ***cases where the adult was unable***~~the demonstrated incapacity~~ to express ~~himself or herself, may not be recognised~~***his or her views, for example, due to a medical condition. Nevertheless, due weight has to be given to the adults will and preferences, for example, by consulting persons close to the adult or through a representative ad***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			to be heard ~~should be assessed uniformly~~ in the ~~Union, and~~**Member States where a measure was taken** should not be assessed ~~against the fundamental~~**in comparison with the** procedural principles of the Member State ~~where~~**in which** recognition is ~~sought. An example~~**invoked but should be assessed uniformly in the Union. Examples** of a case of urgency ~~is a situation~~**are situations** where the adult needs to undergo urgent surgery ~~and is not, because of his or her medical condition, in a position to express his or her views~~**, or where there is an imminent danger for the adult's property**.	***litem or by taking into account the adult's social circle, previous declared wishes or other sources of information that can reveal preferences***. The fact that the adult has had an opportunity to be heard ~~*should be assessed uniformly*~~ in the ~~*Union, and*~~***Member States where a measure was taken*** should not be assessed ~~*against the fundamental*~~***in comparison with the*** procedural principles of the Member State ~~*where*~~***in which*** recognition is ~~*sought. An example*~~***invoked but should be assessed uniformly in the Union. Examples*** of a case of urgency ~~*is a situation*~~***are situations*** where the adult needs to undergo urgent surgery***, or where there is an imminent danger for the adult's property*** ~~*and is not, because of his or her medical condition, in a position to express his or her views*~~.
Recital 28				
38	(28) The question of the procedure and the method of the hearing of the adult should be left to national law, with due respect for the rights of adults to accessibility. When a hearing is required in a cross-border context, Member States authorities should use the specific instruments of international judicial cooperation, including, where appropriate, those provided for by Regulation (EU)	(28) The question of the procedure and the method of the hearing of the adult should be left to national law, with due respect for the rights of adults to accessibility. When a hearing is required in a cross-border context, Member States authorities should use the specific instruments of international judicial cooperation, including, where appropriate, those provided for by Regulation (EU)	(28) The question of the procedure and the method ~~of the~~**for** hearing of the adult should be left to national law, ~~with~~**while ensuring a genuine and effective opportunity for adults to express their views, will and preferences.** Due respect ~~for~~**should also be given to** the rights of adults to accessibility. When a hearing is required in a cross-border context, Member States**' courts**	(28) The question of the procedure and the method ~~*of the*~~***for*** hearing of the adult should be left to national law, ~~*with*~~***while ensuring a genuine and effective opportunity for adults to express their views, will and preferences.*** Due respect ~~*for*~~***should also be given to*** the rights of adults to accessibility. When a hearing is required in a cross-border context, Member States***' courts*** ~~*authorities*~~

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	2020/1783[1]. 1. Regulation (EU) 2020/1783 of the European Parliament and of the Council of 25 November 2020 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters (taking of evidence) (OJ L 405, 2.12.2020, p. 1–39).	2020/1783[1] ***and Regulation (EU) 2023/2844[1a]. This should be without prejudice to the right of the adult concerned to be present in the room and protect their best interest in that case and the court should take into account the specific needs of persons with disabilities..*** 1. Regulation (EU) 2020/1783 of the European Parliament and of the Council of 25 November 2020 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters (taking of evidence) (OJ L 405, 2.12.2020, p. 1–39). ***1a. Regulation (EU) 2023/2844 of the European Parliament and of the Council of 13 December 2023 on the digitalisation of judicial cooperation and access to justice in cross-border civil, commercial and criminal matters, and amending certain acts in the field of judicial cooperation***	~~authorities~~ should use the specific instruments of international judicial cooperation, including, where appropriate, those provided for by Regulation (EU) 2020/1783[1] **of the European Parliament and of the Council[2]. Where one of the parties or their representative is present in another Member State at the time of the hearing, they should be able to participate in the hearing through videoconferencing or other distance communication technology provided for in Regulation (EU) 2023/2844 of the European Parliament and of the Council[3], taking into account their procedural rights.** ~~1. Regulation (EU) 2020/1783 of the European Parliament and of the Council of 25 November 2020 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters (taking of evidence) (OJ L 405, 2.12.2020, p. 1–39).~~ **2. Regulation (EU) 2020/1783 of the European Parliament and of the Council of 25 November 2020 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters (taking of evidence) (OJ L 405, 2.12.2020, p. 1–39).** **3. Regulation (EU) 2023/2844 of the European Parliament and of the Council of 13 December 2023 on the digitalisation of judicial cooperation and access to justice in cross-border civil, commercial and criminal matters,**	should use the specific instruments of international judicial cooperation, including, where appropriate, those provided for by Regulation (EU) 2020/1783[1] ***of the European Parliament and of the Council[2]. Without prejudice to the right of the adult to be present in the room in accordance with national law, where one of the parties or their representative is present in another Member State at the time of the hearing, they should be able to participate in the hearing through videoconferencing or other distance communication technology provided for in Regulation (EU) 2023/2844 of the European Parliament and of the Council[3], taking into account their procedural rights.*** ~~*1. Regulation (EU) 2020/1783 of the European Parliament and of the Council of 25 November 2020 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters (taking of evidence) (OJ L 405, 2.12.2020, p. 1–39).*~~

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			and amending certain acts in the field of judicial cooperation (OJ L 2023/2844).	
Recital 29				
39	(29) In order to take account of the different systems for dealing with the protection of adults in Member States, authentic instruments directed to the protection of adults and their interests should be accepted in all Member States. An authentic instrument directed to the protection of an adult or his or her interests drawn up by an authority of a Member State may in particular record powers of representation granted by an adult for a time when that adult will not be in a position to protect his or her interests, or advance directives recording wishes and preferences of the adult or giving direct instructions in some matters including health, welfare or appointment of a representative by an authority. Those authentic instruments should have the same evidentiary effects in another Member State as they have in the Member State of origin, or the most comparable effects. When determining the evidentiary effects of a given authentic instrument in another Member State or the most comparable effects, reference should be made to the nature and the scope of the evidentiary effects of the	(29) In order to take account of the different systems for dealing with the protection of adults in Member States, authentic instruments directed to the protection of adults and their interests should be ~~accepted~~***recognised*** in all Member States. An authentic instrument directed to the protection of an adult or his or her interests drawn up by ~~an authority~~***a court*** of a Member State may in particular record powers of representation granted by an adult for a time when that adult will not be in a position to protect his or her interests, or advance directives recording wishes and preferences of the adult or giving direct instructions in some matters including health, welfare or appointment of a representative by an authority. Those authentic instruments should have the same evidentiary effects in another Member State as they have in the Member State of origin, or the most comparable effects. When determining the evidentiary effects of a given authentic instrument in another Member State or the most comparable effects, reference should be made to the nature and the scope	(29) ~~In order to take account of the different systems for dealing with the protection of adults in Member States,~~ Authentic instruments directed to the protection of adults and their interests should be accepted in all Member States. An authentic instrument directed to the protection of an adult or his or her interests drawn up **or registered by a public authority or other**~~by an~~ authority of a Member State**, such as a notary,** may in particular record powers of representation granted by an adult for a time when that adult will not be in a position to protect his or her interests, or advance directives recording wishes and preferences of the adult or giving direct instructions in some matters including health, welfare or appointment of a representative by ~~an~~**a court or a competent** authority. Those authentic instruments should have the same evidentiary effects in another Member State as they have in the Member State of origin, or the most comparable effects. When determining the evidentiary effects of a given authentic instrument in another Member State or the most comparable effects, reference should	(29) ~~*In order to take account of the different systems for dealing with the protection of adults in Member States,*~~ Authentic instruments directed to the protection of adults and their interests should be accepted in all Member States. An authentic instrument directed to the protection of an adult or his or her interests drawn up ***or registered by a public authority or other***~~*by an*~~ authority of a Member State***, such as a notary,*** may in particular record powers of representation granted by an adult for a time when that adult will not be in a position to protect his or her interests, or advance directives recording wishes and preferences of the adult or giving direct instructions in some matters including health, welfare or appointment of a representative by ~~*an*~~***a court or a competent*** authority. Those authentic instruments should have the same evidentiary effects in another Member State as they have in the Member State of origin, or the most comparable effects. When determining the evidentiary effects of a given authentic instrument in another Member State or the most comparable effects, reference should

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	authentic instrument in the law of the Member State of origin.	of the evidentiary effects of the authentic instrument in the law of the Member State of origin.	be made to the nature and the scope of the evidentiary effects of the authentic instrument in the law of the Member State of origin.	be made to the nature and the scope of the evidentiary effects of the authentic instrument in the law of the Member State of origin. Text Origin: Council Mandate
Recital 29a				
G 39a			**(29a) The 'authenticity' of an authentic instrument should be an autonomous concept covering elements such as the genuineness of the instrument, the formal prerequisites of the instrument, the powers of the authority drawing up the instrument and the procedure under which the instrument is drawn up. The authenticity should also cover the factual elements recorded in the authentic instrument by the authority concerned, such as the fact that the adult indicated appeared before that authority on the date indicated and that this adult made the declarations indicated.**	***(29a) The 'authenticity' of an authentic instrument should be an autonomous concept covering elements such as the genuineness of the instrument, the formal prerequisites of the instrument, the powers of the authority drawing up the instrument and the procedure under which the instrument is drawn up. The authenticity should also cover the factual elements recorded in the authentic instrument by the authority concerned, such as the fact that the adult indicated appeared before that authority on the date indicated and that this adult made the declarations indicated.*** Text Origin: Council Mandate
Recital 30				
G 40	(30) To facilitate the circulation of measures and authentic instruments in the Union, it is necessary to provide for attestations to accompany them where they need to be recognised, enforced, or, as the	(30) To facilitate the circulation of measures and authentic instruments in the Union, it is necessary to provide for attestations to accompany them where they need to be recognised, enforced, or, as the	(30) To facilitate the circulation of measures and authentic instruments in the Union, ~~it is necessary to~~**this Regulation should** provide for attestations to accompany them where they need to be recognised,	(30) To facilitate the circulation of measures and authentic instruments in the Union, ~~*it is necessary to*~~***this Regulation should*** provide for attestations to accompany them where they need to be recognised,

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	case may be, accepted abroad. The procedures for rectifying, withdrawing and challenging attestations used for the recognition and enforcement of measures and the acceptance of authentic instruments should be left to national law. In light of the case-law of the Court of Justice, authorities exercise judicial functions when issuing the attestations and issuance of forms part of the continuity of the previous judicial proceedings. Therefore, adequate and effective remedies in the context of this issuance should be made available by Member States.	case may be, accepted abroad. The procedures for rectifying, withdrawing and challenging attestations used for the recognition and enforcement of measures and the acceptance of authentic instruments should be left to national law. In light of the case-law of the Court of Justice~~, authorities~~ ***courts*** exercise judicial functions when issuing the attestations and ***the*** issuance of ***attestation*** forms part of the continuity of the previous judicial proceedings. Therefore, adequate and effective remedies in the context of this issuance should be made available by Member States.	enforced, or, as the case may be, accepted abroad. The procedures for rectifying, withdrawing and challenging attestations used for the recognition and enforcement of measures and the acceptance of authentic instruments should be left to national law. In light of the case-law of the Court of Justice, ~~authorities~~**courts** exercise judicial functions when issuing ~~the~~ attestations **for measures and this**~~and~~ issuance ~~of~~ forms part of the continuity of the previous judicial proceedings. Therefore, adequate and effective remedies in the context of this issuance should be made available by Member States.	enforced, or, as the case may be, accepted abroad. The procedures for rectifying, withdrawing and challenging attestations used for the recognition and enforcement of measures and the acceptance of authentic instruments should be left to national law. In light of the case-law of the Court of Justice, ~~authorities~~***courts*** exercise judicial functions when issuing ~~the~~ attestations ***for measures and this***~~and~~ issuance ~~of~~ forms part of the continuity of the previous judicial proceedings. Therefore, adequate and effective remedies in the context of this issuance should be made available by Member States. Text Origin: Council Mandate
Recital 31				
G 41	(31) Central Authorities should be designated in all Member States. Central Authorities should in particular assist competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the cooperation should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation.	(31) Central Authorities should be designated in all Member States. Central Authorities should in particular assist competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the cooperation should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation. ***This should be the***	(31) Central Authorities should be designated in all Member States. **Member States should consider designating the same Central Authority for this Regulation as designated for the HCCH 2000 Protection of Adults Convention. Member States should ensure that** Central Authorities ~~should in particular assist competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the cooperation~~	(31) Central Authorities should be designated in all Member States. ***Member States should consider designating the same Central Authority for this Regulation as designated for the HCCH 2000 Protection of Adults Convention. Member States should ensure that*** Central Authorities ~~*should in particular assist competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the* G~~

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		case, for example, where the receiving Member State considers that alternative measures, consistent with the will, preferences, and autonomy of the adult concerned in line with the UNCRPD, could be applied, thereby prompting a consultation with the Member State of origin on the best legal and practical means to ensure respect for the adult's rights and supported decision-making needs in that particular cross border case.	~~should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation~~**have adequate financial and human resources to enable them to carry out the tasks assigned to them under this Regulation**.	~~*cooperation should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation*~~***have adequate financial and human resources to enable them to carry out the tasks assigned to them under this Regulation***. Text Origin: Council Mandate	
Recital 31a					
G	41a		**(31a) Central Authorities should in particular assist courts and competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the cooperation should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation.**	***(31a) Central Authorities should in particular assist courts and competent authorities in cross-border proceedings, and cooperate both in general matters and in specific cases. In individual cases, the cooperation should not be limited to a specific part of the judicial or administrative procedure, and should be initiated and continued where a cross-border element exists and there is a need for cooperation.*** Text Origin: Council Mandate	G
Recital 32					
G	42	(32) To avoid unnecessary intermediaries and foster expedite communication, competent authorities should be able to request	(32) To avoid unnecessary intermediaries and foster expedite communication, competent authorities should be able to request	(32) To avoid unnecessary intermediaries and foster ~~expedite~~***prompt*** communication, ***courts and*** competent authorities	G

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	information or assistance directly from the Central Authority of the requested Member State, but should also have the possibility, where appropriate, to send their request through the Central Authority of their Member State.	information or assistance directly from the Central Authority of the requested Member State, but should also have the possibility, where appropriate, to send their request through the Central Authority of their Member State.	should be able to request information or assistance directly from the Central **Authority, court or competent** authority of the requested Member State, but should also have the possibility, where appropriate, to send their request through the Central Authority of their Member State.	should be able to request information or assistance directly from the Central ***Authority, court or competent*** authority of the requested Member State, but should also have the possibility, where appropriate, to send their request through the Central Authority of their Member State. Text Origin: Council Mandate
Recital 32a				
G 42a			**(32a) Among others, the Central Authorities should be tasked with assisting courts or competent authorities of other Member States with locating an adult or a natural or legal person who is likely to provide protection to the adult where those persons appear to be present within the territory of the requested Member State. The person likely to provide protection to the adult may include for instance a family member of the adult present in another Member State who is not aware of the ongoing proceedings. Where a court or competent authority presumes that this person is likely to provide protection to the adult, including on the basis of the information provided by the adult himself or herself, but does not possess his or**	***(32a) Among others, the Central Authorities should be tasked with assisting courts or competent authorities of other Member States with locating an adult or a natural or legal person who is likely to provide protection to the adult where those persons appear to be present within the territory of the requested Member State. The person likely to provide protection to the adult may include for instance a family member of the adult present in another Member State who is not aware of the ongoing proceedings. Where a court or competent authority presumes that this person is likely to provide protection to the adult, including on the basis of the information provided by the adult himself or herself, but does not possess his or her contact details, it*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
			her contact details, it may request another Member State to assist it in determining the whereabouts of that person. Upon such request, the Central Authority of the requested Member State should take appropriate steps to provide that assistance either directly or through any competent authorities or other bodies. The assistance may include, for instance, a search in databases under their responsibilities and should be provided in accordance with the national law and procedure of the requested Member State. National law of the requested Member State should also govern the possibility that a person who, based on the request from the other Member State, is likely to provide protection to the adult, refuses to be identified and to have their whereabouts transmitted to the requesting court or competent authority.	***may request another Member State to assist it in determining the whereabouts of that person. Upon such request, the Central Authority of the requested Member State should take appropriate steps to provide that assistance either directly or through any competent authorities or other bodies. The assistance may include, for instance, a search in databases under their responsibilities and should be provided in accordance with the national law and procedure of the requested Member State. National law of the requested Member State should also govern the possibility that a person who, based on the request from the other Member State, is likely to provide protection to the adult, refuses to be identified and to have their whereabouts transmitted to the requesting court or competent authority.*** Text Origin: Council Mandate	
Recital 33					
G 43	(33) According to Article 19 of the UNCRPD, persons with disabilities are to have the opportunity to choose their place of residence and where and with whom they live, on an equal basis as others, and not to be obliged to live in a particular living	(33) According to Article 19 of the UNCRPD, persons with disabilities are to have the opportunity to choose their place of residence and where and with whom they live, on an equal basis as others, and not to be obliged to live in a particular living	(33) According to Article 19 of the UNCRPD, persons with disabilities are to have the opportunity to choose their place of residence and where and with whom they live, on an equal basis as others, and not to be obliged to live in a particular living	(33) According to Article 19 of the UNCRPD, persons with disabilities are to have the opportunity to choose their place of residence and where and with whom they live, on an equal basis as others, and not to be obliged to live in a particular living	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	arrangement. For the purposes of this Regulation, situations may arise where the authorities of a Member State need to take a measure concerning the place of residence or temporary placement of an adult. Examples of such situations are cases where authorities provide assistance to the adult in making a decision on his or her place of residence or where an adult is not in a position to express his or her views and has not granted powers to make a decision concerning his or her place of residence to a representative, and an admission to a care facility is required. Where such placement is to be implemented in another Member State, a consultation procedure for obtaining consent of the Central Authority of the Member State of implementation should be carried out prior to taking that measure. The request for consent made by the authority of origin should include the reasons for the proposed measure, and the views expressed by the adult concerned where possible, in light of Article 19 of the UNCRPD. The Central Authority of the Member State of implementation should be able to decide promptly whether to grant the consent or to refuse it. The absence of a reply within six weeks should not be understood as consent and	arrangement. For the purposes of this Regulation, situations may arise where the authorities of a Member State need to take a measure concerning ***formal support and living arrangements. In line with Article 19 of the UNCRPD, the courts of a Member State should obtain free and informed consent of the adult where a decision concerning*** the place of residence or temporary placement of ~~*an*~~***that*** adult ***is contemplated in order to provide protection. Competent*** ~~*. Examples of such situations are cases where*~~ authorities ***should*** provide ~~*assistance to the adult in making a decision on his or her place of residence or where an adult is not in a position to express his or her views and has not granted powers*~~***support at all times for adults*** to make ~~*a decision concerning his or her place of residence to a representative, and an admission to a care facility is required*~~***decisions whenever possible in line with the best interpretation of their will and preferences***. Where such ~~*placement*~~***formal support and living arrangements*** is to be implemented in another Member State, a consultation procedure for obtaining consent of the Central Authority of the Member State of implementation should be carried out prior to ~~*taking*~~	arrangement. For the purposes of this Regulation, situations may arise where the ~~authorities~~**courts** of a Member State need to take a measure concerning the place of residence or temporary placement of an adult. **In principle, the term 'placement' may cover the case where a measure is ordered without the consent of the person concerned, as well as voluntary placement without restrictions on the liberty of the person concerned, including living and related protection arrangements. In the context of this Regulation, the term 'placement' should be interpreted as only covering cases where a court takes a measure on placement.** Examples of such situations are cases where ~~authorities~~**courts** provide assistance to the adult in making a decision on his or her place of residence or where an adult is not in a position to express his or her views and has not granted powers to make a decision concerning his or her place of residence to a representative, and an admission to a care facility is required. ~~Where such placement is to be implemented in another Member State, a consultation procedure for obtaining consent of the Central Authority of the Member State of implementation should be carried~~	arrangement. For the purposes of this Regulation, situations may arise where the ~~*authorities*~~***courts*** of a Member State need to take a measure concerning the place of residence or temporary placement of an adult. ***In principle, the term 'placement' may cover the case where a measure is ordered without the consent of the person concerned, as well as voluntary placement without restrictions on the liberty of the person concerned, including living and related protection arrangements. In the context of this Regulation, the term 'placement' should be interpreted as only covering cases where a court takes a measure on placement. It is important that, whenever possible, such measures are in line with the best interpretation of the adult's will and preferences.*** Examples of such situations are cases where ~~*authorities*~~***courts*** provide assistance to the adult in making a decision on his or her place of residence or where an adult is not in a position to express his or her views and has not granted powers to make a decision concerning his or her place of residence to a representative, and an admission to a care facility is required. ~~*Where such placement is to be implemented in another Member*~~

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	without consent the measure should not be implemented. The consultation should not be carried out when the placement is with an individual and does not require the supervision of any public authority of the Member State of implementation.	~~*that measure*~~***implementing those measures***. The request for consent made by the authority of origin should include the reasons for the proposed measure, and the views expressed by the adult concerned where possible, in light of Article 19 of the UNCRPD. The Central Authority of the Member State of implementation should be able to decide promptly whether to grant the consent or to refuse it. The absence of a reply within six weeks should not be understood as consent and without consent the measure should not be implemented. The consultation should not be carried out when the placement is with an individual and does not require the supervision of any public authority of the Member State of implementation.	~~out prior to taking that measure. The request for consent made by the authority of origin should include the reasons for the proposed measure, and the views expressed by the adult concerned where possible, in light of Article 19 of the UNCRPD. The Central Authority of the Member State of implementation should be able to decide promptly whether to grant the consent or to refuse it. The absence of a reply within six weeks should not be understood as consent and without consent the measure should not be implemented. The consultation should not be carried out when the placement is with an individual and does not require the supervision of any public authority of the Member State of implementation.~~	~~*State, a consultation procedure for obtaining consent of the Central Authority of the Member State of implementation should be carried out prior to taking that measure. The request for consent made by the authority of origin should include the reasons for the proposed measure, and the views expressed by the adult concerned where possible, in light of Article 19 of the UNCRPD. The Central Authority of the Member State of implementation should be able to decide promptly whether to grant the consent or to refuse it. The absence of a reply within six weeks should not be understood as consent and without consent the measure should not be implemented. The consultation should not be carried out when the placement is with an individual and does not require the supervision of any public authority of the Member State of implementation.*~~ Text Origin: Council Mandate
Recital 33a				
G 43a			**(33a) Where placement is to be implemented in another Member State, the procedure set out in Article 33 of the HCCH 2000 Protection of Adults Convention should be applied. Therefore, the measure of placement should not**	***(33a) Where placement is to be implemented in another Member State, the procedure set out in Article 33 of the HCCH 2000 Protection of Adults Convention should be applied. Therefore, the measure of placement should not be*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			be taken if the Central Authority, court or competent authority of the Member State in which the placement would be implemented opposes after having received a consultation request. The consultation made by the court of the requesting Member State should include a report on the adult together with the reasons for the proposed measure, information on the considered funding and, where possible, the views expressed by the adult concerned, in light of Article 19 of the UNCRPD. Best efforts should be made to ensure that the contemplated placement respects the will and preferences of the adult. The report from the court of the requesting Member State may also include any other information that the court considers pertinent, such as the expected duration of the placement and envisaged supervision of that measure. The reasonable time referred to in Article 33(2) of the HCCH 2000 Protection of Adults Convention to indicate an opposition to a contemplated placement should be interpreted as a period of no longer than three months, in the context of this Regulation.	***taken if the Central Authority, court or competent authority of the Member State in which the placement would be implemented opposes after having received a consultation request. The consultation made by the court of the requesting Member State should include a report on the adult together with the reasons for the proposed measure, information on the considered funding and, where possible, the views expressed by the adult concerned, in light of Article 19 of the UNCRPD. Best efforts should be made to ensure that the contemplated placement respects the will and preferences of the adult. The report from the court of the requesting Member State may also include any other information that the court considers pertinent, such as the expected duration of the placement and envisaged supervision of that measure. The reasonable time referred to in Article 33(2) of the HCCH 2000 Protection of Adults Convention to indicate an opposition to a contemplated placement should be interpreted as a period of no longer than three months, in the context of this Regulation.*** Text Origin: Council Mandate

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Recital 34				
44	(34) In situations where the adult has substantive connections with a Member State other than the one whose authorities have jurisdiction under this Regulation, for example based on his regular presence, or complex financial assets in that State, the appointment of a representative in that other Member State may be required. In those situations, geographical proximity of the representative and good knowledge of the legislation may be necessary to ensure the continuity of the protection of the adult. In cases where that representative in another Member State should be appointed from a competent authority, it should be possible to request the designation of such a representative to the authorities of that other Member State to which the adult has substantive connections, and it should be possible to recover the expenses incurred.	(34) In situations where the adult has substantive connections with a Member State other than the one whose authorities have jurisdiction under this Regulation, for example based on his regular presence, or complex financial assets in that State, the appointment of a representative in that other Member State may be required. In those situations, geographical proximity of the representative and good knowledge of the legislation may be necessary to ensure the continuity of the protection of the adult. In cases where that representative in another Member State should be appointed from a competent authority, it should be possible to request the designation of such a representative to the authorities of that other Member State to which the adult has substantive connections, and it should be possible to recover the expenses incurred.	(34) In situations where ~~the~~**an** adult has ~~substantive~~ connections with a Member State other than the one whose ~~authorities have~~**courts is exercising** jurisdiction under this Regulation, for example **connections** based on ~~his~~**adult's** regular presence, or complex financial assets in that **Member** State, the appointment of a **competent authority as** representative in that other Member State may be required. In those situations, geographical proximity of the representative and good knowledge of the legislation may be necessary**, for example,** to ensure **a smooth implementation of a measure, and of** the continuity of the protection of the adult~~. In cases where that representative in another Member State should be appointed from a competent authority, it should be possible to request the~~ **across borders.** Designation of such a **competent authority as** representative ~~to the authorities of that other Member State to which~~**of** the adult ~~has substantive connections, and it~~ should be possible ~~to recover the expenses incurred~~**if allowed under the national law of the Member State whose competent authority is**	(34) In situations where ~~the~~***an*** adult has ~~substantive~~ connections with a Member State other than the one whose ~~authorities have~~***courts is exercising*** jurisdiction under this Regulation, for example ***connections*** based on ~~his~~***adult's*** regular presence, or complex financial assets in that ***Member*** State, the appointment of a ***competent authority as*** representative in that other Member State may be required. In those situations, geographical proximity of the representative and good knowledge of the legislation may be necessary***, for example,*** to ensure ***a smooth implementation of a measure, and of*** the continuity of the protection of the adult~~. In cases where that representative in another Member State should be appointed from a competent authority, it should be possible to request the~~ ***across borders.*** Designation of such a ***competent authority as*** representative ~~to the authorities of that other Member State to which~~***of*** the adult ~~has substantive connections, and it~~ should be possible ~~to recover the expenses incurred~~***if allowed under the national law of the Member State whose competent authority is designated***. ***Such designation***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			designated. Such designation requires the consent of the Member State in question.	***requires the consent of the Member State in question.*** Text Origin: Council Mandate
Recital 34a				
G 44a			**(34a) For the purposes of this Regulation, courts and competent authorities should be able to communicate and exchange information with courts and competent authorities of other Member States, either directly or through their Central Authorities, subject to applicable rules, such as on protection of personal data. For instance, a court in a Member State contemplating a measure may request a court or a competent authority of another Member State to communicate information relevant to the protection of an adult, if the situation of the adult so requires. This also applies to competent authorities with regard to implementation. In addition, where a court or competent authority determines that an adult present in another Member State is exposed to a serious danger, it should inform the court or competent authority of that Member State. Furthermore, to enhance judicial harmony and consistency of decisions across**	***(34a) For the purposes of this Regulation, courts and competent authorities should be able to communicate and exchange information with courts and competent authorities of other Member States, either directly or through their Central Authorities, subject to applicable rules, such as on protection of personal data. For instance, a court in a Member State contemplating a measure may request a court or a competent authority of another Member State to communicate information relevant to the protection of an adult, if the situation of the adult so requires. This also applies to competent authorities with regard to implementation. In addition, where a court or competent authority determines that an adult present in another Member State is exposed to a serious danger, it should inform the court or competent authority of that Member State. Furthermore, to enhance judicial harmony and consistency of decisions across Member States and ensure that national records*** G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Member States and ensure that national records and registers are up-to-date, a court that modifies, replaces or terminates a measure taken by a court of another Member State should, where appropriate, notify the court which took the measure about such modification, replacement or termination.	***and registers are up-to-date, a court that modifies, replaces or terminates a measure taken by a court of another Member State should, where appropriate, notify the court which took the measure about such modification, replacement or termination.*** Text Origin: Council Mandate
Recital 34b				
G	44b		**(34b) Nevertheless, Central Authorities, courts or competent authorities should not disclose or confirm any information gathered or transmitted for the purposes of this Regulation if they determine that to do so could jeopardise the health, safety or liberty of the adult or another person or place the property of the adult in danger. The assessment should be based on serious and detailed information in order to prevent insufficiently justified non-disclosure. As an example, in circumstances where domestic violence has occurred and a court ordered the new address of the adult not to be disclosed, they may decide to refuse providing contact details of the adult. Where appropriate, it should however be possible for a request under this Regulation to be processed by**	***(34b) Nevertheless, Central Authorities, courts or competent authorities should not disclose or confirm any information gathered or transmitted for the purposes of this Regulation where it could jeopardise the health, safety or liberty of the adult or another person or place the property of the adult in danger. The assessment should be based on reliable and specific information available to them, in order to prevent insufficiently justified non-disclosure. As an example, in circumstances where domestic violence has occurred and a court ordered the new address of the adult not to be disclosed, they may decide to refuse providing contact details of the adult. Where appropriate, it should however be possible for a request under this Regulation to be processed by*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
			Central Authorities, courts and competent authorities without them transmitting, disclosing or confirming the information that could jeopardise the health, safety or liberty of the adult or another person or place the property of the adult in danger.	***Central Authorities, courts and competent authorities without them transmitting, disclosing or confirming the information that could jeopardise the health, safety or liberty of the adult or another person or place the property of the adult in danger. However, in cases where merely making the request could already jeopardise the health, safety or liberty of the adult, there should not be an obligation under this Regulation to make such request.*** Text Origin: Council Mandate	
Recital 34c					
G	44c		**(34c) In order to achieve agreed solutions for the protection of the person or the property of the adult, Member States could encourage, to the extent that the specific circumstances of the case allow, the use of mediation or other means of alternative dispute resolution. This could, for instance, be between the adult and those responsible for his or her protection or support in order to consider a measure which could be beneficial.**	***(34c) In order to achieve agreed solutions for the protection of the person or the property of the adult, Member States could encourage, to the extent that the specific circumstances of the case allow, the use of mediation or other means of alternative dispute resolution. This could, for instance, be between the adult and those responsible for his or her protection or support in order to consider a measure which could be beneficial.*** Text Origin: Council Mandate	G
Recital 34d					
G	44d		**(34d)The extent to which the costs**	***(34d) The extent to which the costs***	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			of implementing a measure are to be borne in the requesting Member State should be determined by the national law of the Member States where a measure is to be implemented. It is up to the requesting Member State to determine who would bear the costs and under which modalities, for example reimbursement. The costs of implementing a measure in another Member State are to be understood as for instance, the costs of placement such as expenses for transferring the person, the costs of designation of a competent authority abroad or the fees paid to the representative. Those costs should only be related to the implementation of a measure covered by the scope of this Regulation.	***of implementing a measure are to be borne in the requesting Member State should be determined by the national law of the Member States where a measure is to be implemented. It is up to the requesting Member State to determine who would bear the costs and under which modalities, for example reimbursement. The costs of implementing a measure in another Member State are to be understood as for instance, the costs of placement such as expenses for transferring the person, the costs of designation of a competent authority abroad or the fees paid to the representative. Those costs should only be related to the implementation of a measure covered by the scope of this Regulation.*** Text Origin: Council Mandate
Recital 34e				
G	44e		**(34e) Member States should not be prevented from entering or maintaining existing agreements or arrangements with one or more other Member States concerning the allocation of costs. This includes the costs related to the implementation of measures in another Member States as well as the costs of Central Authorities**	***(34e) Member States should not be prevented from entering or maintaining existing agreements or arrangements with one or more other Member States concerning the allocation of costs. This includes the costs related to the implementation of measures in another Member States as well as the costs of Central Authorities and***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			and competent authorities.	***competent authorities.*** Text Origin: Council Mandate
Recital 35				
R 45	(35) Representatives of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, should be able to invoke their powers to represent those adults and to protect the interests of those adults without obstacles within the Union. Therefore, representatives should be able to demonstrate easily their status and powers in another Member State, for instance in a Member State in which adult's real property or other assets are located. To enable them to do so, a European Certificate of Representation ('the Certificate') should be created. That Certificate should be a uniform certificate to be issued for use in another Member State. In order to respect the principle of subsidiarity, the Certificate should not take the place of internal documents, which may exist for similar purposes in the Member States.	(35) Representatives of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, should be able to invoke their powers to ***support those adults in exercising their legal capacity or*** represent those adults and to protect the interests of those adults without obstacles within the Union. Therefore, representatives should be able to demonstrate easily their status and powers in another Member State, for instance in a Member State in which adult's real property or other assets are located. To enable them to do so, a European Certificate of ***Support and*** Representation ('the Certificate') should be created. That Certificate should be a uniform certificate to be issued for use in another Member State. In order to respect the principle of subsidiarity, the Certificate should not take the place of internal documents, which may exist for similar purposes in the Member States.	(35) Representatives of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests, should be able to invoke their powers to represent **or support** those adults and to protect the interests of those adults without obstacles within the Union. Therefore, representatives should be able to demonstrate easily their status and powers in another Member State, for instance in a Member State in which adult's real property or other assets are located. To enable them to do so, a European Certificate of **Support and** Representation ('the Certificate') should be created. ~~That~~**The** Certificate should be a uniform certificate to be **intended for use in cross-border situations and** issued for use in another Member State. In order to respect the principle of subsidiarity, the Certificate should not take the place of internal documents, which may exist for similar purposes in the Member States. **The Certificate should produce the same effects in all Member States. The Member**	First part is similar but no agreement on the legal effects R

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			State of issuance could determine in its national law that the Certificate should produce effects when used in that State.	
Recital 36				
46	(36) The Certificate can be requested by the adult's representative on the basis of an existing measure or confirmed powers of representation (the 'source measure' and 'source confirmed powers of representation'). It should thus only be issued in situations where an adult is effectively not in a position to protect his or her interests and the representative is entitled to actively represent that adult in one or more specific matters. The Certificate should include information on the extent of the powers which the representative is entitled to exercise on behalf of an adult and, where relevant, on the matters where the representative is not entitled to act or is entitled to act under certain conditions.	(36) The Certificate can be requested by ***the adult or, where applicable, by the*** the adult's representative on the basis of an existing measure or confirmed powers of representation (the 'source measure' and 'source confirmed powers of representation'). It should thus only be issued in situations where an adult is ***being supported in their decision-making or where they are*** effectively not in a position to protect his or her interests and the representative is entitled to actively represent that adult in one or more specific matters. The Certificate should include information on the extent of the powers which the representative is entitled to exercise on behalf of an adult and, where relevant, on the matters where the representative is not entitled to act or is entitled to act under certain conditions.	(36) The Certificate can be requested by the adult~~'s~~ **or a** representative on the basis of an existing measure or confirmed powers of representation ~~(the 'source measure' and 'source confirmed powers of representation')~~. It should thus only be issued in situations where an adult is ~~effectively~~ not**, either partially or completely,** in a position to protect his or her interests and the representative is entitled to actively represent **or support** that adult in one or more specific matters. The Certificate should include information on the **matters in which the representative is entitled to represent or support the adult and on the** extent of the powers which the representative is entitled to exercise ~~on behalf of an~~**. The said matters could be, for instance, the control, management and disposition of the adult's real property or other assets, the acquisition of real property or other assets, the carrying out of a contract entered into by the adult, the carrying on, by the** adult **or on the adult's behalf, of any trade or**	(36) The Certificate can be requested by the adult~~'s~~ ***or a*** representative on the basis of an existing measure or confirmed powers of representation ~~*(the 'source measure' and 'source confirmed powers of representation')*~~. It should thus only be issued in situations where an adult is ~~*effectively*~~ not***, either partially or completely,*** in a position to protect his or her interests and the representative is entitled to actively represent ***or support*** that adult in one or more specific matters. The Certificate should include information on the ***matters in which the representative is entitled to represent or support the adult and on the*** extent of the powers which the representative is entitled to exercise ~~*on behalf of an*~~***. The said matters could be, for instance, the control, management and disposition of the adult's real property or other assets, the acquisition of real property or other assets, the carrying out of a contract entered into by the adult, the carrying on, by the*** adult ***or on***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			business, the discharge of the adult's responsibilities and legal obligations~~and~~, the conduct of legal proceedings and transactions in the adult's name or on the adult's behalf, decisions concerning the adult's personal welfare and place of residence and medical decisions, including giving and refusing consent to the carrying out of a medical treatment. If the measure or confirmed powers of representation allows the representative to support the adult the Certificate should indicate what this entails. A matter in which the representative is entitled to support the adult could, for instance, be to support the adult in court proceedings or proceedings before authorities. Where ~~relevant~~**applicable, the Certificate should include information** on the matters where the representative is not entitled to act or is entitled to act under certain conditions **or with certain limitations. Such conditions or limitations may, depending on the circumstances, include requirements for a prior authorisation by a court or supervisory authority before certain transactions can be performed, the obligation for multiple representatives to act or**	***the adult's behalf, of any trade or business, the discharge of the adult's responsibilities and legal obligations~~and~~, the conduct of legal proceedings and transactions in the adult's name or on the adult's behalf, decisions concerning the adult's personal welfare and place of residence and medical decisions, including giving and refusing consent to the carrying out of a medical treatment. If the measure or confirmed powers of representation allows the representative to support the adult the Certificate should indicate what this entails. A matter in which the representative is entitled to support the adult could, for instance, be to support the adult in court proceedings or proceedings before authorities.*** Where ~~relevant~~***applicable, the Certificate should include information*** on the matters where the representative is not entitled to act or is entitled to act under certain conditions ***or with certain limitations. Such conditions or limitations may, depending on the circumstances, include requirements for a prior authorisation by a court or supervisory authority before certain transactions can be performed, the obligation for multiple representatives to act or make***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			make decisions jointly, or the stipulation that the representative acts solely in support of the adult.	***decisions jointly, or the stipulation that the representative acts solely in support of the adult.*** Text Origin: Council Mandate
Recital 37				
G 47	(37) The use of the Certificate should not be mandatory. This means that a representative of an adult entitled to apply for a Certificate should be under no obligation to do so but should be free to use national documents or other instruments available under this Regulation (a measure or an authentic instrument) when invoking his or her powers in another Member State. Persons acting on their own behalf should not be required to present a Certificate, so the Certificate should be issued only for representatives who need to demonstrate their powers to act in support or on behalf of an adult.	(37) The use of the Certificate should not be mandatory. This means that a representative of ~~an~~***a*** adult entitled to apply for a Certificate should be under no obligation to do so but should be free to use national documents or other instruments available under this Regulation (a measure or an authentic instrument) when invoking his or her powers in another Member State. Persons acting on their own behalf should not be required to present a Certificate, ~~so~~***but should have the possibility of choosing when*** the Certificate should be ~~issued only for~~***used by a representative. It should be possible, however, for the Certificate to be used by*** representatives who need to demonstrate their powers to act in support or on behalf of an adult.	(37) The use of the Certificate should not be mandatory. This means that a representative of an adult entitled to apply for a Certificate should be under no obligation to do so but should be free to use national documents or other instruments available under this Regulation (a measure or an authentic instrument) when invoking his or her powers in another Member State. Persons acting on their own behalf should not be required to present a Certificate, so the Certificate should be issued only for representatives who need to demonstrate their powers to act in support or on behalf of an adult. **In respect for the autonomy of the adult, the Certificate should not be used or requested as a means of proving an adult's capacity or incapacity in general or in relation to a specific matter.**	(37) The use of the Certificate should not be mandatory. This means that ***the adult or*** a representative of an adult***, who are*** entitled to apply for a Certificate ***or to whom a Certificate has been issued,*** should be under no obligation to ~~do so~~***apply for or use the Certificate,*** but should be free to use national documents or other instruments available under this Regulation (a measure or an authentic instrument) ~~when invoking his or her powers in another Member State~~. Persons acting on their own behalf should not be required to present a Certificate, so the Certificate should be issued only ~~for representatives who need~~ to demonstrate ~~their~~ powers to act in support or on behalf of an adult. ***In respect for the autonomy of the adult, the Certificate should not be used or requested as a means of proving an adult's capacity or incapacity in general or in relation to a specific matter.*** G
Recital 38				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
48	(38) To expedite the issuance of the Certificate and to ensure that the competent authority issuing the Certificate has sufficient information about the case at hand, the competence to issue the Certificate should be vested with the competent authority, which has either taken the measure or confirmed the powers of representation, or with another competent authority that has access to information on the source measure or the source powers of representation ('issuing authority'). It should be for each Member State to designate its issuing authorities and to determine whether they may involve other competent bodies in the issuing process. The Member States should communicate to the Commission the relevant information concerning the authorities empowered to issue a Certificate in order for that information to be made publicly available.	(38) To expedite the issuance of the Certificate and to ensure that the competent authority issuing the Certificate has sufficient information about the case at hand, the competence to issue the Certificate should be vested with the competent authority, which has either taken the measure or confirmed the powers of representation, or with another competent authority that has access to information on the source measure or the source powers of representation ('issuing authority'). It should be for each Member State to designate its issuing authorities and to determine whether they may involve other competent bodies in the issuing process. The Member States should communicate to the Commission the relevant information concerning the authorities empowered to issue a Certificate in order for that information to be made publicly available.	(38) To expedite the issuance of the Certificate and to ensure that the **court or** competent authority issuing the Certificate has sufficient information about the case at hand, the competence to issue the Certificate should be vested with the **court or** competent authority **of a Member State**, which has either taken the measure or confirmed the powers of representation, or with another **court or** competent authority that has access to information on ~~the source~~**that** measure or ~~the source~~**confirmed** powers of representation ('issuing authority'). It should be for each Member State to designate its issuing authorities **among one or more of the said courts and authorities, where applicable,** and to determine whether they may involve other competent ~~bodies~~**authorities** in the issuing process. The Member States should communicate to the Commission the relevant information concerning the **issuing** authorities empowered to issue a Certificate in order for that information to be made publicly available.	(38) To expedite the issuance of the Certificate and to ensure that the ***court or*** competent authority issuing the Certificate has sufficient information about the case at hand, the competence to issue the Certificate should be vested with the ***court or*** competent authority ***of a Member State***, which has either taken the measure or confirmed the powers of representation, or with another ***court or*** competent authority that has access to information on ~~*the source*~~***that*** measure or ~~*the source*~~***confirmed*** powers of representation ('issuing authority'). It should be for each Member State to designate its issuing authorities ***among one or more of the said courts and authorities, where applicable,*** and to determine whether they may involve other competent ~~*bodies*~~***authorities*** in the issuing process. The Member States should communicate to the Commission the relevant information concerning the ***issuing*** authorities empowered to issue a Certificate in order for that information to be made publicly available. Text Origin: Council Mandate
Recital 39				
49	(39) To ensure that the process of	(39) To ensure that the process of	(39) To ensure that the process of	(39) To ensure that the process of

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	the issuance of the Certificate is uniform throughout the Union, this Regulation should provide rules on the issuance of the Certificate. The issuing authority should issue the Certificate upon application and after verifying the elements to be certified. The process for the application for and the issuance of the Certificate should be simplified by the fact that the authority issuing the Certificate has access to the source measure or source confirmed powers of representation and has knowledge concerning their continued validity and the information contained therein. Where feasible, the issuing authority should consult the system of interconnection of protection registers established in this Regulation before the issuance of the Certificate to verify whether a conflicting measure or powers of representation exist in another Member State. Where the applicant indicates in the application for a Certificate that the Certificate should serve to demonstrate their powers for a specific purpose or in a specific context, the issuing authority should, as far as possible, include in the Certificate sufficiently detailed information that reflects that purpose or context. The original of the Certificate should remain with the	the issuance of the Certificate is uniform throughout the Union, this Regulation should provide rules on the issuance of the Certificate. The issuing authority should issue the Certificate upon application and after verifying the elements to be certified. The process for the application for and the issuance of the Certificate should be simplified by the fact that the authority issuing the Certificate has access to the source measure or source confirmed powers of representation and has knowledge concerning their continued validity and the information contained therein. ~~*Where feasible, the issuing authority should consult the system of interconnection of protection registers established in this Regulation before the issuance of the Certificate to verify whether a conflicting measure or powers of representation exist in another Member State*~~. Where the applicant indicates in the application for a Certificate that the Certificate should serve to demonstrate their powers for a specific purpose or in a specific context, the issuing authority should, as far as possible, include in the Certificate sufficiently detailed information that reflects that purpose or context. The original of the Certificate should remain with the	the issuance of the Certificate is uniform throughout the Union, this Regulation should provide rules on the issuance of the Certificate. The issuing authority should issue the Certificate upon application and after verifying **that the conditions for the issuance have been fulfilled. The process of verification should ensure that the Certificate corresponds to the content of the measure or confirmed power of representation** ~~the elements to be certified~~. The process for the application for and the issuance of the Certificate should be simplified by the fact that the **issuing** authority issuing the Certificate has access to the ~~source~~ measure or ~~source~~ confirmed powers of representation **on the basis of which the Certificate is to be issued** and has knowledge concerning their continued validity and the information contained therein. ~~Where feasible,~~ The issuing authority should ~~consult the system of interconnection of protection registers established in this Regulation before~~**be able to request from the applicant, or other persons such as the adult or another representative, or courts and competent authorities of other Member States, additional**	the issuance of the Certificate is uniform throughout the Union, this Regulation should provide rules on the issuance of the Certificate. The issuing authority should issue the Certificate upon application and after verifying ***that the conditions for the issuance have been fulfilled. The process of verification should ensure that the Certificate corresponds to the content of the measure or confirmed power of representation*** ~~*the elements to be certified*~~. The process for the application for and the issuance of the Certificate should be simplified by the fact that the ***issuing*** authority issuing the Certificate has access to the ~~*source*~~ measure or ~~*source*~~ confirmed powers of representation ***on the basis of which the Certificate is to be issued*** and has knowledge concerning their continued validity and the information contained therein. ~~*Where feasible,*~~ The issuing authority should ~~*consult the system of interconnection of protection registers established in this Regulation before*~~***be able to request from the applicant, or other persons such as the adult or another representative, or courts and competent authorities of other Member States, additional information and documents necessary for verifying the***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	issuing authority, which should issue one or more certified copies of the Certificate to the applicant. The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages.	issuing authority, which should issue one or more certified copies of the Certificate to the applicant. The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages.	**information and documents necessary for verifying the conditions for** the issuance of the Certificate ~~to verify whether a conflicting~~. **The verification process should not include a review of the substance of the** measure or ~~powers~~**the confirmed power** of representation ~~exist in another Member State. Where the applicant indicates in the application for a Certificate that the Certificate should serve to demonstrate their powers for a specific purpose or in a specific context, the issuing authority should, as far as possible, include in the Certificate sufficiently detailed information that reflects that purpose or context. The original of the Certificate should remain with the issuing authority, which should issue one or more certified copies of the Certificate to the applicant. The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages.~~	***conditions for*** the issuance of the Certificate ~~*to verify whether a conflicting*~~***. The verification process should not include a review of the substance of the*** measure or ~~*powers*~~***the confirmed power*** of representation ~~*exist in another Member State. Where the applicant indicates in the application for a Certificate that the Certificate should serve to demonstrate their powers for a specific purpose or in a specific context, the issuing authority should, as far as possible, include in the Certificate sufficiently detailed information that reflects that purpose or context. The original of the Certificate should remain with the issuing authority, which should issue one or more certified copies of the Certificate to the applicant. The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages.*~~ Text Origin: Council Mandate
Recital 39a				
G	49a		**(39a) The Certificate should indicate in which matters and to**	***(39a) The Certificate should indicate in which matters and to*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			which extent the representative is authorised to represent or support the adult, on the basis of the measure or confirmed powers of representation. As appropriate, the issuing authority shouldalso indicate any limitations of the representative's powers, or conditions attached to such powers, or in a negative fashion, which powers the representative does not have. Such limitations could follow from the national law of the issuing State, but also from the law of another State applicable to the matter.	***which extent the representative is authorised to represent or support the adult, on the basis of the measure or confirmed powers of representation. As appropriate, the issuing authority shouldalso indicate any limitations of the representative's powers, or conditions attached to such powers, or in a negative fashion, which powers the representative does not have. Such limitations could follow from the national law of the issuing State, but also from the law of another State applicable to the matter.*** Text Origin: Council Mandate
Recital 39b				
G 49b			**(39b)The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages. The original of the Certificate which was not issued in a digital format should remain with the issuing authority. Member States could decide the format in which the Certificate is issued. Where possible under national law, it**	***(39b) The Certificate should be issued in a mandatory form set out in the annex to this Regulation. To reduce translation costs when the Certificate is presented in another Member State, the form for the Certificate set out in the annex to this Regulation should be available in all Union languages. The original of the Certificate which was not issued in a digital format should remain with the issuing authority. Member States could decide the format in which the Certificate is issued. Where possible under national law, it should be*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
			should be issued upon request in a digital format that has been signed or sealed in accordance with Regulation (EU) No 910/2014 of the European Parliament and of the Council[1] or as a qualified electronic attestation of attributes or an electronic attestation of attributes issued by or on behalf of a public sector body responsible for an authentic source to the applicant's European Digital Identity Wallet set out in that Regulation. It should be permitted to complement paper-based certified copies with a digital format of the Certificate, allowing the applicant to choose the digital format, the certified copy, or both. When requested, the issuing authority should confirm the validity of the Certificate, to any person demonstrating a legitimate interest, within reasonable time. **1. Regulation (EU) 2024/1183 of the European Parliament and of the Council of 11 April 2024 amending Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024).**	***issued upon request in a digital format that has been signed or sealed in accordance with Regulation (EU) No 910/2014 of the European Parliament and of the Council[1] or as a qualified electronic attestation of attributes or an electronic attestation of attributes issued by or on behalf of a public sector body responsible for an authentic source to the applicant's European Digital Identity Wallet set out in that Regulation. It should be permitted to complement paper-based certified copies with a digital format of the Certificate, allowing the applicant to choose the digital format, the certified copy, or both. When requested, the issuing authority should confirm the validity of the Certificate, to any person demonstrating a legitimate interest, within reasonable time.*** *1. Regulation (EU) 2024/1183 of the European Parliament and of the Council of 11 April 2024 amending Regulation (EU) No 910/2014 as regards establishing the European Digital Identity Framework (OJ L, 2024/1183, 30.4.2024).* Text Origin: Council Mandate	
Recital 40					
G	50	(40) To ensure that the Certificate and its certified copies remain up-to-	(40) To ensure that the Certificate and its certified copies remain up-to-	(40) To ensure that the Certificate and its certified copies remain up-to-	(40) To ensure that the Certificate and its certified copies remain up-to-	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	date and based on a valid source measure of source confirmed powers of representation, the validity of the Certificate and of its certified copies should be limited in time. Upon the expiry of the Certificate, the issuing authority may issue a new Certificate if all the elements for the issuance of the Certificate are verified. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should be in principle limited to one year. However, the issuing authority may determine the validity period of the Certificate differently on a case-by-case basis, in particular bearing in mind the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties transacting with the representative. The issuing authority should consider in particular the nature and the expected duration of the protection, the validity of the source measure, any arrangements made by the adult in the source confirmed powers of representation, as well as the objective that the Certificate	date and based on a valid source measure of source confirmed powers of representation, the validity of the Certificate and of its certified copies should be limited in time. Upon the expiry of the Certificate, the issuing authority may issue a new Certificate if all the elements for the issuance of the Certificate are verified. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should be in principle limited to one year. However, the issuing authority may determine the validity period of the Certificate differently on a case-by-case basis, in particular bearing in mind the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties transacting with the representative. The issuing authority should consider in particular the nature and the expected duration of the protection, the validity of the source measure, any arrangements made by the adult in the source confirmed powers of representation, as well as the objective that the Certificate	date and based on a valid ~~source~~ measure ~~of source~~**or** confirmed powers of representation, the validity of the Certificate and of its certified copies should be limited in time. Upon the expiry of the Certificate, the issuing authority may issue a new Certificate if all the ~~elements~~**conditions** for the issuance of the Certificate are ~~verified~~**fulfilled**. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should be in principle limited to one year. However, the issuing authority may determine the validity period of the Certificate differently on a case-by-case basis, in particular bearing in mind the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties ~~transacting~~**dealing** with the representative. The issuing authority should consider in particular the nature and the expected duration of the protection, the validity of the ~~source~~ measure **on the basis of which the Certificate is to be**	date and based on a valid ~~*source*~~ measure ~~*of source*~~***or*** confirmed powers of representation, the validity of the Certificate and of its certified copies should be limited in time. Upon the expiry of the Certificate, the issuing authority may issue a new Certificate if all the ~~*elements*~~***conditions*** for the issuance of the Certificate are ~~*verified*~~***fulfilled***. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should be in principle limited to one year. However, the issuing authority may determine the validity period of the Certificate differently on a case-by-case basis, in particular bearing in mind the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties ~~*transacting*~~***dealing*** with the representative. The issuing authority should consider in particular the nature and the expected duration of the protection, the validity of the ~~*source*~~ measure ***on the basis of which the Certificate is to be issued***,

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the source measure is to last less than a year, or issue it for a longer period than a year, for instance where the source measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal. The validity period of the certified copies of the Certificate should correspond to the validity period of the Certificate.	should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the source measure is to last less than a year, or issue it for a longer period than a year, for instance where the source measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal. The validity period of the certified copies of the Certificate should correspond to the validity period of the Certificate.	**issued**, any arrangements made by the adult in the ~~source~~ confirmed powers of representation **on the basis of which the Certificate is to be issued**, as well as the objective that the Certificate should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the ~~source~~ measure **on the basis of which the Certificate is to be issued** is to last less than a year~~, or~~**. The issuing authority may also** issue it for a longer period than a year, for instance where ~~the source~~**that** measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal**, or where the confirmed powers of representation on which the Certificate is based are of unlimited duration. In any event, the validity of the Certificate should not exceed the duration of the measure or the confirmed powers of representation on which it is based, or a maximum period of five years, whichever is shorter**. The validity period of the certified copies of the Certificate should correspond to the validity period of the Certificate.	any arrangements made by the adult in the ~~*source*~~ confirmed powers of representation ***on the basis of which the Certificate is to be issued***, as well as the objective that the Certificate should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the ~~*source*~~ measure ***on the basis of which the Certificate is to be issued*** is to last less than a year~~*, or*~~***. The issuing authority may also*** issue it for a longer period than a year, for instance where ~~*the source*~~***that*** measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal***, or where the confirmed powers of representation on which the Certificate is based are of unlimited duration. In any event, the validity of the Certificate should not exceed the duration of the measure or the confirmed powers of representation on which it is based, or a maximum period of five years, whichever is shorter***. The validity period of the certified copies of the Certificate should correspond to the validity period of the Certificate.

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Recital 41				
G 51	(41) The Certificate should produce the same effects in all Member States. It should not be an enforceable title in its own right but should have an evidentiary effect and should be presumed to demonstrate accurately elements included in the Certificate which have been established under the law applicable to the protection of a particular adult or under any other law applicable to specific elements. That presumption of accuracy is strengthened by the fact that before issuing the Certificate, the issuing authority should verify, including through the system of interconnection, that the source measure or the source confirmed powers of representation remain valid and have not been replaced by a later measure or confirmed powers of representation. However, the evidentiary effects of the Certificate should not extend to elements which are not governed by this Regulation, such as to the question whether or not a particular asset belonged to the adult.	(41) The Certificate should produce the same effects in all Member States. It should not be an enforceable title in its own right but should have an evidentiary effect and should be presumed to demonstrate accurately elements included in the Certificate which have been established under the law applicable to the protection of a particular adult or under any other law applicable to specific elements. That presumption of accuracy is strengthened by the fact that before issuing the Certificate, the issuing authority should verify, ~~*including through the system of interconnection,*~~ that the source measure or the source confirmed powers of representation remain valid and have not been replaced by a later measure or confirmed powers of representation. However, the evidentiary effects of the Certificate should not extend to elements which are not governed by this Regulation, such as to the question whether or not a particular asset belonged to the adult.	(41) The Certificate ~~should produce the same effects in all Member States. It~~ should not be an enforceable title in its own right but should have an evidentiary effect and should be presumed to demonstrate accurately **the** elements included in the Certificate ~~which have been established under the law applicable to the protection of a particular adult or under any other law applicable to specific elements~~. That presumption of accuracy is strengthened by the fact that before issuing the Certificate, the issuing authority should verify~~, including through the system of interconnection,~~ that the ~~source~~ measure or the ~~source~~ confirmed powers of representation **on the basis of which the Certificate is to be issued** remain valid and have not been replaced by a later measure or confirmed powers of representation. ~~However,~~**The presumption should be rebuttable.** The evidentiary effects of the Certificate should not extend to elements which are not governed by this Regulation, such as to the question whether or not a particular asset belonged to the adult.	(41) The Certificate ~~*should produce the same effects in all Member States. It*~~ should not be an enforceable title in its own right but should have an evidentiary effect and should be presumed to demonstrate accurately ***the*** elements included in the Certificate ~~*which have been established under the law applicable to the protection of a particular adult or under any other law applicable to specific elements*~~. That presumption of accuracy is strengthened by the fact that before issuing the Certificate, the issuing authority should verify~~*, including through the system of interconnection,*~~ that the ~~*source*~~ measure or the ~~*source*~~ confirmed powers of representation ***on the basis of which the Certificate is to be issued*** remain valid and have not been replaced by a later measure or confirmed powers of representation. ~~*However,*~~***The presumption should be rebuttable.*** The evidentiary effects of the Certificate should not extend to elements which are not governed by this Regulation, such as to the question whether or not a particular asset belonged to the adult. G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Recital 42				
52	(42) Any person who deals with a representative indicated in a valid Certificate as being entitled to represent an adult in a specific matter should be afforded appropriate guarantees if he or she acted in good faith relying on the accuracy of the information certified in the Certificate. The same guarantee should be afforded to any person who, relying on the information certified in a valid Certificate, gives access to the adult's representative to real property or other assets of the adult, makes payments to the representative, or buys or receives property from that representative, where the representative is indicated in a valid Certificate as being entitled to act on behalf of the adult in those matters. The protection should be ensured if certified copies which are still valid are presented.	(42) Any person who deals with a representative indicated in a valid Certificate as being entitled to represent an adult in a specific matter should be afforded appropriate guarantees if ~~he or she~~*they* acted in good faith relying on the accuracy of the information certified in the Certificate. The same guarantee should be afforded to any person who, relying on the information certified in a valid Certificate, gives access to the adult's representative to real property or other assets of the adult, makes payments to the representative, or buys or receives property from that representative, where the representative is indicated in a valid Certificate as being entitled to act on behalf of the adult in those matters. The protection should be ensured if certified copies which are still valid are presented.	(42) Any person **presented with a Certificate** who deals with a representative ~~indicated in a valid Certificate as being entitled to represent an adult in a specific matter~~ should be afforded appropriate guarantees if ~~he or she~~**that person** acted in good faith relying on the accuracy of the information certified in the Certificate. **An example of inaccuracy could be the situation where the power of representation or the measure has ceased. The person presented with the Certificate** ~~The same guarantee~~ should be ~~afforded to any~~**deemed to have dealt with a representative authorised to represent or support the adult in the matters and to the extent specified in the Certificate, provided that any limitations and conditions set out in the Certificate are duly observed. This may include for instance where the** person who, relying on the information certified in a valid Certificate, gives access to the adult's representative to real property or other assets of the adult, makes payments to the representative, or buys or receives property from that representative~~,~~	(42) Any person *presented with a Certificate* who deals with a representative ~~*indicated in a valid Certificate as being entitled to represent an adult in a specific matter*~~ should be afforded appropriate guarantees if ~~*he or she*~~*that person* acted in good faith relying on the accuracy of the information certified in the Certificate. *An example of inaccuracy could be the situation where the power of representation or the measure has ceased. The person presented with the Certificate* ~~*The same guarantee*~~ should be ~~*afforded to any*~~*deemed to have dealt with a representative authorised to represent or support the adult in the matters and to the extent specified in the Certificate, provided that any limitations and conditions set out in the Certificate are duly observed. This may include for instance where the* person who, relying on the information certified in a valid Certificate, gives access to the adult's representative to real property or other assets of the adult, makes payments to the representative, or buys or receives property from that representative~~,~~ ~~*where the representative is indicated*~~

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			~~where the representative is indicated in a valid Certificate as being entitled to act on behalf of the adult in those matters. The protection should be ensured if certified copies which are still valid are presented.~~	~~*in a valid Certificate as being entitled to act on behalf of the adult in those matters*. *The protection should be ensured if certified copies which are still valid are presented.*~~ Text Origin: Council Mandate
Recital 43				
G 53	(43) To ensure access to justice and to improve the reliability of the Certificate, it is necessary to provide for redress against decisions of the issuing authority to issue or to refuse to issue a Certificate or decision to rectify, modify or withdraw a Certificate. Where the Certificate is rectified, modified or withdrawn, the issuing authority should inform the persons to whom certified copies have been issued so as to avoid wrongful use of such copies.	(43) To ensure access to justice and to improve the reliability of the Certificate, it is necessary to provide for redress against decisions of the issuing authority to issue or to refuse to issue a Certificate or decision to rectify, modify or withdraw a Certificate. Where the Certificate is rectified, modified or withdrawn, the issuing authority should inform the persons to whom certified copies have been issued so as to avoid wrongful use of such copies.	(43) To ensure access to justice and to improve the reliability of the Certificate, it is necessary to provide for **the possibility to rectify, modify or withdraw a Certificate, as well as for a** redress against decisions of the issuing authority to issue or to refuse to issue a Certificate or decision to rectify, modify or withdraw a Certificate. **In particular, it should be possible to modify or withdraw a Certificate where it is established that the Certificate or the individual elements thereof are not accurate or valid. The withdrawal should occur where the inaccuracy or invalidity cannot be corrected by modifying the Certificate, such as when the adult is no longer in need of protection, the representative identified in the Certificate is not authorized to represent or support the adult, or the powers indicated in the Certificate substantially differ from those in the measure or confirmed powers of**	(43) To ensure access to justice and to improve the reliability of the Certificate, it is necessary to provide for ***the possibility to rectify, modify or withdraw a Certificate, as well as for a*** redress against decisions of the issuing authority to issue or to refuse to issue a Certificate or decision to rectify, modify or withdraw a Certificate. ***In particular, it should be possible to modify or withdraw a Certificate where it is established that the Certificate or the individual elements thereof are not accurate or valid. The withdrawal should occur where the inaccuracy or invalidity cannot be corrected by modifying the Certificate, such as when the adult is no longer in need of protection, the representative identified in the Certificate is not authorized to represent or support the adult, or the powers indicated in the Certificate substantially differ from those in the measure or confirmed powers of representation on the basis of which the Certificate*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			representation on the basis of which the Certificate is issued. Where the Certificate is rectified, modified or withdrawn, the issuing authority should **promptly** inform ~~the~~**relevant** persons**, especially those** to whom certified copies **of the Certificate or the Certificate in a digital format** have been issued**,** so as to avoid **their** wrongful use**. A withdrawn Certificate or a previous version of a modified Certificate should be deemed invalid and should not produce legal effects. Member States should also be able to provide that the related certified** ~~of such~~ copies **should be returned to the issuing authority**.	***is issued.*** Where the Certificate is rectified, modified or withdrawn, the issuing authority should ***promptly*** inform ~~the~~***relevant*** persons***, especially those*** to whom certified copies ***of the Certificate or the Certificate in a digital format*** have been issued***,*** so as to avoid ***their*** wrongful use***. A withdrawn Certificate or a previous version of a modified Certificate should be deemed invalid and should not produce legal effects. Member States should also be able to provide that the related certified*** ~~of such~~ copies ***should be returned to the issuing authority***. Text Origin: Council Mandate
Recital 44				
54	(44) To ensure a continuous protection of adults in cross-border situations in the Union, competent authorities and Central Authorities should have access to relevant information on the existence of measures taken by other authorities, including those measures that have been taken in another Member State. In addition, it is crucial for safeguarding of the right to autonomy and freedom to make one's own choices that the will expressed by an adult in powers of representation is respected, even in	(44) To ensure a continuous protection of adults in cross-border situations in the Union, competent authorities and Central Authorities should have access to relevant information on the existence of measures taken by other authorities, including those measures that have been taken in another Member State. In addition, it is crucial for safeguarding of the right to autonomy and freedom to make one's own choices that the will expressed by an adult in powers of representation is respected, even in	*deleted*	*deleted*

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	cases where those powers of representation have been granted by the adult in another Member State or confirmed by competent authorities of another Member State. In order to improve the provision of information to relevant competent authorities and Central Authorities and to prevent parallel proceedings or failure to take account of powers of representation, Member States should be required to set up and maintain one or more registers recording data related to the protection of adults. Protection registers should record mandatory information concerning measures taken by their authorities and, where their national law provides for a confirmation by a competent authority of powers of representation, mandatory information concerning those confirmed powers of representation. To ensure interoperability and availability of information related to the protection of adults in the Union, those Member States that have established, prior to the adoption of this Regulation, registers of protection measures, of confirmed powers of representation, or other types of powers of representation which are registered under their national law, should make the same mandatory information available in	cases where those powers of representation have been granted by the adult in another Member State or confirmed by competent authorities of another Member State. ~~*In order to improve the provision of information to relevant competent authorities and Central Authorities and to prevent parallel proceedings or failure to take account of powers of representation, Member States should be required to set up and maintain one or more registers recording data related to the protection of adults. Protection registers should record mandatory information concerning measures taken by their authorities and, where their national law provides for a confirmation by a competent authority of powers of representation, mandatory information concerning those confirmed powers of representation. To ensure interoperability and availability of information related to the protection of adults in the Union, those Member States that have established, prior to the adoption of this Regulation, registers of protection measures, of confirmed powers of representation, or other types of powers of representation which are registered under their national law, should make the same mandatory information available in*~~		

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	those registers.	~~*those registers.*~~		
Recital 45				
G *55*	*(45)* To ensure that the information provided through the system of interconnection is relevant, Member States should not be prevented from making available through the system of interconnection additional information besides the mandatory information. In particular, Member States should have the possibility to make available through the system of interconnection information in relation to the nature of the measure, the name of the representative, or historical data concerning measures and powers of representation recorded prior to the application of this Regulation.	*deleted*	*deleted*	*deleted* G
Recital 46				
G *56*	*(46)* To facilitate access to the information recorded in protection registers or registers of other powers of representation for competent authorities and Central Authorities with a legitimate interest located in other Member States, those registers of measures, confirmed powers of representation, or other types of powers of representation should be interconnected. This Regulation should provide legal basis for that interconnection.	*deleted*	*deleted*	*deleted* G
Recital 47				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
57	*(47)* The interconnection of Member States' registers is an essential component of the cooperation mechanism to safeguard the rights of adults in cross-border cases and ensure legal certainty in the Union. Member States should hence ensure that the information stored in their registers is up-to-date. The authorities of a Member State, when amending or terminating a measure taken in another Member State, should ensure that appropriate information is provided to the authorities of that other Member State, in particular so that the other Member State can update its protection register(s).	*deleted*	*deleted*	*deleted*
Recital 48				
58	*(48)* Modern and time-efficient means of written communication among Member States' competent authorities and Central Authorities should be ensured. For the proceedings under this Regulation, written communication between Member States competent authorities and Central Authorities should, as a rule, be carried out by electronic means, via a secure and reliable decentralised IT system. The decentralised IT system should be comprised of the back-end systems of Member States and interoperable access points, including the	(48) Modern and time-efficient means of written communication among Member States' competent authorities and Central Authorities should be ensured. For the proceedings under this Regulation, written communication between Member States competent authorities and Central Authorities should, as a rule, be carried out by electronic means, via a secure and reliable decentralised IT system. The decentralised IT system should be comprised of the back-end systems of Member States and interoperable access points, including the	(48) Modern and time-efficient means of ~~written~~ communication among Member States' **courts,** competent authorities and Central Authorities should be ensured. For the proceedings under this Regulation, ~~written~~ communication between Member States**' courts,** competent authorities and Central Authorities should, as a rule, be carried out by electronic means, via a secure and reliable decentralised IT system. The decentralised IT system should be comprised of the back-end systems of Member States and interoperable access points,	(48) Modern and time-efficient means of ~~*written*~~ communication among Member States' ***courts,*** competent authorities and Central Authorities should be ensured. For the proceedings under this Regulation, ~~*written*~~ communication between Member States***' courts,*** competent authorities and Central Authorities should, as a rule, be carried out by electronic means, via a secure and reliable decentralised IT system. The decentralised IT system should be comprised of the back-end systems of Member States and interoperable access points,

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	European electronic access point, through which they should be interconnected. The access points of the decentralised IT system should be based on the e-CODEX system established by Regulation (EU) 2022/850 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2022/850 of the European Parliament and of the Council of 30 May 2022 on a computerised system for the cross-border electronic exchange of data in the area of judicial cooperation in civil and criminal matters (e-CODEX system), and amending Regulation (EU) 2018/1726 (OJ L 150, 1.6.2022, p. 1).	European electronic access point, through which they should be interconnected. The access points of the decentralised IT system should be based on the e-CODEX system established by Regulation (EU) 2022/850 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2022/850 of the European Parliament and of the Council of 30 May 2022 on a computerised system for the cross-border electronic exchange of data in the area of judicial cooperation in civil and criminal matters (e-CODEX system), and amending Regulation (EU) 2018/1726 (OJ L 150, 1.6.2022, p. 1).	including the European electronic access point~~, through which they should be interconnected~~. The access points of the decentralised IT system should be based on the e-CODEX system established by Regulation (EU) 2022/850 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2022/850 of the European Parliament and of the Council of 30 May 2022 on a computerised system for the cross-border electronic exchange of data in the area of judicial cooperation in civil and criminal matters (e-CODEX system), and amending Regulation (EU) 2018/1726 (OJ L 150, 1.6.2022, p. 1).	including the European electronic access point~~, through which they should be interconnected~~. The access points of the decentralised IT system should be based on the e-CODEX system established by Regulation (EU) 2022/850 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2022/850 of the European Parliament and of the Council of 30 May 2022 on a computerised system for the cross-border electronic exchange of data in the area of judicial cooperation in civil and criminal matters (e-CODEX system), and amending Regulation (EU) 2018/1726 (OJ L 150, 1.6.2022, p. 1). Text Origin: Council Mandate
Recital 48a				
G 58a			**(48a) For the purposes of this Regulation, Member States should be able to use software developed by the Commission (reference implementation software) instead of a national IT system. That reference implementation software should be based on a modular setup, meaning that the software is packaged and delivered separately from the e-CODEX components needed to connect it to the decentralised IT system. Such a setup should enable Member States to reuse or enhance their**	***(48a) For the purposes of this Regulation, Member States should be able to use software developed by the Commission (reference implementation software) instead of a national IT system. That reference implementation software should be based on a modular setup, meaning that the software is packaged and delivered separately from the e-CODEX components needed to connect it to the decentralised IT system. Such a setup should enable Member States to reuse or enhance their existing*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			existing national communication infrastructure for the purpose of cross-border use.	***national communication infrastructure for the purpose of cross-border use.*** Text Origin: Council Mandate
Recital 48b				
G 58b			**(48b) The Commission should be responsible for the creation, development and maintenance of the reference implementation software, in accordance with the principles of data protection by design and by default, and with accessibility requirements. The Commission should design, develop and maintain the reference implementation software in compliance with the data protection requirements and principles laid down in Regulations (EU) 2018/1725 of the European Parliament and of the Council[1] and (EU) 2016/679 of the European Parliament and of the Council[2], in particular the principles of data protection by design and by default as well as a high level of cybersecurity. In particular, any natural or legal person that takes part in creating, developing or maintaining the national IT systems or the reference implementation software should be bound by those requirements and principles. The**	***(48b) The Commission should be responsible for the creation, development and maintenance of the reference implementation software, in accordance with the principles of data protection by design and by default, and with accessibility requirements. The Commission should design, develop and maintain the reference implementation software in compliance with the data protection requirements and principles laid down in Regulations (EU) 2018/1725 of the European Parliament and of the Council[1] and (EU) 2016/679 of the European Parliament and of the Council[2], in particular the principles of data protection by design and by default as well as a high level of cybersecurity. In particular, any natural or legal person that takes part in creating, developing or maintaining the national IT systems or the reference implementation software should be bound by those requirements and principles. The reference implementation software*** G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			reference implementation software should also include appropriate technical measures and should allow for organisational measures, including the necessary oversight for ensuring a level of security and interoperability which is appropriate for the exchange of information in the context of cross-border procedures. In order to ensure interoperability with national IT systems, the reference implementation software should be able to implement the digital procedural standards, as defined in Regulation (EU) 2022/850, for this Regulation. **1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).** **2. 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).**	***should also include appropriate technical measures and should allow for organisational measures, including the necessary oversight for ensuring a level of security and interoperability which is appropriate for the exchange of information in the context of cross-border procedures. In order to ensure interoperability with national IT systems, the reference implementation software should be able to implement the digital procedural standards, as defined in Regulation (EU) 2022/850, for this Regulation.*** ***1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).*** ***2. 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).*** Text Origin: Council Mandate
Recital 49				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
59	(49) Transmission through the decentralised IT system could be impossible due to a disruption of the system or where the nature of what has to be transmitted makes transmission by digital means impracticable, such as the transmission of physical or material evidence. Where the decentralised IT system is not used, communication should be carried out by the most appropriate alternative means. Such alternative means should entail, inter alia, transmission being performed as swiftly as possible and in a secure manner by other secure electronic means or by postal service.	(49) Transmission through the decentralised IT system could be impossible due to a disruption of the system or where the nature of what has to be transmitted makes transmission by digital means impracticable, such as the transmission of physical or material evidence. Where the decentralised IT system is not used, communication should be carried out by the most appropriate alternative means. Such alternative means should entail, inter alia, transmission being performed as swiftly as possible and in a secure manner by other secure electronic means or by postal service.	(49) Transmission through the decentralised IT system could be impossible due to a disruption of the system ~~or where the~~**. Any disruption of the system should be resolved as soon as possible by the relevant Member States. The transmission could also be impossible in practice due to the physical or technical** nature of what has to be transmitted ~~makes transmission by digital means impracticable~~, such as the transmission of physical ~~or material~~ evidence **or the need to transmit the original document in paper format to assess its authenticity, or due to force majeure. Situations of force majeure, as a general rule, follow from unforeseeable and unavoidable events arising from a cause external to the court, competent authority or Central Authority**. Where the decentralised IT system is not used, communication should be carried out by the most appropriate alternative means. Such alternative means should entail, inter alia, transmission being performed as swiftly as possible and in a secure manner by other secure electronic means ~~or~~**,** by postal service **or by transmission in person where such transmission is possible**.	(49) Transmission through the decentralised IT system could be impossible due to a disruption of the system ~~or where the~~***. Any disruption of the system should be resolved as soon as possible by the relevant Member States. The transmission could also be impossible in practice due to the physical or technical*** nature of what has to be transmitted ~~makes transmission by digital means impracticable~~, such as the transmission of physical ~~or material~~ evidence ***or the need to transmit the original document in paper format to assess its authenticity, or due to force majeure. Situations of force majeure, as a general rule, follow from unforeseeable and unavoidable events arising from a cause external to the court, competent authority or Central Authority***. Where the decentralised IT system is not used, communication should be carried out by the most appropriate alternative means. Such alternative means should entail, inter alia, transmission being performed as swiftly as possible and in a secure manner by other secure electronic means ~~or~~**,** by postal service ***or by transmission in person where such transmission is possible***. Text Origin: Council Mandate

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Recital 50				
60	(50) To ensure the flexibility of certain cross-border procedures for the protection of adults, other means of communication could be more appropriate. Therefore, communication through the decentralised IT system should not be obligatory for direct communication between authorities, in particular where the authorities need direct personal communication. In such cases, less formal communication means, such as email, could be used. Considering that authorities deal with sensitive data, the security and reliability of the information exchange should always be taken into account when selecting the appropriate means of communication.	(50) To ensure the flexibility of certain cross-border procedures for the protection of adults, other means of communication could be more appropriate. Therefore, communication through the decentralised IT system should not be obligatory for direct communication between authorities, in particular where the authorities need direct personal communication. In such cases, less formal communication means, such as email, could be used. Considering that authorities deal with sensitive data, the security and reliability of the information exchange should always be taken into account when selecting the appropriate means of communication.	(50) **In order** to ensure **swift, secure and efficient cooperation, the decentralised IT system should be used by default in the communication between courts, competent authorities and Central Authorities. However, for the purposes of ensuring**~~the~~ flexibility of ~~certain cross-border procedures for~~**judicial cooperation in the area of** the protection of adults, other means of communication could be more appropriate **in certain situations**. Therefore, communication through the decentralised IT system should not be obligatory for direct communication between ~~authorities~~**courts**, in particular where the ~~authorities~~**courts** need direct personal communication. In such cases, less formal communication means, such as email, could be used. Considering that ~~authorities~~**courts** deal with sensitive data, the security and reliability of the information exchange should always be ~~taken into account~~**ensured** when selecting the appropriate means of communication.	(50) ***In order*** to ensure ***swift, secure and efficient cooperation, the decentralised IT system should be used by default in the communication between courts, competent authorities and Central Authorities. However, for the purposes of ensuring***~~*the*~~ flexibility of ~~*certain cross-border procedures for*~~***judicial cooperation in the area of*** the protection of adults, other means of communication could be more appropriate ***in certain situations***. Therefore, communication through the decentralised IT system should not be obligatory for direct communication between ~~*authorities*~~***courts***, in particular where the ~~*authorities*~~***courts*** need direct personal communication. In such cases, less formal communication means, such as email, could be used. Considering that ~~*authorities*~~***courts*** deal with sensitive data, the security and reliability of the information exchange should always be ~~*taken into account*~~***ensured*** when selecting the appropriate means of communication. Text Origin: Council Mandate
Recital 51				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
61	(51) It is necessary to provide for a modern means of access to justice making it possible for natural and legal persons and Member States' competent authorities to communicate electronically through the European electronic access point established on the European e-Justice Portal by Regulation (EU) […/…] of the European Parliament of and the Council[1] [the Digitalisation Regulation]. _____ 1. OJ C [number], [X.X.XXXX], p. X.	(51) It is necessary to provide for a modern means of access to justice making it possible for natural and legal persons and Member States' competent authorities to communicate electronically through the European electronic access point established on the European e-Justice Portal by Regulation (EU) […/…] of the European Parliament of and the Council[1] [the Digitalisation Regulation]. _____ 1. OJ C [number], [X.X.XXXX], p. X.	(51) It is necessary to provide for ~~a~~ modern means of access to justice making it possible for natural and legal persons and Member States~~'~~ **' courts and** competent authorities to communicate electronically through the European electronic access point established on the European e-Justice Portal by Regulation (EU) ~~[…/…] of the European Parliament of and the Council[1] [the Digitalisation Regulation].~~**2023/2844.** _____ ~~1. OJ C [number], [X.X.XXXX], p. X.~~	(51) It is necessary to provide for ~~a~~ modern means of access to justice making it possible for natural and legal persons and Member States ~~'~~ ***' courts and*** competent authorities to communicate electronically through the European electronic access point established on the European e-Justice Portal by Regulation (EU) ~~*[…/…] of the European Parliament of and the Council[1] [the Digitalisation Regulation].*~~ ***2023/2844.*** _____ ~~*1. OJ C [number], [X.X.XXXX], p. X.*~~ Text Origin: Council Mandate
Recital 51a				
61a			**(51a) In the context of communication by natural and legal persons with courts or competent authorities in cross-border cases, electronic communication should be used as an alternative to the existing means of communication, including national means, without affecting how natural or legal persons communicate with their national courts or competent authorities, in accordance with national law. In the case of communication by legal persons with courts or competent authorities, the use by default of**	***(51a) In the context of communication by natural and legal persons with courts or competent authorities in cross-border cases, electronic communication should be used as an alternative to the existing means of communication, including national means, without affecting how natural or legal persons communicate with their national courts or competent authorities, in accordance with national law. In the case of communication by legal persons with courts or competent authorities, the use by default of electronic means should be***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			electronic means should be encouraged. Nevertheless, to ensure that access to justice through digital means does not contribute to a further widening of the digital divide, the choice of the means of communication between electronic communication, as provided for by this Regulation, and other means of communication should be left to the discretion of the persons concerned. This is particularly important in order to cater for the specific circumstances of persons who might lack the requisite technical means or digital skills to access digital services and persons with disabilities, as the Member States and the Union have committed themselves to taking appropriate measures in accordance with the UNCRPD and the Charter.	***encouraged. Nevertheless, to ensure that access to justice through digital means does not contribute to a further widening of the digital divide, the choice of the means of communication between electronic communication, as provided for by this Regulation, and other means of communication should be left to the discretion of the persons concerned. This is particularly important in order to cater for the specific circumstances of persons who might lack the requisite technical means or digital skills to access digital services and persons with disabilities, as the Member States and the Union have committed themselves to taking appropriate measures in accordance with the UNCRPD and the Charter.*** Text Origin: Council Mandate
Recital 52				
G 62	(52) The European electronic access point should allow the electronic communication of natural and legal persons with Member State's competent authorities in the context of the proceedings for a decision on the recognition or non-recognition of a measure, of the issuance of attestations, and of issuance, rectification, modification,	(52) The European electronic access point should allow the electronic communication of natural and legal persons with Member State's competent authorities in the context of the proceedings for a decision on the recognition or non-recognition of a measure, of the issuance of attestations, and of issuance, rectification, modification,	(52) The European electronic access point should allow the electronic communication of natural and legal persons with Member ~~State's~~**States' courts and** competent authorities in the context of the proceedings for a decision ~~on the~~**that there are grounds for refusal of** recognition~~ or non-recognition~~ of a measure **or that**	(52) The European electronic access point should allow the electronic communication of natural and legal persons with Member ~~*State's*~~***States' courts and*** competent authorities in the context of the proceedings for a decision ~~*on the*~~***that there are grounds for refusal of*** recognition~~ *or non-recognition*~~ of a measure ***or that there are no such*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	withdrawal, suspension or redress procedures of the European Certificate of Representation. Member State's competent authorities should communicate through the European electronic access point only where the individual or private entity concerned has given prior express consent to the use of this means of communication.	withdrawal, suspension or redress procedures of the European Certificate of Representation. Member State's competent authorities should communicate through the European electronic access point only where the individual or private entity concerned has given prior express consent to the use of this means of communication.	**there are no such grounds**, of the issuance of attestations, and of issuance, rectification, modification, withdrawal, suspension or redress procedures of the ~~European~~**Certificate. Also, having the validity of** a Certificate ~~of Representation~~**confirmed should also be possible through the European electronic access point**. Member ~~State's~~**States' courts and** competent authorities should communicate **or serve documents** through the European electronic access point only where the ~~individual or private entity~~**natural or legal person** concerned **or their representative or a person acting on their behalf such as a lawyer** has given prior express consent to the use of ~~this~~**the European electronic access point as a** means of communication **or method of service**.	***grounds***, of the issuance of attestations, and of issuance, rectification, modification, withdrawal, suspension or redress procedures of the ~~*European*~~***Certificate. Also, having the validity of a*** Certificate ~~*of Representation*~~***confirmed should also be possible through the European electronic access point***. Member ~~*State's*~~***States' courts and*** competent authorities should communicate ***or serve documents*** through the European electronic access point only where the ~~*individual or private entity*~~***natural or legal person*** concerned ***or their representative or a person acting on their behalf such as a lawyer*** has given prior express consent to the use of ~~*this*~~***the European electronic access point as a*** means of communication ***or method of service***. Text Origin: Council Mandate
Recital 52a				
62a			**(52a) The legal framework for conducting hearings through videoconferencing or other distance communication technology where one of the parties or their representative or a person acting on their behalf such as a lawyer is present in another**	***(52a) The legal framework for conducting hearings through videoconferencing or other distance communication technology where one of the parties or their representative or a person acting on their behalf such as a lawyer is present in another Member State***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Member State established by Regulation (EU) 2023/2844 should apply in proceedings pursuant to this Regulation.	***established by Regulation (EU) 2023/2844 should apply in proceedings pursuant to this Regulation.*** Text Origin: Council Mandate
Recital 52b				
G 62b			**(52b) Regulation (EU) No 910/2014, sets up a common Union regulatory framework for the recognition of electronic identification means and electronic trust services ('e-IDAS trust services'), in particular electronic signatures, electronic seals, time stamps, electronic delivery services and website authentication, which are recognised across borders as having the same legal status as their physical equivalents. Therefore, this Regulation should provide for the use of the e-IDAS trust services for the purposes of electronic communication.**	***(52b) Regulation (EU) No 910/2014, sets up a common Union regulatory framework for the recognition of electronic identification means and electronic trust services ('e-IDAS trust services'), in particular electronic signatures, electronic seals, time stamps, electronic delivery services and website authentication, which are recognised across borders as having the same legal status as their physical equivalents. Therefore, this Regulation should provide for the use of the e-IDAS trust services for the purposes of electronic communication.*** Text Origin: Council Mandate G
Recital 52c				
G 62c			**(52c) Where a document transmitted as part of electronic communication under this Regulation requires a seal or signature, a qualified electronic seal or signature as defined in Regulation (EU) No 910/2014**	***(52c) Where a document transmitted as part of electronic communication under this Regulation requires a seal or signature, a qualified electronic seal or signature as defined in Regulation (EU) No 910/2014*** G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			should be used by courts, competent authorities or Central Authorities and a qualified electronic signature or electronic identification should be used by natural or legal persons. However, this Regulation should not affect the formal requirements applicable to documents produced in support of a request, which could be electronic originals or certified copies. This Regulation should also be without prejudice to national law regarding the conversion of documents and to any requirements regarding the authenticity, accuracy, reliability, trustworthiness and appropriate legal form of documents or information, except with regard to the conditions relating to the communication by electronic means introduced by this Regulation. Member States should ensure that adequate resources are allocated to handle electronic communication through the decentralised IT system.	***should be used by courts, competent authorities or Central Authorities and a qualified electronic signature or electronic identification should be used by natural or legal persons. However, this Regulation should not affect the formal requirements applicable to documents produced in support of a request, which could be electronic originals or certified copies. This Regulation should also be without prejudice to national law regarding the conversion of documents and to any requirements regarding the authenticity, accuracy, reliability, trustworthiness and appropriate legal form of documents or information, except with regard to the conditions relating to the communication by electronic means introduced by this Regulation. Member States should ensure that adequate resources are allocated to handle electronic communication through the decentralised IT system.*** Text Origin: Council Mandate
Recital 52d				
G 62d			**(52d) In order to enhance electronic cross-border communication and transmission of documents through the decentralised IT system, including**	***(52d) In order to enhance electronic cross-border communication and transmission of documents through the decentralised IT system, including through the European*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			through the European electronic access point, those documents should not be denied legal effect and should not be considered inadmissible in the proceedings solely on the grounds that they are in electronic form. However, that principle should be without prejudice to the assessment of the legal effects or the admissibility of those documents, which could constitute evidence in accordance with national law.	***electronic access point, those documents should not be denied legal effect and should not be considered inadmissible in the proceedings solely on the grounds that they are in electronic form. However, that principle should be without prejudice to the assessment of the legal effects or the admissibility of those documents, which could constitute evidence in accordance with national law.*** Text Origin: Council Mandate
Recital 53				
G 63	(53) Any processing of personal data under this Regulation should be undertaken in accordance with Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] and Directive 2002/58/EC[3] of the European Parliament and of the Council. Personal data should be processed under this Regulation only for the specific purposes set out therein, without affecting further processing for archiving purposes in the public interest in accordance with Articles 5(1)(b) and 89 of Regulation (EU) 2016/679. 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	(53) Any processing of personal data under this Regulation should be undertaken in accordance with Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] and Directive 2002/58/EC[3] of the European Parliament and of the Council. Personal data should be processed under this Regulation only for the specific purposes set out therein, without affecting further processing for archiving purposes in the public interest in accordance with Articles 5(1)(b) and 89 of Regulation (EU) 2016/679. 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	(53) Any processing of personal data under this Regulation should be undertaken in accordance with Regulations (EU) 2016/679[1] and (EU) 2018/1725[2] and Directive 2002/58/EC[3] of the European Parliament and of the Council. ~~Personal data should be processed under this Regulation only for the specific purposes set out therein, without affecting further processing for archiving purposes in the public interest in accordance with Articles 5(1)(b) and 89 of Regulation (EU) 2016/679.~~ ~~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~~	(53) Any processing of personal data under this Regulation should be undertaken in accordance with Regulations (EU) 2016/679~~[1]~~ and (EU) 2018/1725~~[2]~~ and Directive 2002/58/EC[3] of the European Parliament and of the Council. ~~*Personal data should be processed under this Regulation only for the specific purposes set out therein, without affecting further processing for archiving purposes in the public interest in accordance with Articles 5(1)(b) and 89 of Regulation (EU) 2016/679.*~~ ~~*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*~~ G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	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). 3. Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37).	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). 3. Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37).	~~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).~~ 3. Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37).	~~*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).*~~ 3. Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37). Text Origin: Council Mandate
Recital 54				
G 64	(54) In general, personal data to be processed under this Regulation should be in particular data contained in the documents handled by Member States' competent authorities and Central Authorities concerning adults within the scope of this Regulation and their representatives. That personal data should concern in particular the information needed to take a measure concerning adults within the scope of this Regulation and to ensure their continued protection in cross-border situations. In applying this Regulation, that personal data	(54) In general, personal data to be processed under this Regulation should be in particular data contained in the documents handled by Member States' competent authorities and Central Authorities concerning adults within the scope of this Regulation and their representatives. That personal data should concern in particular the information needed to take a measure concerning adults within the scope of this Regulation and to ensure their continued protection in cross-border situations. In applying this Regulation, that personal data	(54) In general, personal data to be processed under this Regulation should be ~~in particular data contained~~**personal data included** in the ~~documents handled by Member States' competent authorities and Central Authorities concerning adults within the scope of~~**information gathered or transmitted pursuant to** this Regulation **and related to adults** and their representatives. That personal data should concern in particular the ~~information~~**data** needed to take a measure concerning adults within the scope of this	(54) In general, personal data to be processed under this Regulation should be ~~*in particular data contained*~~***personal data included*** in the ~~*documents handled by Member States' competent authorities and Central Authorities concerning adults within the scope of*~~***information gathered or transmitted pursuant to*** this Regulation ***and related to adults*** and their representatives. That personal data should concern in particular the ~~*information*~~***data*** needed to take a measure concerning adults within the scope of this Regulation and to G

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	will be handled by Member States' competent authorities and Central Authorities. In addition, the Commission may need to process that data for the purposes of developing and maintaining the digital communication means. This Regulation should not limit the storage period of information and personal data processed by the Member States' competent authorities and Central Authorities, since the protection of adults often needs to be ensured in a long term and the measures and authentic instruments remain relevant for an extended period of time.	will be handled by Member States' competent authorities and Central Authorities. In addition, the Commission may need to process that data for the purposes of developing and maintaining the digital communication means. This Regulation should not limit the storage period of information and personal data processed by the Member States' competent authorities and Central Authorities, since the protection of adults often needs to be ensured in a long term and the measures and authentic instruments remain relevant for an extended period of time.	Regulation and to ensure their continued protection in cross-border situations. In applying this Regulation, that personal data will be ~~handled~~**processed** by Member States' **courts,** competent authorities and Central Authorities. In addition, the Commission may need to process that data for the purposes of developing and maintaining the ~~digital~~**electronic** communication means. **In accordance with Regulation (EU) 2016/679, data should be processed under this Regulation for the purposes set out in this Regulation and should not be stored for longer than what is necessary for these purposes, without affecting further processing for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes. Without prejudice to Union and national law,** this Regulation should not limit the storage period of information and personal data processed by ~~the~~ Member States~~' competent authorities and Central Authorities~~, since the protection of adults often needs to be ensured in a long term and the measures and authentic instruments remain relevant for an extended period of time. **The authority transmitting information should inform the**	ensure their continued protection in cross-border situations. In applying this Regulation, that personal data will be ~~*handled*~~***processed*** by Member States' ***courts,*** competent authorities and Central Authorities. In addition, the Commission may need to process that data for the purposes of developing and maintaining the ~~*digital*~~***electronic*** communication means. ***In accordance with Regulation (EU) 2016/679, data should be processed under this Regulation for the purposes set out in this Regulation and should not be stored for longer than what is necessary for these purposes, without affecting further processing for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes. Without prejudice to Union and national law,*** this Regulation should not limit the storage period of information and personal data processed by ~~*the*~~ Member States~~*' competent authorities and Central Authorities*~~, since the protection of adults often needs to be ensured in a long term and the measures and authentic instruments remain relevant for an extended period of time. ***The authority transmitting information should inform the receiving authority in another Member State***

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			receiving authority in another Member State of the confidential nature of the information under their national law. If the receiving Member State cannot ensure the confidentiality of the information under its national law, the transmitting Member State may consider not to transmit the information.	***of the confidential nature of the information under their national law. If the receiving Member State cannot ensure the confidentiality of the information under its national law, the transmitting Member State may consider not to transmit the information.*** EP asked for confirmation that data storage is compatible with GDPR Text Origin: Council Mandate
Recital 54a				
G 64a		***(54a) In cases where a disclosure or confirmation of the relevant information could jeopardise the health, safety or liberty of the adult or another person, for example where the adult or his or her representative have been the victims of domestic violence and a court has ordered the new address of the adult not to be disclosed to the applicant, this Regulation should aim to ensure that a delicate balance is struck. While this Regulation should provide that a Central Authority, court or competent authority should not disclose or confirm to the applicant or to a third party any information gathered or transmitted for the purposes of this Regulation, where it determines that to do so could***		*deleted* G

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		jeopardise the health, safety or liberty of the adult or another person, it should nonetheless provide that that should not impede the gathering and transmitting of information by and between Central Authorities, courts and competent authorities in so far as necessary to carry out the obligations laid down in this Regulation. This means that, where possible and appropriate, it should be possible for an application to be processed under this Regulation without the applicant being provided with all information necessary to process it. For example, where national law so provides, a Central Authority should be able to institute proceedings on behalf of an applicant without passing on the information about the adult's whereabouts to the applicant. However, in cases where merely making the request could already jeopardise the health, safety or liberty of the adult or another person, this Regulation should prohibit such a request from being made.		
Recital 55				
65	*(55)* Besides the above-described data processing, personal data should also be processed under this Regulation for the purposes of	*deleted*	(55) ~~Besides the above-described~~ Data processing~~, personal data should also be processed under this Regulation for the purposes of~~	(55) ~~*Besides the above-described*~~ Data processing~~, *personal data should also be processed under this Regulation for the purposes of*~~

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	establishing the system for the interconnection of protection registers and other registers of powers of representation and of ensuring the maintenance and proper functioning of that system. This additional processing is justified by the need that Member States' competent authorities and Central Authorities with a legitimate interest have access to information on whether a particular adult is protected in another Member State, with a view to ensuring continued protection of that adult in cross-border situations and to increasing legal certainty and predictability. Member States should be responsible for the technical management, maintenance, and security of their registers and, as far as their national law provides, for the correctness and reliability of the data included therein. Data relating to data subjects should be primarily stored in the registers maintained by Member States. In addition, the Commission may need to process data for the purposes of developing and maintaining the system of interconnection and temporarily store data that are accessed through the system of interconnection.		~~establishing the system for the interconnection of protection registers and other registers of powers of representation and of ensuring the maintenance and proper functioning of that system. This additional processing is justified by the need that Member States'~~ **is also necessary to enable courts,** competent authorities and Central Authorities ~~with a legitimate interest have~~**to** access ~~to~~ information on whether ~~a particular~~**the** adult **concerned by the matter they are handling or responsible for is under protection**~~is protected~~ in another Member State **or has expressed, in powers of representation, will and preferences concerning his or her future protection. This will in turn contribute**~~, with a view~~ to ensuring continued protection of that adult in cross-border situations and to increasing legal certainty and predictability. ~~Member States should be responsible for the technical management, maintenance, and security of their registers and, as far as their national law provides, for the correctness and reliability of the data included therein. Data relating to data subjects should be primarily stored in the registers maintained by Member States. In addition, the Commission may need to process~~	~~*establishing the system for the interconnection of protection registers and other registers of powers of representation and of ensuring the maintenance and proper functioning of that system. This additional processing is justified by the need that Member States'*~~ ***is also necessary to enable courts,*** competent authorities and Central Authorities ~~*with a legitimate interest have*~~***to*** access ~~*to*~~ information on whether ~~*a particular*~~***the*** adult ***concerned by the matter they are handling or responsible for is under protection***~~*is protected*~~ in another Member State ***or has expressed, in powers of representation, will and preferences concerning his or her future protection. This will in turn contribute***~~*, with a view*~~ to ensuring continued protection of that adult in cross-border situations and to increasing legal certainty and predictability. ~~*Member States should be responsible for the technical management, maintenance, and security of their registers and, as far as their national law provides, for the correctness and reliability of the data included therein. Data relating to data subjects should be primarily stored in the registers maintained by Member States. In addition, the Commission may need to process data for the purposes of developing*~~

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			~~data for the purposes of developing and maintaining the system of interconnection and temporarily store data that are accessed through the system of interconnection.~~	~~*and maintaining the system of interconnection and temporarily store data that are accessed through the system of interconnection.*~~ Text Origin: Council Mandate
Recital 56				
G 66	(56) Member States' competent authorities and Central Authorities should process personal data in accordance with applicable data protection legislation, in particular Regulation (EU) 2016/679. This Regulation should provide for the legal basis for the processing of personal data by Member States' competent authorities and Central Authorities pursuant to Article 6(1) and (3) of Regulation (EU) 2016/679. This Regulation should also provide for the legal basis for processing of personal data by the Commission pursuant to Article 5(1) and (2) of Regulation (EU) 2018/1725.	(56) Member States' competent authorities and Central Authorities should process personal data in accordance with applicable data protection legislation, in particular Regulation (EU) 2016/679. This Regulation should provide for the legal basis for the processing of personal data by Member States' competent authorities and Central Authorities pursuant to Article 6(1) and (3) of Regulation (EU) 2016/679. This Regulation should also provide for the legal basis for processing of personal data by the Commission pursuant to Article 5(1) and (2) of Regulation (EU) 2018/1725.	(56) Member States' **courts,** competent authorities and Central Authorities should process personal data in accordance with applicable data protection legislation, in particular Regulation (EU) 2016/679. This Regulation should provide for the legal basis for the processing of personal data ~~by Member States' competent authorities and Central Authorities~~ pursuant to Article 6(1) and (3) of Regulation (EU) 2016/679. This Regulation should also provide for the legal basis for processing of personal data by the Commission pursuant to Article 5(1) and (2) of Regulation (EU) 2018/1725.	(56) Member States' ***courts,*** competent authorities and Central Authorities should process personal data in accordance with applicable data protection legislation, in particular Regulation (EU) 2016/679. This Regulation should provide for the legal basis for the processing of personal data ~~*by Member States' competent authorities and Central Authorities*~~ pursuant to Article 6(1) and (3) of Regulation (EU) 2016/679. This Regulation should also provide for the legal basis for processing of personal data by the Commission pursuant to Article 5(1) and (2) of Regulation (EU) 2018/1725. Text Origin: Council Mandate
Recital 57				
G 67	(57) In addition, data concerning adults processed under this Regulation may also include personal data concerning health of those adults. Those health-related personal data may either be	(57) In addition, data concerning adults processed under this Regulation may also include personal data concerning health of those adults. Those health-related personal data may either be	(57) In addition, data concerning adults processed under this Regulation may also include personal data concerning health of ~~those~~ adults. Those health-related personal data may either be	(57) In addition, data concerning adults processed under this Regulation may also include personal data concerning health of ~~*those*~~ adults. Those health-related personal data may either be

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	explicitly included in the documents processed under this Regulation or they may be indirectly deduced from the fact that an adult is not, by reason of an impairment or insufficiency of his or her personal faculties, in a position to protect his or her interests. Pursuant to Article 9 of Regulation (EU) 2016/679, personal data concerning health should be treated as special category of personal data. This Regulation should provide conditions and safeguards for the processing of those special categories of personal data by Member States' competent authorities and Central Authorities in line with Article 9(2) of Regulation (EU) 2016/679. Data will be processed by Member States' authorities in their judicial capacity in conformity with point (f) of that Article, or the processing will be, in conformity with point (g) of that Article, necessary for reasons of substantial public interest on the basis of this Regulation, which aims to enhance the protection of fundamental rights and freedoms and other rights of adults in cross-border situations, to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults and to strengthen legal certainty and predictability in cross-border	explicitly included in the documents processed under this Regulation or they may be indirectly deduced from the fact that an adult is not, by reason of an impairment or insufficiency of his or her personal faculties, in a position to protect his or her interests. Pursuant to Article 9 of Regulation (EU) 2016/679, personal data concerning health should be treated as special category of personal data. This Regulation should provide conditions and safeguards for the processing of those special categories of personal data by Member States' competent authorities and Central Authorities in line with Article 9(2) of Regulation (EU) 2016/679. Data will be processed by Member States' authorities in their judicial capacity in conformity with point (f) of that Article, or the processing will be, in conformity with point (g) of that Article, necessary for reasons of substantial public interest on the basis of this Regulation, which aims to enhance the protection of fundamental rights and freedoms and other rights of adults in cross-border situations, to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults and to strengthen legal certainty and predictability in cross-border	explicitly included in the ~~documents processed~~**information gathered or transmitted** under this Regulation or they may be indirectly deduced from the fact that an adult is not, by reason of an impairment or insufficiency of his or her personal faculties, in a position to protect his or her interests. Pursuant to Article 9 of Regulation (EU) 2016/679, personal data concerning health should be treated as special category of personal data. This Regulation should provide conditions and safeguards for the processing of those special categories of personal data by Member States' **courts,** competent authorities and Central Authorities in line with Article 9(2) of Regulation (EU) 2016/679. **Personal** data will be processed by Member States' ~~authorities~~**courts** in their judicial capacity in conformity with point (f) of that Article, or the processing will be, in conformity with point (g) of that Article, necessary for reasons of substantial public interest on the basis of this Regulation, which aims to enhance the protection of fundamental rights and freedoms and other rights of adults in cross-border situations, to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults and to	explicitly included in the ~~*documents processed*~~***information gathered or transmitted*** under this Regulation or they may be indirectly deduced from the fact that an adult is not, by reason of an impairment or insufficiency of his or her personal faculties, in a position to protect his or her interests. Pursuant to Article 9 of Regulation (EU) 2016/679, personal data concerning health should be treated as special category of personal data. This Regulation should provide conditions and safeguards for the processing of those special categories of personal data by Member States' ***courts,*** competent authorities and Central Authorities in line with Article 9(2) of Regulation (EU) 2016/679. ***Personal*** data will be processed by Member States' ~~*authorities*~~***courts*** in their judicial capacity in conformity with point (f) of that Article, or the processing will be, in conformity with point (g) of that Article, necessary for reasons of substantial public interest on the basis of this Regulation, which aims to enhance the protection of fundamental rights and freedoms and other rights of adults in cross-border situations, to improve the effectiveness and speed of judicial and administrative proceedings concerning the protection of adults and to

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	dealings. Similarly, this Regulation should provide conditions and safeguards for the processing of those special categories of personal data by the Commission in line with Article 10(2) of Regulation (EU) 2018/1725. That processing of data will be necessary for the establishment, exercise or defence of legal claims in conformity with point (f) of that Article, or the processing will be necessary for reasons of substantial public interest on the basis of this Regulation, in conformity with point (g) of that Article.	dealings. Similarly, this Regulation should provide conditions and safeguards for the processing of those special categories of personal data by the Commission in line with Article 10(2) of Regulation (EU) 2018/1725. That processing of data will be necessary for the establishment, exercise or defence of legal claims in conformity with point (f) of that Article, or the processing will be necessary for reasons of substantial public interest on the basis of this Regulation, in conformity with point (g) of that Article.	strengthen legal certainty and predictability in cross-border dealings. Similarly, this Regulation should provide conditions and safeguards for the processing of those special categories of personal data by the Commission in line with Article 10(2) of Regulation (EU) 2018/1725. That processing of data will be necessary for ~~the establishment, exercise or defence of legal claims in conformity with point (f) of that Article, or the processing will be necessary for~~ reasons of substantial public interest on the basis of this Regulation, in conformity with point (g) of that Article.	strengthen legal certainty and predictability in cross-border dealings. Similarly, this Regulation should provide conditions and safeguards for the processing of those special categories of personal data by the Commission in line with Article 10(2) of Regulation (EU) 2018/1725. That processing of data will be necessary for ~~*the establishment, exercise or defence of legal claims in conformity with point (f) of that Article, or the processing will be necessary for*~~ reasons of substantial public interest on the basis of this Regulation, in conformity with point (g) of that Article. Text Origin: Council Mandate
Recital 58				
68	(58) Appropriate safeguards should exist for such processing of special categories of personal data and such data should be processed under this Regulation only where it is necessary for and proportionate to the purposes of processing identified under this Regulation. For instance, several safeguards should be introduced when establishing the system of interconnection. The data processed through the system of interconnection should be limited to what is necessary for accessing	(58) Appropriate safeguards should exist for such processing of special categories of personal data and such data should be processed under this Regulation only where it is necessary for and proportionate to the purposes of processing identified under this Regulation. ~~*For instance, several safeguards should be introduced when establishing the system of interconnection. The data processed through the system of interconnection should be limited to what is necessary for accessing*~~	(58) Appropriate safeguards should exist for such processing of special categories of personal data and such data should be processed under this Regulation only where it is necessary for and proportionate to the purposes of processing identified under this Regulation. ~~For instance, several safeguards should be introduced when establishing the system of interconnection. The data processed through the system of interconnection should be limited to what is necessary for accessing~~	(58) Appropriate safeguards should exist for such processing of special categories of personal data and such data should be processed under this Regulation only where it is necessary for and proportionate to the purposes of processing identified under this Regulation. ~~*For instance, several safeguards should be introduced when establishing the system of interconnection. The data processed through the system of interconnection should be limited to what is necessary for accessing*~~

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	information about the measures and powers of representation concerning a particular adult. Data processed through the system of interconnection should thus be limited to the personal data included in the mandatory information defined in this Regulation, unless Member States give access through the system of interconnection to additional data, such as on registered powers of representation, or on the name of a representative and the extent of the representation. The system of interconnection should not store any personal data except for a temporary storage needed to ensure access to them. Access to data through the system of interconnection should not be public. Only the competent authorities and Central Authorities that are permitted, under their national law, to access the national registers should have access to the system of interconnection, as long as they also have a legitimate interest in accessing given data. Implementing acts should provide further data protection safeguards regarding the digital communication and the interconnection of registers.	~~*information about the measures and powers of representation concerning a particular adult. Data processed through the system of interconnection should thus be limited to the personal data included in the mandatory information defined in this Regulation, unless Member States give access through the system of interconnection to additional data, such as on registered powers of representation, or on the name of a representative and the extent of the representation. The system of interconnection should not store any personal data except for a temporary storage needed to ensure access to them. Access to data through the system of interconnection should not be public. Only the competent authorities and Central Authorities that are permitted, under their national law, to access the national registers should have access to the system of interconnection, as long as they also have a legitimate interest in accessing given data. Implementing acts should provide further data protection safeguards regarding the digital communication and the interconnection of registers.*~~	~~information about the measures and powers of representation concerning a particular adult. Data processed through the system of interconnection should thus be limited to the personal data included in the mandatory information defined in this Regulation, unless Member States give access through the system of interconnection to additional data, such as on registered powers of representation, or on the name of a representative and the extent of the representation. The system of interconnection should not store any personal data except for a temporary storage needed to ensure access to them. Access to data through the system of interconnection should not be public. Only the competent authorities and Central Authorities that are permitted, under their national law, to access the national registers should have access to the system of interconnection, as long as they also have a legitimate interest in accessing given data. Implementing acts should provide further data protection safeguards regarding the digital communication and the interconnection of registers.~~	~~*information about the measures and powers of representation concerning a particular adult. Data processed through the system of interconnection should thus be limited to the personal data included in the mandatory information defined in this Regulation, unless Member States give access through the system of interconnection to additional data, such as on registered powers of representation, or on the name of a representative and the extent of the representation. The system of interconnection should not store any personal data except for a temporary storage needed to ensure access to them. Access to data through the system of interconnection should not be public. Only the competent authorities and Central Authorities that are permitted, under their national law, to access the national registers should have access to the system of interconnection, as long as they also have a legitimate interest in accessing given data. Implementing acts should provide further data protection safeguards regarding the digital communication and the interconnection of registers.*~~ Text Origin: Council Mandate
Recital 59				

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69	(59) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [date][2]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). 2. OJ C [number], [X.X.XXXX], p. X.	(59) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [date][2]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). 2. OJ C [number], [X.X.XXXX], p. X.	(59) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on ~~[date]~~[2]**18 July 2023**. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). ~~2. OJ C [number], [X.X.XXXX], p. X.~~	(59) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on ~~*[date]*~~[2] ***18 July 2023***. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39). ~~*2. OJ C [number], [X.X.XXXX], p. X.*~~ Text Origin: Council Mandate
Recital 60				
70	(60) In order to ensure uniform conditions for the implementation of this Regulation as regards the establishment of the decentralised IT system and the decentralised system of interconnection provided for in 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]. _____	(60) In order to ensure uniform conditions for the implementation of this Regulation as regards the establishment of the decentralised IT system ~~*and the decentralised system of interconnection*~~ provided for in 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]. _____	(60) In order to ensure uniform conditions for the implementation of this Regulation as regards the establishment of the decentralised IT system ~~and the decentralised system of interconnection~~ provided for in 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]. **The implementing act should enable Member States to**	(60) In order to ensure uniform conditions for the implementation of this Regulation as regards the establishment of the decentralised IT system ~~*and the decentralised system of interconnection*~~ provided for in 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]. ***The implementing act should enable Member States to***

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	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).	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).	**adapt their relevant national IT systems for the purpose of connection to the decentralised IT system.** _____ 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).	***adapt their relevant national IT systems for the purpose of connection to the decentralised IT system.*** _____ 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 61				
G 71	(61) The forms and information provided to the public, and the communication between competent authorities and natural persons pursuant to this Regulation should be accessible, in accordance with Directive (EU) 2019/882 of the European Parliament and of the Council[1]. The accessibility requirement should be assessed and implemented taking account of the nature and the legal effects of the information or the communication. In particular, the attestations and the European Certificate of Representation should reflect accurately and in detail the content of the measure taken or the powers of representation granted and should not be simplified. _____	(61) The forms and information provided to the public, and the communication between competent authorities and natural persons pursuant to this Regulation should be accessible, in accordance with Directive (EU) 2019/882 of the European Parliament and of the Council[1]. The accessibility requirement should be assessed and implemented taking account of the nature and the legal effects of the information or the communication. In particular, the attestations and the European Certificate of Representation should reflect accurately and in detail the content of the measure taken or the powers of representation granted and should not be simplified. _____	(61) The ~~forms and~~ information provided to the public~~, and the communication between competent authorities and natural persons~~ pursuant to this Regulation should be **available in clear, user-friendly and** accessible **manner**, in accordance with **the relevant accessibility requirements for services as set out in Annex I of** Directive (EU) 2019/882 of the European Parliament and of the Council[1] **and Directive (EU) 2016/2102 of the European Parliament and of the Council[2]. The technical means of electronic payment of fees referred to in this Regulation should also comply with the applicable rules on**~~. The~~ accessibility ~~requirement should be assessed and implemented taking~~	(61) The ~~*forms and*~~ information provided to the public~~*, and the communication between competent authorities and natural persons*~~ pursuant to this Regulation should be ***available in clear, user-friendly and*** accessible ***manner***, in accordance with ***the relevant accessibility requirements for services as set out in Annex I of*** Directive (EU) 2019/882 of the European Parliament and of the Council[1] ***and Directive (EU) 2016/2102 of the European Parliament and of the Council[2]. The technical means of electronic payment of fees referred to in this Regulation should also comply with the applicable rules on***~~*. The*~~ accessibility ~~*requirement should be assessed and implemented taking*~~ G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	1. Directive (EU) 2019/882 of the European Parliament and of the Council of the European Union of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	1. Directive (EU) 2019/882 of the European Parliament and of the Council of the European Union of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70).	~~account of the nature and the~~**as set out in Directive (EU) 2019/882. At the same time, the European electronic access point which can be used by natural and** legal ~~effects of the information or the~~**persons for** communication~~. In particular, the attestations and the European Certificate of Representation~~ **under this Regulation** should ~~reflect accurately and in detail the content of the measure taken or the powers of representation granted and should not be simplified~~**comply with the web accessibility requirements set out in Directive (EU) 2016/2102**. 1. Directive (EU) 2019/882 of the European Parliament and of the Council of the European Union of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70). **2. Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (OJ L 327, 2.12.2016, p. 1).**	~~account of the nature and the~~***as set out in Directive (EU) 2019/882. At the same time, the European electronic access point which can be used by natural and*** legal ~~*effects of the information or the*~~***persons for*** communication~~*. In particular, the attestations and the European Certificate of Representation*~~ ***under this Regulation*** should ~~*reflect accurately and in detail the content of the measure taken or the powers of representation granted and should not be simplified*~~***comply with the web accessibility requirements set out in Directive (EU) 2016/2102***. 1. Directive (EU) 2019/882 of the European Parliament and of the Council of the European Union of 17 April 2019 on the accessibility requirements for products and services (OJ L 151, 7.6.2019, p. 70). ***2. Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (OJ L 327, 2.12.2016, p. 1).*** Text Origin: Council Mandate
Recital 62				
G 72	(62) In order to ensure that the attestations provided for in Articles 15 and 17 and the European Certificate of Representation provided for in Chapter VII of this Regulation are kept up to date, the power to adopt acts in accordance	(62) In order to ensure that the attestations provided for in Articles 15 and 17 and the European Certificate of Representation provided for in Chapter VII of this Regulation are kept up to date, the power to adopt acts in accordance	(62) In order to ensure that the attestations provided for in Articles 15 and 17 and the ~~European~~ Certificate~~ of Representation~~ provided for in Chapter VII of this Regulation **and other forms** are kept up to date, the power to adopt	(62) In order to ensure that the attestations provided for in Articles 15 and 17 and the ~~*European*~~ Certificate~~ *of Representation*~~ provided for in Chapter VII of this Regulation ***and other forms*** are kept up to date, the power to adopt acts in G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to amend Annexes I to X to this Regulation. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____ 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).	with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to amend Annexes I to X to this Regulation. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____ 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).	acts in accordance with Article 290 of the ~~Treaty on the Functioning of the European Union~~**TFEU** should be delegated to the Commission to amend Annexes I to ~~X~~**VIIIb** to this Regulation. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____ 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).	accordance with Article 290 of the ~~*Treaty on the Functioning of the European Union*~~***TFEU*** should be delegated to the Commission to amend Annexes I to ~~*X*~~***VIIIb*** to this Regulation. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____ 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). Subject to annexes' number Text Origin: Council Mandate
Recital 63				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 73	(63) In accordance with the principle of mutual trust and to facilitate cross-border procedures, administrative formalities relating to the circulation of public documents should be simplified in matters relating to the protection of adults. Therefore, public documents submitted for the purposes of this regulation should be exempted from legalisation or similar formality, such as an apostille. That exemption should cover the public documents which are issued by a Member State's public authority and submitted to public authorities of another Member State. That exemption should in particular apply in the context of judicial proceedings with a cross-border element or in procedures established by this Regulation, and should cover public documents directly relating to the protection of adults and other supporting documents	(63) In accordance with the principle of mutual trust and to facilitate cross-border procedures, administrative formalities relating to the circulation of public documents should be simplified in matters relating to the protection of adults. Therefore, public documents submitted for the purposes of this regulation should be exempted from legalisation or similar formality, such as an apostille. That exemption should cover the public documents which are issued by a Member State's public authority and submitted to public authorities of another Member State. That exemption should in particular apply in the context of judicial proceedings with a cross-border element or in procedures established by this Regulation, and should cover public documents directly relating to the protection of adults and other supporting documents	(63) In accordance with the principle of mutual trust and to facilitate cross-border procedures, administrative formalities relating to the circulation of public documents should be simplified in matters relating to the protection of adults. Therefore, public documents submitted for the purposes of this Regulation should be exempted from legalisation or similar formality, such as an apostille. That exemption should cover the public documents which are issued by a Member State's public authority and submitted to **a** public ~~authorities~~**authority** of another Member State. That exemption should in particular apply in the context of judicial proceedings with a cross-border element or in procedures established by this Regulation, and should cover public documents directly relating to the protection of adults and other supporting documents**.**	(63) In accordance with the principle of mutual trust and to facilitate cross-border procedures, administrative formalities relating to the circulation of public documents should be simplified in matters relating to the protection of adults. Therefore, public documents submitted for the purposes of this Regulation should be exempted from legalisation or similar formality, such as an apostille. That exemption should cover the public documents which are issued by a Member State's public authority and submitted to ***a*** public ~~*authorities*~~***authority*** of another Member State. That exemption should in particular apply in the context of judicial proceedings with a cross-border element or in procedures established by this Regulation, and should cover public documents directly relating to the protection of adults and other supporting documents**.** Text Origin: Council Mandate
Recital 63a				
G 73a			**(63a) Respect for international commitments entered into by the Member States means that this Regulation should not affect the application of international conventions to which one or more**	***(63a) Respect for international commitments entered into by the Member States means that this Regulation should not affect the application of international conventions to which one or more***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Member States are parties at the time when this Regulation is adopted. Without prejudice to the obligations of the Member States in accordance with Article 351 of the TFEU, this Regulation should not affect the application of conventions between a third State and a Member State concluded before the date of entry into force of this Regulation which concern matters governed by this Regulation. Consistency with the general objectives of this Regulation, however, requires that this Regulation takes precedence, as between Member States, over conventions concluded between two or more Member States in so far as such conventions concern matters governed by this Regulation.	***Member States are parties at the time when this Regulation is adopted. Without prejudice to the obligations of the Member States in accordance with Article 351 of the TFEU, this Regulation should not affect the application of conventions between a third State and a Member State concluded before the date of entry into force of this Regulation which concern matters governed by this Regulation. Consistency with the general objectives of this Regulation, however, requires that this Regulation takes precedence, as between Member States, over conventions concluded between two or more Member States in so far as such conventions concern matters governed by this Regulation.*** Text Origin: Council Mandate
Recital 64				
G 74	(64) In relations between Member States, this Regulation should take precedence over the HCCH 2000 Protection of Adults Convention. However, to ensure that the HCCH 2000 Protection of Adults is applied in relation to third countries that are contracting parties to that Convention and to which this Regulation does not apply, in certain specific circumstances, where the	(64) In relations between Member States, this Regulation should take precedence over the HCCH 2000 Protection of Adults Convention. However, to ensure that the HCCH 2000 Protection of Adults is applied in relation to third countries that are contracting parties to that Convention and to which this Regulation does not apply, in certain specific circumstances, where the	(64) ~~In relations between Member States, this~~**The** Regulation should take precedence over the HCCH 2000 Protection of Adults ~~Convention. However, to ensure that the HCCH 2000 Protection of Adults is applied in relation to third countries that are contracting parties to that Convention and to which this Regulation does not apply, in certain specific~~	(64) ~~*In relations between Member States, this*~~***The*** Regulation should take precedence over the HCCH 2000 Protection of Adults ~~*Convention. However, to ensure that the HCCH 2000 Protection of Adults is applied in relation to third countries that are contracting parties to that Convention and to which this Regulation does not apply, in certain specific*~~ G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	adult has his or her habitual residence in the Union and where the cross-border element of the case at hand involves that third country, this Regulation should not apply. In addition, the cooperation between competent authorities and Central Authorities of a Member State and those of a contracting Party to the HCCH 2000 Protection of Adults Convention should be governed by the relevant provisions of the Convention.	adult has his or her habitual residence in the Union and where the cross-border element of the case at hand involves that third country, this Regulation should not apply. In addition, the cooperation between competent authorities and Central Authorities of a Member State and those of a contracting Party to the HCCH 2000 Protection of Adults Convention should be governed by the relevant provisions of the Convention.	~~circumstances~~**Conventiononly in relations between Member States, for instance, as regards the recognition or enforcement in one Member State of a measure taken in another Member State, as regards cooperation between Member States, and, as regards jurisdiction**, where the adult has his or her habitual residence in the ~~Union and where the cross-border element of~~**territory of a Member State. In addition,** the ~~case at hand involves that third country, this~~ Regulation should ~~not~~ apply~~. In addition, the cooperation between competent authorities and Central Authorities of a~~ **in matters of the acceptance in one** Member State ~~and those of a contracting Party to the HCCH 2000 Protection of Adults Convention should be governed by the relevant provisions of the Convention~~**of an authentic instrument formally drawn up or registered as an authentic instrument in another Member State**.	~~circumstances~~***Conventiononly in relations between Member States, for instance, as regards the recognition or enforcement in one Member State of a measure taken in another Member State, as regards cooperation between Member States, and, as regards jurisdiction***, where the adult has his or her habitual residence in the ~~*Union and where the cross-border element of*~~***territory of a Member State. In addition,*** the ~~*case at hand involves that third country, this*~~ Regulation should ~~*not*~~ apply~~*. In addition, the cooperation between competent authorities and Central Authorities of a*~~ ***in matters of the acceptance in one*** Member State ~~*and those of a contracting Party to the HCCH 2000 Protection of Adults Convention should be governed by the relevant provisions of the Convention*~~***of an authentic instrument formally drawn up or registered as an authentic instrument in another Member State***. Text Origin: Council Mandate
Recital 64a				
G 74a			**(64a) In accordance with Article 49 of the HCCH 2000 Protection of Adults Convention, it should be ensured that the Regulation does**	***(64a) In accordance with Article 49 of the HCCH 2000 Protection of Adults Convention, it should be ensured that the Regulation does*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			not affect the application of the provisions of that Convention in relations between Member States and third States that are contracting Parties to that Convention. The HCCH 2000 Protection of Adults Convention should continue to govern matters such as the cooperation between a Member State and a third State that is a contracting Party to that Convention, or certain aspects of jurisdiction where the cross-border element of the case at hand involves that third State.	***not affect the application of the provisions of that Convention in relations between Member States and third States that are contracting Parties to that Convention. The HCCH 2000 Protection of Adults Convention should continue to govern matters such as the cooperation between a Member State and a third State that is a contracting Party to that Convention, or certain aspects of jurisdiction where the cross-border element of the case at hand involves that third State.*** Text Origin: Council Mandate
Recital 64b				
G 74b			**(64b) In order to comply with the transitional provisions set out by Article 50 of the HCCH 2000 Protection of Adults Convention, this Regulation should apply, as from the date of its application, to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention. Notwithstanding that a power of representation was granted before the date of application of this Regulation, it could be confirmed after the date of application. Thus, a power of**	***(64b) In order to comply with the transitional provisions set out by Article 50 of the HCCH 2000 Protection of Adults Convention, this Regulation should apply, as from the date of its application, to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention. Notwithstanding that a power of representation was granted before the date of application of this Regulation, it could be confirmed after the date of application. Thus, a power of*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			representation confirmed after the date of application which is governed by the law of the adult's habitual residence in accordance with Article 15(1) of the HCCH 2000 Protection of Adults Convention should be able to form the basis for a Certificate under this Regulation. On the other hand, a power of representation governed, for example, by the law of a State which may not be designated in accordance with Article 15(2) of the HCCH 2000 Protection of Adults Convention should not be able to form the basis for a Certificate.	***representation confirmed after the date of application which is governed by the law of the adult's habitual residence in accordance with Article 15(1) of the HCCH 2000 Protection of Adults Convention should be able to form the basis for a Certificate under this Regulation. On the other hand, a power of representation governed, for example, by the law of a State which may not be designated in accordance with Article 15(2) of the HCCH 2000 Protection of Adults Convention should not be able to form the basis for a Certificate.*** Text Origin: Council Mandate
Recital 65				
G 75	(65) This Regulation should not apply to children below the age of 18 even in cases where they have acquired capacity before that age. This should avoid an overlap with the scope of the Council Regulation (EU) 2019/1111[1] and of the HCCH Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Cooperation in Respect of Parental Responsibility and Measures for the Protection of Children[2]. This should also prevent that certain persons are not covered neither by this Regulation nor by those two	(65) This Regulation should not apply to children below the age of 18 even in cases where they have acquired capacity before that age. This should avoid an overlap with the scope of the Council Regulation (EU) 2019/1111[1] and of the HCCH Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Cooperation in Respect of Parental Responsibility and Measures for the Protection of Children[2]. This should also prevent that certain persons are not covered neither by this Regulation nor by those two	(65) This Regulation should not apply to children below the age of 18 even in cases where they have acquired **legal** capacity before that age **under the law governing their personal status, for example through emancipation by reason of marriage**. This should avoid an overlap with the scope of the Council Regulation (EU) 2019/1111[1] and of the HCCH Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Cooperation in Respect of Parental Responsibility and Measures for the Protection of	(65) This Regulation should not apply to children below the age of 18 even in cases where they have acquired ***legal*** capacity before that age ***under the law governing their personal status, for example through emancipation by reason of marriage***. This should avoid an overlap with the scope of the Council Regulation (EU) 2019/1111[1] and of the HCCH Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Cooperation in Respect of Parental Responsibility and Measures for the Protection of G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	instruments. 1. Council Regulation (EU) 2019/1111 of 25 June 2019 on jurisdiction, the recognition and enforcement of decisions in matrimonial matters and the matters of parental responsibility, and on international child abduction (OJ L 178, 2.7.2019, p. 1). 2. OJ L 151, 11.6.2008, p. 39	instruments. 1. Council Regulation (EU) 2019/1111 of 25 June 2019 on jurisdiction, the recognition and enforcement of decisions in matrimonial matters and the matters of parental responsibility, and on international child abduction (OJ L 178, 2.7.2019, p. 1). 2. OJ L 151, 11.6.2008, p. 39	Children[2]. This should also prevent that certain persons are not covered neither by this Regulation nor by those two instruments. 1. Council Regulation (EU) 2019/1111 of 25 June 2019 on jurisdiction, the recognition and enforcement of decisions in matrimonial matters and the matters of parental responsibility, and on international child abduction (OJ L 178, 2.7.2019, p. 1). 2. OJ L 151, 11.6.2008, p. 39.	Children[2]. This should also prevent that certain persons are not covered neither by this Regulation nor by those two instruments. 1. Council Regulation (EU) 2019/1111 of 25 June 2019 on jurisdiction, the recognition and enforcement of decisions in matrimonial matters and the matters of parental responsibility, and on international child abduction (OJ L 178, 2.7.2019, p. 1). 2. OJ L 151, 11.6.2008, p. 39. Text Origin: Council Mandate
Recital 65a				
R 75a		***(65a) In line with UNCRPD, to which the Union and the Member States are parties, persons with disabilities must enjoy the right to legal capacity on an equal basis with others in all aspects of life. The rules applicable for this Regulation should allow a shift from substitute decision-making regimes - such as guardianship, curatorship, and analogous institutions - toward supported decision-making arrangements that respect the rights, will, and preferences of the individual. In recognition of the need to ensure legal certainty and allow sufficient time for Member States to adjust their national legislation and administrative practices, this Regulation should continue to***		R

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		apply to existing protective measures of a substitute nature until 2035. This transitional provision should apply strictly within the scope of this Regulation, which is limited ratione materiae to the private international law rules governing the recognition, enforcement, and applicable law of such protection measures within the Union. It should not affect the procedural autonomy of the Member States or their competence to determine the substantive and procedural frameworks applicable to protection regimes under national law. Moreover, a similar policy orientation should be envisaged for related areas, such as the placement of adults in establishments, where the principles of autonomy and supported decision-making must also be progressively applied in full respect of the national traditions which are favourable to the adults in such situations. The long-term evolution toward support-oriented regimes should also extend to related areas, including cross-border placements of adults. In this regard, the HCCH 2000 Protection of Adults Convention remains an important international framework for cooperation in matters of international protection. However,		

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		its reference to concepts related to the adult's capacity or functional abilities should be interpreted and applied in a manner consistent with the UNCRPD, ensuring that protective measures are based on respect for autonomy, inclusion, and individual rights. This Regulation, while engaging with such terminology, aims to promote a more human rights-oriented interpretation and application of protective measures, aligned with the long-term objectives of the UNCRPD. The objective remains to encourage, over time, a coherent and rights-based transition across the Union toward support-oriented systems that affirm the autonomy of adults.		
Recital 65b				
R 75b		***(65b) In order to ensure that this Regulation remains effective and aligned with evolving human rights standards, particularly those set out in the UNCRPD, the Commission should carry out an evaluation of its application. This review should pay particular attention to the functioning and advisability of decision-making regimes applied to adults, including the determination of their ability to act on their own behalf, the institution of protective measures, and the placement of***		R

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		adults in establishments. The evaluation should be based on information gathered from Member States and should assess whether further legislative measures are necessary. To ensure transparency and accountability, where no legislative proposal accompanies the report, the Commission should publicly justify its decision within two years of the report's publication.		
Recital 66				
G 76	(66) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	(66) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	(66) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	(66) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application. Text Origin: Commission Proposal G
Recital 67				
G 77	(67) [In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European	(67) [In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European	(67) ǂIn accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European	(67) ~~ǂ~~In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European G

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	Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.] OR	Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.] OR	Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.~~] OR~~	Union, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.~~] OR~~ Text Origin: Council Mandate
Recital 68				
78	(68) [In accordance with Article 3 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European Union, Ireland has notified [by letter of …,] its wish to take part in the adoption and application of this Regulation.]	(68) [In accordance with Article 3 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on the European Union and to the Treaty on the Functioning of the European Union, Ireland has notified [by letter of …,] its wish to take part in the adoption and application of this Regulation.]	*deleted*	*deleted*
Recital 69				
79	*(69)* Since the objectives of this Regulation, namely to enhance the protection of the rights of adults in cross-border situations in the Union, to improve the effectiveness and speed of cross-border proceedings concerning the protection of adults and to increase legal certainty and predictability in those situations, cannot be sufficiently achieved by the Member States, but can rather, by reason of the direct applicability and binding nature of this Regulation, be better achieved at	(69) Since the objectives of this Regulation, namely to enhance the protection of the rights of adults in cross-border situations in the Union, to improve the effectiveness and speed of cross-border proceedings concerning the protection of adults and to increase legal certainty and predictability in those situations, cannot be sufficiently achieved by the Member States, but can rather, by reason of the direct applicability and binding nature of this Regulation, be better achieved at	(69) Since the objectives of this Regulation, namely to enhance the protection of the rights of adults in cross-border situations in the Union, to improve the effectiveness and speed of cross-border proceedings concerning the protection of adults and to increase legal certainty and predictability in those situations, cannot be sufficiently achieved by the Member States, but can rather, by reason of the direct applicability and binding nature of this Regulation, be better achieved at	(69) Since the objectives of this Regulation, namely to enhance the protection of the rights of adults in cross-border situations in the Union, to improve the effectiveness and speed of cross-border proceedings concerning the protection of adults and to increase legal certainty and predictability in those situations, cannot be sufficiently achieved by the Member States, but can rather, by reason of the direct applicability and binding nature of this Regulation, be better achieved at

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		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 those objectives,	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 those objectives,	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 those objectives,	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 those objectives, Text Origin: Commission Proposal
Formula					
G	80	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION: Text Origin: Commission Proposal
Chapter I					
G	81	Chapter I SCOPE AND DEFINITIONS	Chapter I SCOPE AND DEFINITIONS	Chapter I SCOPE AND DEFINITIONS	Chapter I SCOPE AND DEFINITIONS Text Origin: Commission Proposal
Article 1					
G	82	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter	Article 1 Subject matter Text Origin: Commission Proposal
Article 1, first paragraph					
G	83	This Regulation lays down the rules which:	This Regulation lays down the rules which:	This Regulation lays down the rules which:	This Regulation lays down the rules which:

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Commission Proposal
Article 1, first paragraph, point (a)				
84	(a) determine the Member State whose authorities have jurisdiction to take measures directed to the protection of the person or property of the adult;	(a) determine the Member State whose ~~*authorities*~~***courts*** have jurisdiction to take measures directed to the protection of the person or property of the adult;	(a) determine the Member State whose ~~authorities~~**courts** have jurisdiction to take measures directed to the protection of the person or property of the adult;	(a) determine the Member State whose ~~*authorities*~~***courts*** have jurisdiction to take measures directed to the protection of the person or property of the adult; Text Origin: EP, Council Mandates.
Article 1, first paragraph, point (b)				
85	(b) determine which law is to be applied by such authorities in exercising their jurisdiction;	(b) determine which law is to be applied by such ~~*authorities*~~***courts*** in exercising their jurisdiction;	(b) determine which law is to be applied by such ~~authorities~~**courts** in exercising their jurisdiction;	(b) determine which law is to be applied by such ~~*authorities*~~***courts*** in exercising their jurisdiction; Text Origin: EP, Council Mandates.
Article 1, first paragraph, point (c)				
86	(c) determine the law applicable to the representation of the adult;	(c) determine the law applicable to the ***support and*** representation of the adult;	(c) determine the law applicable to the **support and** representation of the adult;	(c) determine the law applicable to the ***support and*** representation of the adult; Text Origin: EP, Council Mandates.
Article 1, first paragraph, point (d)				
87	(d) provide for the recognition and enforcement of such measures in all Member States;	(d) provide for the recognition and enforcement of such measures in all Member States;	(d) provide for the recognition and enforcement of such measures in all Member States;	(d) provide for the recognition and enforcement of such measures in all Member States; Text Origin: Commission Proposal
Article 1, first paragraph, point (e)				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
88	(e) provide for the acceptance of authentic instruments in all Member States;	(e) provide for the ~~acceptance~~***recognition*** of authentic instruments in all Member States~~;~~ ***in the matters falling under this Regulation***	(e) provide for the acceptance of authentic instruments in all Member States;	(e) provide for the acceptance of authentic instruments in all Member States***, in the matters falling under this Regulation***; Text Origin: Commission Proposal
Article 1, first paragraph, point (f)				
89	(f) establish cooperation between the competent authorities and Central Authorities of the Member States to achieve the purposes of this Regulation;	(f) establish cooperation between the ***courts,*** competent authorities and Central Authorities of the Member States to achieve the purposes of this Regulation;	(f) establish cooperation between the **courts,** competent authorities and Central Authorities of the Member States to achieve the purposes of this Regulation;	(f) establish cooperation between the ***courts,*** competent authorities and Central Authorities of the Member States to achieve the purposes of this Regulation; Text Origin: EP and Council Mandates.
Article 1, first paragraph, point (g)				
90	(g) digitalise the communications between competent authorities and Central Authorities, and provide digital means of communication between natural and legal persons and competent authorities;	(g) digitalise the communications between ***courts,*** competent authorities and Central Authorities, and provide digital means of communication between natural and legal persons and ***courts and*** competent authorities;	(g) ~~digitalise the communications~~**establish a uniform legal framework for the use of electronic communication** between **courts,** competent authorities and Central Authorities, and ~~provide digital means of~~**for the use of electronic** communication between natural ~~and~~**or** legal persons and **courts or** competent authorities;	(g) ~~*digitalise the communications*~~***establish a uniform legal framework for the use of electronic communication*** between ***courts,*** competent authorities and Central Authorities, and ~~*provide digital means of*~~***for the use of electronic*** communication between natural ~~*and*~~***or*** legal persons and ***courts or*** competent authorities; Text Origin: Council Mandate
Article 1, first paragraph, point (h)				
91	(h) create a European Certificate of Representation;	(h) create a European Certificate of Representation;	(h) create a European Certificate of **Support and** Representation;	(h) create a European Certificate of ***Support and*** Representation; Text Origin: Council Mandate
Article 1, first paragraph, point (ha)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	91a		***(ha) establish support measures for adults in the matters falling under this Regulation (23 Rapporteur);***		Proposal on 67a remains open.	R
	Article 1, first paragraph, point (i)					
G	92	(i) establish a system of interconnection of the Member States' protection registers.	*deleted*	*deleted*	*deleted*	G
	Article 2					
G	*93*	Article 2 Scope	Article 2 Scope	Article 2 Scope	Article 2 Scope Text Origin: Commission Proposal	G
	Article 2(1)					
G	94	1.This Regulation shall apply in civil matters to the protection in cross-border situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.	1.This Regulation shall apply in civil matters to the protection in cross-border situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests ***or require support and safeguards in the exercise of their legal capacity on a temporary or permanent basis***.	1.This Regulation shall apply in civil matters ~~to~~**concerning** the protection in cross-border situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.	1.This Regulation shall apply in civil matters ~~to~~***concerning*** the protection in cross-border situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests. Subject to moving EP addition to corresponding recital. Text Origin: Council Mandate	G
	Article 2(2)					
G	95	2.This Regulation shall also apply to measures in respect of an adult who had not reached the age of 18 years at the time the measures were taken.	2.This Regulation shall also apply to measures in respect of an adult who had not reached the age of 18 years at the time the measures were taken.	2.This Regulation shall also apply to measures **taken in a Member State** in respect of an adult who had not reached the age of 18 years at the time the measures were taken.	2.This Regulation shall also apply to measures ***taken in a Member State*** in respect of an adult who had not reached the age of 18 years at the time the measures were taken.	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 2(3)				
96	3.The matters referred to in paragraph (1) may, in particular, include:	3.The matters referred to in paragraph (1) may, in particular, include:	3.The matters referred to in paragraph ~~(1)~~**1** may, in particular, include:	3.The matters referred to in paragraph ~~(1)~~*1* may, in particular, include: Text Origin: Council Mandate
Article 2(3), point (-a)				
96a			**(aa) measures to support an adult in exercising his or her legal capacity;**	*(aa) measures to support an adult in exercising his or her legal capacity;* Text Origin: Council Mandate
Article 2(3), point (-b)				
96b			**(ab) powers of representation granted by an adult;**	*(ab) powers of representation granted by an adult;* Text Origin: Council Mandate
Article 2(3), point (a)				
97	(a) the determination of the incapacity of an adult and the institution of a protective regime;	(a) ~~*the determination of the incapacity of*~~*determining the extent to which* an adult *is able to act on their own behalf* and the institution of a protective regime;	(a) the determination of the incapacity of an adult and the institution of a protective regime;	(a) the determination of the *degree of* incapacity of an adult and the institution of a protective regime; Text Origin: Council Mandate
Article 2(3), point (aa)				
97a		*(aa) measures to provide access by adults to the support they may require in exercising their legal capacity;*		*deleted*
Article 2(3), point (ab)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
G	*97b*		***(ab) powers of representation granted by adults for their support or representation, to be exercised when those adults require support in protecting their interests;***		*deleted*	G
	Article 2(3), point (b)					
R	*98*	*(b)* the placing of the adult under the protection of a judicial or administrative authority;	*deleted*	*(b)* the placing of the adult under the protection of a judicial or administrative authority;	Scope and definitions (with lines 99; 102 & 103)	R
	Article 2(3), point (c)					
R	99	(c) guardianship, curatorship and analogous institutions;	*deleted*	*(c)* guardianship, curatorship and analogous institutions;		R
	Article 2(3), point (d)					
G	100	(d) the designation and functions of any person or body having charge of the adult's person or property, representing, or assisting the adult;	(d) the designation and functions of any person or body ~~*having charge of the*~~***providing support in decision making to an*** adult~~*'s person or*~~ ***with regard to*** property, ~~*representing, or assisting the adult*~~***or other forms of assistance***;	(d) the designation and functions of any person or body having charge of the adult's person or property, representing, or assisting the adult;	(d) the designation and functions of any person or body having ~~*charge of*~~***responsibility for*** the adult's person or property, representing, ***supporting,*** or assisting the adult;	G
	Article 2(3), point (da)					
G	100a		***(da) the designation and functions of any person or body that is granted the powers of representation;***		*deleted*	G
	Article 2(3), point (db)					
G	*100b*		***(db) the designation and functions of any person or body that is granted the powers of representation;***		*deleted*	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 2(3), point (e)					
G	*101*	*(e)* decisions concerning the placement of the adult in an establishment or other place where protection can be provided;	*deleted*	(e) ~~decisions concerning~~ the placement of the adult in an establishment or other place where protection can be provided;	(e) ~~*decisions concerning*~~ the ***contemplated*** placement of the adult in an establishment or other place where protection can be provided; Text Origin: Council Mandate	G
Article 2(3), point (f)					
R	102	(f) the administration, conservation or disposal of the adult's property;	*deleted*	*(f)* the administration, conservation or disposal of the adult's property;		R
Article 2(3), point (g)					
R	103	(g) the authorisation of a specific intervention for the protection of the person or property of the adult.	*deleted*	*(g)* the authorisation of a specific intervention for the protection of the person or property of the adult.		R
Article 2(4)					
G	104	4.This Regulation does not apply to:	4.This Regulation does not apply to:	4.This Regulation does not apply to:	4.This Regulation does not apply to: Text Origin: Commission Proposal	G
Article 2(4), point (a)					
G	105	(a) maintenance obligations;	(a) maintenance obligations;	(a) maintenance obligations;	(a) maintenance obligations; Text Origin: Commission Proposal	G
Article 2(4), point (b)					
G	106	(b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation;	(b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation;	(b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation;	(b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation; Text Origin: Commission Proposal	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 2(4), point (c)				
107	(c) property regimes in respect of marriage or any similar relationship;	(c) property regimes in respect of marriage or any similar relationship;	(c) property regimes in respect of marriage or any similar relationship;	(c) property regimes in respect of marriage or any similar relationship; Text Origin: Commission Proposal
Article 2(4), point (d)				
108	(d) trusts or succession;	(d) trusts or succession;	(d) trusts or succession;	(d) trusts or succession; Text Origin: Commission Proposal
Article 2(4), point (e)				
109	(e) social security;	(e) social security;	(e) social security;	(e) social security; Text Origin: Commission Proposal
Article 2(4), point (f)				
110	(f) public measures of a general nature in matters of health;	(f) public measures of a general nature in matters of health;	(f) public measures of a general nature in matters of health;	(f) public measures of a general nature in matters of health; Text Origin: Commission Proposal
Article 2(4), point (g)				
111	(g) measures taken in respect of a person as a result of penal offences committed by that person;	(g) measures taken in respect of a person as a result of penal offences committed by that person;	(g) measures taken in respect of a person as a result of penal offences committed by that person;	(g) measures taken in respect of a person as a result of penal offences committed by that person; Text Origin: Commission Proposal
Article 2(4), point (h)				
112	(h) decisions on the right of asylum and on immigration;	(h) decisions on the right of asylum and on immigration;	(h) decisions on the right of asylum and on immigration;	(h) decisions on the right of asylum and on immigration; Text Origin: Commission

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Proposal
Article 2(4), point (i)				
113	(i) measures directed solely to public safety.	(i) measures directed solely to public safety.	(i) measures directed solely to public safety.	(i) measures directed solely to public safety. Text Origin: Commission Proposal
Article 2(5)				
114	5.Paragraph (4) does not affect, in respect of the matters referred to therein, the entitlement of a person to act as the representative of the adult.	5.Paragraph (4) does not affect, in respect of the matters referred to therein, the entitlement of a person to ~~*act as the representative of*~~***provide*** the adult ***support in decision making, nor the executing powers of representation***.	5.Paragraph ~~(4)~~**4** does not affect, in respect of the matters referred to therein, the entitlement of a person to act as the representative of the adult.	5.Paragraph ~~*(4)*~~***4*** does not affect, in respect of the matters referred to therein, the entitlement of a person to ~~*act as the representative of*~~***represent or support*** the adult. Agreement on new COM proposal.
Article 3				
115	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions Text Origin: Commission Proposal
Article 3, first paragraph				
116	For the purposes of this Regulation, the following definitions apply:	For the purposes of this Regulation, the following definitions apply:	**1.**For the purposes of this Regulation, the following definitions apply:	***1.***For the purposes of this Regulation, the following definitions apply: Text Origin: Council Mandate
Article 3, first paragraph, point (1)				
117	(1) 'adult' means a person who has reached the age of 18 years;	(1) 'adult' means a person who has reached the age of 18 years;	(1) 'adult' means a person who has reached the age of 18 years;	(1) 'adult' means a person who has reached the age of 18 years; Text Origin: Commission Proposal

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 3, first paragraph, point (1a)				
117a				***(1a) 'Protection' means representation, support or other measures that enable an adult to exercise their legal capacity through supported decision-making, co-decision-making or representation, or that is directed to protecting the person or the property of the adult;***
Article 3, first paragraph, point (2)				
118	(2) 'measure' means any measure taken by an authority of a Member State, whatever it may be called, directed to the protection of an adult;	(2) 'measure' means any measure taken by ~~an~~***a court or a competent*** authority of a Member State, whatever it may be called, directed to the ***support or*** protection of an adult ***or their property***;	(2) 'measure' means any measure taken by ~~an authority of a Member State~~**a court**, whatever it may be called, directed to the protection of **the person or the property of** an adult;	(2) 'measure' means any measure taken by ~~*an authority of a Member State*~~***a court***, whatever it may be called, directed to the protection of ***the person or the property of*** an adult; Text Origin: Council Mandate
Article 3, first paragraph, point (3)				
119	(3) 'powers of representation' means powers granted by an adult, either under an agreement or by a unilateral act, to be exercised when that adult is not in a position to protect his or her interests;	(3) 'powers of representation' means powers granted by an adult, either under an agreement or by a unilateral act, to be exercised when that adult is not in a position to protect his or her interests;	(3) 'powers of representation' means powers granted by an adult **to a representative**, either under an agreement or by a unilateral act, to be exercised **by the representative** when that adult is not in a position to protect his or her interests;	(3) 'powers of representation' means powers granted by an adult ***to a representative***, either under an agreement or by a unilateral act, to be exercised ***by the representative*** when that adult is not in a position to protect his or her interests; Text Origin: Council Mandate
Article 3, first paragraph, point (4)				
120	(4) 'Member State of origin' means the Member State in which the measure was taken or the authentic	(4) 'Member State of origin' means the Member State in which the measure was taken or the authentic	(4) '~~Member State of origin~~**confirmed powers of representation**' means ~~the Member~~	(4) '~~*Member State of origin*~~***confirmed powers of representation***' means ~~*the Member*~~

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	instrument was formally drawn up;	instrument was formally drawn up;	~~State in~~**powers of representation in respect of** which ~~the measure was taken or the authentic instrument was formally drawn up~~**a court or a competent authority has confirmed that the representative vested with these powers can exercise them**;	~~*State in*~~***powers of representation in respect of*** which ~~*the measure was taken or the authentic instrument was formally drawn up*~~***a court or a competent authority has confirmed that the representative vested with these powers can exercise them***; Text Origin: Council Mandate
Article 3, first paragraph, point (5)				
121	(5) 'authentic instrument' means a document in a matter of protection of an adult which has been formally drawn up or registered as an authentic instrument in a Member State and the authenticity of which:	(5) 'authentic instrument' means a document in a matter of ***support or*** protection of an adult which has been formally drawn up or registered as an authentic instrument in a Member State and the authenticity of which:	(5) 'authentic instrument' means a document in a matter of protection of an adult which has been formally drawn up or registered as an authentic instrument in a Member State and the authenticity of which:	(5) 'authentic instrument' means a document in a matter of protection of an adult which has been formally drawn up or registered as an authentic instrument in a Member State and the authenticity of which: Text Origin: Council Mandate
Article 3, first paragraph, point (5)(a)				
122	(a) relates to the signature and the content of the authentic instrument; and	(a) relates to the signature and the content of the authentic instrument; and	(a) relates to the signature and the content of the authentic instrument; and	(a) relates to the signature and the content of the authentic instrument; and Text Origin: Commission Proposal
Article 3, first paragraph, point (5)(b)				
123	(b) has been established by a public authority or other authority empowered for that purpose by the Member State of origin;	(b) has been established by a public authority or other authority empowered for that purpose by the Member State of origin;	(b) has been established by a public authority or other authority empowered for that purpose by the Member State of origin;	(b) has been established by a public authority or other authority empowered for that purpose by the Member State of origin; Text Origin: Commission Proposal
Article 3, first paragraph, point (6)				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
124	(6) 'authority' means any judicial or administrative authority of a Member State with competence to take measures directed to the protection of an adult's person or property;	(6) '~~*authority*~~***court***' means any judicial or administrative authority of a Member State with ~~*competence to take measures directed to the protection of an adult's person or property*~~***jurisdiction in the matters falling within the scope of this Regulation pursuant to Article 2***;	*deleted*	*deleted*
Article 3, first paragraph, point (7)				
125	*(7)* 'authority of origin' means the authority which has taken the measure or formally drawn up the authentic instrument;	(7) 'authority of origin' means the authority which has taken the measure or formally drawn up the authentic instrument;	*deleted*	*deleted*
Article 3, first paragraph, point (8)				
126	*(8)* 'confirmed powers of representation' means powers of representation in respect of which a competent authority has confirmed that the representative vested with these powers can exercise them;	(8) 'confirmed powers of representation' means powers of representation in respect of which a competent authority has confirmed that the representative vested with these powers can exercise them;	~~(8)~~**(6)** '~~confirmed powers of representation~~**Member State of origin**' means ~~powers of representation in respect of~~**the Member State in** which ~~a competent authority has confirmed that the representative vested with these powers can exercise them~~**the measure was taken or the authentic instrument was formally drawn up**;	~~*(8)*~~***(6)*** '~~*confirmed powers of representation*~~***Member State of origin***' means ~~*powers of representation in respect of*~~***the Member State in*** which ~~*a competent authority has confirmed that the representative vested with these powers can exercise them*~~***the measure was taken or the authentic instrument was formally drawn up***; Text Origin: Council Mandate
Article 3, first paragraph, point (8a)				
126a			**(7) 'representative' means one or more natural or legal person(s) appointed by a court or designated by the adult, or authorised by law, to represent or support the adult in protecting his or her interests;**	***(7) 'representative' means one or more natural or legal person(s) appointed by a court or designated by the adult, or authorised by law, to represent or support the adult in protecting his or her interests;***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 3, first paragraph, point (9)				
127	(9) 'competent authority' means a public authority of a Member State with responsibilities in matters of protection of adults;	(9) 'competent authority' means a public authority ***or public office holder*** of a Member State with responsibilities in matters of protection of adults;	*deleted*	*deleted*
Article 3, first paragraph, point (10)				
128	*(10)* 'system of interconnection' means a system for the interconnection of protection registers and registers of other powers of representation;	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 3, first paragraph, point (11)				
129	*(11)* 'decentralised IT system' means a network of IT systems, interoperable access points operating under the individual responsibility and management of each Member State, and the European electronic access point, which enables secure and reliable cross-border exchange of information;	(11) 'decentralised IT system' means a network of IT systems, interoperable access points operating under the individual responsibility and management of each Member State, and the European electronic access point, which enables secure and reliable cross-border exchange of information;	~~(11)~~**(8)** 'decentralised IT system' means a network of IT systems~~,~~ **and** interoperable access points ~~operating under the individual responsibility and management of each Member State, and the European electronic access~~**as defined in** point~~, which enables secure and reliable cross-border exchange of information~~ **(3) of Article 2 of Regulation (EU) 2023/2844**;	~~*(11)*~~***(8)*** 'decentralised IT system' means a network of IT systems~~,~~ ***and*** interoperable access points ~~*operating under the individual responsibility and management of each Member State, and the European electronic access*~~***as defined in*** point~~, which enables secure and reliable cross-border exchange of information~~ ***(3) of Article 2 of Regulation (EU) 2023/2844***; Text Origin: Council Mandate
Article 3, first paragraph, point (12)				
130	(12) 'protection register' means a register where measures directed to the protection of an adult or	*deleted*	*deleted*	*deleted*

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	confirmed powers of representation have been registered.			Text Origin: Commission Proposal
Article 3, first paragraph, point (13)				
131	*(13)* 'European electronic access point' means an interoperable access point as defined in point (5) of Article 2 of Regulation [...] [the Digitalisation Regulation];	(13) 'European electronic access point' means an interoperable access point as defined in point (5) of Article 2 of Regulation [...] [the Digitalisation Regulation];	~~(13)~~**(9)** 'European electronic access point' means ~~an interoperable access point~~**a portal** as defined in point ~~(5)~~**(4)** of Article 2 of Regulation ~~[...] [the Digitalisation Regulation]~~**(EU) 2023/2844**;	~~*(13)*~~***(9)*** 'European electronic access point' means ~~*an interoperable access point*~~***a portal*** as defined in point ~~*(5)*~~***(4)*** of Article 2 of Regulation ~~*[...] [the Digitalisation Regulation]*~~***(EU) 2023/2844***; Text Origin: Council Mandate
Article 3, first paragraph a				
131a			**2.For the purposes of this Regulation, the term 'court' shall mean any judicial authority and all other authorities of a Member State with competence to take measures directed to the protection of the person or the property of an adult or with competence to decide on the recognition or non-recognition of a measure taken in another Member State. For the purposes of Chapters II and III of this Regulation, the term 'authority', used in Chapters II and III of the HCCH 2000 Protection of Adults Convention, shall also mean court.**	***2. For the purposes of this Regulation, the term 'court' shall mean any judicial authority and all other authorities of a Member State with competence to take measures directed to the protection of the person or the property of an adult or with competence to decide on the recognition or non-recognition of a measure taken in another Member State. For the purposes of Chapters II and III of this Regulation, the term 'authority', used in Chapters II and III of the HCCH 2000 Protection of Adults Convention, shall also mean court.***
Article 4				
132	Article 4 References to the HCCH 2000 Protection of Adults Convention	Article 4 References to the HCCH 2000 Protection of Adults Convention	Article 4 References to the HCCH 2000 Protection of Adults Convention	Article 4 References to the HCCH 2000 Protection of Adults Convention

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				Text Origin: Commission Proposal
Article 4, first paragraph				
133	Where referred to in this Regulation, the HCCH Convention of 13 January 2000 on the International Protection of Adults ('the HCCH 2000 Protection of Adults Convention'), which is attached to this Regulation, shall apply mutatis mutandis.	Where referred to in this Regulation, the HCCH Convention of 13 January 2000 on the International Protection of Adults ('the HCCH 2000 Protection of Adults Convention'), which is attached to this Regulation, shall apply mutatis mutandis.	Where referred to in this Regulation, the HCCH Convention of 13 January 2000 on the International Protection of Adults ('the HCCH 2000 Protection of Adults Convention'), which is attached to this Regulation, shall apply mutatis mutandis.	Where referred to in this Regulation, the HCCH Convention of 13 January 2000 on the International Protection of Adults ('the HCCH 2000 Protection of Adults Convention'), which is attached to this Regulation, shall apply mutatis mutandis. Text Origin: Commission Proposal
Chapter II				
134	Chapter II JURISDICTION	Chapter II JURISDICTION	Chapter II JURISDICTION	Chapter II JURISDICTION Text Origin: Commission Proposal
Article 5				
135	Article 5 General jurisdiction	Article 5 General jurisdiction	Article 5 ~~General~~**Application of the** jurisdiction **rules of the HCCH 2000 Protection of Adults Convention**	Article 5 ~~*General*~~***Rules on*** jurisdiction Text Origin: Commission Proposal
Article 5, first paragraph				
136	Subject to Article 6 of this Regulation, jurisdiction shall be determined in accordance with Chapter II of the HCCH 2000 Protection of Adults Convention.	Subject to Article 6 of this Regulation, jurisdiction shall be determined in accordance with Chapter II of the HCCH 2000 Protection of Adults Convention.	Subject to ~~Article 6~~**Articles 6 to 7a** of this Regulation, jurisdiction shall be determined in accordance with Chapter II of the HCCH 2000 Protection of Adults Convention.	Subject to ~~*Article 6*~~***Articles 6 to 7a*** of this Regulation, jurisdiction shall be determined in accordance with Chapter II of the HCCH 2000 Protection of Adults Convention. Text Origin: Council Mandate

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 6				
137	Article 6 Choice of jurisdiction	Article 6 Choice of jurisdiction	Article 6 Choice of ~~jurisdiction~~**court**	Article 6 Choice of ~~*jurisdiction*~~***court*** Text Origin: Council Mandate
Article 6(1)				
138	1.Notwithstanding Article 5, the authorities of a Member State other than the Member State in which the adult is habitually resident shall have jurisdiction where all of the following conditions are met:	1.Notwithstanding Article 5, the authorities of a Member State other than the Member State in which the adult is habitually resident shall have jurisdiction where all of the following conditions are met:	1.Notwithstanding Article 5, the ~~authorities~~**courts** of a Member State other than the ~~Member State~~**one** in which the adult is habitually resident shall have jurisdiction **to take measures** where all of the following conditions are met:	1.Notwithstanding Article 5, the ~~*authorities*~~***courts*** of a Member State other than the ~~*Member State*~~***one*** in which the adult is habitually resident shall have jurisdiction ***to take measures*** where all of the following conditions are met: Text Origin: Council Mandate
Article 6(1), point (a)				
139	(a) the adult chose the authorities of that Member State, when he or she was still in a position to protect his or her interest;	(a) the adult chose the authorities of that Member State, ***at the time*** when he or she was still in a position to protect his or her interest;	(a) the adult chose the ~~authorities~~**courts** of that Member State~~,~~ **at the time** when he or she was ~~still~~ in a position to ~~protect his or her interest~~**make a choice of court**;	(a) the adult chose the ~~*authorities*~~***courts*** of that Member State~~,~~ ***at the time*** when he or she was ~~*still*~~ in a position to ~~*protect his or her interest*~~***make a choice of court***; Text Origin: Council Mandate
Article 6(1), point (aa)				
139a			**(aa) the choice of court was, at the time the choice was made, in favour of a Member State:**	*deleted* Text Origin: Council Mandate
Article 6(1), point (aa)(i)				
139b			**i. of the adult's nationality;**	*deleted* Text Origin: Council Mandate

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 6(1), point (aa)(ii)				
139c			**ii. of the adult's habitual residence;**	*deleted* Text Origin: Council Mandate
Article 6(1), point (aa)(iii)				
139d			**iii. of habitual residence of a person close to the adult prepared to undertake his or her protection; or**	*deleted* Text Origin: Council Mandate
Article 6(1), point (aa)(iv)				
139e			**iv. in which property of the adult is located.**	*deleted* Text Origin: Council Mandate
Article 6(1), point (ab)				
139f		***(aa) the choice of court was, at the time when the choice was made, in favour of a Member State:*** ***i. of which the adult is a national;*** ***ii. of the adult's habitual residence;*** ***iii. of habitual residence of a person close to the adult prepared to undertake their support and representation ; or*** ***iv. where the property of the adult is located.***		***(ab) the choice of court was, at the time the choice was made, in favour of a Member State:*** ***i. of which the adult is a national;*** ***ii. of the adult's habitual residence;*** ***iii. of habitual residence of a person close to the adult prepared to undertake their protection ; or*** ***iv. in which property of the adult is located.*** Text Origin: EP Mandate
Article 6(1), point (b)				
140	(b) the exercise of jurisdiction is in the interest of the adult;	(b) the exercise of jurisdiction is in the interest of the adult;	(b) the exercise of jurisdiction is ~~in~~**not contrary to** the interest of the	(b) the exercise of jurisdiction is ~~in~~***not contrary to*** the interest of the

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			adult; Text Origin: Council Mandate	adult; Text Origin: Council Mandate
Article 6(1), point (c)				
141	(c) the authorities of a Member State having jurisdiction under Articles 5 to 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction.	(c) the authorities of a Member State having jurisdiction under Articles 5 to 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction.	(c) the ~~authorities~~**courts** of a Member State having jurisdiction ~~under~~**in accordance with** Articles 5**, 6 and** ~~to~~ 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction.	(c) the ~~*authorities*~~***courts*** of a Member State having jurisdiction ~~*under*~~***in accordance with*** Articles 5***, 6 and*** ~~*to*~~ 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction. Text Origin: Council Mandate
Article 6(2)				
142	2.When exercising their jurisdiction in accordance with paragraph (1), the authorities of a Member State shall notify, using the form set out in Annex IV, the Central Authority of the Member State of the habitual residence of the adult, designated pursuant to Article 18.	2.When exercising their jurisdiction in accordance with paragraph (1), the authorities of a Member State shall notify, using the form set out in Annex IV, the Central Authority of the Member State of the habitual residence of the adult, designated pursuant to Article 18.	2.~~When exercising their jurisdiction in accordance with~~**The choice of court referred to in** paragraph ~~(1), the authorities of a Member State~~**1** shall ~~notify, using the form set out in Annex IV, the Central Authority of the Member State of the habitual residence of~~**be expressed in writing and dated and signed by** the adult~~, designated pursuant to Article 18~~**. Any communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing**.	2.~~*When exercising their jurisdiction in accordance with*~~***The choice of court referred to in*** paragraph ~~*(1), the authorities of a Member State*~~***1*** shall ~~*notify, using the form set out in Annex IV, the Central Authority of the Member State of the habitual residence of*~~***be expressed in writing and dated and signed by*** the adult~~*, designated pursuant to Article 18*~~***. Any communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing***. Text Origin: Council Mandate
Article 6(3)				
143	3.The choice of jurisdiction referred to in paragraph (1) shall be expressed in writing and dated and signed by the adult. Any	3.The choice of jurisdiction referred to in paragraph (1) shall be expressed in writing and dated and signed by the adult. Any	3.The ~~choice of~~**court exercising** jurisdiction ~~referred to in~~**under** paragraph ~~(1)~~**1,** shall ~~be expressed in writing and dated and signed~~	3.The ~~*choice of*~~***court exercising*** jurisdiction ~~*referred to in*~~***under*** paragraph ~~*(1)*~~***1,*** shall ~~*be expressed in writing and dated and signed*~~

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing.	communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing.	~~by~~**notify the courts of the Member State of habitual residence of** the adult~~. Any communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing~~**, using the form set out in Annex IV, before taking any measure. This notification may be done directly or through the Central Authority of that Member State, designated pursuant to Article 18**.	~~by~~***notify the courts of the Member State of habitual residence of*** the adult~~. Any communication by electronic means which provides a durable record of the choice shall be deemed equivalent to writing~~***, using the form set out in Annex IV, before taking any measure. This notification may be done directly or through the Central Authority of that Member State, designated pursuant to Article 18***. Text Origin: Council Mandate
Article 6(4)				
G 144	4.The references to Article 5 of the HCCH 2000 Protection of Adults Convention contained in Article 7(1), (2), and (3), Articles 9, 10, and Article 11(1) and (2) of that Convention shall be read as also including a reference to this Article. The information provided for in Article 10(4) of that Convention shall also be provided, where applicable, to the authority having exercised their jurisdiction in accordance with paragraph (1).	4.The references to Article 5 of the HCCH 2000 Protection of Adults Convention contained in Article 7(1), (2), and (3), Articles 9, 10, and Article 11(1) and (2) of that Convention shall be read as also including a reference to this Article. The information provided for in Article 10(4) of that Convention shall also be provided, where applicable, to the authority having exercised their jurisdiction in accordance with paragraph (1).	4.The references to Article 5 of the HCCH 2000 Protection of Adults Convention contained in ~~Article 7(1), (2), and (3),~~ Articles **7, 9, 10, 11 and 33of that Convention shall be read as also including a reference to this Article.**~~9, 10, and~~ Article ~~11(1) and (2) of that~~**8 of the HCCH 2000 Protection of Adults** Convention shall be read as also including a reference to this Article. The information provided for in Article 10(4) of that Convention shall also be provided, where applicable, to the ~~authority~~**court** having exercised ~~their~~**its** jurisdiction in accordance with paragraph ~~(1)~~**1**.	4.The references to Article 5 of the HCCH 2000 Protection of Adults Convention contained in ~~*Article 7(1), (2), and (3),*~~ Articles ***7, 9, 10, 11 and 33 of that Convention shall be read as also including a reference to this Article.***~~*9, 10, and*~~ Article ~~*11(1) and (2) of that*~~***8 of the HCCH 2000 Protection of Adults*** Convention shall be read as also including a reference to this Article. The information provided for in Article 10(4) of that Convention shall also be provided, where applicable, to the ~~*authority*~~***court*** having exercised ~~*their*~~***its*** jurisdiction in accordance with paragraph ~~*(1)*~~***1***. Text Origin: Council Mandate G
Article 7				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
145	Article 7 Non-exclusive jurisdiction	Article 7 Non-exclusive jurisdiction	Article 7 Non-exclusive jurisdiction	Article 7 Non-exclusive jurisdiction Text Origin: Commission Proposal
Article 7, first paragraph				
146	Jurisdiction conferred to the authorities chosen by the adult pursuant to Article 6 of this Regulation shall not be exclusive and in particular shall not prevent the authorities having jurisdiction under Articles 5 and 6 of the HCCH 2000 Protection of Adults Convention to exercise their jurisdiction, when the authorities chosen by the adult have not exercised their jurisdiction or when they have waived such jurisdiction.	Jurisdiction conferred to the authorities chosen by the adult pursuant to Article 6 of this Regulation shall not be exclusive and in particular shall not prevent the authorities having jurisdiction under Articles 5 and 6 of the HCCH 2000 Protection of Adults Convention to exercise their jurisdiction, when the authorities chosen by the adult have not exercised their jurisdiction or when they have waived such jurisdiction.	Jurisdiction conferred to the ~~authorities chosen by the adult~~**courts** pursuant to Article 6 of this Regulation shall not be exclusive ~~and~~**.** In particular ~~shall not prevent the authorities~~**, courts** having jurisdiction under Articles 5**, 6 and 8** ~~and 6~~ of the HCCH 2000 Protection of Adults Convention ~~to exercise their jurisdiction~~**shall not be prevented from exercising it**, when the ~~authorities~~**court** chosen by the adult ~~have~~**has** not exercised ~~their~~**its** jurisdiction or ~~when they have waived~~**where it has declined** such jurisdiction.	Jurisdiction conferred to the ~~*authorities chosen by the adult*~~***courts*** pursuant to Article 6 of this Regulation shall not be exclusive ~~*and*~~***.*** In particular ~~*shall not prevent the authorities*~~***, courts*** having jurisdiction under Articles 5***, 6 and 8*** ~~*and 6*~~ of the HCCH 2000 Protection of Adults Convention ~~*to exercise their jurisdiction*~~***shall not be prevented from exercising it***, when the ~~*authorities*~~***court*** chosen by the adult ~~*have*~~***has*** not exercised ~~*their*~~***its*** jurisdiction or ~~*when they have waived*~~***where it has declined*** such jurisdiction. Text Origin: Council Mandate
Article 7a				
146a			**Article 7a** **Incidental questions**	***Article 7a*** ***Incidental questions*** Text Origin: Council Mandate
Article 7a, first paragraph				
146b			**1.If the outcome of succession proceedings before a court of a Member State depends on the**	***1.If the outcome of succession proceedings before a court of a Member State depends on the***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			determination of an incidental question relating to representation of the adult, a court in that Member State may determine that question for the purposes of those proceedings even if that Member State does not have jurisdiction under this Regulation.	***determination of an incidental question relating to representation of the adult, a court in that Member State may determine that question for the purposes of those proceedings even if that Member State does not have jurisdiction under this Regulation.*** Text Origin: Council Mandate
Article 7a, second paragraph				
G 146c			**2.The determination of an incidental question pursuant to paragraph 1 shall produce effects only in the proceedings for which that determination was made.**	***2.The determination of an incidental question pursuant to paragraph 1 shall produce effects only in the proceedings for which that determination was made.*** Text Origin: Council Mandate
Article 7a, third paragraph				
G 146d			**3.If the validity of a legal act undertaken or to be undertaken on behalf of an adult in succession proceedings before a court of a Member State requires permission or approval by a court, a court in that Member State may decide whether to permit or approve such a legal act even if it does not have jurisdiction under this Regulation.**	***3.If the validity of a legal act undertaken or to be undertaken on behalf of an adult in succession proceedings before a court of a Member State requires permission or approval by a court, a court in that Member State may decide whether to permit or approve such a legal act even if it does not have jurisdiction under this Regulation.*** Text Origin: Council Mandate
Article 7a, fourth paragraph				
G 146e			**4.The court exercising jurisdiction under paragraph 1 and 3 shall,**	***4.The court exercising jurisdiction under paragraph 1 and 3 shall,***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			without delay, notify the courts of the Member State of habitual residence of the adult or the court of the Member State that took a measure, insofar as it is aware of that measure, using the form set out in Annex Va. This notification may be done directly or through the Central Authority of that Member State, designated pursuant to Article 18.	***without delay, notify the courts of the Member State of habitual residence of the adult or the court of the Member State that took a measure, insofar as it is aware of that measure, using the form set out in Annex Va. This notification may be done directly or through the Central Authority of that Member State, designated pursuant to Article 18.*** Text Origin: Council Mandate
Article 7b				
R 146f		***Article 7a*** ***Support measures***		Linked to proposal on Article 67a
Article 7a, first paragraph				
R 146g		***In proceedings concerning the protection of an adult that fall within the scope of this Regulation, courts shall ensure, in accordance with national procedural law, that the adult has access to appropriate legal support, including:***		
Article 7a, first paragraph, point (a)				
R 146h		***(a) free assistance as regards the determination of jurisdiction, including guidance on the most appropriate forum in the event that multiple Member States could be competent under this Chapter;***		
Article 7a, first paragraph, point (b)				

		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	146i		***(b) providing, where appropriate, accessible videoconferencing or other distance communication means, in accordance with Article 5 of Regulation (EU) 2023/2844, where an adult is heard in judicial proceedings.***			R
	Article 7a, second paragraph					
R	146j		***The first paragraph, point (b), is without prejudice to the the right of the adult concerned to be present in the room and protect their best interest in that case and the court shall take into account the specific needs of persons with disabilities.***			R
	Article 7c					
G	146k		***Article 7b*** ***Incidental questions***		*deleted*	G
	Article 7c, first paragraph					
G	*146l*		***If the validity of a legal act undertaken or to be undertaken on behalf of an adult in succession proceedings before an authority of a Member State requires permission or approval by a court, a court in that Member State may decide whether to permit or approve such a legal act even if it does not have jurisdiction under this Regulation.***		*deleted*	G
	Chapter III					
G	*147*	Chapter III	Chapter III	Chapter III	Chapter III	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	APPLICABLE LAW	APPLICABLE LAW	APPLICABLE LAW	APPLICABLE LAW Text Origin: Commission Proposal
Article 8				
148	Article 8 Determination of applicable law	Article 8 Determination of applicable law	Article 8 Determination of applicable law	Article 8 Determination of applicable law Text Origin: Commission Proposal
Article 8, first paragraph				
149	The law applicable to the cross-border protection of adults shall be determined in accordance with Chapter III of the HCCH 2000 Protection of Adults Convention.	The law applicable to the cross-border protection of adults shall be determined in accordance with Chapter III of the HCCH 2000 Protection of Adults Convention.	The law applicable to the cross-border protection of adults shall be determined in accordance with Chapter III of the HCCH 2000 Protection of Adults Convention**, without prejudice to Articles 8a to 8c of this Regulation**.	The law applicable to the cross-border protection of adults shall be determined in accordance with Chapter III of the HCCH 2000 Protection of Adults Convention***, without prejudice to Articles 8a to 8c of this Regulation***. Text Origin: Council Mandate
Article 8a				
149a			**Article 8a** **States with more than one legal system – territorial conflicts of laws**	***Article 8a*** ***States with more than one legal system – territorial conflicts of laws*** Text Origin: Council Mandate
Article 8a, first paragraph				
149b			**1.Where the law specified by this Regulation is that of a State which comprises several territorial units with their own rules of law in respect of matters governed by this Regulation, the internal conflict-of-laws rules of that State**	***1.Where the law specified by this Regulation is that of a State which comprises several territorial units with their own rules of law in respect of matters governed by this Regulation, the internal conflict-of-laws rules of that State shall***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			shall determine the relevant territorial unit whose rules of law are to apply.	***determine the relevant territorial unit whose rules of law are to apply.*** Text Origin: Council Mandate
Article 8a, second paragraph				
149c			**2.In the absence of such internal conflict-of-laws rules:**	***2.In the absence of such internal conflict-of-laws rules:*** Text Origin: Council Mandate
Article 8a, second paragraph, point (a)				
149d			**(a) any reference to habitual residence in that State shall refer to the habitual residence in a territorial unit;**	***(a) any reference to habitual residence in that State shall refer to the habitual residence in a territorial unit;*** Text Origin: Council Mandate
Article 8a, second paragraph, point (b)				
149e			**(b) any reference to the presence of the adult in that State shall refer to presence in a territorial unit;**	***(b) any reference to the presence of the adult in that State shall refer to presence in a territorial unit;*** Text Origin: Council Mandate
Article 8a, second paragraph, point (c)				
149f			**(c) any reference to the location of property of the adult in that State shall refer to location of property of the adult in a territorial unit;**	***(c) any reference to the location of property of the adult in that State shall refer to location of property of the adult in a territorial unit;*** Text Origin: Council Mandate
Article 8a, second paragraph, point (d)				
149g			**(d) any reference to the State of which the adult is a national shall refer to the territorial unit**	***(d) any reference to the State of which the adult is a national shall refer to the territorial unit***

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			designated by the law of that State or, in the absence of relevant rules, to the territorial unit with which the adult has the closest connection;	***designated by the law of that State or, in the absence of relevant rules, to the territorial unit with which the adult has the closest connection;*** Text Origin: Council Mandate	
Article 8a, second paragraph, point (e)					
G	149h		**(e) any reference to the State whose courts have been chosen by the adult shall refer to the territorial unit if the adult has chosen the courts of this territorial unit; or to the territorial unit with which the adult has the closest connection if the adult has chosen the courts of the State without specifying a particular territorial unit within the State;**	***(e) any reference to the State whose courts have been chosen by the adult shall refer to the territorial unit if the adult has chosen the courts of this territorial unit; or to the territorial unit with which the adult has the closest connection if the adult has chosen the courts of the State without specifying a particular territorial unit within the State;*** Text Origin: Council Mandate	G
Article 8a, second paragraph, point (f)					
G	149i		**(f) any reference to the law of a State with which the situation has a substantial connection shall refer to the law of a territorial unit with which the situation has a substantial connection;**	***(f) any reference to the law of a State with which the situation has a substantial connection shall refer to the law of a territorial unit with which the situation has a substantial connection;*** Text Origin: Council Mandate	G
Article 8b					
R	149j		***Article 8a*** ***Support measures***		Linked to proposal on Article 67a	R
Article 8a, first paragraph					

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	149k		***The competent authorities shall establish and provide accessible support measures free of charge including:***			R
	Article 8a, first paragraph, point (a)					
R	149l		***(a) multilingual guidance tools to inform adults and their representatives about the applicable law under this Chapter, ensuring they understand the legal consequences of protection measures in different Member States;***			R
	Article 8a, first paragraph, point (b)					
R	149m		***(b) dedicated legal information services for adults to understand and deal with conflicts of law, particularly when advance planning instruments or decisions made in one jurisdiction require recognition elsewhere.***			R
	Article 8c					
G	149n			**Article 8b** **States with more than one legal system – inter-personal conflicts of laws**	***Article 8c*** ***States with more than one legal system – inter-personal conflicts of laws*** Text Origin: Council Mandate	G
	Article 8c, first paragraph					
G	149o			**In relation to a State which has two or more systems of law or sets of rules applicable to different**	***In relation to a State which has two or more systems of law or sets of rules applicable to different***	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
			categories of persons in respect matters governed by this Regulation, any reference to the law of such a State shall be construed as referring to the system of law or set of rules determined by the rules in force in that State. In the absence of such rules, the system of law or the set of rules with which the adult has the closest connection shall apply.	***categories of persons in respect matters governed by this Regulation, any reference to the law of such a State shall be construed as referring to the system of law or set of rules determined by the rules in force in that State. In the absence of such rules, the system of law or the set of rules with which the adult has the closest connection shall apply.*** Text Origin: Council Mandate	
Article 8d					
G 149p			**Article 8c** **Non-application of this Regulation to internal conflicts of laws**	***Article 8d*** ***Non-application of this Regulation to internal conflicts of laws*** Text Origin: Council Mandate	G
Article 8d, first paragraph					
G 149q			**A Member State which comprises several territorial units with their own rules of law in respect of matters governed by this Regulation shall not be required to apply this Regulation to conflicts of laws arising between such units only.**	***A Member State which comprises several territorial units with their own rules of law in respect of matters governed by this Regulation shall not be required to apply this Regulation to conflicts of laws arising between such units only.*** Text Origin: Council Mandate	G
Chapter IV					
G 150	Chapter IV RECOGNITION AND ENFORCEMENT OF MEASURES	Chapter IV RECOGNITION AND ENFORCEMENT OF MEASURES	Chapter IV RECOGNITION AND ENFORCEMENT OF MEASURES	Chapter IV RECOGNITION AND ENFORCEMENT OF MEASURES	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Commission Proposal
Section 1				
151	Section 1 Recognition of measures	Section 1 Recognition of measures	Section 1 Recognition of measures	Section 1 Recognition of measures Text Origin: Commission Proposal
Article 9				
152	Article 9 Recognition of a measure	Article 9 Recognition of a measure	Article 9 Recognition of a measure	Article 9 Recognition of a measure Text Origin: Commission Proposal
Article 9(1)				
153	1.A measure taken by the authorities of a Member State shall be recognised in the other Member States without any special procedure being required.	1.A measure taken by the authorities of a Member State shall be recognised in the other Member States without any special procedure being required.	1.A measure taken ~~by the authorities of~~**in** a Member State shall be recognised in the other Member States without any special procedure being required.	1.A measure taken by the ~~*authorities*~~***courts*** of a Member State shall be recognised in the other Member States without any special procedure being required.
Article 9(2)				
154	2.Any interested person, included the adult concerned by the measure, may request from the authorities of a Member State that they decide on the recognition or non-recognition of a measure taken in another Member State.	2.Any interested person, included the adult concerned by the measure, may request from the authorities of a Member State that they decide on the recognition or non-recognition of a measure taken in another Member State.	2.**Without prejudice to paragraph 1,** any interested person, ~~included~~**including** the adult concerned by the measure, may ~~request from the authorities~~**apply to a court** of a Member State **for a decision that there are no grounds for refusal of**~~that they decide on the~~ recognition~~ or non-recognition~~**, as referred to in Article 10,** of a measure taken in another Member State **or for a decision that the recognition is to be refused on the**	2.***Without prejudice to paragraph 1,*** any interested person, ~~*included*~~***including*** the adult concerned by the measure, may ~~*request from the authorities*~~***apply to a court*** of a Member State ***for a decision that there are no grounds for refusal of, as referred to in Article 10,***~~*that they decide on the recognition or non-recognition*~~ of a measure taken in another Member State ***or for a decision that the recognition is to be refused on the***

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			basis of one of those grounds.	***basis of one of those grounds***.
Article 9(3)				
155	3.If the outcome of proceedings before the authority of a Member State depends on the determination of an incidental question concerning a refusal or a non-refusal of recognition, that authority shall have jurisdiction over that question.	3.If the outcome of proceedings before the authority of a Member State depends on the determination of an incidental question concerning a refusal or a non-refusal of recognition, that authority shall have jurisdiction over that question.	3.If the outcome of proceedings before ~~the authority~~**a court** of a Member State depends on the determination of an incidental question concerning ~~a refusal or a non-refusal of~~ recognition **or non-recognition of a measure , that court may determine that issue**~~, that authority shall have jurisdiction over that question~~.	3.If the outcome of proceedings before ~~*the authority*~~***a court*** of a Member State depends on the determination of an incidental question concerning ~~*a refusal or a non-refusal of*~~ recognition ***or non-recognition of a measure, that court may determine that issue***~~*, that authority shall have jurisdiction over that question*~~.
Article 9(3a)				
155a			**4.The procedure pursuant to paragraphs 2 or 3 shall be governed by the law of the Member State in which recognition is invoked, without prejudice to Article 10 and Section 3.**	***3a. The procedure pursuant to paragraphs 2 or 3 shall be governed by the law of the Member State in which recognition is invoked, without prejudice to Article 10 and Section 3.***
Article 10				
156	Article 10 Grounds for refusal of recognition	Article 10 Grounds for refusal of recognition	Article 10 Grounds for refusal of recognition	Article 10 Grounds for refusal of recognition Text Origin: Commission Proposal
Article 10, first paragraph				
157	The recognition of a measure taken in another Member State may be refused in the following cases:	The recognition of a measure taken in another Member State ~~*may*~~***shall*** be refused in the following cases:	**1.**The recognition of a measure taken in another Member State ~~may~~**shall** be refused in the following cases:	***1.***The recognition of a measure taken in another Member State ~~*may*~~***shall*** be refused in the following cases: Text Origin: Council Mandate

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 10, first paragraph, point (a)				
158	(a) if the measure was taken, except in a case of urgency, in the context of a judicial or administrative proceedings, without the adult having been provided the opportunity to be heard;	(a) if the measure was taken, except in a case of urgency, in the context of a judicial or administrative proceedings, without the adult having been provided the ***genuine and effective*** opportunity to be heard ***or without respecting the will and preference of the adult***;	*deleted*	*deleted*
Article 10, first paragraph, point (b)				
159	*(b)* if such recognition is manifestly contrary to public policy of the Member State in which recognition is sought;	(b) if such recognition is manifestly contrary to public policy of the Member State in which recognition is sought;	~~(b)~~**(a)** if such recognition is manifestly contrary to public policy of the Member State in which recognition is ~~sought~~**invoked**;	~~*(b)*~~***(a)*** if such recognition is manifestly contrary to public policy of the Member State in which recognition is ~~*sought*~~***invoked***; Text Origin: Council Mandate
Article 10, first paragraph, point (c)				
160	(c) if the measure is incompatible with a later measure taken in a third country which would have had jurisdiction under Article 5 or Article 6, where this later measure fulfils the requirements for recognition in the requested Member State;	(c) if the measure is incompatible with a later measure taken in a third country which would have had jurisdiction under Article 5 or Article 6, where this later measure fulfils the requirements for recognition in the requested Member State;	~~(c)~~**(b)** if the measure is incompatible with a later measure taken in **another Member State or** a third ~~country~~**State** which would have had jurisdiction under Article 5 or ~~Article 6~~**6 of this Regulation**, where this later measure fulfils the requirements for recognition in the ~~requested~~ Member ~~State~~**Statein which recognition is invoked**; **or**	~~*(c)*~~***(b)*** if the measure is incompatible with a later measure taken in ***another Member State or*** a third ~~*country*~~***State*** which would have had jurisdiction under Article 5 or ~~*Article 6*~~***6 of this Regulation***, where this later measure fulfils the requirements for recognition in the ~~*requested*~~ Member State ***in which recognition is invoked***; ***or*** Text Origin: Council Mandate
Article 10, first paragraph, point (d)				
161	(d) if the procedure provided in Article 14 has not been complied with.	(d) if the procedure provided in Article 14 has not been complied with.	~~(d)~~**(c)**if the procedure provided in Article ~~14~~**21 or 22** has not been complied with.	~~*(d)*~~***(c)*** if the procedure provided in Article ~~*14*~~***21 or 22*** has not been complied with.

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 10, first paragraph a				
161a			**2.The recognition of a measure taken in another Member State may be refused if the measure was taken without the adult having been provided the opportunity to be heard, except where there were serious grounds, taking into account, in particular:**	***2.The recognition of a measure taken in another Member State may be refused if the measure was taken without the adult having been provided a genuine and effective opportunity to be heard, except where there were serious grounds, taking into account, in particular:*** Text Origin: Council Mandate
Article 10, first paragraph a, point (a)				
161b			**(a) the urgency of the case;**	***(a) the urgency of the case;*** Text Origin: Council Mandate
Article 10, first paragraph a, point (b)				
161c			**(b) that the adult was unable to express his or her views.**	***(b) that the adult was unable to express his or her views.*** Text Origin: Council Mandate
Section 2				
162	Section 2 Enforceability and enforcement of measures	Section 2 Enforceability and enforcement of measures	Section 2 Enforceability and enforcement of measures	Section 2 Enforceability and enforcement of measures Text Origin: Commission Proposal
Article 11				
163	Article 11 Enforceability (abolition of exequatur)	Article 11 Enforceability (abolition of exequatur)	Article 11 Enforceability ~~(abolition of exequatur)~~	Article 11 Enforceability ~~*(abolition of exequatur)*~~ Text Origin: Council Mandate

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 11, first paragraph				
164	A measure taken by the authorities of a Member State which is enforceable in that Member State shall be enforceable in another Member State without the need for a declaration of enforceability.	A measure taken by the authorities of a Member State which is enforceable in that Member State shall be enforceable in another Member State without the need for a declaration of enforceability.	A measure taken ~~by the authorities of~~**in** a Member State which is enforceable in that Member State shall be enforceable in another Member State without the need for a declaration of enforceability.	A measure taken ~~*by the authorities of*~~***in*** a Member State which is enforceable in that Member State shall be enforceable in another Member State without the need for a declaration of enforceability. Text Origin: Council Mandate
Article 12				
165	Article 12 Enforcement	Article 12 Enforcement	Article 12 Enforcement	Article 12 Enforcement Text Origin: Commission Proposal
Article 12(1)				
166	1.Subject to Section 3, the procedure for the enforcement of measures taken in another Member State shall be governed by the law of the Member State of enforcement. A measure taken in a Member State which is enforceable in the requested Member State shall be enforced in that Member State under the same conditions as a measure taken in the requested Member State.	1.Subject to Section 3, the procedure for the enforcement of measures taken in another Member State shall be governed by the law of the Member State of enforcement. A measure taken in a Member State which is enforceable in the requested Member State shall be enforced in that Member State under the same conditions as a measure taken in the requested Member State.	1.~~Subject to Section 3,~~**A measure taken in a Member State which is enforceable in that Member State shall be enforced in the Member State of enforcement under the same conditions as a measure taken in the Member State of enforcement.** The procedure for the enforcement of measures taken in another Member State shall be governed by the law of the Member State of enforcement~~. A measure taken in a Member State which is enforceable in the requested Member State shall be enforced in that Member State under the same conditions as a measure taken in the requested Member State~~**, without prejudice to paragraph 2 of this**	1.~~*Subject to Section 3,*~~***A measure taken in a Member State which is enforceable in that Member State shall be enforced in the Member State of enforcement under the same conditions as a measure taken in the Member State of enforcement.*** The procedure for the enforcement of measures taken in another Member State shall be governed by the law of the Member State of enforcement~~*. A measure taken in a Member State which is enforceable in the requested Member State shall be enforced in that Member State under the same conditions as a measure taken in the requested Member State*~~***, without prejudice to paragraph 2 of this***

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			Article and to Section 3.	***Article and to Section 3***. Text Origin: Council Mandate	
Article 12(2)					
G 167	2.Notwithstanding paragraph (1), the grounds for refusal or suspension of enforcement under the law of the requested Member State shall apply in so far as they are not incompatible with the grounds referred to in Article 10.	2.Notwithstanding paragraph (1), the grounds for refusal or suspension of enforcement under the law of the requested Member State shall apply in so far as they are not incompatible with the grounds referred to in Article 10.	2.~~Notwithstanding paragraph (1),~~**The enforcement of a measure shall be refused if one or more of the grounds for refusal of recognition referred to in Article 10 is found to exist.** The grounds for refusal or suspension of enforcement under the law of the ~~requested~~ Member State **of enforcement** shall **also** apply in so far as they are not incompatible with the grounds referred to in Article 10.	2.~~*Notwithstanding paragraph (1),*~~***The enforcement of a measure shall be refused if one or more of the grounds for refusal of recognition referred to in Article 10 is found to exist.*** The grounds for refusal or suspension of enforcement under the law of the ~~*requested*~~ Member State ***of enforcement*** shall ***also*** apply in so far as they are not incompatible with the grounds referred to in Article 10. Text Origin: Council Mandate	G
Article 12a					
R 167a		***Article 12a*** ***Support measures***		Linked to proposal on Article 67a	R
Article 12a, first paragraph					
R 167b		***Courts and competent authorities shall designate cross-border liaison officers to assist adults and their representatives in addressing enforcement-related difficulties.***			R
Section 3					
G 168	Section 3 Common provisions	Section 3 Common provisions	Section 3 Common provisions	Section 3 Common provisions Text Origin: Commission Proposal	G
Article 13					

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
169	Article 13 No review as to the substance	Article 13 No review as to the substance	Article 13 No review as to the substance	Article 13 No review as to the substance Text Origin: Commission Proposal
Article 13, first paragraph				
170	Under no circumstances may a measure taken by the authorities of a Member State be reviewed as to its substance.	Under no circumstances may a measure taken by the authorities of a Member State be reviewed as to its substance.	Under no circumstances may a measure taken ~~by the authorities of a~~**in another** Member State be reviewed as to its substance **in the Member State in which recognition is invoked or enforcement is sought**.	Under no circumstances may a measure taken ~~*by the authorities of a*~~***in another*** Member State be reviewed as to its substance ***in the Member State in which recognition is invoked or enforcement is sought***. Text Origin: Council Mandate
Article 14				
171	Article 14 Procedure	Article 14 Procedure	Article 14 ~~Procedure~~ **Documents to be produced for recognition and enforcement**	Article 14 ~~*Procedure*~~ ***Documents to be produced for recognition and enforcement*** Text Origin: Council Mandate
Article 14(1)				
172	1.A person seeking or contesting recognition, seeking enforcement of or invoking a measure taken in a Member State before the authorities of another Member State shall produce:	1.A person seeking or contesting recognition, seeking enforcement of or invoking a measure taken in a Member State before the authorities of another Member State shall produce:	1.A person ~~seeking or contesting~~**invoking the** recognition~~, seeking enforcement of or invoking~~ **of** a measure taken in a Member State **or seeking its enforcement** before the **courts or enforcement** authorities of another Member State shall produce:	1.A person ~~*seeking or contesting*~~***invoking the*** recognition~~*, seeking enforcement of or invoking*~~ ***of*** a measure taken in a Member State ***or seeking its enforcement*** before the ***courts or enforcement*** authorities of another Member State shall produce: Text Origin: Council Mandate
Article 14(1), point (a)				
173	(a) a copy of the measure that	(a) a copy of the measure that	(a) a copy of the measure that	(a) a copy of the measure that

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	satisfies the conditions necessary to establish its authenticity;	satisfies the conditions necessary to establish its authenticity;	satisfies the conditions necessary to establish its authenticity;	satisfies the conditions necessary to establish its authenticity; Text Origin: Council Mandate
Article 14(1), point (b)				
G 174	(b) an attestation issued pursuant to Article 15.	(b) an attestation issued pursuant to Article 15.	(b) an attestation issued pursuant to Article 15.	(b) an attestation issued pursuant to Article 15. Text Origin: Council Mandate
Article 14(2)				
G 175	2.The authority before which a measure taken in another Member State is invoked or before which recognition or enforcement of a measure taken in another Member State is sought or contested, may, where necessary, require the applicant to provide a translation or a transliteration of the contents of the attestation referred to in paragraph (1), point (b).	2.The authority before which a measure taken in another Member State is invoked or before which recognition or enforcement of a measure taken in another Member State is sought or contested, may, where necessary, ***only*** require the applicant to provide a translation or a transliteration of the contents of the attestation referred to in paragraph (1), point (b) ***where that authority considers that the information included in the form is not sufficient for processing the application***.	2.~~The authority before which a measure taken in another Member State is invoked or before which recognition or enforcement of a measure taken in another Member State is sought or contested, may,~~ Where necessary, ~~require the applicant~~**the person referred to in paragraph 1 may be required** to provide**, in accordance with Article 57a,** a translation or a transliteration of the ~~contents~~**measure or the content** of the attestation~~ referred to in paragraph (1), point (b)~~.	2.~~*The authority before which a measure taken in another Member State is invoked or before which recognition or enforcement of a measure taken in another Member State is sought or contested, may,*~~ Where necessary, ~~*require the applicant*~~***the person referred to in paragraph 1 may be required*** to provide***, in accordance with Article 57a,*** a translation or a transliteration of the ~~*contents*~~***measure or the content*** of the attestation~~ *referred to in paragraph (1), point (b)*~~. Text Origin: Council Mandate
Article 15				
G 176	Article 15 Attestation	Article 15 Attestation	Article 15 Attestation **concerning measures**	Article 15 Attestation Text Origin: Commission Proposal
Article 15, first paragraph				
G 177	The authority of origin shall, at the	The authority of origin shall, at the	The ~~authority~~**court of the Member**	The ~~*authority*~~***court of the Member***

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	request of any interested person, issue an attestation using the form set out in Annex I reflecting the content of the measure.	request of any interested person, issue an attestation using the form set out in Annex I reflecting the content of the measure.	**State** of origin shall, at the request of any ~~interested~~ person **demonstrating a legitimate interest**, issue an attestation using the form set out in Annex I ~~reflecting the content of the measure~~.	***State*** of origin shall, at the request of any ~~*interested*~~ person ***demonstrating a legitimate interest***, issue an attestation using the form set out in Annex I ~~*reflecting the content of the measure*~~. Text Origin: Council Mandate	
Article 15a					
177a			**Article 15a** **Legal aid**	Legail aid - Linked to Article 33	R
Article 15a, first paragraph					
177b			**A person applying for legal aid who, in the Member State of origin, has benefited from complete or partial legal aid or exemption from costs or expenses shall be entitled, in any proceedings for recognition or enforcement of a measure, to benefit from legal aid or exemption from costs or expenses in accordance with the law of the Member State in which proceedings are brought.**		R
Chapter V					
178	Chapter V AUTHENTIC INSTRUMENTS	Chapter V AUTHENTIC INSTRUMENTS	Chapter V AUTHENTIC INSTRUMENTS	Chapter V AUTHENTIC INSTRUMENTS Text Origin: Commission Proposal	G
Article 16					
179	Article 16	Article 16	Article 16	Article 16	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Acceptance of authentic instruments	~~*Acceptance*~~***Recognition*** of authentic instruments	Acceptance of authentic instruments	Acceptance of authentic instruments Text Origin: Commission Proposal
Article 16(1)				
180	1.An authentic instrument established in a Member State shall have the same evidentiary effects in another Member State as it has in the Member State of origin, or the most comparable effects, provided that this is not manifestly contrary to public policy in the Member State concerned.	1.An authentic instrument established in a Member State shall have the same evidentiary effects in another Member State as it has in the Member State of origin, or the most comparable effects, provided that this is not manifestly contrary to public policy in the Member State concerned.	1.An authentic instrument established in a Member State shall have the same evidentiary effects in another Member State as it has in the Member State of origin, or the most comparable effects, provided that this is not manifestly contrary to public policy in the Member State ~~concerned~~**where it is presented**.	1.An authentic instrument established in a Member State shall have the same evidentiary effects in another Member State as it has in the Member State of origin, or the most comparable effects, provided that this is not manifestly contrary to public policy in the Member State ~~*concerned*~~***where it is presented***. Text Origin: Council Mandate
Article 16(2)				
181	2.The authentic instrument produced shall satisfy the conditions necessary to establish its authenticity in the Member State of origin.	2.The authentic instrument produced shall satisfy the conditions necessary to establish its authenticity in the Member State of origin.	2.The authentic instrument produced shall satisfy the conditions necessary to establish its authenticity in the Member State of origin.	2.The authentic instrument produced shall satisfy the conditions necessary to establish its authenticity in the Member State of origin. Text Origin: Commission Proposal
Article 17				
182	Article 17 Attestation	Article 17 Attestation	Article 17 Attestation **concerning authentic instruments**	Article 17 Attestation ***concerning authentic instruments*** Text Origin: Council Mandate
Article 17, first paragraph				
183	A person wishing to use an authentic instrument in another Member State may ask the competent authority	A person wishing to use an authentic instrument in another Member State may ask the competent authority	**1.**A person wishing to use an authentic instrument in another Member State may ask the	***1.***A person wishing to use an authentic instrument in another Member State may ask the

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	having formally drawn up or registered the authentic instrument in the Member State of origin to fill in the form set out in Annex II describing the evidentiary effects which the authentic instrument produces in the Member State of origin.	having formally drawn up or registered the authentic instrument in the Member State of origin to fill in the form set out in Annex II describing the evidentiary effects which the authentic instrument produces in the Member State of origin.	~~competent~~ authority having formally drawn up or registered the authentic instrument in the Member State of origin**, to issue an attestation using** ~~to fill in~~ the form set out in Annex II ~~describing the evidentiary effects which the authentic instrument produces in the Member State of origin~~.	~~*competent*~~ authority having formally drawn up or registered the authentic instrument in the Member State of origin***, to issue an attestation using*** ~~*to fill in*~~ the form set out in Annex II ~~*describing the evidentiary effects which the authentic instrument produces in the Member State of origin*~~. Text Origin: Council Mandate
Article 17, first paragraph a				
183a			**2.Where necessary, the person using the authentic instrument may be required to provide, in accordance with Article 57a, a translation or transliteration of the content of the attestation.**	***2.Where necessary, the person using the authentic instrument may be required to provide, in accordance with Article 57a, a translation or transliteration of the content of the attestation.*** Text Origin: Council Mandate
Chapter VI				
184	Chapter VI COOPERATION	Chapter VI COOPERATION	Chapter VI COOPERATION **AND COMMUNICATION**	Chapter VI COOPERATION ***AND COMMUNICATION*** Text Origin: Council Mandate
Section 1				
185	Section 1 Central Authorities	Section 1 Central Authorities	Section 1 Central Authorities**, Courts and Competent authorities**	Section 1 Central Authorities***, Courts and Competent authorities*** Text Origin: Council Mandate
Article 18				
186	Article 18	Article 18	Article 18	Article 18

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Designation of a Central Authority	Designation of a Central Authority	Designation of a Central Authority	Designation of a Central Authority Text Origin: Commission Proposal
Article 18(1)				
G 187	1.Each Member State shall designate one or more Central Authorities to assist with the application of this Regulation and shall specify the geographical and functional competence of each.	1.Each Member State shall designate one or more Central Authorities to assist with the application of this Regulation and shall specify the geographical and functional competence of each.	1.Each Member State shall designate one or more Central Authorities to assist with the application of this Regulation and shall specify the geographical and functional competence of each.	1.Each Member State shall designate one or more Central Authorities to assist with the application of this Regulation and shall specify the geographical and functional competence of each. Text Origin: Commission Proposal
Article 18(2)				
G 188	2.Where a Member State has designated more than one Central Authority, communications shall be sent directly to the relevant Central Authority with competence. Where a communication is sent to a Central Authority without competence, the latter shall forward it to the Central Authority with competence and inform the sender accordingly.	2.Where a Member State has designated more than one Central Authority, communications shall be sent directly to the relevant Central Authority with competence. Where a communication is sent to a Central Authority without competence, the latter shall forward it***, without undue delay,*** to the Central Authority with competence and inform the sender accordingly.	2.Where a Member State has designated more than one Central Authority, communications shall be sent directly to the relevant Central Authority with competence. Where a communication is sent to a Central Authority without competence, the latter shall forward it to the Central Authority with competence and inform the sender accordingly.	2.Where a Member State has designated more than one Central Authority, communications shall be sent directly to the relevant Central Authority with competence. Where a communication is sent to a Central Authority without competence, the latter shall forward it***, without undue delay,*** to the Central Authority with competence and inform the sender accordingly. Text Origin: EP Mandate
Article 18(3)				
R 189	3.Member States shall ensure that Central Authorities have sufficient and appropriate facilities in terms of staff, resources and modern means of communication to adequately	3.Member States shall ensure that Central Authorities have sufficient and appropriate facilities in terms of staff, resources and modern means of communication to adequately	*deleted*	*Linked to proposal on Article 67a*

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	fulfil their tasks under this Regulation.	fulfil, ***without undue delays,*** their tasks under this Regulation. ***The Commission shall offer technical assistance to the Member States' Central Authorities through online guides and shall respond in due time to requests from the Member States' Central Authorities.***		
Article 19				
190	Article 19 Tasks of Central Authorities	Article 19 Tasks of Central Authorities	Article 19 Tasks of Central Authorities	Article 19 Tasks of Central Authorities Text Origin: Commission Proposal
Article 19(1)				
191	1.Central Authorities shall cooperate and promote cooperation among the competent authorities in their Member States in the application of this Regulation.	1.Central Authorities shall ~~*cooperate and promote cooperation among the competent authorities in their Member States in the application of this Regulation.*~~ ***carry out the following tasks:***	1.Central Authorities shall cooperate and promote cooperation **and communication** among the **courts and** competent authorities in their Member States in the application of this Regulation.	1.Central Authorities shall cooperate and promote cooperation ***and communication*** among the ***courts and*** competent authorities in their Member States in the application of this Regulation. Text Origin: Council Mandate
Article 19(1a)				
191a		***1a. cooperate and promote cooperation among the competent authorities in their Member States in the application of this Regulation;***		*deleted*
Article 19(1b)				
191b		***1b. communicate information on national laws, procedures and services in matters relating to the***		*deleted*

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		protection of adults, take the measures that they consider appropriate for improving the application of this Regulation;		
Article 19(1c)				
191c		***1c. facilitate communications, by every means, between the competent authorities.***		*deleted*
Article 19(2)				
192	*2.*Central Authorities shall communicate information on national laws, procedures and services in matters relating to the protection of adults, take the measures that they consider appropriate for improving the application of this Regulation.	*deleted*	2.Central Authorities shall communicate information on national laws, procedures and services in matters relating to the protection of adults, take the ~~measures~~**actions** that they consider appropriate for improving the application of this Regulation.	2.Central Authorities shall communicate information on national laws, procedures and services in matters relating to the protection of adults, take the ~~*measures*~~***actions*** that they consider appropriate for improving the application of this Regulation. Text Origin: Council Mandate
Article 19(3)				
193	3.Central Authorities shall facilitate communications, by every means, between the competent authorities.	*deleted*	3.~~Central Authorities shall facilitate communications, by every means~~**For the purposes of paragraph 1 and 2**,~~ between the competent authorities~~ **the European Judicial Network in civil and commercial matters may be used**.	3.~~*Central Authorities shall facilitate communications, by every means*~~***For the purposes of paragraph 1 and 2***, ~~*between the competent authorities*~~ ***the European Judicial Network in civil and commercial matters may be used***. Text Origin: Council Mandate
Article 20				
194	Article 20 Location of an adult or a person likely to provide support	Article 20 Location of an adult or a person likely to provide support	Article 20 Location of an adult or a person likely to provide ~~support~~**protection**	Article 20 Location of an adult or a person likely to provide ~~*support*~~***protection***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 20, first paragraph				
195	The Central Authority of a Member State, either directly or through competent authorities, shall provide, on the request of an authority of another Member State, assistance in discovering the whereabouts of:	The Central Authority of a Member State, either directly or through competent authorities, shall provide, on the request of an authority of another Member State, assistance in discovering the whereabouts of:	The Central Authority of a Member State, either directly or through competent authorities **or other bodies**, shall provide, on the request of ~~an~~**a court or a competent** authority of another Member State, assistance in discovering the whereabouts of:	The Central Authority of a Member State, either directly or through competent authorities ***or other bodies***, shall provide, on the request of ~~an~~***a court or a competent*** authority of another Member State, assistance in discovering the whereabouts of: Text Origin: Council Mandate
Article 20, first paragraph, point (a)				
196	(a) an adult where it appears that the adult may be present and in need of protection within the territory of the requested Member State;	(a) an adult where it appears that the adult may be present and in need of protection within the territory of the requested Member State;	(a) an adult where it appears that the adult may be present and in need of protection within the territory of the requested Member State;	(a) an adult where it appears that the adult may be present and in need of protection within the territory of the requested Member State; Text Origin: Commission Proposal
Article 20, first paragraph, point (b)				
197	(b) a person who is likely to provide support to the adult, in accordance with the information provided by the adult or another competent authority, where it appears that such person may be present within the territory of the requested Member State.	(b) a person who is likely to provide support to the adult, in accordance with the information provided by the adult or another competent authority, where it appears that such person may be present within the territory of the requested Member State.	(b) a person who is likely to provide ~~support~~**protection** to the adult**, for instance**, in accordance with the information provided by the adult or another **court or** competent authority, where it appears that such person may be present within the territory of the requested Member State.	(b) a person who is likely to provide ~~*support*~~***protection*** to the adult***, for instance***, in accordance with the information provided by the adult or another ***court or*** competent authority, where it appears that such person may be present within the territory of the requested Member State. Text Origin: Council Mandate
Article 21				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
198	Article 21 Placement	Article 21 ~~Placement~~***Living and Support Arrangements***	Article 21 **Cooperation in the event of contemplated** placement **in another Member State**	Article 21 ***Cooperation in the event of contemplated*** placement ***in another Member State*** Text Origin: Council Mandate
Article 21(1)				
199	1.If an authority of a Member State contemplates the placement of the adult in another Member State in an establishment or other institution where protection can be provided, it shall first obtain the consent of a Central Authority of that other Member State. To that effect, it shall transmit to the Central Authority of the requested Member State a report on the adult together with the reasons for the proposed measure, using the form set out in Annex VI.	1.If an authority of a Member State contemplates ***a decision on living and support arrangements, including, where applicable,*** the placement of the adult in another Member State in an establishment or other institution where protection can be provided, it shall***, in accordance with national law, obtain the consent of the adult, and*** ~~first~~ obtain the consent of a Central Authority of that other Member State. To that effect, it shall transmit to the Central Authority of the requested Member State a report on the adult together with the reasons for the proposed measure, using the form set out in Annex VI.	1.~~If an authority of a Member State contemplates the~~**Contemplated** placement~~of the adult~~ in another Member State **shall be subject to the procedure set out in Article 33 of the HCCH 2000**~~in an establishment or other institution where~~ Protection ~~can be provided, it shall first obtain the consent of a Central Authority of that other Member State~~**of Adults Convention**.~~To that effect, it shall transmit to the Central Authority of the requested Member State a report on the adult together with the reasons for the proposed measure, using the form set out in Annex VI.~~	1.~~*If an authority of a Member State contemplates the*~~***Contemplated*** placement~~*of the adult*~~ in another Member State ***shall be subject to the procedure set out in Article 33 of the HCCH 2000***~~*in an establishment or other institution where*~~ Protection ~~*can be provided, it shall first obtain the consent of a Central Authority of that other Member State*~~***of Adults Convention***.~~*To that effect, it shall transmit to the Central Authority of the requested Member State a report on the adult together with the reasons for the proposed measure, using the form set out in Annex VI.*~~ Text Origin: Council Mandate
Article 21(1a)				
199a				***1a. The contemplated placement referred to in paragraph 1 shall take into account the interest of the adult and respect their will and preferences.***
Article 21(2)				
200	2.Paragraph (1) shall not apply	2.Paragraph (1) shall not apply	2.~~Paragraph (1)~~**The court of the**	2.~~*Paragraph (1)*~~***The court of the***

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	where the placement is contemplated with a private person.	where the placement is ***living and support arrangements are*** contemplated with a private person~~.~~	**requesting Member State** shall ~~not apply where the placement is contemplated with a private person~~**transmit its request to the Central Authority, court or competent authority of the requested Member State using the form set out in Annex VIa**.	***requesting Member State*** shall ~~*not apply where the placement is contemplated with a private person*~~***transmit its request to the Central Authority, court or competent authority of the requested Member State using the form set out in Annex VIa***. Text Origin: Council Mandate
Article 21(3)				
G 201	3.Except where exceptional circumstances make this impossible, the decision granting or refusing consent shall be transmitted to the requesting authority no later than six weeks following the receipt of the request.	3.Except where exceptional circumstances make this impossible, the decision ***of the Central Authority of the requested Member State*** granting or refusing consent shall be transmitted to the requesting authority no later than six weeks following the receipt of the request.	3.~~Except~~ Where ~~exceptional circumstances make this impossible, the decision granting or refusing consent shall be transmitted to the requesting~~**a Central Authority or other competent** authority **of the requested State indicates its opposition to the contemplated placement in accordance with Article 33(2) of the HCCH 2000 Protection of Adults Convention, it shall communicate such opposition** no later than ~~six weeks~~**three months** following the receipt of the **consultation** request **using the form set out in Annex VIb**.	3.~~*Except*~~ Where ~~*exceptional circumstances make this impossible, the decision granting or refusing consent shall be transmitted to the requesting*~~***a Central Authority or other competent*** authority ***of the requested State indicates its opposition to the contemplated placement in accordance with Article 33(2) of the HCCH 2000 Protection of Adults Convention, it shall communicate such opposition*** no later than ~~*six weeks*~~***three months*** following the receipt of the ***consultation*** request ***using the form set out in Annex VIb***. Text Origin: Council Mandate
Article 21(4)				
G 202	4.Paragraphs (1), (2) and (3) shall not preclude Central Authorities or competent authorities from entering or maintaining existing agreements	4.Paragraphs (1), (2) and (3) shall not preclude Central Authorities or competent authorities from entering or maintaining existing agreements	*deleted*	*deleted*

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	or arrangements with Central Authorities or competent authorities of one or more other Member States simplifying the consultation procedure for obtaining consent in their mutual relations.	or arrangements with Central Authorities or competent authorities of one or more other Member States simplifying the consultation procedure for obtaining consent in their mutual relations.		
Article 21(4a)				
G *202a*		***4a. Any living and support arrangements of adults covered by this Regulation shall be based on the obligations of the Member State emanating from the United Nations Convention on the Rights of Persons with Disabilities, in particular with respect to avoiding segregation and limiting freedom of choice. Decisions on living and support must respect the will and preferences of the adult.***		G
Article 22				
G 203	Article 22 Designation of a representative abroad	Article 22 Designation of a representative abroad	Article 22 Designation of a **competent authority of another Member State as** representative ~~abroad~~	Article 22 Designation of a ***competent authority of another Member State as*** representative ~~*abroad*~~ Text Origin: Council Mandate G
Article 22(1)				
G 204	1.Where the authority of a Member State contemplates the designation of a competent authority in another Member State as a representative of an adult to provide support for the implementation of a measure, it shall	1.Where the authority of a Member State contemplates the designation of a competent authority in another Member State as a representative of an adult to provide support for the implementation of a measure, it shall	1.~~Where the authority of a Member State contemplates the~~ Designation of a competent authority ~~in~~**of** another Member State as ~~a~~ representative of ~~an~~**the** adult ~~to provide support for the~~	1.~~*Where the authority of a Member State contemplates the*~~ Designation of a competent authority ~~*in*~~***of*** another Member State as ~~*a*~~ representative of ~~*an*~~***the*** adult ~~*to provide support for the*~~ G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	transmit its request to the Central Authority of the requested State using the form set out in Annex VII.	transmit its request to the Central Authority of the requested State using the form set out in Annex VII.	~~implementation of a measure, it shall transmit its request to the Central~~**can take place if such designation is possible under the national law of the Member State whose competent** authority ~~of the requested State using the form set out in Annex VII~~**is designated**.	~~*implementation of a measure, it shall transmit its request to the Central*~~***can take place if such designation is possible under the national law of the Member State whose competent*** authority ~~*of the requested State using the form set out in Annex VII*~~***is designated***. Text Origin: Council Mandate
Article 22(2)				
205	2.If the requested Central Authority so requires, the requesting authority shall ensure that the following are reimbursed, without delay:	2.If the requested Central Authority so requires, the requesting authority shall ensure that the following are reimbursed, without delay:	2.~~If the requested~~**Such designation shall not be made without obtaining the consent of the** Central Authority ~~so requires,~~**or the authority to be designated in the requested State. The decision granting or refusing consent shall be transmitted to** the requesting **court or Central** Authority ~~shall ensure that the~~**no later than three months** following ~~are reimbursed, without delay:~~**the receipt of the request using the form set out in Annex VIIb.**	2.~~*If the requested*~~***Such designation shall not be made without obtaining the consent of the*** Central Authority ~~*so requires,*~~***or the authority to be designated in the requested State. The decision granting or refusing consent shall be transmitted to*** the requesting ***court or Central*** Authority ~~*shall ensure that the*~~***no later than three months*** following ~~*are reimbursed, without delay:*~~***the receipt of the request using the form set out in Annex VIIb.*** Text Origin: Council Mandate
Article 22(2), point (a)				
206	(a) the fees paid to the representative; and	(a) the fees paid to the representative; and	*deleted*	*deleted*
Article 22(2), point (b)				
207	*(b)* the costs occasioned by the implementation of the measure in that other Member State.	(b) the costs occasioned by the implementation of the measure in that other Member State.	*deleted*	*deleted*

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 22(3)				
208	*3.*The requested Central Authority may, before executing the request, ask the requesting authority for an adequate deposit or advance payment towards the requested costs.	3.The requested Central Authority may, before executing the request, ask the requesting authority for an adequate deposit or advance payment towards the requested costs.	3.The ~~requested~~**court of the requesting Member State shall transmit its request to the** Central Authority ~~may, before executing the request, ask the requesting~~**or the** authority ~~for an adequate deposit or advance payment towards~~**to be designated in of** the requested ~~costs~~**State using the form set out in Annex VIIa**.	3.The ~~*requested*~~***court of the requesting Member State shall transmit its request to the*** Central Authority ~~*may, before executing the request, ask the requesting*~~***or the*** authority ~~*for an adequate deposit or advance payment towards*~~***to be designated in of*** the requested ~~*costs*~~***State using the form set out in Annex VIIa***. Text Origin: Council Mandate
Article 22(4)				
209	4.The duty for the parties to bear the fees and costs pursuant to paragraph (2), or to make the deposit or advance payment pursuant to paragraph (3) shall be governed by the law of the Member State of the requesting authority.	4.The duty for the parties to bear the fees and costs pursuant to paragraph (2), or to make the deposit or advance payment pursuant to paragraph (3) shall be governed by the law of the Member State of the requesting authority.	*deleted*	*deleted*
Article 23				
210	Article 23 Meetings of Central Authorities	Article 23 Meetings of Central Authorities	Article 23 Meetings of Central Authorities	Article 23 Meetings of Central Authorities Text Origin: Commission Proposal
Article 23(1)				
211	1.In order to facilitate the application of this Regulation, Central Authorities shall meet regularly.	1.In order to facilitate the application of this Regulation, Central Authorities shall meet regularly.	1.In order to facilitate the application of this Regulation, Central Authorities shall meet regularly.	1.In order to facilitate the application of this Regulation, Central Authorities shall meet regularly. Text Origin: Commission

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Proposal
Article 23(2)				
212	2.The meeting of Central Authorities shall be convened, in particular, by the Commission within the framework of the European Judicial Network in civil and commercial matters in compliance with Council Decision 2001/470/EC[1]. 1. Council Decision 2001/470/EC of 28 May 2001 establishing a European Judicial Network in civil and commercial matters (OJ L 174, 27.6.2001, p.25).	2.The meeting of Central Authorities shall be convened, in particular, by the Commission within the framework of the European Judicial Network in civil and commercial matters in compliance with Council Decision 2001/470/EC[1]. 1. Council Decision 2001/470/EC of 28 May 2001 establishing a European Judicial Network in civil and commercial matters (OJ L 174, 27.6.2001, p.25).	2.The meeting of Central Authorities shall be convened, in particular, by the Commission within the framework of the European Judicial Network in civil and commercial matters in compliance with Council Decision 2001/470/EC[1]. 1. Council Decision 2001/470/EC of 28 May 2001 establishing a European Judicial Network in civil and commercial matters (OJ L 174, 27.6.2001, p.25).	2.The meeting of Central Authorities shall be convened, in particular, by the Commission within the framework of the European Judicial Network in civil and commercial matters in compliance with Council Decision 2001/470/EC[1]. 1. Council Decision 2001/470/EC of 28 May 2001 establishing a European Judicial Network in civil and commercial matters (OJ L 174, 27.6.2001, p.25). Text Origin: Commission Proposal
Section 2				
213	Section 2 Competent authorities	Section 2 Competent authorities	*deleted*	*deleted*
Article 24				
214	Article 24 Implementation of measures	Article 24 Implementation of measures	Article 24 Implementation of measures	Article 24 Implementation of measures Text Origin: Commission Proposal
Article 24, first paragraph				
215	The competent authorities of a Member State may request the competent authorities of another Member State to assist in the implementation of measures.	The competent authorities of a Member State may request the competent authorities of another Member State to assist in the implementation of measures.	The **courts and** competent authorities of a Member State may request**, directly or through the Central Authority of the requested Member State, the courts and** ~~the~~ competent authorities of another	The ***courts and*** competent authorities of a Member State may request***, directly or through the Central Authority of the requested Member State, the courts and*** ~~*the*~~ competent authorities of another

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			Member State to assist in the implementation of measures.	Member State to assist in the implementation of measures. Text Origin: Council Mandate
Article 25				
G 216	Article 25 Exchange of information between authorities	Article 25 Exchange of information between authorities	Article 25 Exchange of information ~~between authorities~~	Article 25 Exchange of information ~~*between authorities*~~ Text Origin: Council Mandate
Article 25(1)				
G 217	1.Where a measure is contemplated, the authorities of a Member State, if the situation of the adult so requires, may request any authority of another Member State which has information relevant to the protection of the adult to communicate such information.	1.Where a measure is contemplated, the authorities of a Member State, if the situation of the adult so requires, may request any authority of another Member State which has information relevant to the protection of the adult to communicate such information.	1.Where a measure is contemplated **or to be implemented, the courts or competent**~~, the~~ authorities of a Member State, if the situation of the adult so requires, may request any **court or competent** authority of another Member State which has information relevant to the protection of the adult to communicate such information.	1.Where a measure is contemplated ***or to be implemented, the courts or competent***~~*, the*~~ authorities of a Member State, if the situation of the adult so requires, may request any ***court or competent*** authority of another Member State which has information relevant to the protection of the adult to communicate such information. Text Origin: Council Mandate
Article 25(1a)				
G 217a			**2.Where appropriate, a court that modifies, replaces or terminates a measure taken by a court of another Member State, shall notify without delay the court which took that measure.**	***2.Where appropriate, a court that modifies, replaces or terminates a measure taken by a court of another Member State, shall notify without delay the court which took that measure.*** Text Origin: Council Mandate
Article 25(2)				

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218	2.The request referred to in paragraph (1) shall be transmitted directly or through the Central Authority of the requested Member State.	2.The request referred to in paragraph (1) shall be transmitted directly or through the Central Authority of the requested Member State.	~~23~~. The ~~request~~**communication** referred to in ~~paragraph (1)~~**this Article** shall be ~~transmitted~~**sent either** directly or through ~~the~~**a** Central Authority ~~of the requested Member State.~~**.**	~~2~~***3***. The ~~*request*~~***communication*** referred to in ~~*paragraph (1)*~~***this Article*** shall be ~~*transmitted*~~***sent either*** directly or through ~~*the*~~***a*** Central Authority ~~*of the requested Member State.*~~***.*** Text Origin: Council Mandate
Article 25a				
218a				***Article 25a*** ***Exchange of information upon request***
Article 25a(1)				
218b				***1.Upon request of a representative or the adult, a court or competent authority of the Member State of origin may communicate to a court or competent authority in another Member State information concerning a measure taken appointing a representative or concerning a power of representation granted by the adult.***
Article 25a(2)				
218c				***2.The communication referred to in this Article shall be sent either directly or through a Central Authority.***
Article 26				
219	Article 26 Serious danger	Article 26 Serious danger	Article 26 Serious danger	Article 26 Serious danger Text Origin: Council Mandate

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 26(1)				
220	1.In the event that the adult is exposed to a serious danger, the competent authorities of the Member State where measures for the protection of the adult have been taken or are under consideration, if they are informed that the adult's residence has changed to another Member State, or that the adult is present in another Member State, shall inform the competent authorities of that other Member State about the danger involved and the measures taken or under consideration.	1.In the event that the adult is exposed to a serious danger, the competent authorities of the Member State where measures for the protection of the adult have been taken or are under consideration, if they are informed that the adult's residence has changed to another Member State, or that the adult is present in another Member State, shall inform ***without undue delay*** the competent authorities of that other Member State about the danger involved and the measures taken or under consideration.	1.In the event that the adult is exposed to a serious danger, the **courts or** competent authorities of the Member State where measures ~~for the protection of the adult~~ have been taken or are under consideration, if they are informed that the adult's residence has changed to another Member State, or that the adult is present in another Member State, shall inform the **courts or** competent authorities of that other Member State about the danger involved and**, where relevant, about** the measures taken or under consideration.	1.In the event that the adult is exposed to a serious danger, the ***courts or*** competent authorities of the Member State where measures ~~*for the protection of the adult*~~ have been taken or are under consideration, if they are informed that the adult's residence has changed to another Member State, or that the adult is present in another Member State, shall ***promptly*** inform the ***courts or*** competent authorities of that other Member State about the danger involved and**,** ***where relevant, about*** the measures taken or under consideration. Text Origin: Council Mandate
Article 26(2)				
221	2.The information referred to in paragraph (1) shall be transmitted directly or through the Central Authority of the requested Member State.	2.The information referred to in paragraph (1) shall be transmitted directly or through the Central Authority of the requested Member State.	2.The information referred to in paragraph ~~(1)~~**1** shall be transmitted directly or through the Central Authority of the requested Member State.	2.The information referred to in paragraph ~~*(1)*~~ ***1*** shall be transmitted directly or through the Central Authority of the requested Member State. Text Origin: Council Mandate
Article 27				
222	Article 27 Direct communication and cooperation between authorities	Article 27 Direct communication and cooperation between authorities	Article 27 Direct communication and cooperation between **courts and competent** authorities	Article 27 Direct communication and cooperation between ***courts and competent*** authorities Text Origin: Council Mandate
Article 27(1)				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
223	1.For the purposes of this Regulation, the authorities of Member States may cooperate and communicate directly with, or request information directly from, each other provided that such communication respects the procedural rights of the parties to the proceedings and the confidentiality of information.	1.For the purposes of this Regulation, the authorities of Member States may cooperate and communicate directly with, or request information directly from, each other provided that such communication respects the procedural rights of the parties to the proceedings and the confidentiality of information.	~~1.~~For the purposes of this Regulation, the **courts and competent** authorities of Member States may cooperate and communicate directly with~~, or request information directly from,~~ each other**, in accordance with Article 49, by means that they consider appropriate**, provided that such communication respects **confidentiality and** the procedural rights of the parties to the proceedings ~~and the confidentiality of information~~.	~~*1.*~~For the purposes of this Regulation, the ***courts and competent*** authorities of Member States may cooperate and***, in accordance with Article 49,*** communicate directly with~~*, or request information directly from,*~~ each other ***by means that they consider appropriate,*** provided that such communication respects ***confidentiality and*** the procedural rights of the parties to the proceedings~~*and the confidentiality of information*~~. Text Origin: Council Mandate
Article 27(2)				
224	2.The cooperation referred to in paragraph (1) may be implemented by any means that the authority considers appropriate, and may in particular concern the communications for the purposes of:	2.The cooperation referred to in paragraph (1) may be implemented by any means that the authority considers appropriate, and may in particular concern the communications for the purposes of:	*deleted*	*deleted*
Article 27(2), point (a)				
225	*(a)* Article 5;	(a) Article 5;	*deleted*	*deleted*
Article 27(2), point (b)				
226	*(b)* this Chapter.	(b) this Chapter.	*deleted*	*deleted*
Article 27(3)				

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227	*3.*For the purposes of the communication pursuant to Article 8 of the HCCH 2000 Protection of Adults Convention, the authorities of Member States may use the form set out in Annex VIII to this Regulation.	3.For the purposes of the communication pursuant to Article 8 of the HCCH 2000 Protection of Adults Convention, the authorities of Member States may use the form set out in Annex VIII to this Regulation.	*deleted*	*deleted*
Article 27(4)				
228	*4.*For the purposes of the information of the authorities of another Member State pursuant to Article 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention, the authorities of Member States may use the form set out in Annex IX to this Regulation.	4.For the purposes of the information of the authorities of another Member State pursuant to Article 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention, the authorities of Member States may use the form set out in Annex IX to this Regulation.	*deleted*	*deleted*
Section 3				
229	*Section 3* General provisions	Section 3 General provisions	Section ~~3~~**2** General provisions	Section ~~*3*~~***2*** General provisions Text Origin: Council Mandate
Article 28				
230	Article 28 Mediation and alternative dispute resolution	Article 28 Mediation and alternative dispute resolution	Article 28 Mediation and alternative dispute resolution	Article 28 Mediation and alternative dispute resolution Text Origin: Commission Proposal
Article 28, first paragraph				
231	Central Authorities and competent authorities of Member States shall encourage, either directly or through other bodies, the use of mediation or other means of alternative dispute resolution, to achieve agreed	Central Authorities and competent authorities of Member States shall encourage, either directly or through other bodies, the use of mediation or other means of alternative dispute resolution, to achieve agreed	Central Authorities**, courts** and competent authorities of Member States ~~shall~~**may** encourage**, to the extent that the specific circumstances of the case allow**, either directly or through other	Central Authorities***, courts*** and competent authorities of Member States ~~*shall*~~***may*** encourage***, to the extent that the specific circumstances of the case allow***, either directly or through other

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	solutions for the protection of the person or property of an adult in situations to which this Regulation applies.	solutions for the protection of the person or property of an adult in situations to which this Regulation applies.	bodies, the use of mediation or other means of alternative dispute resolution, to achieve agreed solutions for the protection of the person or property of an adult in situations to which this Regulation applies.	bodies, the use of mediation or other means of alternative dispute resolution, to achieve agreed solutions for the protection of the person or property of an adult in situations to which this Regulation applies. Text Origin: Council Mandate
Article 29				
232	Article 29 Non-disclosure of information	Article 29 Non-disclosure of information	Article 29 Non-disclosure of information	Article 29 Non-disclosure of information Text Origin: Commission Proposal
Article 29, first paragraph				
233	Central Authorities and competent authorities of Member States shall not disclose or confirm information gathered or transmitted for the purposes of this Regulation if they determine that to do so could:	Central Authorities and competent authorities of Member States shall not disclose or confirm information gathered or transmitted for the purposes of this Regulation if they determine that to do so could:	Central Authorities**, courts** and competent authorities of Member States shall not disclose or confirm information gathered or transmitted for the purposes of this Regulation if they determine**, based on serious and detailed information in their possession,** that to do so could:	Central Authorities***, courts*** and competent authorities of Member States shall not disclose or confirm information gathered or transmitted for the purposes of this Regulation if they determine***, based on reliable and specific information available to them,*** that to do so could: Text Origin: Council Mandate
Article 29, first paragraph, point (a)				
234	(a) jeopardise the health, safety or liberty of the adult or another person;	jeopardise the health, safety or liberty of the adult or another person;	(a) jeopardise the health, safety or liberty of the adult or another person;	(a) jeopardise the health, safety or liberty of the adult or another person; Text Origin: Commission Proposal
Article 29, first paragraph, point (b)				

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235	(b) place the property of the adult in danger.	(b) place the property of the adult in danger.	(b) place the property of the adult in danger.	(b) place the property of the adult in danger. Text Origin: Commission Proposal
Article 29a				
235a		***Article 29a*** ***Cooperation for pre-authorised data sharing***		*deleted*
Article 29a(1)				
235b		***1.Persons or bodies providing support in decision-making or having power of representation shall be entitled to request for information on their appointment and the related decision to be transferred to an authority in another Member State. The request shall contain an explicit authorisation by that person or body to the authority in another Member State, which can be withdrawn at any point in time.***		*deleted*
Article 29a(2)				
235c		***2.Upon a request referred to in paragraph 1, the competent authority shall contact the authority in the country of origin to request this information.***		*deleted*
Article 30				
236	Article 30 Costs of Central Authorities and	Article 30 Costs of Central Authorities and	Article 30 Costs of Central Authorities and	Article 30 Costs of Central Authorities and

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	competent authorities	competent authorities	competent authorities	competent authorities Text Origin: Commission Proposal
Article 30(-1)				
236a			**1.Each Central Authority shall bear its own costs in applying this Regulation.**	***1.Each Central Authority shall bear its own costs in applying this Regulation.*** Text Origin: Council Mandate
Article 30(1)				
237	1.The assistance provided by the Central Authorities and the competent authorities pursuant to this Regulation shall be free of charge.	1.The assistance provided by the Central Authorities and the competent authorities pursuant to this Regulation shall be free of charge.	~~1~~**2**. The assistance provided by ~~the~~ Central Authorities ~~and the competent authorities~~ pursuant to this Regulation shall be free of charge.	~~*1*~~***2***. The assistance provided by ~~*the*~~ Central Authorities ~~*and the competent authorities*~~ pursuant to this Regulation shall be free of charge. Text Origin: Council Mandate
Article 30(2)				
238	2.Without prejudice to Article 37(2), each Central Authority and each competent authority shall bear its own costs in applying this Regulation.	2.~~*Without prejudice to Article 37(2),*~~ Each Central Authority and each competent authority shall bear its own costs in applying this Regulation.	~~2~~**3**. Without prejudice to Article ~~37(2), each Central Authority and~~**31, and Article 37(3) and the possibility of imposing reasonable charges for the provision of services,** each competent authority shall bear its own costs in applying this Regulation.	~~*2*~~***3***. Without prejudice to Article ~~*37(2), each Central Authority and*~~***31, and Article 37(3) and the possibility of imposing reasonable charges for the provision of services,*** each competent authority shall bear its own costs in applying this Regulation. Text Origin: Council Mandate
Article 31				
239	Article 31 Languages	Article 31 Languages	Article 31 ~~Languages~~**Costs of implementing a measure in another Member State**	Article 31 ~~*Languages*~~***Costs of implementing a measure in another Member State***

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				Text Origin: Council Mandate
Article 31(1)				
G 240	1.The requests or applications made under this chapter shall be completed in the official language of the requested Member State or, if there are several official languages in that Member State, in the official language or one of the official languages of the place of the Central Authority or the competent authority concerned, or in any other official language of the Union which that Member State has indicated it can accept, unless the Central Authority or the competent authority of that Member State dispenses with translation.	1.The requests or applications made under this chapter shall be completed in the official language of the requested Member State or, if there are several official languages in that Member State, in the official language or one of the official languages of the place of the Central Authority or the competent authority concerned, or in any other official language of the Union which that Member State has indicated it can accept, unless the Central Authority or the competent authority of that Member State dispenses with translation.	1~~.The requests or applications made under this chapter shall be completed in the official language~~**Without prejudice to Article 15a, the national law** of the ~~requested~~ Member State ~~or, if there are several official languages in that Member State, in the official language or one of the official languages of the place of the Central Authority or the competent authority concerned, or in any other official language of the Union which~~**where a measure is to be implemented shall determine to what extent the cost of implementation incurred by** that Member State ~~has indicated it can accept, unless the Central Authority or the competent authority of that~~**is to be borne in the requesting** Member State ~~dispenses with translation~~**. The cost must not exceed the costs of the measure under the law of the implementing Member State**.	1~~.The requests or applications made under this chapter shall be completed in the official language~~***Without prejudice to Article 15a, the national law*** of the ~~requested~~ Member State ~~or, if there are several official languages in that Member State, in the official language or one of the official languages of the place of the Central Authority or the competent authority concerned, or in any other official language of the Union which~~***where a measure is to be implemented shall determine to what extent the cost of implementation incurred by*** that Member State ~~has indicated it can accept, unless the Central Authority or the competent authority of that~~***is to be borne in the requesting*** Member State ~~dispenses with translation~~***. The cost must not exceed the costs of the measure under the law of the implementing Member State***. Text Origin: Council Mandate
Article 31(2)				
G 241	2.The documents accompanying the request or application form shall not be translated into the language determined in accordance with	2.The documents accompanying the request or application form shall not be translated into the language determined in accordance with	2~~.The documents accompanying the request or application form shall not be translated into the language determined~~	2~~.The documents accompanying the request or application form shall not be translated into the language determined~~

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	paragraph (1) unless a translation is necessary in order to provide the assistance requested.	paragraph (1) unless a translation is necessary in order to provide the assistance requested.	**If the costs of the implementation is to be borne in the requesting Member State** in accordance with paragraph ~~(1) unless a translation is necessary in order to provide the assistance requested~~**1, the final allocation of costs between the parties to the proceedings, the adult and other relevant persons is determined by the law of the requesting Member State**.	***If the costs of the implementation is to be borne in the requesting Member State*** in accordance with paragraph ~~*(1) unless a translation is necessary in order to provide the assistance requested*~~***1, the final allocation of costs between the parties to the proceedings, the adult and other relevant persons is determined by the law of the requesting Member State***. Text Origin: Council Mandate
Article 31a				
G 241a			**Article 31a** **Agreements between Member States on the allocation of costs**	***Article 31a*** ***Agreements between Member States on the allocation of costs*** Text Origin: Council Mandate
Article 31a, first paragraph				
G 241b			**This Regulation shall not preclude Member States from entering or maintaining existing agreements or arrangements with one or more other Member States concerning the allocation of costs.**	***This Regulation shall not preclude Member States from entering or maintaining existing agreements or arrangements with one or more other Member States concerning the allocation of costs.*** Text Origin: Council Mandate
Article 32				
G 242	Article 32 Forms	Article 32 Forms	Article 32 Forms	Article 32 Forms Text Origin: Commission Proposal

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 32, first paragraph					
G 243	Competent authorities and Central Authorities may use the forms set out in Annexes V and X to this Regulation to send and acknowledge receipt of a request made under this Chapter.	Competent authorities and Central Authorities may use the forms set out in Annexes V and X to this Regulation to send and acknowledge receipt of a request made under this Chapter.	**1.Courts**, competent authorities and Central Authorities ~~may~~**shall** use the forms set out in Annexes ~~V and X to this Regulation to send and acknowledge receipt of a~~**Va and Vb to** request ~~made under this Chapter~~**for assistance**.	***1.Courts,*** competent authorities and Central Authorities ~~*may*~~***shall*** use the forms set out in Annexes ~~*V and X to this Regulation to send and acknowledge receipt of a*~~***Va and Vb to*** request ~~*made under this Chapter*~~***for assistance***. Text Origin: Council Mandate	G
Article 32, first paragraph a					
G 243a			**2.For the purposes of the communication pursuant to Article 8 of the HCCH 2000 Protection of Adults Convention, the courts of Member States shall use the form set out in Annex VIIIa and VIIIb to this Regulation.**	***2.For the purposes of the communication pursuant to Article 8 of the HCCH 2000 Protection of Adults Convention, the courts of Member States shall use the form set out in Annex VIIIa and VIIIb to this Regulation.*** Text Origin: Council Mandate	G
Article 32, first paragraph b					
G 243b			**3.For the purposes of the information of the courts of another Member State pursuant to Article 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention, the courts of Member States shall use the form set out in Annex Va and Vb to this Regulation.**	***3.For the purposes of the information of the courts of another Member State pursuant to Article 7, 9, 10 and 11 of the HCCH 2000 Protection of Adults Convention, the courts of Member States shall use the form set out in Annex Va and Vb to this Regulation.*** Text Origin: Council Mandate	G
Article 33					
R 244	Article 33	Article 33	~~Article 33~~		R

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Legal aid	Legal aid	*deleted*	*Council and EP have diverging views on scope of the provision in connection with Council article 15a.*
Article 33, first paragraph				
245	An applicant who, in the Member State of origin, has benefited from complete or partial legal aid or exemption from costs or expenses shall be entitled to benefit from the most favourable legal aid or the most extensive exemption from costs or expenses provided for by the law of the requested Member State:	An applicant who, in the Member State of origin, has benefited from complete or partial legal aid or exemption from costs or expenses shall be entitled to benefit from the most favourable legal aid or the most extensive exemption from costs or expenses provided for by the law of the requested Member State:	*deleted*	
Article 33, first paragraph, point (a)				
246	*(a)* in any proceedings for recognition or enforcement of a measure;	(a) in any proceedings for recognition or enforcement of a measure;	*deleted*	
Article 33, first paragraph, point (b)				
247	*(b)* in the service of a judicial or extrajudicial document in another Member State;	(b) in the service of a judicial or extrajudicial document in another Member State;	*deleted*	
Article 33, first paragraph, point (c)				
248	*(c)* in proceedings established pursuant to this Chapter.	(c) in proceedings established pursuant to this Chapter.	*deleted*	
Article 33a				
248a		***Article 33a*** ***Support measures***		Linked to proposal on Article 67a
Article 33a(1)				
248b		***1.Member states shall:***		

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Article 33a(1), point (a)					
R	248c	***(a) appoint cross-border liaison contact persons specialising in adult protection and supported decision-making matters to participate in a European Network for the purpose of facilitating coordination between Member States;***			R
Article 33a(1), point (b)					
R	248d	***(b) establish online cooperation and training platforms to allow professionals assisting adults such as legal representatives, social workers or medical experts to exchange best practices;***			R
Article 33a(1), point (c)					
R	248e	***(c) consider the establishment of AI-assisted case management tools, where appropriate and in line with Regulation (EU) 2024/1689 of the European Parliament and of the Council[1a], to streamline communication between courts and competent authorities handling protection measures across jurisdictions. Such tools shall comply with EU fundamental rights, data protection, and transparency requirements and any decision-making based on such tools shall remain human-led.*** _____ ***1a. Regulation (EU) 2024/1689 of the***			R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		European Parliament and of the Council of 13 June 2024 laying down harmonised rules on artificial intelligence and amending Regulations (EC) No 300/2008, (EU) No 167/2013, (EU) No 168/2013, (EU) 2018/858, (EU) 2018/1139 and (EU) 2019/2144 and Directives 2014/90/EU, (EU) 2016/797 and (EU) 2020/1828 (Artificial Intelligence Act) (OJ L, 2024/1689, 12.7.2024, ELI:http://data.europa.eu/eli/reg/2024/1689/oj).		
Article 33a(2)				
R 248f		***2.Where appropriate, and in line with Regulation (EU) 2024/1689, competent authorities may use AI-driven tools to enhance access to justice and support adults and their legal representatives in cross-border situations, provided such tools comply with EU fundamental rights, data protection, and transparency requirements. Such tools may be considered within the cooperation framework of the European Judicial Network and include cross border specific projects such as:***		R
Article 33a(2), point (a)				
R 248g		***(a) AI supported toolkits to provide, where appropriate, legal assistance to adults with accessible explanations of jurisdiction, applicable law, and recognition procedures in their preferred language;***		R

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Article 33a(2), point (b)					
R	248h	***(b) cross-border jurisprudence references on the e-Justice portal , enabling adults and their representatives to follow the progress of jurisdictional, recognition, or enforcement proceedings across Member States;***			R
Article 33a(3), first subparagraph					
R	248i	***3.Competent authorities shall ensure adults have easy access to information on available procedural safeguards and remedies and existing support measures such as legal aid and financial and psychological support. The information referred to in the first subparagraph shall include any available information on awareness-raising campaigns, where appropriate in cooperation with relevant civil society organisations and other stakeholders.***			R
Article 33a(3), second subparagraph					
R	248j	***Such information shall be provided in one single place in an easily accessible format via an appropriate channel, such as an information centre, an existing focal point or an electronic gateway, including the European e-Justice Portal.***			R

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Chapter VII						
G	249	Chapter VII EUROPEAN CERTIFICATE OF REPRESENTATION	Chapter VII EUROPEAN CERTIFICATE OF ***SUPPORT AND*** REPRESENTATION	Chapter VII EUROPEAN CERTIFICATE OF **SUPPORT AND** REPRESENTATION	Chapter VII EUROPEAN CERTIFICATE OF ***SUPPORT AND*** REPRESENTATION Text Origin: EP Mandate	G
Article 34						
G	250	Article 34 Creation of a European Certificate of Representation	Article 34 Creation of a European Certificate of ***Support and*** Representation	Article 34 Creation of a European Certificate of **Support and** Representation	Article 34 Creation of a European Certificate of ***Support and*** Representation Text Origin: EP Mandate	G
Article 34(1)						
G	251	1.This Regulation creates a European Certificate of Representation ('the Certificate') which shall be issued for use in another Member State and shall produce the effects listed in Article 40.	1.This Regulation creates a European Certificate of ***Support and*** Representation ('the Certificate') which shall be issued for use in another Member State and shall produce the effects listed in Article 40.	1.This Regulation creates a European Certificate of **Support and** Representation ('the Certificate') which shall be issued for use in another Member State and shall produce the effects listed in Article 40.	1.This Regulation creates a European Certificate of ***Support and*** Representation ('the Certificate') which shall be issued for use in another Member State and shall produce the effects listed in Article 40. Text Origin: EP Mandate	G
Article 34(2)						
G	252	2.The use of the Certificate shall not be mandatory.	2.The use of the Certificate shall not be mandatory.	2.The use of the Certificate shall not be mandatory.	2.The use of the Certificate shall not be mandatory. Text Origin: Commission Proposal	G
Article 34(3)						
R	253	3.The Certificate shall not take the place of internal documents used for similar purposes in the Member	3.The Certificate shall not take the place of internal documents used for similar purposes in the Member	3.The Certificate shall not take the place of internal documents used for similar purposes in the Member	Legal effects of the certificate	R

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	States. However, once issued for use in another Member State, the Certificate shall also produce the effects listed in Article 40 in the Member State whose competent authorities issued it in accordance with this Chapter.	States. However, once issued for use in another Member State, the Certificate shall also produce the effects listed in Article 40 in the Member State whose competent authorities issued it in accordance with this Chapter.	States. However, once issued for use in another Member State, the Certificate ~~shall~~**may** also produce the effects listed in Article 40 in the Member State whose **courts or** competent authorities issued it in accordance with this Chapter, **pursuant to national law**.	
Article 35				
254	Article 35 Purpose of the Certificate	Article 35 Purpose of the Certificate	Article 35 Purpose of the Certificate	Article 35 Purpose of the Certificate Text Origin: Commission Proposal
Article 35(1)				
255	1.The Certificate shall be issued for use by representatives, who, in another Member State, need to invoke their powers to represent adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.	1.The Certificate shall be issued ***to the adult*** for use by ***her or his*** representatives, who, in another Member State, need to invoke their powers to ***support or*** represent ~~*adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests*~~***the adult***.	1.The Certificate shall be issued for use ~~by representatives, who,~~ in another Member State, ~~need to invoke their powers~~**in order** to represent **or support** adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.	1.The Certificate shall be issued for use ~~*by representatives, who,*~~ in another Member State, ~~*need to invoke their powers*~~***in order*** to represent ***or support*** adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests. Text Origin: Council Mandate
Article 35(2)				
256	2.The Certificate may be used to demonstrate that the representative is authorised, on the basis of a measure or confirmed power of representation, to represent the adult in particular in one or more of the following matters:	2.The Certificate may be used to demonstrate that the representative is authorised, on the basis of a measure or confirmed power of representation, to ***support or*** represent the adult in particular in one or more of the following	2.The Certificate may be used to demonstrate that the representative is authorised, on the basis of a measure or confirmed power of representation, to represent **or support** the adult ~~in particular in one or more of the following matters:~~**.**	2.The Certificate may be used to demonstrate that the representative is authorised, on the basis of a measure or confirmed power of representation, to represent ***or support*** the adult ~~*in particular in one or more of the following matters:*~~**.**

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		matters:		Text Origin: Council Mandate
Article 35(2), point (a)				
G 257	(a) the control, management and disposition of the adult's real property or other assets;	(a) the control, management and disposition of the adult's real property or other assets;	*deleted*	*deleted* G
Article 35(2), point (b)				
G *258*	*(b)* the acquisition of real property or other assets in the adult's name or on the adult's behalf;	(b) the acquisition of real property or other assets in the adult's name or on the adult's behalf;	*deleted*	*deleted* G
Article 35(2), point (c)				
G *259*	*(c)* the carrying out of a contract entered into by the adult;	(c) the carrying out of a contract entered into by the adult;	*deleted*	*deleted* G
Article 35(2), point (d)				
G *260*	*(d)* the carrying on, on the adult's behalf, of any trade or business;	(d) the carrying on, on the adult's behalf, of any trade or business;	*deleted*	*deleted* G
Article 35(2), point (e)				
G *261*	*(e)* discharge of the adult's responsibilities and legal obligations;	(e) discharge of the adult's responsibilities and legal obligations;	*deleted*	*deleted* G
Article 35(2), point (f)				
G *262*	*(f)* the conduct of legal proceedings in the adult's name or on the adult's behalf;	(f) the conduct of legal proceedings in the adult's name or on the adult's behalf;	*deleted*	*deleted* G
Article 35(2), point (g)				
G *263*	*(g)* medical decisions, including giving and refusing consent to the	(g) medical decisions, including giving and refusing consent to the	*deleted*	*deleted* G

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	carrying out of a medical treatment;	carrying out of a medical treatment;		
Article 35(2), point (h)				
264	*(h)* decisions concerning the adult's personal welfare and place of residence.	(h) decisions concerning the adult's personal welfare and place of residence.	*deleted*	*deleted*
Article 36				
265	Article 36 Competence to issue the Certificate	Article 36 Competence to issue the Certificate	Article 36 Competence to issue the Certificate	Article 36 Competence to issue the Certificate Text Origin: Commission Proposal
Article 36(1)				
266	1.The Certificate shall be issued in the Member State in which a measure was taken or powers of representation were confirmed concerning an adult.	1.The Certificate shall be issued in the Member State in which a measure was taken or powers of representation were confirmed concerning an adult.	1.The Certificate shall be issued in the Member State in which a measure was taken or powers of representation were confirmed concerning an adult.	1.The Certificate shall be issued in the Member State in which a measure was taken or powers of representation were confirmed concerning an adult. Text Origin: Commission Proposal
Article 36(2)				
267	2.The issuing authority of the Member State referred to in paragraph 1 shall be:	2.The issuing authority of the Member State referred to in paragraph 1 shall be:	2.The issuing ~~authority of~~ ~~the~~**authorities to be designated by each** Member State ~~referred to in paragraph 1~~ shall be:	2.The issuing ~~*authority of*~~ ~~*the*~~***authorities to be designated by each*** Member State ~~*referred to in paragraph 1*~~ shall be: Text Origin: Council Mandate
Article 36(2), point (a)				
268	(a) the competent authority that has taken a measure or confirmed the powers of representation concerning the adult;	(a) the competent authority that has taken a measure or confirmed the powers of representation concerning the adult;	(a) the **courts or** competent ~~authority that has~~**authorities that have** taken a measure **appointing a representative** or confirmed the	(a) the ***courts or*** competent ~~*authority that has*~~***authorities that have*** taken a measure ***appointing a representative*** or confirmed the

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			powers of representation concerning the adult; **or**	powers of representation concerning the adult; ***or*** Text Origin: Council Mandate
Article 36(2), point (b)				
269	(b) another competent authority, as designated by the Member State, that has access to the information concerning the measure taken or the confirmed powers of representation.	(b) another competent authority, as designated by the Member State, that has access to the information concerning the measure taken or the confirmed powers of representation.	(b) another **court or** competent authority~~, as designated by the Member State,~~ that has access to the information concerning the measure taken or the confirmed powers of representation.	(b) another ***court or*** competent authority~~, as designated by the Member State,~~ that has access to the information concerning the measure taken or the confirmed powers of representation. Text Origin: Council Mandate
Article 37				
270	Article 37 Application for a Certificate	Article 37 Application for a Certificate	Article 37 Application for a Certificate	Article 37 Application for a Certificate Text Origin: Commission Proposal
Article 37(1)				
271	1.The Certificate shall be issued upon an application by a representative authorised, by means of a measure taken or powers of representation confirmed in a Member State, to represent the adult (hereinafter referred to as: 'the applicant').	1.The Certificate shall be issued upon an application by ***the adult or*** a representative authorised, by means of a measure taken or powers of representation confirmed in a Member State, to represent the adult (hereinafter referred to as: 'the applicant').	1.The Certificate shall be issued upon an application by **the adult or** a representative authorised, by means of a measure taken or powers of representation confirmed in a Member State, to represent **or support** the adult (hereinafter referred to as: 'the applicant').	1.The Certificate shall be issued upon an application by ***the adult or*** a representative authorised, by means of a measure taken or powers of representation confirmed in a Member State, to represent ***or support*** the adult (hereinafter referred to as: 'the applicant'). Text Origin: Council Mandate
Article 37(1a)				
271a			**2.The application for a Certificate shall contain the following:**	***2.The application for a Certificate shall contain the following:***

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				Text Origin: Council Mandate
Article 37(1a), point (a)				
271b			**(a) a declaration of the intended use of the Certificate in another Member State;**	***(a) a declaration of the intended use of the Certificate in another Member State;*** Text Origin: Council Mandate
Article 37(1a), point (b)				
271c			**(b) a declaration on whether there is, to the applicant's best knowledge, a dispute regarding the measure or the confirmed powers of representation;**	***(b) a declaration on whether there is, to the applicant's best knowledge, a dispute regarding the measure or the confirmed powers of representation;*** Text Origin: Council Mandate
Article 37(1a), point (c)				
271d			**(c) where relevant, an indication of the requested format for the Certificate, in accordance with Article 41(1);**	***(c) where relevant, an indication of the requested format for the Certificate, in accordance with Article 41(1);*** Text Origin: Council Mandate
Article 37(1a), point (d)				
271e			**(d) where relevant, any additional information and documents required by the Member State of the issuing authority, as notified in accordance with Article 69(1)(n).**	***(d) where relevant, any additional information and documents required by the Member State of the issuing authority, as notified in accordance with Article 69(1)(n).*** Text Origin: Council Mandate
Article 37(2)				
272	2.Member States shall ensure that the fee for obtaining the Certificate,	2.Member States shall ensure that the fee for obtaining the Certificate,	~~2~~**3**. Member States shall ensure that the ~~fee~~**fees** for obtaining the	2.***Member States may decide to charge a fee for the costs relating to***

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	if any, does not exceed the production cost of the Certificate.	~~*if any, does not exceed the production cost of the Certificate*~~ ***is issued free of charge***.	Certificate, if any, ~~does not exceed the production cost of~~**are not prohibitively excessive so as to prevent or discourage applicants from requesting** the Certificate.	***the issuance of the Certificate or to issue the Certificate free of charge. Where such a fee is charged,*** Member States shall ensure that the fee ~~*for obtaining the Certificate, if any,*~~ does not exceed the ~~*production cost of*~~***administrative costs concerned or prevent or discourage applicants from requesting*** the Certificate. Text Origin: Commission Proposal
Article 37(2a)				
272a		***2a. Member States shall ensure that the application process is accessible to persons with disabilities.***		*deleted*
Article 38				
273	Article 38 Issuance of the Certificate	Article 38 Issuance of the Certificate	Article 38 Issuance of the Certificate	Article 38 Issuance of the Certificate Text Origin: Commission Proposal
Article 38(1)				
274	1.Upon receipt of the application for the Certificate, the issuing authority shall verify that:	1.Upon receipt of the application for the Certificate, the issuing authority shall verify that:	1.Upon receipt of the application for the Certificate, the issuing authority shall verify that:	1.Upon receipt of the application for the Certificate, the issuing authority shall verify that: Text Origin: Commission Proposal
Article 38(1), point (a)				
275	(a) the applicant is entitled to request the Certificate in accordance with the powers entrusted to the	(a) the applicant is entitled to request the Certificate in accordance with the powers entrusted to the	(a) the ~~applicant is entitled to request the Certificate~~**representative is**	(a) the ~~*applicant is entitled to request the Certificate*~~***representative is authorised,*** in accordance with ~~*the*~~

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	applicant in the measure taken or the powers of representation confirmed in the Member State of the issuing authority ('the source measure' or 'the source confirmed powers of representation');	applicant in the measure taken or the powers of representation confirmed in the Member State of the issuing authority ('the source measure' or 'the source confirmed powers of representation');	**authorised,** in accordance with ~~the powers entrusted to the applicant in thea~~ measure taken or the powers of representation confirmed in the Member State of the issuing authority**, to represent or support the adult concerned** ~~('the source measure' or 'the source confirmed powers of representation');~~	~~*powers entrusted to the applicant in thea*~~ ***a*** measure taken or the powers of representation confirmed in the Member State of the issuing authority***, to represent or support the adult concerned*** ~~*('the source measure' or 'the source confirmed powers of representation')*~~; Text Origin: Council Mandate
Article 38(1), point (b)				
276	(b) the elements to be certified are in conformity with that source measure or those source confirmed powers of representation;	(b) the elements to be certified are in conformity with that source measure or those source confirmed powers of representation;	(b) the ~~elements to be certified are in conformity with that source measure or those source confirmed powers of representation;~~**information mentioned in Article 37(2) is accurate;**	(b) the ~~*elements to be certified are in conformity with that source measure or those source confirmed powers of representation;*~~***information mentioned in Article 37(2) is accurate;*** Text Origin: Council Mandate
Article 38(1), point (c)				
277	(c) that source measure or those source confirmed powers of representation remain valid and have not been replaced by a later measure or confirmed powers of representation.	(c) that source measure or those source confirmed powers of representation remain valid and have not been replaced by a later measure or confirmed powers of representation.	(c) ~~that sourcethe~~ measure or ~~those source~~ confirmed powers of representation **referred to in letter (a)** remain valid and have not been replaced by a later measure or confirmed powers of representation~~.~~**;**	(c) ~~*that sourcethe*~~ measure or ~~*those source*~~ confirmed powers of representation ***referred to in letter (a)*** remain valid and have not been replaced by a later measure or confirmed powers of representation~~.~~**;** Text Origin: Council Mandate
Article 38(1), point (ca)				
277a			**(d) the measure or confirmed powers of representation referred to in letter (a) are not being challenged, or if they have, are**	***(d) the measure or confirmed powers of representation referred to in letter (a) are not being challenged, or if they have, are***

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			provisionally applicable.	***provisionally applicable.*** Text Origin: Council Mandate
Article 38(2)				
278	2.The issuing authority shall verify all the elements listed in paragraph (1), in particular by referring to the information and documents available to it. It may also carry out further enquiries necessary to verify those elements. In that regard, it may request, from the applicant or from the competent authorities of another Member State or from both, the information or documents which it deems necessary to verify the elements to be certified.	2.The issuing authority shall verify all the elements listed in paragraph (1), in particular by referring to the information and documents available to it. It may also carry out further enquiries necessary to verify those elements. In that regard, it may request, from the applicant or from the competent authorities of another Member State or from both, the information or documents which it deems necessary to verify the elements to be certified.	2.The issuing authority shall verify **that** all the ~~elements~~**conditions** listed in paragraph ~~(1)~~**1 are fulfilled**, in particular by referring to the information and documents available to it. It may also carry out further enquiries ~~necessary to verify those elements.~~ in that regard~~, it may request, from the applicant or from the competent authorities of another Member State or from both, the information or documents which it deems necessary to verify the elements to be certified~~.	2.The issuing authority shall verify ***that*** all the ~~*elements*~~***conditions*** listed in paragraph ~~*(1)*~~***1 are fulfilled***, in particular by referring to the information and documents available to it. It may also carry out further enquiries ~~*necessary to verify those elements.*~~ in that regard~~*, it may request, from the applicant or from the competent authorities of another Member State or from both, the information or documents which it deems necessary to verify the elements to be certified*~~. Text Origin: Council Mandate
Article 38(3)				
279	3.For the verification of the elements listed in paragraph (1), the issuing authority shall, where feasible, also consult the system of interconnection established in Chapter VIII.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 38(4)				
280	*4.*The applicant shall, upon request, provide the issuing authority with the documents or information referred to in paragraph (1). Similarly, competent authorities of other Member States shall, upon	4.The applicant shall, upon request, provide the issuing authority with the documents or information referred to in paragraph (1). Similarly, competent authorities of other Member States shall, upon	*deleted*	*deleted*

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	request, provide the issuing authority with those documents or information held, where that competent authorities would be authorised, under national law, to provide another national authority with such information.	request, provide the issuing authority with those documents or information held, where that competent authorities would be authorised, under national law, to provide another national authority with such information.		
Article 38(5)				
281	*5.*The issuing authority shall issue the Certificate without delay once all elements listed in paragraph (1) have been successfully verified. It shall issue the Certificate even if the habitual residence of the adult has changed to another Member State or to a third country. It shall not issue the Certificate if the source measure or the source confirmed powers of representation or elements to be certified have been challenged, unless they are provisionally applicable.	5.The issuing authority shall issue the Certificate without delay once all elements listed in paragraph (1) have been successfully verified. It shall issue the Certificate even if the habitual residence of the adult has changed to another Member State or to a third country. It shall not issue the Certificate if the source measure or the source confirmed powers of representation or elements to be certified have been challenged, unless they are provisionally applicable.	~~5~~**3**. The issuing authority shall issue the Certificate without delay once **it verifies that all conditions**~~all elements~~ listed in paragraph (1) have been ~~successfully verified~~**fulfilled**. It shall issue the Certificate even if the habitual residence of the adult has changed to another Member State or to a third ~~country~~**State**. ~~It shall not issue the Certificate if the source measure or the source confirmed powers of representation or elements to be certified have been challenged, unless they are provisionally applicable.~~	~~5~~***3***. The issuing authority shall issue the Certificate without delay once ***it verifies that all conditions***~~*all elements*~~ listed in paragraph (1) have been ~~*successfully verified*~~***fulfilled***. It shall issue the Certificate even if the habitual residence of the adult has changed to another Member State or to a third ~~*country*~~***State***. ~~*It shall not issue the Certificate if the source measure or the source confirmed powers of representation or elements to be certified have been challenged, unless they are provisionally applicable.*~~ Text Origin: Council Mandate
Article 38(6)				
282	6.The Certificate shall be issued using the form set out in Annex III.	6.The Certificate shall be issued using the form set out in Annex III.	~~6~~**4**. The Certificate shall be issued using the form set out in Annex III.	6.The Certificate shall be issued using the form set out in Annex III. Text Origin: Commission Proposal
Article 38(6a)				
282a		***6a. The Certificate shall be available in formats accessible to***		*deleted*

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		persons with disabilities.		
Article 38(7)				
283	*7.*The Certificate shall be completed and issued in the language of the Member State of the issuing authority. The Certificate may also be issued in another official language of the Union requested by the applicant. This shall not create any obligation for the issuing authority issuing the Certificate to provide a translation or transliteration of the translatable content of the free text fields.	7.The Certificate shall be completed and issued in the language of the Member State of the issuing authority. The Certificate may also be issued in another official language of the Union requested by the applicant. This shall not create any obligation for the issuing authority issuing the Certificate to provide a translation or transliteration of the translatable content of the free text fields.	*deleted*	*deleted*
Article 38(8)				
284	*8.*The issuing authority shall take all necessary steps to inform the adult and any person with a legitimate interest about the issuance of a Certificate.	8.The issuing authority shall take all necessary steps to inform the adult and any person with a legitimate interest about the issuance of a Certificate.	*deleted*	*deleted*
Article 38(9)				
285	*9.*The Certificate shall be valid for a period of 1 year. Where justified, the issuing authority may decide that the period of validity is to be longer or shorter, in particular where the source measure has a longer or shorter duration than a year.	9.The Certificate shall be valid for a period of 1 year. Where justified, the issuing authority may decide that the period of validity is to be longer or shorter, in particular where the source measure has a longer or shorter duration than a year.	*deleted*	*deleted*
Article 38(9a)				
285a			**5.Member States may specify whether the adult or other persons, shall be informed or**	***5.Member States may specify whether the adult or other persons, shall be informed or heard either***

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			heard either prior to or following the issuance of the Certificate, in accordance with their national law.	***prior to or following the issuance of the Certificate, in accordance with their national law.*** Text Origin: Council Mandate
Article 39				
286	Article 39 Contents of the Certificate	Article 39 Contents of the Certificate	Article 39 Contents of the Certificate	Article 39 Contents of the Certificate Text Origin: Commission Proposal
Article 39(1)				
287	1.The Certificate shall indicate which powers the representative of an adult has or, as appropriate, in a negative fashion, which powers the representative does not have. Where applicable, the Certificate shall also indicate any limitations of such powers or conditions attached to such powers.	1.The Certificate shall indicate which powers the representative of an adult has***, and the extent of those powers,*** or, as appropriate, in a negative fashion, which powers the representative does not have. Where applicable, the Certificate shall also indicate any limitations of such powers or conditions attached to such powers.	1.The Certificate shall indicate **in** which ~~powers~~**matters and to which extent** the representative ~~of an~~**is authorised to represent or support the** adult**, on the basis of the measure or confirmed powers of representation referred to in Article 38(1)(a).** ~~has or,~~ As appropriate, **the issuing authority shall also indicate any limitations of the representative's powers, or conditions attached to such powers, or** in a negative fashion, which powers the representative does not have. ~~Where applicable, the Certificate shall also indicate any limitations of such powers or conditions attached to such powers.~~	1.The Certificate shall indicate ***in*** which ~~*powers*~~***matters and to which extent*** the representative ~~*of an*~~***is authorised to represent or support the*** adult***, on the basis of the measure or confirmed powers of representation referred to in Article 38(1)(a).*** ~~*has or,*~~ As appropriate, ***the issuing authority shall also indicate any limitations of the representative's powers, or conditions attached to such powers, or*** in a negative fashion, which powers the representative does not have. ~~*Where applicable, the Certificate shall also indicate any limitations of such powers or conditions attached to such powers.*~~ Text Origin: Council Mandate
Article 39(1a)				
287a			**2.The Certificate shall set out the**	***2.The Certificate shall set out the***

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				date of validity in accordance with Article 40(4).	***date of validity in accordance with Article 40(4).*** Text Origin: Council Mandate	
Article 40						
G	288	Article 40 Effects of the Certificate	Article 40 Effects of the Certificate	Article 40 Effects of the Certificate	Article 40 Effects of the Certificate Text Origin: Commission Proposal	G
Article 40(1)						
R	289	1.The Certificate shall produce its effects in all Member States, without any special procedure being required.	1.The Certificate shall produce its effects in all Member States, without any special procedure being required.	1.**Without prejudice to Article 34(3),** the Certificate shall produce its effects in all Member States, without any special procedure being required.	Content is agreed but not reference (linked to 34(3))	R
Article 40(2)						
G	290	2.The Certificate shall be presumed to accurately demonstrate elements which have been established under the law applicable to the source measure or the source confirmed powers of representation or under any other law applicable to their specific elements. The person mentioned in the Certificate as the representative of an adult shall be presumed to have the powers mentioned in the Certificate with no conditions or restrictions being attached to those powers other than those stated in the Certificate. The presumption shall however not extend to elements which are not	2.The Certificate shall be presumed to accurately demonstrate elements which have been established under the law applicable to the source measure or the source confirmed powers of representation or under any other law applicable to their specific elements. The person mentioned in the Certificate as the representative of an adult shall be presumed to have the powers mentioned in the Certificate with no conditions or restrictions being attached to those powers other than those stated in the Certificate. The presumption shall however not extend to elements which are not	2.The Certificate shall be presumed to accurately demonstrate ~~elements~~**in** which ~~have been established under the law applicable to the source~~**matters and to which extent the representative is authorised to represent or support the adult on the basis of a** measure **taken** or ~~the source confirmed~~ powers of representation ~~or under any other law applicable to their specific elements~~**confirmed in another Member State**. The person mentioned in the Certificate as the representative of an adult shall be presumed to have the powers mentioned in the Certificate with no	2.The Certificate shall be presumed to accurately demonstrate ~~*elements*~~***in*** which ~~*have been established under the law applicable to the source*~~***matters and to which extent the representative is authorised to represent or support the adult on the basis of a*** measure ***taken*** or ~~*the source confirmed*~~ powers of representation ~~*or under any other law applicable to their specific elements*~~***confirmed in another Member State***. The person mentioned in the Certificate as the representative of an adult shall be presumed to have the powers mentioned in the Certificate with no	G

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	governed by this Regulation.	governed by this Regulation.	conditions or ~~restrictions~~**limitations** being attached to those powers other than those stated in the Certificate. The presumption shall however not extend to elements which are not governed by this Regulation.	conditions or ~~*restrictions*~~***limitations*** being attached to those powers other than those stated in the Certificate. The presumption shall however not extend to elements which are not governed by this Regulation. Text Origin: Council Mandate
Article 40(3)				
G 291	3.Any person who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the Certificate as the adult's representative with respect to a certain matter, shall be considered to have dealt with someone with authority to represent the adult in that matter, unless the person knows that the contents of the Certificate are not accurate or valid or is unaware of such inaccuracy or invalidity due to gross negligence.	3.Any person who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the Certificate as the adult's representative with respect to a certain matter, shall be considered to have dealt with someone with authority to represent the adult in that matter, unless the person knows that the contents of the Certificate are not accurate or valid or is unaware of such inaccuracy or invalidity due to gross negligence.	3.Any person ~~who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the~~**to whom a** Certificate ~~as~~**issued in accordance with this Regulation is presented may rely on the fact that** the adult's representative ~~with respect to a certain matter,~~**indicated in the Certificate is authorised to represent or support the adult as specified in that Certificate. That person** shall be considered to have dealt with ~~someone with authority to represent~~**an authorised representative of** the adult ~~in that matter~~, unless the person knows that the ~~contents~~**content** of the Certificate ~~are~~**is** not accurate ~~or valid~~ or is unaware of such inaccuracy ~~or invalidity~~ due to gross negligence.	3.Any person ~~*who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the*~~***to whom a*** Certificate ~~*as*~~***issued in accordance with this Regulation is presented may rely on the fact that*** the adult's representative ~~*with respect to a certain matter,*~~***indicated in the Certificate is authorised to represent or support the adult as specified in that Certificate. That person*** shall be considered to have dealt with ~~*someone with authority to represent*~~***an authorised representative of*** the adult ~~*in that matter*~~, unless the person knows that the ~~*contents*~~***content*** of the Certificate ~~*are*~~***is*** not accurate ~~*or valid*~~ or is unaware of such inaccuracy ~~*or invalidity*~~ due to gross negligence. Text Origin: Council Mandate
Article 40(3a)				
G 291a			**4.The Certificate shall be valid for**	***4.The Certificate shall be valid for a***

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			a period of one year. Notwithstanding this period, where justified, the issuing authority may decide that the period of validity is to be longer or shorter, in particular where the measure or the confirmed powers of representation on the basis of which the Certificate is to be issued has a longer or shorter duration than one year. In any event, the Certificate shall not be valid for a period exceeding the validity of the measure or confirmed powers of representation on the basis of which the Certificate is issued, or a maximum period of five years, whichever is shorter.	***period of one year. Notwithstanding this period, where justified, the issuing authority may decide that the period of validity is to be longer or shorter, in particular where the measure or the confirmed powers of representation on the basis of which the Certificate is to be issued has a longer or shorter duration than one year. In any event, the Certificate shall not be valid for a period exceeding the validity of the measure or confirmed powers of representation on the basis of which the Certificate is issued, or a maximum period of five years, whichever is shorter.*** Text Origin: Council Mandate
Article 40(3b)				
G	291b		**5.Without prejudice to Articles 42 to 44, the Certificate shall also cease to produce its effects upon the death of the adult to whom it pertains.**	***5.Without prejudice to Articles 42 to 44, the Certificate shall also cease to produce its effects upon the death of the adult to whom it pertains.*** Text Origin: Council Mandate
Article 40(3c)				
G	291c		**6.The Certificate shall cease to produce effects to the extent it is rectified, modified, withdrawn or suspended in accordance with Articles 42 to 44.**	***6.The Certificate shall cease to produce effects to the extent it is rectified, modified, withdrawn or suspended in accordance with Articles 42 to 44.***

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				Text Origin: Council Mandate
Article 41				
292	Article 41 Certified copies of the Certificate	Article 41 Certified copies of the Certificate	Article 41 Certified copies **and digital format** of the Certificate	Article 41 Certified copies ***and digital format*** of the Certificate Text Origin: Council Mandate
Article 41(1)				
293	1.The issuing authority shall keep the original of the Certificate and shall issue one or more certified copies to the applicant.	1.The issuing authority shall keep the original of the Certificate and shall issue one or more certified copies to the applicant.	1.The issuing authority shall keep the original of the Certificate and shall issue ~~one or more certified copies~~**it** to the applicant **in form of certified copies**. **Where possible under national law, Member States can issue the Certificate in a digital format. If a Certificate is issued in a digital format, the document shall**	1.The issuing authority shall keep the original of the Certificate and shall issue ~~*one or more certified copies*~~***it*** to the applicant ***in form of certified copies***. ***Where possible under national law, Member States can issue the Certificate in a digital format. If a Certificate is issued in a digital format, the document shall*** Text Origin: Council Mandate
Article 41(1), point (a)				
293a			**(a) feature a qualified electronic seal or qualified electronic signature as defined in Regulation (EU) No 910/2014; or**	***(a) feature a qualified electronic seal or qualified electronic signature as defined in Regulation (EU) No 910/2014; or*** Text Origin: Council Mandate
Article 41(1), point (b)				
293b			**(b) be issued upon request as a qualified electronic attestation of attributes or an electronic attestation of attributes issued by or on behalf of a public sector body responsible for an authentic**	***(b) be issued upon request as a qualified electronic attestation of attributes or an electronic attestation of attributes issued by or on behalf of a public sector body responsible for an authentic source***

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			source to their European Digital Identity Wallet set out in Regulation (EU) No 910/2014.	***to their European Digital Identity Wallet set out in Regulation (EU) No 910/2014.*** Text Origin: Council Mandate
Article 41(1a)				
G 293c			**2.Upon request, the issuing authority shall confirm the validity of the Certificate to any person demonstrating a legitimate interest.**	***2.Upon request, the issuing authority shall confirm the validity of the Certificate to any person demonstrating a legitimate interest.*** Text Origin: Council Mandate
Article 41(2)				
G 294	2.The issuing authority shall, for the purposes of Article 42(3) and Article 44(2), keep a list of certified copies that have been issued pursuant to paragraph 1 of this Article.	2.The issuing authority shall, for the purposes of Article 42(3) and Article 44(2), keep a list of certified copies that have been issued pursuant to paragraph 1 of this Article.	~~2~~**3**. The issuing authority shall, for the purposes of Article 42(3) and Article 44(2), keep a list of **all** certified copies ~~that have been~~**and Certificates** issued ~~pursuant to paragraph 1 of this Article~~**in a digital format**.	~~2~~***3***. The issuing authority shall, for the purposes of Article 42(3) and Article 44(2), keep a list of ***all*** certified copies ~~*that have been*~~***and Certificates*** issued ~~*pursuant to paragraph 1 of this Article*~~***in a digital format***. Text Origin: Council Mandate
Article 41(3)				
G 295	3.The end of validity of a certified copy shall correspond with the end of validity of the Certificate pursuant to Article 38(9), to be indicated in the certified copy by way of an expiry date. Once this period has elapsed, any person in possession of a certified copy shall, in order to be able to use the Certificate for the purposes indicated in Article 35, request the issuance of a new	3.The end of validity of a certified copy shall correspond with the end of validity of the Certificate pursuant to Article 38(9), to be indicated in the certified copy by way of an expiry date. Once this period has elapsed, any person in possession of a certified copy shall, in order to be able to use the Certificate for the purposes indicated in Article 35, request the issuance of a new	~~3~~**4**. The end of validity of a certified copy shall correspond with the end of validity of the Certificate pursuant to Article ~~38(9)~~**40(4)**, to be indicated in the certified copy by way of an expiry date. ~~Once this period has elapsed, any person in possession of a certified copy shall, in order to be able to use the Certificate for the purposes indicated in Article 35, request the issuance of a new~~	~~*3*~~***4***. The end of validity of a certified copy shall correspond with the end of validity of the Certificate pursuant to Article ~~*38(9)*~~***40(4)***, to be indicated in the certified copy by way of an expiry date. ~~*Once this period has elapsed, any person in possession of a certified copy shall, in order to be able to use the Certificate for the purposes indicated in Article 35, request the issuance of a new*~~

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	Certificate from the issuing authority.	Certificate from the issuing authority.	~~Certificate from the issuing authority.~~	~~*Certificate from the issuing authority.*~~ Text Origin: Council Mandate
Article 42				
G 296	Article 42 Rectification, modification or withdrawal of the Certificate	Article 42 Rectification, modification or withdrawal of the Certificate	Article 42 Rectification, modification or withdrawal of the Certificate	Article 42 Rectification, modification or withdrawal of the Certificate Text Origin: Council Mandate
Article 42(1)				
G 297	1.The issuing authority shall, at the request of any person with a legitimate interest or of its own motion, rectify the Certificate in the event of a clerical error.	1.The issuing authority shall, at the request of any person with a legitimate interest or of its own motion, rectify the Certificate in the event of a clerical error.	1.The issuing authority shall, ~~at the~~**upon** request ~~of any person with a legitimate interest~~ or of its own motion, rectify the Certificate in the event of a clerical error.	1.The issuing authority shall, ~~*at the*~~***upon*** request ~~*of any person with a legitimate interest*~~ or of its own motion, rectify the Certificate in the event of a clerical error. Text Origin: Council Mandate
Article 42(2)				
G 298	2.The issuing authority shall, at the request of any person with a legitimate interest or, where this is possible under national law, of its own motion, modify or withdraw the Certificate where it has been established that the Certificate or individual elements thereof are not accurate or valid.	2.The issuing authority shall, at the request of any person with a legitimate interest or, where this is possible under national law, of its own motion, modify or withdraw the Certificate where it has been established that the Certificate or individual elements thereof are not accurate or valid.	2.The issuing authority shall, at the request of any person ~~with~~**demonstrating** a legitimate interest or, where this is possible under national law, of its own motion, modify or withdraw the Certificate where it has been established that the Certificate or individual elements thereof are not **or no longer** accurate or valid.	2.The issuing authority shall, at the request of any person ~~*with*~~***demonstrating*** a legitimate interest or, where this is possible under national law, of its own motion, modify or withdraw the Certificate where it has been established that the Certificate or individual elements thereof are not ***or no longer*** accurate or valid. Text Origin: Council Mandate
Article 42(3)				
G 299	3.The issuing authority shall without	3.The issuing authority shall without	3.The issuing authority shall without	3.The issuing authority shall without

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	delay inform all persons to whom certified copies of the Certificate have been issued pursuant to Article 41(1) of any rectification, modification or withdrawal thereof.	delay inform all persons to whom certified copies of the Certificate have been issued pursuant to Article 41(1) of any rectification, modification or withdrawal thereof.	delay inform all persons **referred to** ~~into whom certified copies of the Certificate have been issued pursuant to~~ Article 41(1) **and 38(5)** of any rectification, modification or withdrawal ~~thereof~~**of the Certificate**.	delay inform all persons ***referred to in*** ~~*into whom certified copies of the Certificate have been issued pursuant to*~~ Article 41(1) ***and 38(5)*** of any rectification, modification or withdrawal ~~*thereof*~~***of the Certificate***. Text Origin: Council Mandate
Article 43				
300	Article 43 Redress procedures	Article 43 Redress procedures	Article 43 Redress procedures	Article 43 Redress procedures Text Origin: Commission Proposal
Article 43(1), first subparagraph				
301	1.Decisions taken by the issuing authority pursuant to Article 38 on the issuance of a Certificate or on the refusal to issue a Certificate may be challenged by any person with a legitimate interest.	1.Decisions taken by the issuing authority pursuant to Article 38 on the issuance of a Certificate or on the refusal to issue a Certificate may be challenged by any person with a legitimate interest.	1.Decisions taken by the issuing authority pursuant to Article 38 on the issuance of a Certificate or on the refusal to issue a Certificate may be challenged by any person ~~with~~**demonstrating** a legitimate interest**, including the persons referred to in Article 38(5)**.	1.Decisions taken by the issuing authority pursuant to Article 38 on the issuance of a Certificate or on the refusal to issue a Certificate may be challenged by any person ~~*with*~~***demonstrating*** a legitimate interest***, including the persons referred to in Article 38(5)***. Text Origin: Council Mandate
Article 43(1), second subparagraph				
302	Decisions taken by the issuing authority pursuant to Article 42 and Article 44(1), point (a) may be challenged by any person with a legitimate interest.	Decisions taken by the issuing authority pursuant to Article 42 and Article 44(1), point (a) may be challenged by any person with a legitimate interest.	Decisions taken by the issuing authority pursuant to Article 42 and Article 44(1), point (a) may be challenged by any person ~~with~~**demonstrating** a legitimate interest.	Decisions taken by the issuing authority pursuant to Article 42 and Article 44(1), point (a) may be challenged by any person ~~*with*~~***demonstrating*** a legitimate interest. Text Origin: Council Mandate

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Article 43(1), third subparagraph				
303	The challenge shall be lodged before a judicial authority in the Member State of the issuing authority in accordance with the law of that Member State.	The challenge shall be lodged before a judicial authority in the Member State of the issuing authority in accordance with the law of that Member State.	The challenge shall be lodged before a judicial authority in the Member State of the issuing authority in accordance with the law of that Member State.	The challenge shall be lodged before a judicial authority in the Member State of the issuing authority in accordance with the law of that Member State. Text Origin: Commission Proposal
Article 43(2)				
304	2.Member States shall communicate to the Commission the judicial authorities competent to deal with the redress procedures pursuant to paragraph (1).	2.Member States shall communicate to the Commission the judicial authorities competent to deal with the redress procedures pursuant to paragraph (1).	*deleted*	
Article 43(3), first subparagraph				
305	*3.*If, as a result of a challenge as referred to in paragraph 1, it is established that the Certificate issued is not accurate or valid, the competent judicial authority shall rectify, modify or withdraw the Certificate or ensure that it is rectified, modified or withdrawn by the issuing authority.	3.If, as a result of a challenge as referred to in paragraph 1, it is established that the Certificate issued is not accurate or valid, the competent judicial authority shall rectify, modify or withdraw the Certificate or ensure that it is rectified, modified or withdrawn by the issuing authority.	~~3~~**2**. If, as a result of a challenge as referred to in paragraph 1, it is established that the Certificate issued is not accurate or valid, the competent judicial authority shall rectify, modify or withdraw the Certificate or ensure that it is rectified, modified or withdrawn by the issuing authority.	~~3~~**2**. If, as a result of a challenge as referred to in paragraph 1, it is established that the Certificate issued is not accurate or valid, the competent judicial authority shall rectify, modify or withdraw the Certificate or ensure that it is rectified, modified or withdrawn by the issuing authority. Text Origin: Council Mandate
Article 43(3), second subparagraph				
306	If, as a result of a challenge as referred to in paragraph 1, it is established that the refusal to issue the Certificate was unjustified, the competent judicial authority shall issue the Certificate or ensure that	If, as a result of a challenge as referred to in paragraph 1, it is established that the refusal to issue the Certificate was unjustified, the competent judicial authority shall issue the Certificate or ensure that	If, as a result of a challenge as referred to in paragraph 1, it is established that the refusal to issue the Certificate was unjustified, the competent judicial authority shall issue the Certificate or ensure that	If, as a result of a challenge as referred to in paragraph 1, it is established that the refusal to issue the Certificate was unjustified, the competent judicial authority shall issue the Certificate or ensure that

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	the issuing authority re-assesses the case and makes a new decision.	the issuing authority re-assesses the case and makes a new decision.	the issuing authority ~~re-assesses the case and makes a new decision.~~**issues the Certificate**	the issuing authority ~~*re-assesses the case and makes a new decision.*~~***issues the Certificate*** Text Origin: Council Mandate
Article 44				
G 307	Article 44 Suspension of the effects of the Certificate	Article 44 Suspension of the effects of the Certificate	Article 44 Suspension of the effects of the Certificate	Article 44 Suspension of the effects of the Certificate Text Origin: Commission Proposal
Article 44(1)				
G 308	1.The effects of the Certificate may be suspended by one of the following competent authorities:	1.The effects of the Certificate may be suspended by one of the following competent authorities:	1.The effects of the Certificate may be suspended by ~~one of the following competent authorities~~:	1.The effects of the Certificate may be suspended by ~~*one of the following competent authorities*~~: Text Origin: Council Mandate
Article 44(1), point (a)				
G 309	(a) the issuing authority, at the request of any person with a legitimate interest, pending a modification or withdrawal of the Certificate pursuant to Article 42;	(a) the issuing authority, at the request of any person with a legitimate interest, pending a modification or withdrawal of the Certificate pursuant to Article 42;	(a) the issuing authority, at the request of any person ~~with~~**demonstrating** a legitimate interest **or of its own motion**, pending a modification or withdrawal of the Certificate pursuant to Article ~~42~~**42(2), or**;	(a) the issuing authority, at the request of any person ~~*with*~~***demonstrating*** a legitimate interest ***or of its own motion***, pending a modification or withdrawal of the Certificate pursuant to Article ~~*42*~~***42(2), or***; Text Origin: Council Mandate
Article 44(1), point (b)				
G 310	(b) the judicial authority referred to in Article 43, at the request of any person entitled to challenge a decision taken by the issuing authority, pending such a challenge.	(b) the judicial authority referred to in Article 43, at the request of any person entitled to challenge a decision taken by the issuing authority, pending such a challenge.	(b) the judicial authority referred to in Article 43, at the request of any person entitled to challenge a decision taken by the issuing authority, pending such a challenge.	(b) the judicial authority referred to in Article 43, at the request of any person entitled to challenge a decision taken by the issuing authority, pending such a challenge.

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				Text Origin: Commission Proposal
Article 44(2), first subparagraph				
311	2.The issuing authority or, as the case may be, the judicial authority shall without delay inform all persons to whom certified copies of the Certificate have been issued pursuant to Article 41(1) of any suspension of the effects of the Certificate.	2.The issuing authority or, as the case may be, the judicial authority shall without delay inform all persons to whom certified copies of the Certificate have been issued pursuant to Article 41(1) of any suspension of the effects of the Certificate.	2.The issuing authority or, as the case may be, the judicial authority shall without delay inform all persons to whom ~~certified copies of~~ the Certificate ~~have been~~**was** issued pursuant to Article 41(1) **and (2)** of any suspension of the effects of the Certificate.	2.The issuing authority or, as the case may be, the judicial authority shall without delay inform all persons to whom ~~*certified copies of*~~ the Certificate ~~*have been*~~***was*** issued pursuant to Article 41(1) ***and (2)*** of any suspension of the effects of the Certificate. Text Origin: Council Mandate
Article 44(2), second subparagraph				
312	During the suspension of the effects of the Certificate no further certified copies of the Certificate may be issued.	During the suspension of the effects of the Certificate no further certified copies of the Certificate may be issued.	During the suspension of the effects of the Certificate no further certified copies **and digital format** of the Certificate may be issued.	During the suspension of the effects of the Certificate no further certified copies ***and digital format*** of the Certificate may be issued. Text Origin: Council Mandate
Chapter VIII				
313	Chapter VIII ESTABLISHMENT AND INTERCONNECTION OF PROTECTION REGISTERS	~~*Chapter VIII*~~ *deleted*	~~Chapter VIII~~ *deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45				
314	Article 45 Establishment of protection registers	~~*Article 45*~~ *deleted*	~~Article 45~~ *deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(1)				

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G	*315*	*1.*By [two years after the date of the start of application] at the latest, Member States shall establish and maintain in their territory one or several registers in which information is recorded concerning protection measures and, where their national law provides for the confirmation of powers of representation by a competent authority, concerning those powers of representation ('protection registers').	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(2)					
G	*316*	*2.*The information recorded in the registers referred to in paragraph (1) shall include the following (‘mandatory information’):	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(2), point (a)					
G	*317*	*(a)* an indication that a measure has been taken or, where applicable, that powers of representation have been granted or confirmed;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(2), point (b)					
G	*318*	*(b)* the date of the first measure as well as the date of the subsequent measures taken, or, where applicable, the date when the powers of representation were granted by an adult or were confirmed by a competent authority;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(2), point (c)					

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G	*319*	*(c)* where a measure or a decision on the powers of representation are provisionally applicable, the date on which the time limit for challenging the measure or the decision on the powers of representation expires;	*deleted*	*deleted* *Text Origin: Commission Proposal*
	Article 45(2), point (d)			
G	*320*	*(d)* the date of expiration or reviewal of the measures or of the powers of representation, if any;	*deleted*	*deleted* *Text Origin: Commission Proposal*
	Article 45(2), point (e)			
G	*321*	*(e)* the competent authority which has taken, modified or terminated the measure or registered, confirmed, modified or terminated the powers of representation;	*deleted*	*deleted* *Text Origin: Commission Proposal*
	Article 45(2), point (f)			
G	*322*	*(f)* the adult's name, place and date of birth and, where applicable, national identification number.	*deleted*	*deleted* *Text Origin: Commission Proposal*
	Article 45(3)			
G	*323*	*3.* The information referred to in paragraph (1) shall be published in the protection registers as soon as possible after the following conditions are met:	*deleted*	*deleted* *Text Origin: Commission Proposal*
	Article 45(3), point (a)			
G	*324*	*(a)* the authorities of the Member		

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	State have:	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(3), point (a)(i)				
325	*(i)* taken, modified or terminated a measure; or	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(3), point (a)(ii)				
326	*(ii)* confirmed, modified or terminated powers of representation granted by an adult;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(3), point (b)				
327	*(b)* the time limit for appealing the measure or the decision on the powers of representation has expired, unless the measure or the powers of representation are provisionally applicable.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 45(4)				
328	*4.*Paragraph (1) shall not preclude Member States from including additional documents or additional information in their protection registers, such as the name of the representative or the nature and extent of the representation.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 46				
329	Article 46	~~*Article 46*~~	~~Article 46~~	

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	Interoperability of registers of other powers of representation	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 46, first paragraph				
G *330*	By [two years after the date of start of application] at the latest, Member States where national law provides for electronic registers recording information concerning other powers of representation which are registered by a competent authority, and where national law does not provide for the confirmation of such powers of representation, shall ensure that those registers record the mandatory information referred to in Article 45(2).	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 47				
G *331*	Article 47 Interconnection of registers	~~*Article 47*~~ *deleted*	~~Article 47~~ *deleted*	*deleted* Text Origin: Commission Proposal
Article 47(1)				
G *332*	*1.*By means of implementing acts, the Commission shall establish a decentralised system for the interconnection ('system of interconnection') that is composed of:	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 47(1), point (a)				
G *333*	*(a)* Member States' protection			

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	registers of measures referred to in Article 45 and, where applicable, Member States' protection registers of confirmed powers of representation referred to in Article 45 and Member State's registers of other powers of representation Article 46;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 47(1), point (b)				
G *334*	*(b)* a central electronic access point to the information in the system.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 47(2)				
G *335*	*2.*The system of interconnection shall provide a search service in all the official languages of the Union in order to make available the following:	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 47(2), point (a)				
G *336*	*(a)* the mandatory information set out in Article 45(2);	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 47(2), point (b)				
G *337*	*(b)* any other documents or information included in the protection registers or other registers of powers of representation, which the Member States choose to make available through the system of	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G

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	interconnection.			
Article 48				
G *338*	Article 48 Condition of access to information via the system of interconnection	~~*Article 48*~~ *deleted*	~~Article 48~~ *deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 48(1)				
G *339*	*1.*Member States shall ensure that the information referred to in Article 47(2) is available free of charge via the system of interconnection.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 48(2)				
G *340*	*2.*The information available through the system of interconnection shall only be available to those competent authorities or Central Authorities of a Member State which:	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 48(2), point (a)				
G *341*	*(a)* have access to the mandatory information under their national law;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 48(2), point (b)				
G *342*	*(b)* have a legitimate interest in accessing this information.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal* G
Article 48(3)				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 343	*3.*For the purposes of paragraph (2), point (a), Member States shall provide the means to authorise those competent authorities or Central Authorities to access to the system of interconnection.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 48(4)				
G 344	*4.*Upon a request made by those competent authorities or Central Authorities, the system of interconnection shall automatically make the information referred to in Article 47(2) accessible to them.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Chapter IX				
G 345	Chapter IX DIGITAL COMMUNICATION	Chapter IX DIGITAL COMMUNICATION	Chapter IX ~~DIGITAL~~**ELECTRONIC** COMMUNICATION	Chapter IX ~~*DIGITAL*~~***ELECTRONIC*** COMMUNICATION Text Origin: Council Mandate
Article 49				
G 346	Article 49 Means of communication between competent authorities or Central Authorities	Article 49 Means of communication between competent authorities or Central Authorities	Article 49 Means of communication between **courts,** competent authorities or Central Authorities	Article 49 Means of communication between ***courts,*** competent authorities or Central Authorities Text Origin: Council Mandate
Article 49(1)				
G 347	1.Written communication between competent authorities or Central Authorities, including the exchange of forms set out in Annexes I to X, shall be carried out through a secure and reliable decentralised IT system.	1.Written communication between competent authorities or Central Authorities, including the exchange of forms set out in Annexes I to X, shall be carried out through a secure and reliable decentralised IT system.	1.~~Written~~ Communication **pursuant to this Regulation** between **courts,** competent authorities or Central Authorities **of different Member States**, including the exchange of forms set out in Annexes ~~I to X~~**IV to**	1.~~*Written*~~ Communication ***pursuant to this Regulation*** between ***courts,*** competent authorities or Central Authorities ***of different Member States***, including the exchange of forms set out in Annexes ~~*I to X*~~***IV to***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			VIIIb, shall be carried out through a secure**, efficient** and reliable decentralised IT system.	***VIIIb***, shall be carried out through a secure***, efficient*** and reliable decentralised IT system. Text Origin: Council Mandate
Article 49(1a)				
G 347a		***1a. Competent and central authorities shall ensure that information transmitted pursuant to this Regulation and deemed confidential under the law of the Member State from which the information is being sent, is subject to the rules on confidentiality laid down by Union law and the national law of the sending and receiving Member States. Member States shall take appropriate measures to prevent unauthorised access.***		*deleted* G
Article 49(2)				
G *348*	*2.*The use of the decentralised IT system may not be appropriate for direct communication between authorities carried out pursuant to Article 27(1), and any other means of communication may be used instead.	2.***Communication may, however, be carried out by competent authorities by alternative means where electronic communication in accordance with paragraph 1 is not possible due to:*** ***(a) the disruption*** ~~*The use*~~ of the decentralised IT system ~~*may not be appropriate for direct communication between*~~***;*** ***(b) the physical or technical nature of the transmitted material; or***	2.~~The use of the decentralised IT system may not be appropriate for direct communication between authorities carried out pursuant to Article 27(1), and any other means of~~ Communication may**, however, be carried out by courts, competent authorities or Central Authorities by alternative means where electronic communication in accordance with paragraph 1 is not possible due to:** ~~be used instead.~~	2.~~*The use of the decentralised IT system may not be appropriate for direct communication between authorities carried out pursuant to Article 27(1), and any other means of*~~ Communication may***, however, be carried out by courts, competent authorities or Central Authorities by alternative means where electronic communication in accordance with paragraph 1 is not possible due to:*** ~~*be used instead.*~~ G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		(c) force majeure. ***For the purposes of the first subparagraph, the competent*** authorities ~~*carried out pursuant to Article 27(1), and any other*~~***shall ensure that the alternative*** means of communication ~~*may be used instead*~~***used are the swiftest and most appropriate and that they ensure a secure and reliable exchange of information***.		Text Origin: Council Mandate
Article 49(2), point (a)				
348a			**(a) the disruption of the decentralised IT system;**	***(a) the disruption of the decentralised IT system;*** Text Origin: Council Mandate
Article 49(2), point (b)				
348b			**(b) the physical or technical nature of the transmitted material; or**	***(b) the physical or technical nature of the transmitted material; or*** Text Origin: Council Mandate
Article 49(2), point (c)				
348c			**(c) force majeure.**	***(c) force majeure.*** Text Origin: Council Mandate
Article 49(3)				
349	3.Where electronic communication in accordance with paragraph (1) is not possible due to the disruption of the decentralised IT system, the nature of the transmitted material or exceptional circumstances, the transmission shall be carried out by	3.Where ~~*electronic communication in accordance with paragraph (1) is not possible due to the disruption*~~***the use*** of the decentralised IT system~~, the nature of the transmitted material or exceptional circumstances, the transmission~~	~~3.Where electronic~~**For the purposes of this paragraph, the courts, competent authorities or Central Authorities shall ensure that the alternative means of** communication ~~in accordance with paragraph (1) is not possible due to~~	~~*3.Where electronic*~~***For the purposes of the first subparagraph, the courts, competent authorities or Central Authorities shall ensure that the alternative means of*** communication ~~*in accordance with paragraph (1) is not possible due to*~~

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	the swiftest, most appropriate alternative means, taking into account the need to ensure a secure and reliable exchange of information.	~~shall be~~ ***referred to in paragraph 1 is not appropriate for direct communication between authorities*** carried out ~~by the swiftest, most appropriate alternative~~***pursuant to Article 27(1), any other*** means ***of communication may be used instead, provided that such means of communication respect the procedural rights of the parties to the proceedings and the confidentiality of the***~~, taking into account the need to ensure a secure and reliable exchange of~~ information ***communicated***.	~~the disruption of the decentralised IT system, the nature of the transmitted material or exceptional circumstances, the transmission shall be carried out by~~**used are** the swiftest~~,~~ **and** most appropriate ~~alternative means, taking into account the need to~~**and that they** ensure a secure and reliable exchange of information.	~~*the disruption of the decentralised IT system, the nature of the transmitted material or exceptional circumstances, the transmission shall be carried out by*~~***used are*** the swiftest~~,~~ ***and*** most appropriate ~~*alternative means, taking into account the need to*~~***and that they*** ensure a secure and reliable exchange of information. Text Origin: Council Mandate
Article 49(3a)				
G 349a			**3.In addition to the exceptions referred to in paragraph 2, where the use of the decentralised IT system is not appropriate in a given situation, any other means of communication may be used. Courts, competent authorities or Central Authorities shall ensure that the exchange of information under this paragraph occurs in a secure and reliable manner that respects confidentiality and the procedural rights of the parties to the proceedings.**	***3.In addition to the exceptions referred to in paragraph 2, where the use of the decentralised IT system is not appropriate in a given situation, any other means of communication may be used. Courts, competent authorities or Central Authorities shall ensure that the exchange of information under this paragraph occurs in a secure and reliable manner that respects confidentiality and the procedural rights of the parties to the proceedings.*** Text Origin: Council Mandate
Article 49(3b)				
G 349b			**4.Paragraph 3 shall not apply to**	***4.Paragraph 3 shall not apply to the***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			the exchange of forms provided for by this Regulation.	***exchange of forms provided for by this Regulation.*** Text Origin: Council Mandate
Article 49(3c)				
349c			**5.Each Member State may decide to use the decentralised IT system for communication between its national courts or national competent authorities.**	***5.Each Member State may decide to use the decentralised IT system for communication between its national courts or national competent authorities.*** Text Origin: Council Mandate
Article 50				
350	Article 50 Communication through the European electronic access point	Article 50 Communication through the European electronic access point	Article 50 Communication through the European electronic access point	Article 50 Communication through the European electronic access point Text Origin: Council Mandate
Article 50(1)				
351	1.The European electronic access point established on the European e-Justice Portal pursuant to Article 4 of Regulation EU [...] [the Digitalisation Regulation] may be used for electronic communication between natural and legal persons and Member States' competent authorities and issuing authorities in connection with the following:	1.The European electronic access point established on the European e-Justice Portal pursuant to Article 4 of Regulation ***(EU) 2023/2844*** ~~*EU [...] [the Digitalisation Regulation]*~~ may be used for electronic communication between natural and legal persons***, or their representatives,*** and Member States' competent authorities and issuing authorities in connection with the following:	1.The European electronic access point established on the European e-Justice Portal pursuant to Article 4 of Regulation **(EU) 2023/2844** ~~EU [...] [the Digitalisation Regulation]~~ may be used for electronic communication between natural and legal persons and Member States' **courts and,** competent authorities ~~and issuing authorities in connection with~~**in** the following **instances**:	1.The European electronic access point established on the European e-Justice Portal pursuant to Article 4 of Regulation ***(EU) 2023/2844*** ~~*EU [...] [the Digitalisation Regulation]*~~ may be used for electronic communication between natural and legal persons and Member States' ***courts and,*** competent authorities ~~*and issuing authorities in connection with*~~***in*** the following ***instances***: Text Origin: Council Mandate
Article 50(1), point (a)				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
352	(a) proceedings for a decision on the recognition or non-recognition of a measure taken in a Member State pursuant to Article 10;	(a) proceedings for a decision on the recognition or non-recognition of a measure taken in a Member State pursuant to Article 10;	(a) proceedings for a decision ~~on the recognition or non-recognition of a measure taken in a Member State~~ pursuant to Article ~~10~~**9(2)**;	(a) proceedings for a decision ~~*on the recognition or non-recognition of a measure taken in a Member State*~~ pursuant to Article ~~*10*~~*9(2)*; Text Origin: Council Mandate
Article 50(1), point (b)				
353	(b) an application for the issuance of the attestation pursuant to Articles 15 and 17;	(b) an application for the issuance of the attestation pursuant to Articles 15 and 17;	(b) an application for the issuance of ~~the attestation~~**attestations** pursuant to Articles 15 and 17;	(b) an application for the issuance of ~~*the attestation*~~*attestations* pursuant to Articles 15 and 17; Text Origin: Council Mandate
Article 50(1), point (c)				
354	(c) an application for the issuance, rectification, modification, withdrawal, suspension or redress procedures of the European Certificate of Representation pursuant to Chapter VII.	(c) an application for the issuance, rectification, modification, withdrawal, suspension or redress procedures of the European Certificate of Representation pursuant to Chapter VII.	(c) an application for the issuance, rectification, modification, withdrawal, suspension or redress procedures of the ~~European~~ Certificate ~~of Representation~~ pursuant to Chapter VII.	(c) an application for the issuance, rectification, modification, withdrawal, suspension or redress procedures of the ~~*European*~~ Certificate ~~*of Representation*~~ pursuant to Chapter VII. Text Origin: Council Mandate
Article 50(1), point (ca)				
354a			**(d) confirmation of the validity of the Certificate pursuant to Article 41(2).**	*(d) confirmation of the validity of the Certificate pursuant to Article 41(2).* Text Origin: Council Mandate
Article 50(1a)				
354b			**2.Courts and competent authorities shall accept communication through the European electronic access point in the instances referred to in**	*2.Courts and competent authorities shall accept communication through the European electronic access point in the instances referred to in paragraph 1.*

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			paragraph 1.	Text Origin: Council Mandate
Article 50(2)				
355	2.Article 4(3), Article 5(2) and (3), and Article 6 of Regulation EU [...] [the Digitalisation Regulation] shall apply to electronic communications pursuant to paragraph (1).	2.Article ~~*4(3), Article 5(2) and (3), and Article 6*~~***4*** of Regulation ***(EU) 2023/2844***~~*EU [...] [the Digitalisation Regulation]*~~ shall apply to electronic communications pursuant to paragraph (1).	~~**23**~~. Article 4(3), ~~Article 5(2) and (3), and Article 6~~**(4), (6) and (7)** of Regulation **(EU) 2023/2844**~~EU [...] [the Digitalisation Regulation]~~ shall apply to electronic communications pursuant to paragraph ~~(1)~~**1 mutatis mutandis**.	~~*23*~~***3***. Article 4(3), ~~*Article 5(2) and (3), and Article 6*~~***(4), (6) and (7)*** of Regulation ***(EU) 2023/2844***~~*EU [...] [the Digitalisation Regulation]*~~ shall apply to electronic communications pursuant to paragraph ~~*(1)*~~***1 mutatis mutandis***. Text Origin: Council Mandate
Article 50a				
355a			**Article 50a** **Electronic payment of fees**	***Article 50a*** ***Electronic payment of fees*** Text Origin: Council Mandate
Article 50a(1)				
355b			**Article 9 of the Regulation (EU) 2023/2844 shall apply to electronic payment of fees due pursuant to this Regulation.**	***Article 9 of the Regulation (EU) 2023/2844 shall apply to electronic payment of fees due pursuant to this Regulation.*** Text Origin: Council Mandate
Article 51				
356	Article 51 Electronic signatures and electronic seals	Article 51 Electronic signatures and electronic seals	Article 51 Electronic signatures and electronic seals	Article 51 Electronic signatures and electronic seals Text Origin: Council Mandate
Article 51(1)				
357	1.The general framework for the use of trust services set out in Regulation	1.The general framework for the use of trust services set out in Regulation	1.The general **legal** framework for the use of trust services set out in	1.The general ***legal*** framework for the use of trust services set out in

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	(EU) No 910/2014 of the European Parliament and of the Council[1] shall apply to the electronic communication under this Regulation. 1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73–114).	(EU) No 910/2014 of the European Parliament and of the Council[1] shall apply to the electronic communication under this Regulation. 1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73–114).	Regulation (EU) No 910/2014 ~~of the European Parliament and of the Council[1]~~, **as amended by Regulation (EU) 2024/1183,** shall apply to the electronic communication under this Regulation. ~~1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73–114).~~	Regulation (EU) No 910/2014 ~~*of the European Parliament and of the Council[1]*~~ shall apply to the electronic communication under this Regulation. ~~*1. Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73–114).*~~ Text Origin: Council Mandate
Article 51(2)				
G 358	2.Where a document transmitted as part of the electronic communication under Article 49(1) requires or features a seal or handwritten signature, qualified electronic seals or qualified electronic signatures as defined in Regulation (EU) No 910/2014 may be used instead.	2.Where a document transmitted as part of the electronic communication under Article 49(1) requires or features a seal or handwritten signature, qualified electronic seals or qualified electronic signatures as defined in Regulation (EU) No 910/2014 may be used instead.	2.Where a document transmitted as part of the electronic communication under Article 49(1) requires ~~or features~~ a seal or ~~handwritten~~ signature, qualified electronic seals or qualified electronic signatures as defined in Regulation (EU) No 910/2014 ~~may~~**shall** be used instead.	2.Where a document transmitted as part of the electronic communication under Article 49(1) requires ~~*or features*~~ a seal or ~~*handwritten*~~ signature, qualified electronic seals or qualified electronic signatures as defined in Regulation (EU) No 910/2014 ~~*may*~~***shall*** be used instead. Text Origin: Council Mandate
Article 51(3)				
G 359	3.Where a document transmitted as part of the electronic communication under Article 50 requires or features a seal or handwritten signature, advanced electronic seals, advanced electronic signatures, qualified electronic seals or qualified electronic signatures as defined in	3.Where a document transmitted as part of the electronic communication under Article 50 requires or features a seal or handwritten signature, advanced electronic seals, advanced electronic signatures, qualified electronic seals or qualified electronic signatures as defined in	3.Where a document transmitted as part of the electronic communication under Article 50 requires ~~or features a seal or handwritten signature, advanced electronic seals, advanced electronic signatures, qualified electronic seals or qualified electronic signatures as defined in~~	3.Where a document transmitted as part of the electronic communication under Article 50 requires ~~*or features a seal or handwritten signature, advanced electronic seals, advanced electronic signatures, qualified electronic seals or qualified electronic signatures as defined in*~~

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Regulation (EU) No 910/2014 may be used instead.	Regulation (EU) No 910/2014 may be used instead.	~~Regulation (EU) No 910/2014 may be used instead.~~**the signatureof the person transmitting the document, that person shall fulfil that requirement by means of:**	~~*Regulation (EU) No 910/2014 may be used instead.*~~ ***the signatureof the person transmitting the document, that person shall fulfil that requirement by means of:*** Text Origin: Council Mandate
Article 51(3), point (a)				
359a			**(a) electronic identification with an assurance level high as specified in Article 8(2), point (c) of Regulation (EU) No 910/2014; or**	***(a) electronic identification with an assurance level high as specified in Article 8(2), point (c) of Regulation (EU) No 910/2014; or*** Text Origin: Council Mandate
Article 51(3), point (b)				
359b			**(b) a qualified electronic signature as defined in Article 3(12) of Regulation (EU) No 910/2014 .**	***(b) a qualified electronic signature as defined in Article 3(12) of Regulation (EU) No 910/2014 .*** Text Origin: Council Mandate
Article 52				
360	Article 52 Legal effects of electronic documents	Article 52 Legal effects of electronic documents	Article 52 Legal effects of electronic documents	Article 52 Legal effects of electronic documents Text Origin: Commission Proposal
Article 52, first paragraph				
361	Documents transmitted as part of electronic communication shall not be denied legal effect or be considered inadmissible in the context of cross-border judicial procedures under this Regulation	Documents transmitted as part of electronic communication shall not be denied legal effect or be considered inadmissible in the context of cross-border judicial procedures under this Regulation	Documents transmitted as part of electronic communication shall not be denied legal effect or be considered inadmissible in the context of cross-border ~~judicial~~ procedures under this Regulation	Documents transmitted as part of electronic communication shall not be denied legal effect or be considered inadmissible in the context of cross-border judicial procedures under this Regulation

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	solely on the ground that they are in electronic form.	solely on the ground that they are in electronic form.	solely on the ground that they are in electronic form.	solely on the ground that they are in electronic form. Text Origin: Commission Proposal
Chapter X				
362	Chapter X DATA PROTECTION	Chapter X DATA PROTECTION	~~Chapter X~~ *deleted*	*deleted*
Article 53				
363	Article 53 General provision on data protection	Article 53 General provision on data protection	~~Article 53~~ *deleted*	*deleted*
Article 53(1)				
364	*1.*Personal data required for the application of this Regulation shall be processed by Member States' competent authorities and Central Authorities for the purposes of streamlining cross-border procedures and cooperation among Member States in matters falling within the scope of this Regulation and thus for enhancing protection of adults in international situations. In particular, personal data shall be processed under this Regulation for the purposes of:	1.Personal data required for the application of this Regulation shall be processed by Member States' competent authorities and Central Authorities for the purposes of streamlining cross-border procedures and cooperation among Member States in matters falling within the scope of this Regulation and thus for enhancing protection of adults in international situations. In particular, personal data shall be processed under this Regulation for the purposes of:	*deleted*	*deleted*
Article 53(1), point (a)				
365	*(a)* determining the Member States	(a) determining the Member States		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	whose authorities have jurisdiction under Chapter II;	whose authorities have jurisdiction under Chapter II;	*deleted*	*deleted*
Article 53(1), point (b)				
366	*(b)* determining the law applicable to measures and powers of representation under Chapter III;	(b) determining the law applicable to measures and powers of representation under Chapter III;	*deleted*	*deleted*
Article 53(1), point (c)				
367	*(c)* facilitation of cross-border proceedings for the recognition and enforcement of measures under Chapter IV, including obtaining of a decision on recognition or non-recognition of a measure pursuant to Article 10 and the presentation of documents for the purposes of the invocation or enforcement of the measure pursuant to Article 14;	(c) facilitation of cross-border proceedings for the recognition and enforcement of measures under Chapter IV, including obtaining of a decision on recognition or non-recognition of a measure pursuant to Article 10 and the presentation of documents for the purposes of the invocation or enforcement of the measure pursuant to Article 14;	*deleted*	*deleted*
Article 53(1), point (d)				
368	*(d)* facilitation of the acceptance of authentic instruments in all Member States under Chapter V;	(d) facilitation of the acceptance of authentic instruments in all Member States under Chapter V;	*deleted*	*deleted*
Article 53(1), point (e)				
369	*(e)* cooperation among competent authorities and Central Authorities of Member States under Chapter VI and of their digital communication pursuant to Article 49;	(e) cooperation among competent authorities and Central Authorities of Member States under Chapter VI and of their digital communication pursuant to Article 49;	*deleted*	*deleted*
Article 53(1), point (f)				
370	*(f)* electronic communication with Member States' competent authorities that natural and legal	(f) electronic communication with Member States' competent authorities that natural and legal	*deleted*	*deleted*

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	persons may use in connection with specific proceedings and applications under this Regulation;	persons may use in connection with specific proceedings and applications under this Regulation;		
Article 53(1), point (g)				
371	*(g)* the issuance of the attestations pursuant to Articles 15 and 17, of the forms simplifying cross-border cooperation set out in Annexes, and of a European Certificate of Representation pursuant to Chapter VII.	(g) the issuance of the attestations pursuant to Articles 15 and 17, of the forms simplifying cross-border cooperation set out in Annexes, and of a European Certificate of Representation pursuant to Chapter VII.	*deleted*	*deleted*
Article 53(2)				
372	*2.*Personal data to be processed pursuant to this Regulation shall be those contained in the documents handled, for the purposes referred to in paragraph (1), by Member States competent authorities and Central Authorities. Processing of personal data under this Regulation shall be limited to the extent necessary for the purposes set out in paragraph (1), without affecting further processing for archiving purposes in the public interest in accordance with Article 5(1), point (b) and Article 89 of the Regulation (EU) 2016/679.	2.Personal data to be processed pursuant to this Regulation shall be those contained in the documents handled, for the purposes referred to in paragraph (1), by Member States competent authorities and Central Authorities. Processing of personal data under this Regulation shall be limited to the extent necessary for the purposes set out in paragraph (1), without affecting further processing for archiving purposes in the public interest in accordance with Article 5(1), point (b) and Article 89 of the Regulation (EU) 2016/679.	*deleted*	*deleted*
Article 53(3)				
373	*3.*For the purposes of this Regulation, competent authorities and Central Authorities empowered by Member States to apply this Regulation shall be regarded as	3.For the purposes of this Regulation, competent authorities and Central Authorities empowered by Member States to apply this Regulation shall be regarded as	*deleted*	*deleted*

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	controllers within the meaning of Article 4(7) of the Regulation (EU) 2016/679. Controllers shall ensure the security, integrity, authenticity and confidentiality of the data processed for the purposes set out in paragraph (1).	controllers within the meaning of Article 4(7) of the Regulation (EU) 2016/679. Controllers shall ensure the security, integrity, authenticity and confidentiality of the data processed for the purposes set out in paragraph (1).		
Article 53(4)				
374	*4.*Notwithstanding paragraph (3), the Commission shall be regarded as a controller within the meaning of Article 3(8) of the Regulation (EU) 2018/1725 with respect to personal data processing by the European electronic access point pursuant to Article 50. This processing shall be for the purposes of providing for electronic communication means with Member States' competent authorities that natural and legal persons may use in connection with specific proceedings and applications under this Regulation. The Commission shall implement the technical measures required to ensure the security of personal data transmitted, in particular confidentiality and integrity of any transmission.	4.Notwithstanding paragraph (3), the Commission shall be regarded as a controller within the meaning of Article 3(8) of the Regulation (EU) 2018/1725 with respect to personal data processing by the European electronic access point pursuant to Article 50. This processing shall be for the purposes of providing for electronic communication means with Member States' competent authorities that natural and legal persons may use in connection with specific proceedings and applications under this Regulation. The Commission shall implement the technical measures required to ensure the security of personal data transmitted, in particular confidentiality and integrity of any transmission.	*deleted*	*deleted*
Article 54				
375	Article 54 Data accessed through the system of interconnection	~~*Article 54*~~ *deleted*	~~Article 54~~ *deleted*	*deleted* Text Origin: Commission

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Proposal
Article 54(1)				
376	*1.*Notwithstanding Article 53, processing of personal data under Chapter VIII on the establishment of protection registers and interconnection of registers shall be governed by the paragraphs 2 to 5 of this Article.	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 54(2)				
377	*2.*Processing of personal data under Chapter VIII shall be limited to the extent necessary for the purposes of facilitating the cross-border provision of information about a measure or powers of representation concerning a particular adult. Without affecting Article 47(2), point (b), the processing shall be limited to the personal data included in the mandatory information set out in Article 45(2).	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 54(3)				
378	*3.*Personal data shall be stored in the Member States' protection registers referred to in Article 45(1) or registers of other powers of representation referred to in Article 46. The retention period of data in the system of interconnection shall be limited to what is necessary to interconnect those registers and to enable the retrieval of and the access	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	to the data from them.			
Article 54(4)				
379	*4.*Member States shall be responsible, in accordance with Article 4(7) of Regulation (EU) 2016/679, for the collection and storage of data in registers referred to in Article 45 and Article 46 and for decisions taken to make that data available in the system of interconnection referred to in Article 47.	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 54(5)				
380	*5.*With respect to the system of interconnection referred to in Article 47, the Commission shall be regarded as controller within the meaning of Article 3(8) of Regulation (EU) 2018/1725. It shall adopt necessary technical solutions to fulfil its responsibilities within the scope of this function. The Commission shall in particular implement technical measures required to ensure the security of personal data while in transit, especially their confidentiality and integrity.	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Chapter XI				
381	Chapter XI DELEGATED ACTS	Chapter XI DELEGATED ACTS	Chapter XI DELEGATED ACTS	Chapter XI DELEGATED ACTS Text Origin: Commission

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Proposal
Article 55				
382	Article 55 Delegation of powers	Article 55 Delegation of powers	Article 55 Delegation of powers	Article 55 Delegation of powers Text Origin: Commission Proposal
Article 55, first paragraph				
383	The Commission is empowered to adopt delegated acts in accordance with Article 56 concerning the amendment of Annexes I to X in order to update or make technical changes to those Annexes.	The Commission is empowered to adopt delegated acts in accordance with Article 56 concerning the amendment of Annexes I to ~~X~~ ***XIa new*** in order to update or make technical changes to those Annexes.	The Commission is empowered to adopt delegated acts in accordance with Article 56 concerning the amendment of Annexes I to ~~X~~**VIIIb** in order to update or make technical changes to those Annexes.	The Commission is empowered to adopt delegated acts in accordance with Article 56 concerning the amendment of Annexes I to ~~X~~***VIIIb*** in order to update or make technical changes to those Annexes. Text Origin: Council Mandate
Article 56				
384	Article 56 Exercise of the delegation	Article 56 Exercise of the delegation	Article 56 Exercise of the delegation	Article 56 Exercise of the delegation Text Origin: Commission Proposal
Article 56(1)				
385	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.	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
Article 56(2)				
386	2.The power to adopt delegated acts referred to in Article 55 shall be	2.The power to adopt delegated acts referred to in Article 55 shall be	2.The power to adopt delegated acts referred to in Article 55 shall be	2.The power to adopt delegated acts referred to in Article 55 shall be

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	conferred on the Commission for an indeterminate period of time from [date of entry into force of this Regulation].	conferred on the Commission for an indeterminate period of time from [date of entry into force of this Regulation].	conferred on the Commission for an indeterminate period of time from [date of entry into force of this Regulation].	conferred on the Commission for an indeterminate period of time from [date of entry into force of this Regulation]. Text Origin: Commission Proposal
Article 56(3)				
G 387	3.The delegation of power referred to in Article 55 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 55 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 55 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 55 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: Commission Proposal
Article 56(4)				
G 388	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 of 13 April 2016 on Better Law-Making.	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 of 13 April 2016 on Better Law-Making.	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 of 13 April 2016 on Better Law-Making.	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 of 13 April 2016 on Better Law-Making. Text Origin: Commission Proposal

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 56(5)				
389	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.	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: Commission Proposal
Article 56(6)				
390	6.A delegated act adopted pursuant to Article 55 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 not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6.A delegated act adopted pursuant to Article 55 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 not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6.A delegated act adopted pursuant to Article 55 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 not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6.A delegated act adopted pursuant to Article 55 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 not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council. Text Origin: Commission Proposal
Chapter XII				
391	Chapter XII GENERAL AND FINAL PROVISIONS	Chapter XII GENERAL AND FINAL PROVISIONS	Chapter XII GENERAL AND FINAL PROVISIONS	Chapter XII GENERAL AND FINAL PROVISIONS Text Origin: Commission Proposal

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 57					
G 392	Article 57 Legalisation or other similar formality	Article 57 Legalisation or other similar formality	Article 57 Legalisation or other similar formality	Article 57 Legalisation or other similar formality Text Origin: Commission Proposal	G
Article 57, first paragraph					
G 393	No legalisation or other similar formality shall be required in the context of this Regulation.	No legalisation or other similar formality shall be required in the context of this Regulation.	No legalisation or other similar formality shall be required **for documents issued in a Member State** in the context of this Regulation.	No legalisation or other similar formality shall be required ***for documents issued in a Member State*** in the context of this Regulation. Text Origin: Council Mandate	G
Article 57a					
G 393a			**Article 57a** **Languages**	***Article 57a*** ***Languages*** Text Origin: Council Mandate	G
Article 57a(1)					
G 393b			**1.The attestation referred to in Article 15 or 17 shall be completed and issued in the language of the measure or the authentic instrument, respectively. The attestation may alternatively be issued in another official language of the institutions of the European Union requested by the person invoking a measure or seeking its enforcement pursuant to Article 14 or wishing to use an authentic instrument in another Member**	***1.The attestation referred to in Article 15 or 17 shall be completed and issued in the language of the measure or the authentic instrument, respectively. The attestation may alternatively be issued in another official language of the institutions of the European Union requested by the person invoking a measure or seeking its enforcement pursuant to Article 14 or wishing to use an authentic instrument in another Member***	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			State, respectively. This does not create any obligation for the court issuing the attestation to provide a translation or transliteration of the translatable content of the free text fields.	***State, respectively. This does not create any obligation for the court issuing the attestation to provide a translation or transliteration of the translatable content of the free text fields.*** Text Origin: Council Mandate
Article 57a(2)				
G 393c			**2.The court or enforcement authority before which a person invokes a measure or seeks enforcement of a measure may, where necessary, require that person to provide a translation or a transliteration of the translatable content of the free text fields of the attestation referred to in Article 15. In addition, the court or the enforcement authority may require a translation or transliteration of the measure only if it is unable to proceed without such a translation or transliteration.**	***2.The court or enforcement authority before which a person invokes a measure or seeks enforcement of a measure may, where necessary, require that person to provide a translation or a transliteration of the translatable content of the free text fields of the attestation referred to in Article 15. In addition, the court or the enforcement authority may require a translation or transliteration of the measure only if it is unable to proceed without such a translation or transliteration.*** Text Origin: Council Mandate G
Article 57a(3)				
G 393d			**3.If necessary, the person using the authentic instrument in another Member State may be required to provide a translation or a transliteration of the translatable content of the free text fields of the attestation**	***3.If necessary, the person using the authentic instrument in another Member State may be required to provide a translation or a transliteration of the translatable content of the free text fields of the attestation referred to in Article 17.*** G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			referred to in Article 17.	Text Origin: Council Mandate
Article 57a(4), first subparagraph				
G 393e			**4.The requests or communication made by courts, competent authorities or Central Authorities of one Member State under the Chapter VI of this Regulation to courts, competent authorities or Central Authorities of another Member State shall be completed in the official language of the requested Member State; or if completed in another language, be accompanied by a translation into that language, unless the Central Authority, court or competent authority of the requested Member State dispenses with the translation. If there are several official languages in the requested Member State, the requests or communication shall be made in or translated into the official language or one of the official languages of the place where the request is to be carried out, or any other language that the requested Member State expressly accepts.**	***4.The requests or communication made by courts, competent authorities or Central Authorities of one Member State under the Chapter VI of this Regulation to courts, competent authorities or Central Authorities of another Member State shall be completed in the official language of the requested Member State; or if completed in another language, be accompanied by a translation into that language, unless the Central Authority, court or competent authority of the requested Member State dispenses with the translation. If there are several official languages in the requested Member State, the requests or communication shall be made in or translated into the official language or one of the official languages of the place where the request is to be carried out, or any other language that the requested Member State expressly accepts.*** Text Origin: Council Mandate
Article 57a(4), second subparagraph				
G 393f			**The documents accompanying the requests shall not be translated**	***The documents accompanying the requests shall not be translated into***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			into the language determined in accordance with the first subparagraph unless a translation is necessary in order to provide the assistance requested.	***the language determined in accordance with the first subparagraph unless a translation is necessary in order to provide the assistance requested.*** Text Origin: Council Mandate
Article 57a(5)				
G 393g			**5.The Certificate shall be completed and issued in the language of the Member State of the issuing authority referred to in Article 36(2). The Certificate may alternatively be issued in another language of the institutions of the European Union requested by the applicant. This shall not create any obligation for the issuing authority issuing the Certificate to provide a translation or transliteration of the translatable content of the free text fields.**	***5.The Certificate shall be completed and issued in the language of the Member State of the issuing authority referred to in Article 36(2). The Certificate may alternatively be issued in another language of the institutions of the European Union requested by the applicant. This shall not create any obligation for the issuing authority issuing the Certificate to provide a translation or transliteration of the translatable content of the free text fields.*** Text Origin: Council Mandate G
Article 57a(6)				
G 393h			**6.Any translation required for the purposes of this Article shall be done by a person qualified to do translations in one of the Member States.**	***6.Any translation required for the purposes of this Article shall be done by a person qualified to do translations in one of the Member States.*** Text Origin: Council Mandate G
Article 58				
G 394	Article 58	Article 58	Article 58	Article 58 G

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		Relations with other instruments	Relations with other instruments	Relations with other instruments	Relations with other instruments Text Origin: Commission Proposal
	Article 58(1)				
R	395	1.This Regulation shall not affect the application of international conventions to which one or more Member States are party at the time of adoption of this Regulation and which concern matters covered by this Regulation.	1.This Regulation shall not affect the application of international conventions***, in particular the UN Convention on the Rights of People with Disabilities,*** to which one or more Member States are party at the time of adoption of this Regulation and which concern matters covered by this Regulation.	1.This Regulation shall not affect the application of international conventions to which **third States and** one or more Member States are ~~party~~**parties** at the time of adoption of this Regulation and which concern matters covered by this Regulation.	1.This Regulation shall not affect the application of international conventions to which ***third States and*** one or more Member States are ~~*party*~~***parties*** at the time of adoption of this Regulation and which concern matters covered by this Regulation. UNCRPD - Linked to 396a and relevant recitals Text Origin: Council Mandate
	Article 58(2)				
G	396	2.Notwithstanding paragraph 1, this Regulation shall, as between Member States, take precedence over conventions concluded exclusively between two or more of the Member States in so far as such conventions concern matters governed by this Regulation.	2.Notwithstanding paragraph 1, this Regulation shall, as between Member States, take precedence over conventions concluded exclusively between two or more of the Member States in so far as such conventions concern matters governed by this Regulation.	2.Notwithstanding paragraph 1, this Regulation shall, as between Member States, take precedence over conventions concluded exclusively between two or more of the Member States in so far as such conventions concern matters governed by this Regulation.	2.Notwithstanding paragraph 1, this Regulation shall, as between Member States, take precedence over conventions concluded exclusively between two or more of the Member States in so far as such conventions concern matters governed by this Regulation. Text Origin: Commission Proposal
	Article 58(2a)				
R	396a				***3.This Regulation shall be applied and interpreted in accordance with the human rights obligations under***

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				the UNCRPD.
Article 59				
397	Article 59 Relation with the HCCH 2000 Protection of Adults Convention	Article 59 Relation with the HCCH 2000 Protection of Adults Convention	Article 59 Relation with the HCCH 2000 Protection of Adults Convention	Article 59 Relation with the HCCH 2000 Protection of Adults Convention Text Origin: Commission Proposal
Article 59(1)				
398	1.As concerns the relation with the HCCH 2000 Protection of Adults Convention, this Regulation shall apply:	1.As concerns the relation with the HCCH 2000 Protection of Adults Convention, this Regulation shall apply:	1.~~As concerns the relation with~~**In relations between Member States this Regulation shall take precedence over** the HCCH 2000 Protection of Adults Convention~~, this Regulation shall apply:~~**.**	1.~~*As concerns the relation with*~~***In relations between Member States this Regulation shall take precedence over*** the HCCH 2000 Protection of Adults Convention~~,~~ ~~*this Regulation shall apply:*~~***.*** Text Origin: Council Mandate
Article 59(1), point (-a)				
398a			**2.This Regulation shall not affect the application of the HCCH 2000 Protection of Adults Convention in respect of other contracting Parties to that Convention in which this Regulation does not apply.**	***(-a)This Regulation shall not affect the application of the HCCH 2000 Protection of Adults Convention in respect of other contracting Parties to that Convention in which this Regulation does not apply.*** Text Origin: Council Mandate
Article 59(1), point (a)				
399	(a) subject to paragraph (2), where the adult concerned has his or her habitual residence in the territory of a Member State;	(a) subject to paragraph (2), where the adult concerned has his or her habitual residence in the territory of a Member State;	~~(a)~~**3.** ~~subject~~**Without prejudice** to paragraph ~~(2)~~**2, this Regulation shall apply** where the adult ~~concerned~~ has his or her habitual residence in the territory of a Member State~~;~~**.**	~~*(a)*~~***3.*** ~~*subject*~~***Without prejudice*** to paragraph ~~*(2)*~~***2, this Regulation shall apply*** where the adult ~~*concerned*~~ has his or her habitual residence in the territory of a Member State~~*;*~~***.***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 59(1), point (b)				
400	(b) even if the adult concerned has his or her habitual residence in the territory of a State, which is a Party to that Convention, and in which this Regulation does not apply, as concerns the recognition and enforcement of a measure taken, or the acceptance of an authentic instrument drawn up by a competent authority of a Member State in the territory of another Member State.	(b) even if the adult concerned has his or her habitual residence in the territory of a State, which is a Party to that Convention, and in which this Regulation does not apply, as concerns the recognition and enforcement of a measure taken, or the ~~*acceptance*~~***recognition*** of an authentic instrument drawn up by a competent authority of a Member State in the territory of another Member State.	*deleted*	*deleted*
Article 59(2)				
401	*2.*Notwithstanding paragraph 1,	2.Notwithstanding paragraph 1,	~~**2**~~**4**. Notwithstanding paragraph **3 and without prejudice to paragraph** 1,	~~*2*~~***4***. Notwithstanding paragraph ***3 and without prejudice to paragraph*** 1, Text Origin: Council Mandate
Article 59(2), point (a)				
402	(a) with respect to an adult who is a national of a Party to the HCCH 2000 Protection of Adults Convention in which this Regulation does not apply, Article 7 of that Convention shall apply;	(a) with respect to an adult who is a national of a Party to the HCCH 2000 Protection of Adults Convention in which this Regulation does not apply, Article 7 of that Convention shall apply;	(a) **Article 7 of the HCCH 2000 Protection of Adults Convention shall apply** with respect to an adult who is a national of a **contracting** Party to ~~the HCCH 2000 Protection of Adults~~**that** Convention in which this Regulation does not apply~~, Article 7 of that Convention shall apply~~;	(a) ***Article 7 of the HCCH 2000 Protection of Adults Convention shall apply*** with respect to an adult who is a national of a ***contracting*** Party to ~~*the HCCH 2000 Protection of Adults*~~***that*** Convention in which this Regulation does not apply~~*, Article 7 of that Convention shall apply*~~; Text Origin: Council Mandate
Article 59(2), point (b)				

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403	(b) as concerns the transfer of jurisdiction between an authority of a Member State and an authority of a Party to the HCCH 2000 Protection of Adults Convention in which this Regulation does not apply, Article 8 of that Convention shall apply;	(b) as concerns the transfer of jurisdiction between an authority of a Member State and an authority of a Party to the HCCH 2000 Protection of Adults Convention in which this Regulation does not apply, Article 8 of that Convention shall apply;	(b) **Article 8 of the HCCH 2000 Protection of Adults Convention shall apply** as concerns the transfer of jurisdiction between ~~an authority~~**a court** of a Member State and ~~an authority of a~~**a court of a contracting** Party to ~~the HCCH 2000 Protection of Adults~~**that** Convention in which this Regulation does not apply~~, Article 8 of that Convention shall apply~~;	(b) ***Article 8 of the HCCH 2000 Protection of Adults Convention shall apply*** as concerns the transfer of jurisdiction between ~~*an authority*~~***a court*** of a Member State and ~~*an authority of a*~~***a court of a contracting*** Party to ~~*the HCCH 2000 Protection of Adults*~~***that*** Convention in which this Regulation does not apply~~*, Article 8 of that Convention shall apply*~~; Text Origin: Council Mandate
Article 59(2), point (c)				
404	(c) as concerns cooperation among competent authorities and Central Authorities, Chapter V of the HCCH 2000 Protection of Adults Convention shall apply between a Member State and a Party to that Convention in which this Regulation does not apply.	(c) as concerns cooperation among competent authorities and Central Authorities, Chapter V of the HCCH 2000 Protection of Adults Convention shall apply between a Member State and a Party to that Convention in which this Regulation does not apply.	(c) ~~as concerns cooperation among competent authorities and Central Authorities, Chapter V~~**Article 6 of this Regulation shall not apply, if themeasure to be taken by a chosen court would modify, replace or terminate a measure taken in a contracting Party** of the HCCH 2000 Protection of Adults ~~Convention shall apply between a Member State and a Party to that~~ Convention in which this Regulation does not apply**, or if jurisdiction has been transferred to such contracting Party in accordance with Article 8 of the Convention**.	(c) ~~*as concerns cooperation among competent authorities and Central Authorities, Chapter V*~~***Article 6 of this Regulation shall not apply, if themeasure to be taken by a chosen court would modify, replace or terminate a measure taken in a contracting Party*** of the HCCH 2000 Protection of Adults ~~*Convention shall apply between a Member State and a Party to that*~~ Convention in which this Regulation does not apply***, or if jurisdiction has been transferred to such contracting Party in accordance with Article 8 of the Convention***. Text Origin: Council Mandate
Article 59a				
404a			**Article 59a**	***Article 59a***

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Data protection	***Data protection*** Text Origin: Council Mandate
Article 59a(1)				
G 404b			**1.Personal data included in the information gathered or transmitted pursuant to this Regulation may be processed under this Regulation by Member States' courts, competent authorities and Central Authorities for the purposes of facilitating cross-border procedures and cooperation among Member States in matters falling within the scope of this Regulation and thus for enhancing protection of adults in international situations. In particular, personal data may be processed under this Regulation for the purposes of:**	***1.Personal data included in the information gathered or transmitted pursuant to this Regulation may be processed under this Regulation by Member States' courts, competent authorities and Central Authorities for the purposes of facilitating cross-border procedures and cooperation among Member States in matters falling within the scope of this Regulation and thus for enhancing protection of adults in international situations. In particular, personal data may be processed under this Regulation for the purposes of:*** Text Origin: Council Mandate
Article 59a(1), point (a)				
G 404c			**(a) determining the Member States whose courts have jurisdiction under Chapter II;**	***(a) determining the Member States whose courts have jurisdiction under Chapter II;*** Text Origin: Council Mandate
Article 59a(1), point (b)				
G 404d			**(b) determining the law applicable to measures and powers of representation under ChapterIII;**	***(b) determining the law applicable to measures and powers of representation under Chapter III;*** Text Origin: Council Mandate

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 59a(1), point (c)					
G 404e			**(c) facilitation of cross-border proceedings for the recognition and enforcement of measures under Chapter IVand of acceptance of authentic instruments in all Member States under Chapter V;**	***(c) facilitation of cross-border proceedings for the recognition and enforcement of measures under Chapter IV and of acceptance of authentic instruments in all Member States under Chapter V;*** Text Origin: Council Mandate	G
Article 59a(1), point (d)					
G 404f			**(d) cooperation among courts, competent authorities and Central Authorities of Member States under Chapter VI and of their electronic communication pursuant to Article 49;**	***(d) cooperation among courts, competent authorities and Central Authorities of Member States under Chapter VI and of their electronic communication pursuant to Article 49;*** Text Origin: Council Mandate	G
Article 59a(1), point (e)					
G 404g			**(e) electronic communication with Member States' courts and competent authorities that natural and legal persons may use, pursuant to Article 50, in connection with specific proceedings and applications under this Regulation;**	***(e) electronic communication with Member States' courts and competent authorities that natural and legal persons may use, pursuant to Article 50, in connection with specific proceedings and applications under this Regulation;*** Text Origin: Council Mandate	G
Article 59a(1), point (f)					
G 404h			**(f) the issuance of the attestations pursuant to Articles 15 and 17, of the forms simplifying cross-border cooperation set out in Annexes,**	***(f) the issuance of the attestations pursuant to Articles 15 and 17, of the forms simplifying cross-border cooperation set out in Annexes, and***	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
			and of a Certificate pursuant to Chapter VII.	***of a Certificate pursuant to Chapter VII.*** Text Origin: Council Mandate	
Article 59a(2)					
G	404i		**2.Processing of personal data under this Regulation shall be limited to the extent necessary for the purposes set out in paragraph (1), without affecting further processing for archiving purposes in the public interest in accordance with Article 5(1) (b) and Article 89 of the Regulation (EU) 2016/679. Member States' courts, competent authorities and Central Authorities shall ensure that the information and personal data deemed confidential under the law of the Member State from which it is being transmitted is confidential in accordance with the rules on confidentiality laid down by their national law.**	***2.Processing of personal data under this Regulation shall be limited to the extent necessary for the purposes set out in paragraph (1), without affecting further processing for archiving purposes in the public interest in accordance with Article 5(1) (b) and Article 89 of the Regulation (EU) 2016/679. Member States' courts, competent authorities and Central Authorities shall ensure that the information and personal data transmitted pursuant to this Regulation and deemed confidential under the law of the Member State from which it is being transmitted is confidential in accordance with the rules on confidentiality laid down by their national law.***	G
Article 59a(3)					
G	404j		**3.For the purposes of this Regulation, courts, competent authorities and Central Authorities empowered by Member States to apply this Regulation shall be regarded as controllers within the meaning of Article 4(7) of the Regulation (EU)**	***3.For the purposes of this Regulation, courts, competent authorities and Central Authorities empowered by Member States to apply this Regulation shall be regarded as controllers within the meaning of Article 4(7) of the Regulation (EU) 2016/679.***	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			2016/679. Controllers shall ensure the security, integrity, authenticity and confidentiality of the data processed for the purposes set out in paragraph 1.	***Controllers shall ensure the security, integrity, authenticity and confidentiality of the data processed for the purposes set out in paragraph 1.*** Text Origin: Council Mandate
Article 59a(4)				
G 404k			**4.Notwithstanding paragraph (3), the Commission shall be regarded as a controller within the meaning of Article 3(8) of the Regulation (EU) 2018/1725 with respect to personal data processing by the European electronic access point pursuant to Article 50. This processing shall be for the purposes of providing for electronic communication means with Member States' courts and competent authorities that natural and legal persons may use in connection with specific proceedings and applications under this Regulation. The Commission shall implement the technical measures required to ensure the security of personal data transmitted, in particular confidentiality and integrity of any transmission.**	***4.Notwithstanding paragraph (3), the Commission shall be regarded as a controller within the meaning of Article 3(8) of the Regulation (EU) 2018/1725 with respect to personal data processing by the European electronic access point pursuant to Article 50. This processing shall be for the purposes of providing for electronic communication means with Member States' courts and competent authorities that natural and legal persons may use in connection with specific proceedings and applications under this Regulation. The Commission shall implement the technical measures required to ensure the security of personal data transmitted, in particular confidentiality and integrity of any transmission.*** Text Origin: Council Mandate G
Article 60				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 405	Article 60 Adoption of implementing acts by the Commission	Article 60 Adoption of implementing acts by the Commission	Article 60 Adoption of implementing acts by the Commission	Article 60 Adoption of implementing acts by the Commission Text Origin: Commission Proposal
Article 60(1)				
G 406	1.The Commission shall adopt implementing acts establishing a decentralised system for the interconnection of registers referred to in Article 47 ('system of interconnection') setting out the following:	*deleted*	1.**For the purposes of electronic communications referred to in Chapter IX,** the Commission shall adopt implementing acts ~~establishing a decentralised system for the interconnection of registers referred to in Article 47 ('system of interconnection'),~~ setting out the following:	1.***For the purposes of electronic communications referred to in Chapter IX,*** the Commission shall adopt implementing acts ~~*establishing a decentralised system for the interconnection of registers referred to in Article 47 ('system of interconnection'),*~~ setting out the following: Text Origin: Council Mandate
Article 60(1), point (a)				
G 407	(a) the technical specification defining the methods of communication and information exchange by electronic means on the basis of the established interface specification for the system of interconnection;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 60(1), point (b)				
G *408*	*(b)* the technical measures ensuring the minimum information technology security standards for communication and distribution of information within the system of interconnection;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 60(1), point (c)				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G	*409*	*(c)* minimum criteria for the search service provided by the system of interconnection based on the information set out in Article 45;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*	G
	Article 60(1), point (d)				
G	*410*	*(d)* minimum criteria for the presentation of the results of the searches in the system of interconnection based on the information set out in Article 45;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*	G
	Article 60(1), point (e)				
G	*411*	*(e)* the means and the technical conditions of availability of services provided by the system of interconnection;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*	G
	Article 60(1), point (f)				
G	*412*	*(f)* a technical semantic glossary containing a basic explanation of the Member States' of protection measures or of powers of representation;	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*	G
	Article 60(1), point (g)				
G	*413*	*(g)* specification of the categories of data that can be accessed, including pursuant to Article 47(2), point (b); and	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*	G
	Article 60(1), point (h)				
G	*414*	*(h)* data protection safeguards.	*deleted*	*deleted*	*deleted*	G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Commission Proposal
Article 60(2)				
415	*2.*The Commission shall adopt implementing acts establishing the decentralised IT system referred to in Chapter IX, setting out the following:	2.The Commission shall adopt implementing acts establishing the decentralised IT system referred to in Chapter IX, setting out the following:	~~2.The Commission shall adopt implementing acts establishing the decentralised IT system referred to in Chapter IX, setting out the following:~~	*deleted*
Article 60(2), point (a)				
416	*(a)* the technical specifications defining the methods of communication by electronic means for the purposes of the decentralised IT system;	(a) the technical specifications defining the methods of communication by electronic means for the purposes of the decentralised IT system;	(a) the technical specifications ~~defining~~**for** the methods of communication by electronic means for the purposes of the decentralised IT system **including the European electronic access point**;	*deleted* Text Origin: Council Mandate
Article 60(2), point (b)				
417	*(b)* the technical specifications for communication protocols;	(b) the technical specifications for communication protocols;	(b) the technical specifications for communication protocols;	*deleted* Text Origin: Commission Proposal
Article 60(2), point (c)				
418	*(c)* the information security objectives and relevant technical measures ensuring minimum information security standards and a high level of cybersecurity for the processing and communication of information within the decentralised IT system; and	(c) the information security objectives and relevant technical measures ensuring minimum information security standards and a high level of cybersecurity for the processing and communication of information within the decentralised IT system; and	(c) the information security objectives and relevant technical measures ensuring minimum information security standards and a high level of cybersecurity for the processing and communication of information within the decentralised IT system;~~ and~~	*deleted* Text Origin: Council Mandate
Article 60(2), point (d)				
419	*(d)* the minimum availability	(d) the minimum availability	(d) the minimum availability	

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	objectives and possible related technical requirements for the services provided by the decentralised IT system;	objectives and possible related technical requirements for the services provided by the decentralised IT system;	objectives and possible related technical requirements for the services provided by the decentralised IT system;	*deleted* Text Origin: Commission Proposal
Article 60(2), point (e)				
G 420	*(e)* data protection safeguards.	(e) data protection safeguards.	(e) ~~data protection safeguards.~~**digital procedural standard as defined in Article 3(9) of Regulation (EU) 2022/850; and**	*deleted* Text Origin: Council Mandate
Article 60(2), point (ea)				
G 420a			**(f) an implementation timetable laying down, inter alia, the dates of the availability of the reference implementation software, referred to in Article 61 of this Regulation, its installation by courts, competent authorities and Central Authorities, and, where relevant, completion of the adjustments to national IT systems necessary for ensuring compliance with the requirements referred to in points (a) to (e) of this paragraph.**	*deleted* Text Origin: Council Mandate
Article 60(3)				
G 421	*3.*The implementing acts referred to in This article shall be adopted in accordance to the procedure referred to in Article 64.	3.The implementing acts referred to in This article shall be adopted in accordance to the procedure referred to in Article 64.	~~3~~**2**. The implementing acts referred to in this Article shall be adopted in accordance to the procedure referred to in Article 64.	~~3~~**2**. The implementing acts referred to in this Article shall be adopted in accordance to the procedure referred to in Article 64. Text Origin: Council Mandate
Article 60(4)				
G 422	4.The implementing acts			

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	establishing the system of interconnection pursuant to paragraph 1 shall be adopted by [3 years after the entry into force].	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 60(5)				
R *423*	*5.*The implementing acts establishing the decentralised IT system pursuant to paragraph 2 shall be adopted by [2 years after the entry into force].	5.The implementing acts establishing the decentralised IT system pursuant to paragraph 2 shall be adopted by [2 years after the entry into force].	~~5~~**3**. The implementing acts establishing the decentralised IT system pursuant to paragraph 2 shall be adopted by [~~2~~**5** years after the entry into force].	Timelines R
Article 61				
G 424	Article 61 Reference implementation software	Article 61 Reference implementation software	Article 61 Reference implementation software	Article 61 Reference implementation software Text Origin: Commission Proposal G
Article 61(1)				
G 425	1.With a view to setting up the decentralised IT system referred to in Article 50, the Commission shall be responsible for the creation, maintenance and development of reference implementation software which Member States may choose to apply as their back-end system instead of a national IT system for the purposes of the communication between competent authorities and Central Authorities referred to in Article 49 and between natural and legal persons and competent authorities and issuing authorities referred to in Article 50.	1.With a view to setting up the decentralised IT system referred to in Article 50, the Commission shall be responsible for the creation, maintenance and development of reference implementation software which Member States may choose to apply as their back-end system instead of a national IT system for the purposes of the communication between competent authorities and Central Authorities referred to in Article 49 and between natural and legal persons and competent authorities and issuing authorities referred to in Article 50.	1.With a view to setting up the decentralised IT system referred to in Article 50, the Commission shall be responsible for the creation, ~~maintenance and~~**accessibility,** development **and maintenance** of reference implementation software which Member States may choose to apply as their back-end system instead of a national IT system for the purposes of the communication between **courts,** competent authorities and Central Authorities referred to in Article 49 and between natural and legal persons and **courts and** competent ~~authorities and~~	1.With a view to setting up the decentralised IT system referred to in Article 50, the Commission shall be responsible for the creation, ~~*maintenance and*~~***accessibility,*** development ***and maintenance*** of reference implementation software which Member States may choose to apply as their back-end system instead of a national IT system for the purposes of the communication between ***courts,*** competent authorities and Central Authorities referred to in Article 49 and between natural and legal persons and ***courts and*** competent ~~*authorities and*~~ G

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			~~issuing~~ authorities referred to in Article 50.	~~*issuing*~~ authorities referred to in Article 50. Text Origin: Council Mandate
Article 61(2)				
G 426	2.The creation, maintenance and development of the reference implementation software shall be financed from the general budget of the Union.	2.The creation, maintenance and development of the reference implementation software shall be financed from the general budget of the Union.	~~2.~~The creation, maintenance and development of the reference implementation software shall be financed from the general budget of the Union.	~~*2.*~~The creation, maintenance and development of the reference implementation software shall be financed from the general budget of the Union. Text Origin: Council Mandate
Article 61(3)				
G 427	3.The Commission shall provide, maintain and support on a free-of-charge basis the reference implementation software.	3.The Commission shall provide, maintain and support on a free-of-charge basis the reference implementation software.	~~3~~**2**. The Commission shall provide, maintain and support ~~on a free-of-charge basis~~ the reference implementation software **on a free-of-charge basis**.	~~*3*~~***2***. The Commission shall provide, maintain and support ~~*on a free-of-charge basis*~~ the reference implementation software ***on a free-of-charge basis***. Text Origin: Council Mandate
Article 61(3a)				
G 427a			**3.The reference implementation software shall offer a common interface for communication with other national IT systems.**	***3.The reference implementation software shall offer a common interface for communication with other national IT systems.*** Text Origin: Council Mandate
Article 62				
G 428	Article 62 Costs of establishing protection registers and interconnecting Member States' registers	~~*Article 62*~~ *deleted*	~~Article 62~~ *deleted*	*deleted* Text Origin: Commission Proposal
Article 62(1)				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
429	*1.*The establishment, maintenance and development of the system of interconnection established under Chapter VIII shall be financed from the general budget of the Union.	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 62(2)				
430	*2.*Each Member State shall bear the costs of establishing and adjusting its registers referred to in Articles 45 and 46 to make them interoperable with the decentralised system for the interconnection of registers, as well as the costs of administering, operating and maintaining those registers. This shall not affect the possibility to apply for grants to support such activities under the Union's financial programmes.	*deleted*	*deleted*	*deleted* Text Origin: Commission Proposal
Article 63				
431	Article 63 Costs of the decentralised IT system, European electronic access point, and national IT portals	Article 63 Costs of the decentralised IT system, European electronic access point, and national IT portals	Article 63 Costs of the decentralised IT system, **the** European electronic access point~~,~~ and national IT ~~portals~~**systems**	Article 63 Costs of the decentralised IT system, ***the*** European electronic access point~~,~~ and national IT ~~*portals*~~***systems*** Text Origin: Council Mandate
Article 63(1)				
432	1.As regards the decentralised IT system established pursuant to Chapter IX, each Member State shall bear the costs of the installation, operation and maintenance of the decentralised IT system's access points which are located on their	1.As regards the decentralised IT system established pursuant to Chapter IX, each Member State shall bear the costs of the installation, operation and maintenance of the decentralised IT system's access points which are located on their	1.As regards the decentralised IT system established pursuant to Chapter IX, each Member State **or entity operating an authorised e-CODEX access point as defined in Article 3(4) of Regulation (EU) 2022/850** shall bear the costs of the	1.As regards the decentralised IT system established pursuant to Chapter IX, each Member State ***or entity operating an authorised e-CODEX access point as defined in Article 3(4) of Regulation (EU) 2022/850*** shall bear the costs of the

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	territory.	territory.	installation, operation and maintenance of the decentralised IT system~~'s~~ access points **for** which **they are responsible**~~are located on their territory~~.	installation, operation and maintenance of the decentralised IT system~~'s~~ access points ***for*** which ***they are responsible*** ~~*are located on their territory*~~. Text Origin: Council Mandate
Article 63(2)				
433	2.Each Member State shall bear the costs of establishing and adjusting its national IT systems to make them interoperable with the access points, and shall bear the costs of administering, operating and maintaining those systems.	2.Each Member State shall bear the costs of establishing and adjusting its national IT systems to make them interoperable with the access points, and shall bear the costs of administering, operating and maintaining those systems.	2.Each Member State **or entity operating an authorised e-CODEX access point as defined in Article 3(4) of Regulation (EU) 2022/850** shall bear the costs of establishing and adjusting its **relevant** national **or, where applicable, other** IT systems to make them interoperable with the access points, and shall bear the costs of administering, operating and maintaining those systems.	2.Each Member State ***or entity operating an authorised e-CODEX access point as defined in Article 3(4) of Regulation (EU) 2022/850*** shall bear the costs of establishing and adjusting its ***relevant*** national ***or, where applicable, other*** IT systems to make them interoperable with the access points, and shall bear the costs of administering, operating and maintaining those systems. Text Origin: Council Mandate
Article 63(3)				
434	3.Member States shall not be prevented from applying for grants to support the activities referred to in paragraphs 1 and 2, under the relevant Union financial programmes.	3.Member States shall not be prevented from applying for grants to support the activities referred to in paragraphs 1 and 2, under the relevant Union financial programmes.	3.**The Commission shall inform** Member States ~~shall not be prevented from~~**of the possibility of** applying for grants to support the activities referred to in paragraphs 1 and 2, under the relevant Union financial programmes.	3.***The Commission shall inform*** Member States ~~*shall not be prevented from*~~***of the possibility of*** applying for grants to support the activities referred to in paragraphs 1 and 2, under the relevant Union financial programmes. Text Origin: Council Mandate
Article 63(4)				
435	4.The Commission shall bear all costs related to the European	4.The Commission shall bear all costs related to the European	4.The Commission shall bear all costs related to the European	4.The Commission shall bear all costs related to the European

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	electronic access point.	electronic access point.	electronic access point.	electronic access point. Text Origin: Commission Proposal
Article 64				
436	Article 64 Committee procedure	Article 64 Committee procedure	Article 64 Committee procedure	Article 64 Committee procedure Text Origin: Commission Proposal
Article 64(1)				
437	1.The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011[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 Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13–18).	1.The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011[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 Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13–18).	1.The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011[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 Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13–18).	1.The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011[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 Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13–18). Text Origin: Commission Proposal
Article 64(2)				
438	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.	2.Where reference is made to this ~~paragraph~~**Article**, 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: EP Mandate
Article 65				
439	Article 65	~~*Article 65*~~	Article 65	Article 65

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Transitional provisions	*deleted*	Transitional provisions	Transitional provisions Text Origin: Council Mandate
Article 65(1)				
G 440	1.This Regulation shall apply only to measures taken, to authentic instrument formally drawn up or registered, and to powers of representation confirmed after [date of application].	*deleted*	1.This Regulation shall apply ~~only to measures taken,~~**to proceedings concerning the protection of adults instituted and** to authentic instrument formally drawn up or registered, and to powers of representation confirmed after [date of application].	1.This Regulation shall apply ~~*only to measures taken,*~~***to proceedings concerning the protection of adults instituted and*** to authentic instrument formally drawn up or registered, and to powers of representation confirmed after [date of application]. Text Origin: Council Mandate
Article 65(2)				
G 441	2.Notwithstanding paragraph (1), this Regulation shall apply as from [date of application] to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention.	*deleted*	2.~~Notwithstanding paragraph (1),~~ This Regulation shall apply as from [date of application] to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention.	2.~~*Notwithstanding paragraph (1),*~~ This Regulation shall apply as from [date of application] to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention. Text Origin: Council Mandate
Article 65(3)				
G 442	3.Chapter VI on cooperation between Central Authorities shall apply to requests and application received by the Central Authorities as from [date of application].	*deleted*	3.Chapter VI on cooperation ~~between Central Authorities~~**and communication** shall apply to requests ~~and application~~**or communication** received by **the courts, competent authorities or** the Central Authorities as from [date of application].	3.Chapter VI on cooperation ~~*between Central Authorities*~~***and communication*** shall apply to requests ~~*and application*~~***or communication*** received by ***the courts, competent authorities or*** the Central Authorities as from [date of application].

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
					Text Origin: Council Mandate
Article 65(4)					
G	443	4.Chapter VII on the European Certificate of Representation shall apply to applications for the Certificate received by the issuing authority as from [date of application].	*deleted*	4.**Without prejudice to paragraph 1,** Chapter VII– on the ~~European~~ Certificate ~~of Representation~~ shall apply to applications for the Certificate received by the issuing ~~authority~~**authorities** as from [date of application].	4.***Without prejudice to paragraph 1,*** Chapter VII– on the ~~*European*~~ Certificate ~~*of Representation*~~ shall apply to applications for the Certificate received by the issuing ~~*authority*~~***authorities*** as from [date of application]. Text Origin: Council Mandate
Article 65(5)					
R	444	5.Member States shall use the decentralised IT system referred to in Article 49(1) to procedures instituted from the first day of the month following the period of two years after the adoption of the implementing act referred to in Article 60(5).	*deleted*	5.~~Member States~~**Articles 49 and 50** shall ~~use the decentralised IT system referred to in Article 49(1)~~**apply** to procedures instituted from the first day of the month following ~~the~~**a** period of ~~two~~**five** years ~~after the adoption~~**from the entry into force** of the implementing ~~act~~**acts** referred to in Article ~~60(5)~~**60(2)**.	Timelines
Article 65(6)					
G	445	6.Chapter VIII on the establishment and interconnection of protection registers and registers of other powers of representation shall apply to the measures taken and the powers of representation confirmed or registered from the first day of the month following the period of two years after the adoption of the implementing act referred to in Article 60(4).	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 66						
G	*446*	Article 66 Monitoring and evaluation	Article 66 Monitoring and evaluation	Article 66 Monitoring and evaluation	Article 66 Monitoring and evaluation Text Origin: Commission Proposal	G
Article 66(1)						
R	447	1.By [10 years after the entry into force], the Commission shall carry out an evaluation of this Regulation and present to the European Parliament, to the Council [and to the European Economic and Social Committee] a report on the evaluation of this Regulation supported by information supplied by the Member States and collected by the Commission. The report shall be accompanied, where necessary, by a legislative proposal.	1.By*... [5* ~~*[10*~~ years after the entry into force], the Commission shall carry out an evaluation of this Regulation and present to the European Parliament, to the Council [and to the European Economic and Social Committee] a report on the evaluation of this Regulation supported by information supplied by the Member States and collected by the Commission. The report shall ***include, in particular, an evaluation of the effectiveness of decision-making regimes such as the determination of the extent to which an adult is able to act on their own behalf and the institution of a protective regime or the placement of an adult in an establishment. The report shall*** be accompanied, where necessary, by a legislative proposal. ***If the report is not accompanied by a legislative proposal, the decision not to present a legislative proposal shall be submitted with a justification no later than 2 years from the date of the publication of the evaluation***	1.By [10 years after the entry into force], the Commission shall carry out an evaluation of this Regulation and present to the European Parliament, to the Council [and to the European Economic and Social Committee] a report on the evaluation of this Regulation supported by information supplied by the Member States and collected by the Commission. The **Commission shall include an evaluation of the need for establishment and interconnection of registers of measures, confirmed powers of representation and other powers of representation. The** report shall be accompanied, where necessary, by a legislative proposal**, especially regarding the establishment and interconnection of registers**.	1.By [~~*10*~~*5* years after the entry into force], the Commission shall carry out an evaluation of this Regulation and present to the European Parliament, to the Council [and to the European Economic and Social Committee] a report on the evaluation of this Regulation supported by information supplied by the Member States and collected by the Commission. The report shall ***include an in-depth analysis of all factors relevant to the protection of adults under this Regulation in view of assessing its effectiveness. The Commission shall also include an evaluation of the need for establishment and interconnection of registers of measures, confirmed powers of representation and other powers of representation. The report may*** be accompanied, where ~~*necessary*~~***appropriate***, by a legislative proposal***, especially regarding the establishment and interconnection of registers***. Timelines	R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		report, and that justification shall be made public.		Content is COM compromise proposal Text Origin: Commission Proposal
Article 66(2)				
R 448	2.As of [3 years after the entry into force], the Member States shall provide the Commission, on an annual basis, within the framework of the European Judicial Network in civil and commercial matters, with:	2.As of [3 years after the entry into force], the Member States shall provide the Commission, on an annual basis, within the framework of the European Judicial Network in civil and commercial matters, with:	2.As of [3 years after the entry into ~~force~~**application**], the Member States shall provide the Commission, on an annual basis, within the framework of the European Judicial Network in civil and commercial matters, ~~with:~~**and where available the number of Certificates issued by their issuing authorities, as well as the number of requests for rectifications, modifications or withdrawals of Certificates previously issued, and, where possible, the division between Certificates issued on the basis of a measure and those issued on the basis of confirmed powers of representation;**	Timelines
Article 66(2), point (a)				
G 449	(a) the number of incoming communications received by their authorities under Article 7 of the HCCH 2000 Protection of Adults Convention, which were sent by authorities of another Member State;	(a) the number of incoming communications received by their authorities under Article 7 of the HCCH 2000 Protection of Adults Convention, which were sent by authorities of another Member State;	*deleted*	*deleted*
Article 66(2), point (b)				
G *450*	*(b)* the number of incoming requests received by their authorities under	(b) the number of incoming requests received by their authorities under	*deleted*	*deleted*

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Article 8 of the HCCH 2000 Protection of Adults Convention, which were sent by authorities of another Member State;	Article 8 of the HCCH 2000 Protection of Adults Convention, which were sent by authorities of another Member State;		
Article 66(2), point (c)				
G *451*	*(c)* the number of European Certificates of Representation issued by their competent authorities, as well as the number of requests for rectifications, modifications or withdrawals of European Certificates of Representations previously issued, and, where possible, the division between Certificates issued on the basis of a source measure and those issued on the basis of source confirmed powers of representation;	(c) the number of European Certificates of Representation issued by their competent authorities, as well as the number of requests for rectifications, modifications or withdrawals of European Certificates of Representations previously issued, and, where possible, the division between Certificates issued on the basis of a source measure and those issued on the basis of source confirmed powers of representation;	*deleted*	*deleted*
Article 66(2), point (d)				
G *452*	*(d)* the number of incoming requests received by the Central Authorities coming from Central Authorities of other Member States, and where possible the nature of those requests;	(d) the number of incoming requests received by the Central Authorities coming from Central Authorities of other Member States, and where possible the nature of those requests;	*deleted*	*deleted*
Article 66(2), point (da)				
R *452a*			**3.As of [4 years after the entry into force of the implementing act referred to in Article 60(1)], Member States shall provide the Commission on an annual basis with the following information relevant for the evaluation of the operation and application of the**	Timelines

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Chapter IX of this Regulation:	
Article 66(2), point (e)				
G 453	(e) the number of incoming requests received by their authorities or Central Authorities coming from authorities and competent authorities of other Member States, and where possible the nature of those requests;	(e) the number of incoming requests received by their authorities or Central Authorities coming from authorities and competent authorities of other Member States, and where possible the nature of those requests;	~~(e)~~**(a)** the number of incoming requests received by their ~~authorities or Central Authorities coming from authorities and~~**courts,** competent authorities ~~of other Member States~~**and Central Authorities that have been transmitted through the decentralised IT system in accordance with Article 49(1), where such information is available**, and where possible**,** the nature of those requests;	(e) the number of incoming requests received by their ~~*authorities or Central Authorities coming from authorities and*~~***courts,*** competent authorities ~~*of other Member States*~~***and Central Authorities that have been transmitted through the decentralised IT system in accordance with Article 49(1), where such information is available***, and where possible***,*** the nature of those requests; Text Origin: Council Mandate G
Article 66(2), point (f)				
G 454	(f) the average duration of the cases handled by the Central Authorities under this Regulation, based on the number of cases closed during the relevant year. The duration of a case is calculated from the day it is registered by the Central Authority until the day the file is permanently closed.	(f) the average duration of the cases handled by the Central Authorities under this Regulation, based on the number of cases closed during the relevant year. The duration of a case is calculated from the day it is registered by the Central Authority until the day the file is permanently closed.	~~(f)~~**(b)** the ~~average duration of the cases handled by the Central~~**number of instances where the European electronic access point was used by natural and legal persons for electronic communication with Member States' courts and competent** authorities**, in instances referred to in points (a), (b) and (c) of paragraph 1 of Article 50 of** ~~under~~ this Regulation~~, based on the number of cases closed during the relevant year. The duration of a case is calculated from the day it is registered by the Central Authority until the day the file is permanently closed.~~	(f) the ~~*average duration of the cases handled by the Central*~~***number of instances where the European electronic access point was used by natural and legal persons for electronic communication with Member States' courts and competent*** authorities***, in instances referred to in points (a), (b) and (c) of paragraph 1 of Article 50 of*** ~~*under*~~ this Regulation~~*, based on the number of cases closed during the relevant year. The duration of a case is calculated from the day it is registered by the Central Authority until the day the file is permanently closed.*~~ G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 66(2a)				
454a			**Member States shall make every endeavour to collect the data referred to in paragraph 3.**	***2a. Member States shall make every endeavour to collect the data referred to in paragraph 3.*** Text Origin: Council Mandate
Article 66(2b)				
454b			**4.The reference implementation software and, where equipped to do so, the national back-end system shall programmatically collect the data referred to in paragraph 3, point (a) and transmit them to the Commission on an annual basis.**	***4.The reference implementation software and, where equipped to do so, the national back-end system shall programmatically collect the data referred to in paragraph 3, point (a) and transmit them to the Commission on an annual basis.*** Text Origin: Council Mandate
Article 67				
455	Article 67 Information made available to the public	Article 67 Information made available to the public	Article 67 Information made available to the public	Article 67 Information made available to the public Text Origin: Commission Proposal
Article 67(1)				
456	1.The Member States shall, with a view to making the information available to the public within the framework of the European Judicial Network in civil and commercial matters, provide factsheets with a short summary of their national legislation, including, where	1.The Member States shall, with a view to making the information available to the public within the framework of the European Judicial Network in civil and commercial matters, provide factsheets with a short summary of their national legislation, including, where	1.The Member States shall, with a view to making the information available to the public within the framework of the European Judicial Network in civil and commercial matters, provide factsheets with a short summary of their national legislation, including, where	1.The Member States shall, with a view to making the information available to the public within the framework of the European Judicial Network in civil and commercial matters, provide factsheets with a short summary of their national legislation, including, where

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	available, information on:	available, information on:	~~available~~**applicable**, information on:	available, information on: Text Origin: Commission Proposal
Article 67(1), point (a)				
457	(a) an indicative list of measures directed to the protection of adults;	(a) an indicative list of measures directed to the protection of adults;	(a) ~~an indicative list of~~ measures directed to the protection of ~~adults~~**the person or the property of an adult available under their law**;	(a) ~~*an indicative list of*~~ measures directed to the protection of ~~*adults*~~***the person or the property of an adult available under their law***; Text Origin: Council Mandate
Article 67(1), point (b)				
458	(b) an indicative list of powers of representation directed to the protection of adults;	(b) an indicative list of powers of representation directed to the protection of adults;	(b) ~~an indicative list of~~**rules relating to** powers of representation ~~directed to the protection of adults~~;	(b) ~~*an indicative list of*~~***rules relating to*** powers of representation ~~*directed to the protection of adults*~~; Text Origin: Council Mandate
Article 67(1), point (c)				
459	(c) the existence of and the procedures for the confirmation of powers of representation;	(c) the existence of and the procedures for the confirmation of powers of representation;	(c) the existence of ~~and the procedures for the confirmation of powers of representation~~**authentic instruments in the area of protection of adults and their effects**;	(c) the existence of ~~*and the procedures for the confirmation of powers of representation*~~***authentic instruments in the area of protection of adults and their effects***; Text Origin: Council Mandate
Article 67(1), point (d)				
460	(d) the authorities which have competence in matters of protection of adults, their roles and contact details where possible;	(d) the authorities which have competence in matters of protection of adults, their roles and contact details where possible;	(d) **to the extent possible, the relevant courts and competent**~~the~~ authorities which have competence in matters of protection of adults, their roles and contact details ~~where possible~~;	(d) ***to the extent possible, the relevant courts and competent*** ~~*the*~~ authorities which have competence in matters of protection of adults, their roles and contact details ~~*where possible*~~;

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 67(1), point (e)				
461	(e) the national procedures applying to the establishment, registration, confirmation, modification and termination of measures and/or powers of representation.	(e) the national procedures applying to the establishment, registration, confirmation, modification and termination of measures and/or powers of representation.	(e) the national procedures applying to the establishment, registration, confirmation, modification and termination of measures and/or powers of representation.	(e) the national procedures applying to the establishment, registration, confirmation, modification and termination of measures and/or powers of representation. Text Origin: Commission Proposal
Article 67(2)				
462	2.The Member States shall keep the information permanently updated.	2.The Member States shall keep the information permanently updated.	2.The Member States shall keep the information permanently updated.	2.The Member States shall keep the information permanently updated. Text Origin: Commission Proposal
Article 68				
463	Article 68 Accessibility	Article 68 Accessibility	Article 68 Accessibility	Article 68 Accessibility Text Origin: Commission Proposal
Article 68, first paragraph				
464	Information provided to the public and forms and applications made available to it under this Regulation shall be made accessible to the public in line with the accessibility requirements of Directive (EU) 2019/882.	Information provided to the public and forms and applications made available to it under this Regulation shall be made accessible to the public in line with the accessibility requirements of Directive (EU) 2019/882.	Information ~~provided to the public and~~, **including** forms and applications ~~made available to it~~, **provided to the public** under this Regulation shall be made accessible to the public ~~in line~~ with the **relevant** accessibility requirements ~~of~~ **for services as set out in Annex I to** Directive (EU) 2019/882 **and Directive (EU) 2016/2102**.	Information ~~*provided to the public and*~~ ***, including*** forms and applications ~~*made available to it*~~ ***, provided to the public*** under this Regulation shall be made accessible to the public ~~*in line*~~ with the ***relevant*** accessibility requirements ~~*of*~~ ***for services as set out in Annex I to*** Directive (EU) 2019/882 ***and Directive (EU) 2016/2102***.

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 69				
465	Article 69 Information to be communicated to the Commission	Article 69 Information to be communicated to the Commission	Article 69 Information to be communicated to the Commission	Article 69 Information to be communicated to the Commission Text Origin: Commission Proposal
Article 69(1)				
466	1.The Member States shall communicate to the Commission the following:	1.The Member States shall communicate to the Commission the following:	1.The Member States shall communicate to the Commission the following**, if applicable**:	1.The Member States shall***, where available,*** communicate to the Commission the following: Text Origin: Commission Proposal
Article 69(1), point (-a)				
466a			**(aa) other authorities referred to in Article 3(2), with competence to take measures;**	***(aa) authorities other than judicial authorities, referred to in Article 3(2), with competence to take measures;*** Text Origin: Council Mandate + EP modification
Article 69(1), point (a)				
467	(a) the authorities competent to decide on the recognition or non-recognition of a measure taken in another Member State referred to in Article 9(2);	(a) the authorities competent to decide on the recognition or non-recognition of a measure taken in another Member State referred to in Article 9(2);	(a) the ~~authorities~~**courts** competent to decide ~~on the~~**, pursuant to Article 9(2), that there are grounds for refusal of** recognition ~~or non-recognition~~ of a measure taken in another Member State ~~referred to in Article 9(2)~~**or that there are no such grounds**;	(a) the ~~*authorities*~~***courts*** competent to decide ~~*on the*~~***, pursuant to Article 9(2), that there are grounds for refusal of*** recognition ~~*or non-recognition*~~ of a measure taken in another Member State ~~*referred to in Article 9(2)*~~***or that there are no such grounds***; Text Origin: Council Mandate

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 69(1), point (b)				
468	(b) the authorities competent to issue the attestation referred to in Article 15;	(b) the authorities competent to issue the attestation referred to in Article 15;	(b) ~~the~~**courts or enforcement** authorities ~~competent to issue the attestation~~ referred to in Article ~~15;~~**14**	(b) ~~the~~***courts or enforcement*** authorities ~~competent to issue the attestation~~ referred to in Article ~~15;~~***14*** Text Origin: Council Mandate
Article 69(1), point (c)				
469	(c) the relevant provisions of their national law on the evidentiary effects of authentic instruments directed to the protection of adults;	(c) the relevant provisions of their national law on the evidentiary effects of authentic instruments directed to the protection of adults;	(c) the ~~relevant provisions of their national law on the evidentiary effects of~~**authorities referred to in Article 3(5)(b) competent to formally draw up or register** authentic instruments ~~directed to~~**in matters of** the protection of adults;	(c) the ~~relevant provisions of their national law on the evidentiary effects of~~***authorities referred to in Article 3(5)(b) competent to formally draw up or register*** authentic instruments ~~directed to~~***in matters of*** the protection of adults; Text Origin: Council Mandate
Article 69(1), point (d)				
470	(d) the conditions for establishing the authenticity of an authentic instrument under their national law, as referred to in Article 16(2);	(d) the conditions for establishing the authenticity of an authentic instrument under their national law, as referred to in Article 16(2);	(d) the ~~conditions for establishing the authenticity of an authentic instrument under their national law,~~ ~~as~~**courts and authorities competent to issue the attestations** referred to in ~~Article 16(2)~~**Articles 15 and 17**;	(d) the ~~conditions for establishing the authenticity of an authentic instrument under their national law,~~ ~~as~~***courts and authorities competent to issue the attestations*** referred to in ~~Article 16(2)~~***Articles 15 and 17***; Text Origin: Council Mandate
Article 69(1), point (e)				
471	(e) the authorities competent to issue the attestation referred to in Article 17;	(e) the authorities competent to issue the attestation referred to in Article 17;	(e) the ~~authorities competent to issue the attestation referred to in Article 17~~**relevant provisions of their national law on the evidentiary effects of authentic instruments directed to the protection of adults**;	(e) the ~~authorities competent to issue the attestation referred to in Article 17~~***relevant provisions of their national law on the evidentiary effects of authentic instruments directed to the protection of adults***;

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
				Text Origin: Council Mandate
Article 69(1), point (f)				
472	(f) the names, addresses and means of communication for the Central Authorities designated pursuant to Article 18;	(f) the names, addresses and means of communication for the Central Authorities designated pursuant to Article 18;	(f) the ~~names, addresses and means of communication for the Central Authorities designated pursuant to~~**conditions for establishing the authenticity of an authentic instrument under their national law, as referred to in** Article ~~18~~**16(2)**;	(f) the ~~*names, addresses and means of communication for the Central Authorities designated pursuant to*~~***conditions for establishing the authenticity of an authentic instrument under their national law, as referred to in*** Article ~~*18*~~***16(2)***; Text Origin: Council Mandate
Article 69(1), point (g)				
473	(g) where applicable, the names, addresses and contact details of the authorities and other bodies competent to establish mediation or other means of alternative dispute resolution, referred to in Article 28;	(g) where applicable, the names, addresses and contact details of the authorities and other bodies competent to establish mediation or other means of alternative dispute resolution, referred to in Article 28;	(g) ~~where applicable,~~ the names, addresses and ~~contact details of the~~**means of communication for the Central** Authorities ~~and other bodies competent to establish mediation or other means of alternative dispute resolution, referred to in~~**designated pursuant to** Article ~~28~~**18**;	(g) ~~*where applicable,*~~ the names, addresses and ~~*contact details of the*~~***means of communication for the Central*** Authorities ~~*and other bodies competent to establish mediation or other means of alternative dispute resolution, referred to in*~~***designated pursuant to*** Article ~~*28*~~***18***; Text Origin: Council Mandate
Article 69(1), point (h)				
474	(h) languages accepted for the translations pursuant to Article 31;	(h) languages accepted for the translations pursuant to Article 31;	(h) ~~languages accepted for the translations pursuant to~~**the Central Authorities, courts or competent authorities to be consulted in accordance with** Article ~~31~~**21**;	(h) ~~*languages accepted for the translations pursuant to*~~***the Central Authorities, courts or competent authorities to be consulted in accordance with*** Article ~~*31*~~***21***; Text Origin: Council Mandate
Article 69(1), point (ha)				

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 474a			**(ha) whether competent authorities can be designated, pursuant to Article 22, as a representative in that Member State and if so, which authorities can be designated;**	***(ha) whether competent authorities can be designated, pursuant to Article 22, as a representative in that Member State and if so, which authorities can be designated;*** Text Origin: Council Mandate
Article 69(1), point (hb)				
G 474b			**(hb) the courts and competent authorities that can assist in the implementation of measures pursuant to Article 24;**	***(hb) the courts and competent authorities that can assist in the implementation of measures pursuant to Article 24;*** Text Origin: Council Mandate
Article 69(1), point (i)				
G 475	(i) the authorities competent to issue the European Certificate of Representation, as referred to in Article 36(2);	(i) the authorities competent to issue the European Certificate of Representation, as referred to in Article 36(2);	(i) the **courts, competent** authorities **and other bodies** competent to ~~issue the European Certificate of Representation, as~~**establish mediation or other means of alternative dispute resolution,** referred to in Article ~~36(2)~~**28**;	(i) the ***courts, competent*** authorities ***and other bodies*** competent to ~~*issue the European Certificate of Representation, as*~~***establish mediation or other means of alternative dispute resolution,*** referred to in Article ~~*36(2)*~~***28***; Text Origin: Council Mandate
Article 69(1), point (ia)				
G 475a			**(ia) agreements between Member States on the allocation of costs pursuant to Article 31a;**	***(ia) agreements between Member States on the allocation of costs pursuant to Article 31a;*** Text Origin: Council Mandate
Article 69(1), point (j)				
G 476	(j) the authorities competent to deal with the redress procedures, as	(j) the authorities competent to deal with the redress procedures, as	~~(j) the authorities competent to deal with the redress procedures, as~~	*deleted*

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	referred to in Article 43;	referred to in Article 43;	~~referred to in Article 43;~~	
Article 69(1), point (k)				
477	*(k)* fees, if any, that Member States charge for the issuance of the European Certificate of Representation in accordance with Article 37(2);	*deleted*	(k) ~~fees, if any, that Member States charge~~**languages accepted by the courts, competent authorities or Central Authorities, respectively,** for the ~~issuance of the European Certificate of Representation in accordance with~~**requests and communication pursuant to** Article ~~37(2)~~**57a(5)**;	(k) ~~*fees, if any, that Member States charge*~~***languages accepted by the courts, competent authorities or Central Authorities, respectively,*** for the ~~*issuance of the European Certificate of Representation in accordance with*~~***requests and communication pursuant to*** Article ~~*37(2)*~~***57a(5)***; Text Origin: Council Mandate
Article 69(1), point (l)				
478	(l) the judicial authorities competent to deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of the Certificate pursuant to Article 44;	(l) the judicial authorities competent to deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of the Certificate pursuant to Article 44;	(l) the ~~judicial~~**issuing** authorities competent to ~~deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of~~**issue** the Certificate**, as referred to in** ~~pursuant to~~ Article ~~44~~**36(2)**;	(l) the ~~*judicial*~~***issuing*** authorities competent to ~~*deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of*~~***issue*** the Certificate***, as referred to in*** ~~*pursuant to*~~ Article ~~*44*~~***36(2)***; Text Origin: Council Mandate
Article 69(1), point (m)				
479	(m) authorities referred to in Article 48(2), point (a) having access to information via the system of interconnection of registers.	*deleted*	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 69(1), point (ma)				
479a			**(m) fees, if any, that Member States charge for obtaining of the Certificate in accordance with**	***(m) fees, if any, that Member States charge for obtaining of the Certificate in accordance with***

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
			Article 37(3);	***Article 37(3);*** Text Origin: Council Mandate
Article 69(1), point (mb)				
G 479b			**(n) any additional information and documents required for the issuance of the Certificate in accordance with Article 37(2)(d);**	***(n) any additional information and documents required for the issuance of the Certificate in accordance with Article 37(2)(d);*** Text Origin: Council Mandate
Article 69(1), point (mc)				
G 479c			**(o) whether a Certificate issued in a Member State cannot produce the effects listed in Article 40 in that Member State in accordance with Article 34(3);**	***(o) whether a Certificate issued in a Member State cannot produce the effects listed in Article 40 in that Member State in accordance with Article 34(3);*** Text Origin: Council Mandate
Article 69(1), point (md)				
G 479d			**(p) whether a Certificate can be issued in a digital format in accordance with Article 41(1);**	***(p) whether a Certificate can be issued in a digital format in accordance with Article 41(1);*** Text Origin: Council Mandate
Article 69(1), point (me)				
G 479e			**(q) the judicial authorities competent to deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of the Certificate pursuant to Article 44.**	***(q) the judicial authorities competent to deal with redress procedure pursuant to Article 43 and with the requests for a suspension of the effects of the Certificate pursuant to Article 44.*** Text Origin: Council Mandate
Article 69(2)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	480	2.The Member States shall communicate the information referred to in paragraph 1, points (a) to (l) by the first day of the month following a period of 15 months after the start of application at the latest, and the information referred to in paragraph 1, point (m), by the first day of the month following the period of two years after the date of entry into force of the implementing act referred to in Article 60(4).	2.The Member States shall communicate the information referred to in paragraph 1, points (a) to (l) by the first day of the month following a period of 15 months after the start of application at the latest~~, and the information referred to in paragraph 1, point (m), by the first day of the month following the period of two years after the date of entry into force of the implementing act referred to in Article 60(4)~~.	2.The Member States shall communicate the information referred to in paragraph 1, points (a) to ~~(l) by the first day of the month following a period of 15~~**(q) by six** months ~~after the start~~**before the date** of application **of the Regulation** at the latest~~, and the information referred to in paragraph 1, point (m), by the first day of the month following the period of two years after the date of entry into force of the implementing act referred to in Article 60(4).~~	Timelines	R
	Article 69(3)					
G	481	3.The Member States shall communicate to the Commission any changes to the information referred to in paragraph 1.	3.The Member States shall communicate to the Commission any changes to the information referred to in paragraph 1.	3.The Member States shall communicate to the Commission any changes to the information referred to in paragraph 1.	3.The Member States shall communicate to the Commission any changes to the information referred to in paragraph 1. Text Origin: Commission Proposal	G
	Article 69(4)					
G	482	4.The Commission shall make the information referred to in paragraph 1 publicly available through appropriate means, including through the European e-Justice Portal.	4.The Commission shall make the information referred to in paragraph 1 publicly available through appropriate means, including through the European e-Justice Portal.	4.The Commission shall make the information referred to in paragraph 1 publicly available through appropriate means, including through the European e-Justice Portal.	4.The Commission shall make the information referred to in paragraph 1 publicly available through appropriate means, including through the European e-Justice Portal. Text Origin: Commission Proposal	G
	Article 70					
G	483	Article 70	Article 70	Article 70	Article 70	G

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Entry into force and application	Entry into force and application	Entry into force and application	Entry into force and application Text Origin: Commission Proposal
Article 70(1)				
484	1.This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	1.This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	1.This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	1.This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
Article 70(2)				
485	2.It shall apply from [the first day of the month following a period of 18 months from the date of entry into force of this Regulation].	2.It shall apply from [the first day of the month following a period of ~~18~~*12* months from the date of entry into force of this Regulation].	2.It shall apply from [the first day of the month following a period of ~~18~~**36** months from the date of entry into force of this Regulation~~]~~**, with the exception of:**	Timelines
Article 70(2), point (a)				
485a			**(a) Articles 55, 56, 60, 61, 63, 64, 65, 66 and 69, which shall apply from [the date of entry into force of the Regulation];**	***(a) Articles 55, 56, 60, 61, 63, 64, 65, 66 and 69, which shall apply from [the date of entry into force of the Regulation];*** Text Origin: Council Mandate
Article 70(2), point (b)				
485b			**(b) Article 67, which shall apply from [12 months before the date of application of the Regulation];**	***(b) Article 67, which shall apply from [12 months before the date of application of the Regulation];*** Timelines Text Origin: Council Mandate
Article 70(2a)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	485c		***2a. This Regulation shall cease to apply to measures of protection taking the form of guardianship, curatorship and analogous institutions, on ... [15 years after the entry into force of this Regulation].***		Sunset clause, linked to scope and definitions	R
	Article 70(3)					
R	486	3.Article 49 and Article 50 shall apply from the first day of the month following the period of two years after the date of entry into force of the implementing act referred to in Article 60(2).	3.Article 49 and Article 50 shall apply from the first day of the month following the period of ~~*two years*~~***one year*** after the date of entry into force of the implementing act referred to in Article 60(2).	**3.(c)** ~~Article~~**Articles** 49 and ~~Article~~ 50**, which** shall apply from the first day of the month following ~~the~~**a** period of ~~two~~**three** years ~~after~~**from** the date of entry into force of the implementing act referred to in Article 60(2)~~.~~**;**	Timelines	R
	Article 70(4)					
G	487	4.Articles 45 and 46 shall apply from [two years after the date of entry into application].	*deleted*	*deleted*	*deleted*	G
	Article 70(5)					
G	*488*	*5.*Article 47 shall apply from the first day of the month following the period of two years after the date of entry into force of the implementing act referred to in Article 60(1).	*deleted*	*deleted*	*deleted*	G
	Article 70(6), first subparagraph					
G	*489*	*6.*Article 38(3) shall apply from the first day of the month following the period of two years after the adoption of the implementing act referred to in Article 60(4).	*deleted*	*deleted*	*deleted*	G
	Article 70(6), second subparagraph					

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
490	This Regulation shall be binding in its entirety and directly applicable in all Member States.	*deleted*	*deleted*	*deleted*
Article 70(6a)				
490a		***6a. This Regulation shall apply only to measures taken, to authentic instruments formally drawn up or registered, and to powers of representation confirmed from ... [date of application of this Regulation].***		*deleted*
Article 70(6b)				
490b		***6b. Notwithstanding paragraph (6a), this Regulation shall apply from ... [date of application of this Regulation] to powers of representation previously granted by an adult under conditions corresponding to those set out in Article 15 of the HCCH 2000 Protection of Adults Convention.***		*deleted*
Article 70(6c)				
490c		***6c. Chapter VI shall apply to requests and applications received by the Central Authorities from ... [date of application of this Regulation].***		*deleted*
Article 70(6d)				
490d		***6d. Chapter VII shall apply to applications for the Certificate received by the issuing authority from ... [date of application of this***		*deleted*

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
		Regulation].		
Formula				
491	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels, Text Origin: Commission Proposal
Formula				
492	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Commission Proposal
Formula				
493	The President	The President	The President	The President Text Origin: Commission Proposal
Formula				
494	For the Council	For the Council	For the Council	For the Council Text Origin: Commission Proposal
Formula				
495	The President	The President	The President	The President Text Origin: Commission Proposal
ANNEX I				
496	ANNEX I	ANNEX I	ANNEX I	
ANNEX I, Table 1				
497	Table 1	Table 1	Table 1	
ANNEX I, Table 2				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
G	498	Table 2	Table 2	Table 2		G
ANNEX I, Table 3						
G	499	Table 3	Table 3	Table 3		G
ANNEX II						
G	500	ANNEX II	ANNEX II	ANNEX II		G
ANNEX II, Table 4						
G	501	Table 4	Table 4	Table 4		G
ANNEX II, Table 5						
G	502	Table 5	Table 5	Table 5		G
ANNEX II, Table 6						
G	503	Table 6	Table 6	Table 6		G
ANNEX III						
R	504	ANNEX III EUROPEAN CERTIFICATE OF REPRESENTATION(Article 38 of the Regulation (EU) 20XX/X)	ANNEX III EUROPEAN CERTIFICATE OF REPRESENTATION(Article 38 of the Regulation (EU) 20XX/X)	ANNEX III EUROPEAN CERTIFICATE OF **SUPPORT AND** REPRESENTATION (Article ~~38~~**38(4)** of the Regulation (EU) ~~20XX/X)~~**20XX/XX)**	Legal effects of the certificate	R
ANNEX III, Table 7						
R	505	Table 7	Table 7	Table 7		R
ANNEX III, Table 8						
R	506	Table 8	Table 8	Table 8		R
ANNEX III, Table 9						
R	507	Table 9	Table 9	Table 9		R
ANNEX IV						
G	508	ANNEX IV	ANNEX IV	ANNEX IV		G
ANNEX IV, Table 10						

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
509	Table 10	Table 10	Table 10	
ANNEX IV, Table 11				
510	Table 11	Table 11	Table 11	
ANNEX IV, Table 12				
511	Table 12	Table 12	Table 12	
ANNEX V				
512	ANNEX V	ANNEX V	ANNEX ~~V~~**Va**	
ANNEX V, Table 13				
513	Table 13	Table 13	Table 13	
ANNEX V, Table 14				
514	Table 14	Table 14	Table 14	
ANNEX V, Table 15				
515	Table 15	Table 15	Table 15	
ANNEX V, Table 16				
516	Table 16	Table 16	Table 16	
ANNEX V, Table 17				
517	Table 17	Table 17	Table 17	
ANNEX VI				
518	ANNEX VI	ANNEX VI	ANNEX ~~VI~~**VIa**	
ANNEX VI, Table 18				
519	Table 18	Table 18	Table 18	
ANNEX VI, Table 19				
520	Table 19	Table 19	Table 19	
ANNEX VI, Table 20				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
521	Table 20	Table 20	Table 20	
ANNEX VI, Table 21				
522	Table 21	Table 21	Table 21	
ANNEX VI, Table 22				
523	Table 22	Table 22	Table 22	
ANNEX VI, Table 23				
524	Table 23	Table 23	Table 23	
ANNEX VII				
525	ANNEX VII	ANNEX VII	ANNEX ~~VII~~**VIIa**	
ANNEX VII, Table 24				
526	Table 24	Table 24	Table 24	
ANNEX VII, Table 25				
527	Table 25	Table 25	Table 25	
ANNEX VII, Table 26				
528	Table 26	Table 26	Table 26	
ANNEX VII, Table 27				
529	Table 27	Table 27	Table 27	
ANNEX VII, Table 28				
530	Table 28	Table 28	Table 28	
ANNEX VIII				
531	ANNEX VIII	ANNEX VIII	ANNEX ~~VIII~~**VIIIa**	
ANNEX VIII, Table 29				
532	Table 29	Table 29	Table 29	
ANNEX VIII, Table 30				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
G 533	Table 30	Table 30	Table 30	G
ANNEX VIII, Table 31				
G 534	Table 31	Table 31	Table 31	G
ANNEX VIII, Table 32				
G 535	Table 32	Table 32	Table 32	G
ANNEX IX				
G 536	ANNEX IX	ANNEX IX	*deleted*	G
ANNEX IX, Table 33				
G *537*	*Table 33*	*Table 33*	*deleted*	G
ANNEX IX, Table 34				
G *538*	*Table 34*	*Table 34*	*deleted*	G
ANNEX IX, Table 35				
G *539*	*Table 35*	*Table 35*	*deleted*	G
ANNEX X				
G *540*	*ANNEX X*	*ANNEX X*	*deleted*	G
ANNEX X, Table 36				
G *541*	*Table 36*	*Table 36*	*deleted*	G

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
ANNEX X, Table 37						
G	*542*	*Table 37*	*Table 37*	*deleted*		G
ANNEX 11						
R	*543*	*ANNEX 11* CONVENTION ON THE INTERNATIONALPROTECTION OF ADULTS(Concluded 13 January 2000)	ANNEX 11 CONVENTION ON THE INTERNATIONALPROTECTION OF ADULTS(Concluded 13 January 2000)			R
ANNEX 11, first paragraph						
R	544	The States signatory to the present Convention,	The States signatory to the present Convention,			R
ANNEX 11, second paragraph						
R	545	Considering the need to provide for the protection in international situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests,	Considering the need to provide for the protection in international situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests,			R
ANNEX 11, third paragraph						
R	546	Wishing to avoid conflicts between their legal systems in respect of jurisdiction, applicable law, recognition and enforcement of measures for the protection of adults,	Wishing to avoid conflicts between their legal systems in respect of jurisdiction, applicable law, recognition and enforcement of measures for the protection of adults,			R
ANNEX 11, fourth paragraph						
R	547	Recalling the importance of international co-operation for the	Recalling the importance of international co-operation for the			R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	protection of adults,	protection of adults,		
ANNEX 11, fifth paragraph				
R 548	Affirming that the interests of the adult and respect for his or her dignity and autonomy are to be primary considerations,	Affirming that the interests of the adult and respect for his or her dignity and autonomy are to be primary considerations,		R
ANNEX 11, sixth paragraph				
R 549	Have agreed on the following provisions –	Have agreed on the following provisions –		R
ANNEX 11, Chapter I				
R 550	Chapter I scope of the convention	Chapter I scope of the convention		R
Article 1				
R 551	Article 1	Article 1		R
Article 1, point (1)				
R 552	(1) This Convention applies to the protection in international situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.	(1) This Convention applies to the protection in international situations of adults who, by reason of an impairment or insufficiency of their personal faculties, are not in a position to protect their interests.		R
Article 1, point (2)				
R 553	(2) Its objects are –	(2) Its objects are –		R
Article 1, point (2)(a)				
R 554	a) to determine the State whose authorities have jurisdiction to take measures directed to the protection of the person or property of the	a) to determine the State whose authorities have jurisdiction to take measures directed to the protection of the person or property of the		R

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
		adult;	adult;			
Article 1, point (2)(b)						
R	555	b) to determine which law is to be applied by such authorities in exercising their jurisdiction;	b) to determine which law is to be applied by such authorities in exercising their jurisdiction;			R
Article 1, point (2)(c)						
R	556	c) to determine the law applicable to representation of the adult;	c) to determine the law applicable to representation of the adult;			R
Article 1, point (2)(d)						
R	557	d) to provide for the recognition and enforcement of such measures of protection in all Contracting States;	d) to provide for the recognition and enforcement of such measures of protection in all Contracting States;			R
Article 1, point (2)(e)						
R	558	e) to establish such co-operation between the authorities of the Contracting States as may be necessary in order to achieve the purposes of this Convention.	e) to establish such co-operation between the authorities of the Contracting States as may be necessary in order to achieve the purposes of this Convention.			R
Article 1						
R	559	Article 1	Article 1			R
Article 1, point (1)						
R	560	(1) For the purposes of this Convention, an adult is a person who has reached the age of 18 years.	(1) For the purposes of this Convention, an adult is a person who has reached the age of 18 years.			R
Article 1, point (2)						
R	561	(2) The Convention applies also to measures in respect of an adult who	(2) The Convention applies also to measures in respect of an adult who			R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	had not reached the age of 18 years at the time the measures were taken.	had not reached the age of 18 years at the time the measures were taken.		
Article 1				
562	Article 1	Article 1		
Article 1, first paragraph				
563	The measures referred to in Article 1 may deal in particular with –	The measures referred to in Article 1 may deal in particular with –		
Article 1, point (a)				
564	a) the determination of incapacity and the institution of a protective regime;	a) the determination of incapacity and the institution of a protective regime;		
Article 1, point (b)				
565	b) the placing of the adult under the protection of a judicial or administrative authority;	b) the placing of the adult under the protection of a judicial or administrative authority;		
Article 1, point (c)				
566	c) guardianship, curatorship and analogous institutions;	c) guardianship, curatorship and analogous institutions;		
Article 1, point (d)				
567	d) the designation and functions of any person or body having charge of the adult's person or property, representing or assisting the adult;	d) the designation and functions of any person or body having charge of the adult's person or property, representing or assisting the adult;		
Article 1, point (e)				
568	e) the placement of the adult in an establishment or other place where protection can be provided;	e) the placement of the adult in an establishment or other place where protection can be provided;		
Article 1, point (f)				

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R 569	f) the administration, conservation or disposal of the adult's property;	f) the administration, conservation or disposal of the adult's property;		R
Article 1, point (g)				
R 570	g) the authorisation of a specific intervention for the protection of the person or property of the adult.	g) the authorisation of a specific intervention for the protection of the person or property of the adult.		R
Article 1				
R 571	Article 1	Article 1		R
Article 1, point (1)				
R 572	(1) The Convention does not apply to –	(1) The Convention does not apply to –		R
Article 1, point (1)(a)				
R 573	a) maintenance obligations;	a) maintenance obligations;		R
Article 1, point (1)(b)				
R 574	b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation;	b) the formation, annulment and dissolution of marriage or any similar relationship, as well as legal separation;		R
Article 1, point (1)(c)				
R 575	c) property regimes in respect of marriage or any similar relationship;	c) property regimes in respect of marriage or any similar relationship;		R
Article 1, point (1)(d)				
R 576	d) trusts or succession;	d) trusts or succession;		R
Article 1, point (1)(e)				
R 577	e) social security;	e) social security;		R
Article 1, point (1)(f)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	578	f) public measures of a general nature in matters of health;	f) public measures of a general nature in matters of health;			R
Article 1, point (1)(g)						
R	579	g) measures taken in respect of a person as a result of penal offences committed by that person;	g) measures taken in respect of a person as a result of penal offences committed by that person;			R
Article 1, point (1)(h)						
R	580	h) decisions on the right of asylum and on immigration;	h) decisions on the right of asylum and on immigration;			R
Article 1, point (1)(i)						
R	581	i) measures directed solely to public safety.	i) measures directed solely to public safety.			R
Article 1, point (2)						
R	582	(2) Paragraph 1 does not affect, in respect of the matters referred to therein, the entitlement of a person to act as the representative of the adult.	(2) Paragraph 1 does not affect, in respect of the matters referred to therein, the entitlement of a person to act as the representative of the adult.			R
ANNEX 11, Chapter II						
R	583	Chapter II jurisdiction	Chapter II jurisdiction			R
Article 1						
R	584	Article 1	Article 1			R
Article 1, point (1)						
R	585	(1) The judicial or administrative authorities of the Contracting State of the habitual residence of the adult have jurisdiction to take measures	(1) The judicial or administrative authorities of the Contracting State of the habitual residence of the adult have jurisdiction to take measures			R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	directed to the protection of the adult's person or property.	directed to the protection of the adult's person or property.		
Article 1, point (2)				
586	(2) In case of a change of the adult's habitual residence to another Contracting State, the authorities of the State of the new habitual residence have jurisdiction.	(2) In case of a change of the adult's habitual residence to another Contracting State, the authorities of the State of the new habitual residence have jurisdiction.		
Article 1				
587	Article 1	Article 1		
Article 1, point (1)				
588	(1) For adults who are refugees and those who, due to disturbances occurring in their country, are internationally displaced, the authorities of the Contracting State on the territory of which these adults are present as a result of their displacement have the jurisdiction provided for in Article 5, paragraph 1.	(1) For adults who are refugees and those who, due to disturbances occurring in their country, are internationally displaced, the authorities of the Contracting State on the territory of which these adults are present as a result of their displacement have the jurisdiction provided for in Article 5, paragraph 1.		
Article 1, point (2)				
589	(2) The provisions of the preceding paragraph also apply to adults whose habitual residence cannot be established.	(2) The provisions of the preceding paragraph also apply to adults whose habitual residence cannot be established.		
Article 1				
590	Article 1	Article 1		
Article 1, point (1)				

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
R 591	(1) Except for adults who are refugees or who, due to disturbances occurring in their State of nationality, are internationally displaced, the authorities of a Contracting State of which the adult is a national have jurisdiction to take measures for the protection of the person or property of the adult if they consider that they are in a better position to assess the interests of the adult, and after advising the authorities having jurisdiction under Article 5 or Article 6, paragraph 2.	(1) Except for adults who are refugees or who, due to disturbances occurring in their State of nationality, are internationally displaced, the authorities of a Contracting State of which the adult is a national have jurisdiction to take measures for the protection of the person or property of the adult if they consider that they are in a better position to assess the interests of the adult, and after advising the authorities having jurisdiction under Article 5 or Article 6, paragraph 2.		R
Article 1, point (2)				
R 592	(2) This jurisdiction shall not be exercised if the authorities having jurisdiction under Article 5, Article 6, paragraph 2, or Article 8 have informed the authorities of the State of which the adult is a national that they have taken the measures required by the situation or have decided that no measures should be taken or that proceedings are pending before them.	(2) This jurisdiction shall not be exercised if the authorities having jurisdiction under Article 5, Article 6, paragraph 2, or Article 8 have informed the authorities of the State of which the adult is a national that they have taken the measures required by the situation or have decided that no measures should be taken or that proceedings are pending before them.		R
Article 1, point (3)				
R 593	(3) The measures taken under paragraph 1 shall lapse as soon as the authorities having jurisdiction under Article 5, Article 6, paragraph 2, or Article 8 have taken measures required by the situation or have decided that no measures are to be	(3) The measures taken under paragraph 1 shall lapse as soon as the authorities having jurisdiction under Article 5, Article 6, paragraph 2, or Article 8 have taken measures required by the situation or have decided that no measures are to be		R

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	taken. These authorities shall inform accordingly the authorities which have taken measures in accordance with paragraph 1.	taken. These authorities shall inform accordingly the authorities which have taken measures in accordance with paragraph 1.		
Article 1				
594	Article 1	Article 1		
Article 1, point (1)				
595	(1) The authorities of a Contracting State having jurisdiction under Article 5 or Article 6, if they consider that such is in the interests of the adult, may, on their own motion or on an application by the authority of another Contracting State, request the authorities of one of the States mentioned in paragraph 2 to take measures for the protection of the person or property of the adult. The request may relate to all or some aspects of such protection.	(1) The authorities of a Contracting State having jurisdiction under Article 5 or Article 6, if they consider that such is in the interests of the adult, may, on their own motion or on an application by the authority of another Contracting State, request the authorities of one of the States mentioned in paragraph 2 to take measures for the protection of the person or property of the adult. The request may relate to all or some aspects of such protection.		
Article 1, point (2)				
596	(2) The Contracting States whose authorities may be addressed as provided in the preceding paragraph are –	(2) The Contracting States whose authorities may be addressed as provided in the preceding paragraph are –		
Article 1, point (2)(a)				
597	a) a State of which the adult is a national;	a) a State of which the adult is a national;		
Article 1, point (2)(b)				
598	b) the State of the preceding	b) the State of the preceding		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
	habitual residence of the adult;	habitual residence of the adult;			
Article 1, point (2)(c)					
599	c) a State in which property of the adult is located;	c) a State in which property of the adult is located;			R
Article 1, point (2)(d)					
600	d) the State whose authorities have been chosen in writing by the adult to take measures directed to his or her protection;	d) the State whose authorities have been chosen in writing by the adult to take measures directed to his or her protection;			R
Article 1, point (2)(e)					
601	e) the State of the habitual residence of a person close to the adult prepared to undertake his or her protection;	e) the State of the habitual residence of a person close to the adult prepared to undertake his or her protection;			R
Article 1, point (2)(f)					
602	f) the State in whose territory the adult is present, with regard to the protection of the person of the adult.	f) the State in whose territory the adult is present, with regard to the protection of the person of the adult.			R
Article 1, point (3)					
603	(3) In case the authority designated pursuant to the preceding paragraphs does not accept its jurisdiction, the authorities of the Contracting State having jurisdiction under Article 5 or Article 6 retain jurisdiction.	(3) In case the authority designated pursuant to the preceding paragraphs does not accept its jurisdiction, the authorities of the Contracting State having jurisdiction under Article 5 or Article 6 retain jurisdiction.			R
Article 1					
604	Article 1	Article 1			R
Article 1, first paragraph					

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
R 605	The authorities of a Contracting State where property of the adult is situated have jurisdiction to take measures of protection concerning that property, to the extent that such measures are compatible with those taken by the authorities having jurisdiction under Articles 5 to 8.	The authorities of a Contracting State where property of the adult is situated have jurisdiction to take measures of protection concerning that property, to the extent that such measures are compatible with those taken by the authorities having jurisdiction under Articles 5 to 8.		R
Article 1				
R 606	Article 1	Article 1		R
Article 1, point (1)				
R 607	(1) In all cases of urgency, the authorities of any Contracting State in whose territory the adult or property belonging to the adult is present have jurisdiction to take any necessary measures of protection.	(1) In all cases of urgency, the authorities of any Contracting State in whose territory the adult or property belonging to the adult is present have jurisdiction to take any necessary measures of protection.		R
Article 1, point (2)				
R 608	(2) The measures taken under the preceding paragraph with regard to an adult habitually resident in a Contracting State shall lapse as soon as the authorities which have jurisdiction under Articles 5 to 9 have taken the measures required by the situation.	(2) The measures taken under the preceding paragraph with regard to an adult habitually resident in a Contracting State shall lapse as soon as the authorities which have jurisdiction under Articles 5 to 9 have taken the measures required by the situation.		R
Article 1, point (3)				
R 609	(3) The measures taken under paragraph 1 with regard to an adult who is habitually resident in a non-Contracting State shall lapse in each	(3) The measures taken under paragraph 1 with regard to an adult who is habitually resident in a non-Contracting State shall lapse in each		R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	Contracting State as soon as measures required by the situation and taken by the authorities of another State are recognised in the Contracting State in question.	Contracting State as soon as measures required by the situation and taken by the authorities of another State are recognised in the Contracting State in question.		
Article 1, point (4)				
610	(4) The authorities which have taken measures under paragraph 1 shall, if possible, inform the authorities of the Contracting State of the habitual residence of the adult of the measures taken.	(4) The authorities which have taken measures under paragraph 1 shall, if possible, inform the authorities of the Contracting State of the habitual residence of the adult of the measures taken.		
Article 1				
611	Article 1	Article 1		
Article 1, point (1)				
612	(1) By way of exception, the authorities of a Contracting State in whose territory the adult is present have jurisdiction to take measures of a temporary character for the protection of the person of the adult which have a territorial effect limited to the State in question, in so far as such measures are compatible with those already taken by the authorities which have jurisdiction under Articles 5 to 8, and after advising the authorities having jurisdiction under Article 5.	(1) By way of exception, the authorities of a Contracting State in whose territory the adult is present have jurisdiction to take measures of a temporary character for the protection of the person of the adult which have a territorial effect limited to the State in question, in so far as such measures are compatible with those already taken by the authorities which have jurisdiction under Articles 5 to 8, and after advising the authorities having jurisdiction under Article 5.		
Article 1, point (2)				
613	(2) The measures taken under the	(2) The measures taken under the		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	preceding paragraph with regard to an adult habitually resident in a Contracting State shall lapse as soon as the authorities which have jurisdiction under Articles 5 to 8 have taken a decision in respect of the measures of protection which may be required by the situation.	preceding paragraph with regard to an adult habitually resident in a Contracting State shall lapse as soon as the authorities which have jurisdiction under Articles 5 to 8 have taken a decision in respect of the measures of protection which may be required by the situation.		
Article 1				
614	Article 1	Article 1		
Article 1, first paragraph				
615	Subject to Article 7, paragraph 3, the measures taken in application of Articles 5 to 9 remain in force according to their terms, even if a change of circumstances has eliminated the basis upon which jurisdiction was founded, so long as the authorities which have jurisdiction under the Convention have not modified, replaced or terminated such measures.	Subject to Article 7, paragraph 3, the measures taken in application of Articles 5 to 9 remain in force according to their terms, even if a change of circumstances has eliminated the basis upon which jurisdiction was founded, so long as the authorities which have jurisdiction under the Convention have not modified, replaced or terminated such measures.		
ANNEX 11, Chapter III				
616	Chapter III applicable law	Chapter III applicable law		
Article 1				
617	Article 1	Article 1		
Article 1, point (1)				
618	(1) In exercising their jurisdiction	(1) In exercising their jurisdiction		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	under the provisions of Chapter II, the authorities of the Contracting States shall apply their own law.	under the provisions of Chapter II, the authorities of the Contracting States shall apply their own law.		
Article 1, point (2)				
619	(2) However, in so far as the protection of the person or the property of the adult requires, they may exceptionally apply or take into consideration the law of another State with which the situation has a substantial connection.	(2) However, in so far as the protection of the person or the property of the adult requires, they may exceptionally apply or take into consideration the law of another State with which the situation has a substantial connection.		
Article 1				
620	Article 1	Article 1		
Article 1, first paragraph				
621	Where a measure taken in one Contracting State is implemented in another Contracting State, the conditions of its implementation are governed by the law of that other State.	Where a measure taken in one Contracting State is implemented in another Contracting State, the conditions of its implementation are governed by the law of that other State.		
Article 1				
622	Article 1	Article 1		
Article 1, point (1)				
623	(1) The existence, extent, modification and extinction of powers of representation granted by an adult, either under an agreement or by a unilateral act, to be exercised when such adult is not in a position	(1) The existence, extent, modification and extinction of powers of representation granted by an adult, either under an agreement or by a unilateral act, to be exercised when such adult is not in a position		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	to protect his or her interests, are governed by the law of the State of the adult's habitual residence at the time of the agreement or act, unless one of the laws mentioned in paragraph 2 has been designated expressly in writing.	to protect his or her interests, are governed by the law of the State of the adult's habitual residence at the time of the agreement or act, unless one of the laws mentioned in paragraph 2 has been designated expressly in writing.		
Article 1, point (2)				
624	(2) The States whose laws may be designated are –	(2) The States whose laws may be designated are –		
Article 1, point (2)(a)				
625	a) a State of which the adult is a national;	a) a State of which the adult is a national;		
Article 1, point (2)(b)				
626	b) the State of a former habitual residence of the adult;	b) the State of a former habitual residence of the adult;		
Article 1, point (2)(c)				
627	c) a State in which property of the adult is located, with respect to that property.	c) a State in which property of the adult is located, with respect to that property.		
Article 1, point (3)				
628	(3) The manner of exercise of such powers of representation is governed by the law of the State in which they are exercised.	(3) The manner of exercise of such powers of representation is governed by the law of the State in which they are exercised.		
Article 1				
629	Article 1	Article 1		
Article 1, first paragraph				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	630	Where powers of representation referred to in Article 15 are not exercised in a manner sufficient to guarantee the protection of the person or property of the adult, they may be withdrawn or modified by measures taken by an authority having jurisdiction under the Convention. Where such powers of representation are withdrawn or modified, the law referred to in Article 15 should be taken into consideration to the extent possible.	Where powers of representation referred to in Article 15 are not exercised in a manner sufficient to guarantee the protection of the person or property of the adult, they may be withdrawn or modified by measures taken by an authority having jurisdiction under the Convention. Where such powers of representation are withdrawn or modified, the law referred to in Article 15 should be taken into consideration to the extent possible.			R
Article 1						
R	631	Article 1	Article 1			R
Article 1, point (1)						
R	632	(1) The validity of a transaction entered into between a third party and another person who would be entitled to act as the adult's representative under the law of the State where the transaction was concluded cannot be contested, and the third party cannot be held liable, on the sole ground that the other person was not entitled to act as the adult's representative under the law designated by the provisions of this Chapter, unless the third party knew or should have known that such capacity was governed by the latter law.	(1) The validity of a transaction entered into between a third party and another person who would be entitled to act as the adult's representative under the law of the State where the transaction was concluded cannot be contested, and the third party cannot be held liable, on the sole ground that the other person was not entitled to act as the adult's representative under the law designated by the provisions of this Chapter, unless the third party knew or should have known that such capacity was governed by the latter law.			R
Article 1, point (2)						

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R 633	(2) The preceding paragraph applies only if the transaction was entered into between persons present on the territory of the same State.	(2) The preceding paragraph applies only if the transaction was entered into between persons present on the territory of the same State.		R
Article 1				
R 634	Article 1	Article 1		R
Article 1, first paragraph				
R 635	The provisions of this Chapter apply even if the law designated by them is the law of a non-Contracting State.	The provisions of this Chapter apply even if the law designated by them is the law of a non-Contracting State.		R
Article 1				
R 636	Article 1	Article 1		R
Article 1, first paragraph				
R 637	In this Chapter the term ‘law’ means the law in force in a State other than its choice of law rules.	In this Chapter the term ‘law’ means the law in force in a State other than its choice of law rules.		R
Article 1				
R 638	Article 1	Article 1		R
Article 1, first paragraph				
R 639	This Chapter does not prevent the application of those provisions of the law of the State in which the adult is to be protected where the application of such provisions is mandatory whatever law would otherwise be applicable.	This Chapter does not prevent the application of those provisions of the law of the State in which the adult is to be protected where the application of such provisions is mandatory whatever law would otherwise be applicable.		R
Article 1				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	640	Article 1	Article 1			R
Article 1, first paragraph						
R	641	The application of the law designated by the provisions of this Chapter can be refused only if this application would be manifestly contrary to public policy.	The application of the law designated by the provisions of this Chapter can be refused only if this application would be manifestly contrary to public policy.			R
ANNEX 11, Chapter IV						
R	642	Chapter IV recognition and enforcement	Chapter IV recognition and enforcement			R
Article 1						
R	643	Article 1	Article 1			R
Article 1, point (1)						
R	644	(1) The measures taken by the authorities of a Contracting State shall be recognised by operation of law in all other Contracting States.	(1) The measures taken by the authorities of a Contracting State shall be recognised by operation of law in all other Contracting States.			R
Article 1, point (2)						
R	645	(2) Recognition may however be refused –	(2) Recognition may however be refused –			R
Article 1, point (2)(a)						
R	646	a) if the measure was taken by an authority whose jurisdiction was not based on, or was not in accordance with, one of the grounds provided for by the provisions of Chapter II;	a) if the measure was taken by an authority whose jurisdiction was not based on, or was not in accordance with, one of the grounds provided for by the provisions of Chapter II;			R
Article 1, point (2)(b)						

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R 647	b) if the measure was taken, except in a case of urgency, in the context of a judicial or administrative proceeding, without the adult having been provided the opportunity to be heard, in violation of fundamental principles of procedure of the requested State;	b) if the measure was taken, except in a case of urgency, in the context of a judicial or administrative proceeding, without the adult having been provided the opportunity to be heard, in violation of fundamental principles of procedure of the requested State;			R
Article 1, point (2)(c)					
R 648	c) if such recognition is manifestly contrary to public policy of the requested State, or conflicts with a provision of the law of that State which is mandatory whatever law would otherwise be applicable;	c) if such recognition is manifestly contrary to public policy of the requested State, or conflicts with a provision of the law of that State which is mandatory whatever law would otherwise be applicable;			R
Article 1, point (2)(d)					
R 649	d) if the measure is incompatible with a later measure taken in a non-Contracting State which would have had jurisdiction under Articles 5 to 9, where this later measure fulfils the requirements for recognition in the requested State;	d) if the measure is incompatible with a later measure taken in a non-Contracting State which would have had jurisdiction under Articles 5 to 9, where this later measure fulfils the requirements for recognition in the requested State;			R
Article 1, point (2)(e)					
R 650	e) if the procedure provided in Article 33 has not been complied with.	e) if the procedure provided in Article 33 has not been complied with.			R
Article 1					
R 651	Article 1	Article 1			R
Article 1, first paragraph					

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
R 652	Without prejudice to Article 22, paragraph 1, any interested person may request from the competent authorities of a Contracting State that they decide on the recognition or non-recognition of a measure taken in another Contracting State. The procedure is governed by the law of the requested State.	Without prejudice to Article 22, paragraph 1, any interested person may request from the competent authorities of a Contracting State that they decide on the recognition or non-recognition of a measure taken in another Contracting State. The procedure is governed by the law of the requested State.		R
Article 1				
R 653	Article 1	Article 1		R
Article 1, first paragraph				
R 654	The authority of the requested State is bound by the findings of fact on which the authority of the State where the measure was taken based its jurisdiction.	The authority of the requested State is bound by the findings of fact on which the authority of the State where the measure was taken based its jurisdiction.		R
Article 1				
R 655	Article 1	Article 1		R
Article 1, point (1)				
R 656	(1) If measures taken in one Contracting State and enforceable there require enforcement in another Contracting State, they shall, upon request by an interested party, be declared enforceable or registered for the purpose of enforcement in that other State according to the procedure provided in the law of the latter State.	(1) If measures taken in one Contracting State and enforceable there require enforcement in another Contracting State, they shall, upon request by an interested party, be declared enforceable or registered for the purpose of enforcement in that other State according to the procedure provided in the law of the latter State.		R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
Article 1, point (2)				
657	(2) Each Contracting State shall apply to the declaration of enforceability or registration a simple and rapid procedure.	(2) Each Contracting State shall apply to the declaration of enforceability or registration a simple and rapid procedure.		
Article 1, point (3)				
658	(3) The declaration of enforceability or registration may be refused only for one of the reasons set out in Article 22, paragraph 2.	(3) The declaration of enforceability or registration may be refused only for one of the reasons set out in Article 22, paragraph 2.		
Article 1				
659	Article 1	Article 1		
Article 1, first paragraph				
660	Without prejudice to such review as is necessary in the application of the preceding Articles, there shall be no review of the merits of the measure taken.	Without prejudice to such review as is necessary in the application of the preceding Articles, there shall be no review of the merits of the measure taken.		
Article 1				
661	Article 1	Article 1		
Article 1, first paragraph				
662	Measures taken in one Contracting State and declared enforceable, or registered for the purpose of enforcement, in another Contracting State shall be enforced in the latter State as if they had been taken by the authorities of that State. Enforcement takes place in	Measures taken in one Contracting State and declared enforceable, or registered for the purpose of enforcement, in another Contracting State shall be enforced in the latter State as if they had been taken by the authorities of that State. Enforcement takes place in		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	accordance with the law of the requested State to the extent provided by such law.	accordance with the law of the requested State to the extent provided by such law.		
ANNEX 11, Chapter V				
663	Chapter V co-operation	Chapter V co-operation		
Article 1				
664	Article 1	Article 1		
Article 1, point (1)				
665	(1) A Contracting State shall designate a Central Authority to discharge the duties which are imposed by the Convention on such authorities.	(1) A Contracting State shall designate a Central Authority to discharge the duties which are imposed by the Convention on such authorities.		
Article 1, point (2)				
666	(2) Federal States, States with more than one system of law or States having autonomous territorial units shall be free to appoint more than one Central Authority and to specify the territorial or personal extent of their functions. Where a State has appointed more than one Central Authority, it shall designate the Central Authority to which any communication may be addressed for transmission to the appropriate Central Authority within that State.	(2) Federal States, States with more than one system of law or States having autonomous territorial units shall be free to appoint more than one Central Authority and to specify the territorial or personal extent of their functions. Where a State has appointed more than one Central Authority, it shall designate the Central Authority to which any communication may be addressed for transmission to the appropriate Central Authority within that State.		
Article 1				
667	Article 1	Article 1		

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Article 1, point (1)				
668	(1) Central Authorities shall co-operate with each other and promote co-operation amongst the competent authorities in their States to achieve the purposes of the Convention.	(1) Central Authorities shall co-operate with each other and promote co-operation amongst the competent authorities in their States to achieve the purposes of the Convention.		
Article 1, point (2)				
669	(2) They shall, in connection with the application of the Convention, take appropriate steps to provide information as to the laws of, and services available in, their States relating to the protection of adults.	(2) They shall, in connection with the application of the Convention, take appropriate steps to provide information as to the laws of, and services available in, their States relating to the protection of adults.		
Article 1				
670	Article 1	Article 1		
Article 1, first paragraph				
671	The Central Authority of a Contracting State, either directly or through public authorities or other bodies, shall take all appropriate steps to –	The Central Authority of a Contracting State, either directly or through public authorities or other bodies, shall take all appropriate steps to –		
Article 1, point (a)				
672	a) facilitate communications, by every means, between the competent authorities in situations to which the Convention applies;	a) facilitate communications, by every means, between the competent authorities in situations to which the Convention applies;		
Article 1, point (b)				
673	b) provide, on the request of a	b) provide, on the request of a		

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	competent authority of another Contracting State, assistance in discovering the whereabouts of an adult where it appears that the adult may be present and in need of protection within the territory of the requested State.	competent authority of another Contracting State, assistance in discovering the whereabouts of an adult where it appears that the adult may be present and in need of protection within the territory of the requested State.		
Article 1				
674	Article 1	Article 1		
Article 1, first paragraph				
675	The competent authorities of a Contracting State may encourage, either directly or through other bodies, the use of mediation, conciliation or similar means to achieve agreed solutions for the protection of the person or property of the adult in situations to which the Convention applies.	The competent authorities of a Contracting State may encourage, either directly or through other bodies, the use of mediation, conciliation or similar means to achieve agreed solutions for the protection of the person or property of the adult in situations to which the Convention applies.		
Article 1				
676	Article 1	Article 1		
Article 1, point (1)				
677	(1) Where a measure of protection is contemplated, the competent authorities under the Convention, if the situation of the adult so requires, may request any authority of another Contracting State which has information relevant to the protection of the adult to	(1) Where a measure of protection is contemplated, the competent authorities under the Convention, if the situation of the adult so requires, may request any authority of another Contracting State which has information relevant to the protection of the adult to		

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	communicate such information.	communicate such information.		
Article 1, point (2)				
678	(2) A Contracting State may declare that requests under paragraph 1 shall be communicated to its authorities only through its Central Authority.	(2) A Contracting State may declare that requests under paragraph 1 shall be communicated to its authorities only through its Central Authority.		
Article 1, point (3)				
679	(3) The competent authorities of a Contracting State may request the authorities of another Contracting State to assist in the implementation of measures of protection taken under this Convention.	(3) The competent authorities of a Contracting State may request the authorities of another Contracting State to assist in the implementation of measures of protection taken under this Convention.		
Article 1				
680	Article 1	Article 1		
Article 1, point (1)				
681	(1) If an authority having jurisdiction under Articles 5 to 8 contemplates the placement of the adult in an establishment or other place where protection can be provided, and if such placement is to take place in another Contracting State, it shall first consult with the Central Authority or other competent authority of the latter State. To that effect it shall transmit a report on the adult together with the reasons for the proposed placement.	(1) If an authority having jurisdiction under Articles 5 to 8 contemplates the placement of the adult in an establishment or other place where protection can be provided, and if such placement is to take place in another Contracting State, it shall first consult with the Central Authority or other competent authority of the latter State. To that effect it shall transmit a report on the adult together with the reasons for the proposed placement.		
Article 1, point (2)				

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R	682	(2) The decision on the placement may not be made in the requesting State if the Central Authority or other competent authority of the requested State indicates its opposition within a reasonable time.	(2) The decision on the placement may not be made in the requesting State if the Central Authority or other competent authority of the requested State indicates its opposition within a reasonable time.			R
Article 1						
R	683	Article 1	Article 1			R
Article 1, first paragraph						
R	684	In any case where the adult is exposed to a serious danger, the competent authorities of the Contracting State where measures for the protection of the adult have been taken or are under consideration, if they are informed that the adult's residence has changed to, or that the adult is present in, another State, shall inform the authorities of that other State about the danger involved and the measures taken or under consideration.	In any case where the adult is exposed to a serious danger, the competent authorities of the Contracting State where measures for the protection of the adult have been taken or are under consideration, if they are informed that the adult's residence has changed to, or that the adult is present in, another State, shall inform the authorities of that other State about the danger involved and the measures taken or under consideration.			R
Article 1						
R	685	Article 1	Article 1			R
Article 1, first paragraph						
R	686	An authority shall not request or transmit any information under this Chapter if to do so would, in its opinion, be likely to place the adult's	An authority shall not request or transmit any information under this Chapter if to do so would, in its opinion, be likely to place the adult's			R

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		person or property in danger, or constitute a serious threat to the liberty or life of a member of the adult's family.	person or property in danger, or constitute a serious threat to the liberty or life of a member of the adult's family.			
	Article 1					
R	687	Article 1	Article 1			R
	Article 1, point (1)					
R	688	(1) Without prejudice to the possibility of imposing reasonable charges for the provision of services, Central Authorities and other public authorities of Contracting States shall bear their own costs in applying the provisions of this Chapter.	(1) Without prejudice to the possibility of imposing reasonable charges for the provision of services, Central Authorities and other public authorities of Contracting States shall bear their own costs in applying the provisions of this Chapter.			R
	Article 1, point (2)					
R	689	(2) Any Contracting State may enter into agreements with one or more other Contracting States concerning the allocation of charges.	(2) Any Contracting State may enter into agreements with one or more other Contracting States concerning the allocation of charges.			R
	Article 1					
R	690	Article 1	Article 1			R
	Article 1, first paragraph					
R	691	Any Contracting State may enter into agreements with one or more other Contracting States with a view to improving the application of this Chapter in their mutual relations. The States which have concluded	Any Contracting State may enter into agreements with one or more other Contracting States with a view to improving the application of this Chapter in their mutual relations. The States which have concluded			R

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	such an agreement shall transmit a copy to the depositary of the Convention.	such an agreement shall transmit a copy to the depositary of the Convention.		
ANNEX 11, Chapter VI				
692	Chapter VI general provisions	Chapter VI general provisions		
Article 1				
693	Article 1	Article 1		
Article 1, point (1)				
694	(1) The authorities of the Contracting State where a measure of protection has been taken or a power of representation confirmed may deliver to the person entrusted with protection of the adult's person or property, on request, a certificate indicating the capacity in which that person is entitled to act and the powers conferred.	(1) The authorities of the Contracting State where a measure of protection has been taken or a power of representation confirmed may deliver to the person entrusted with protection of the adult's person or property, on request, a certificate indicating the capacity in which that person is entitled to act and the powers conferred.		
Article 1, point (2)				
695	(2) The capacity and powers indicated in the certificate are presumed to be vested in that person as of the date of the certificate, in the absence of proof to the contrary.	(2) The capacity and powers indicated in the certificate are presumed to be vested in that person as of the date of the certificate, in the absence of proof to the contrary.		
Article 1, point (3)				
696	(3) Each Contracting State shall designate the authorities competent to draw up the certificate.	(3) Each Contracting State shall designate the authorities competent to draw up the certificate.		
Article 1				

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R	697	Article 1	Article 1			R
Article 1, first paragraph						
R	698	Personal data gathered or transmitted under the Convention shall be used only for the purposes for which they were gathered or transmitted.	Personal data gathered or transmitted under the Convention shall be used only for the purposes for which they were gathered or transmitted.			R
Article 1						
R	699	Article 1	Article 1			R
Article 1, first paragraph						
R	700	The authorities to whom information is transmitted shall ensure its confidentiality, in accordance with the law of their State.	The authorities to whom information is transmitted shall ensure its confidentiality, in accordance with the law of their State.			R
Article 1						
R	701	Article 1	Article 1			R
Article 1, first paragraph						
R	702	All documents forwarded or delivered under this Convention shall be exempt from legalisation or any analogous formality.	All documents forwarded or delivered under this Convention shall be exempt from legalisation or any analogous formality.			R
Article 1						
R	703	Article 1	Article 1			R
Article 1, first paragraph						
R	704	Each Contracting State may designate the authorities to which	Each Contracting State may designate the authorities to which			R

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	requests under Article 8 and Article 33 are to be addressed.	requests under Article 8 and Article 33 are to be addressed.		
Article 1				
705	Article 1	Article 1		
Article 1, point (1)				
706	(1) The designations referred to in Article 28 and Article 42 shall be communicated to the Permanent Bureau of the Hague Conference on Private International Law not later than the date of the deposit of the instrument of ratification, acceptance or approval of the Convention or of accession thereto. Any modifications thereof shall also be communicated to the Permanent Bureau.	(1) The designations referred to in Article 28 and Article 42 shall be communicated to the Permanent Bureau of the Hague Conference on Private International Law not later than the date of the deposit of the instrument of ratification, acceptance or approval of the Convention or of accession thereto. Any modifications thereof shall also be communicated to the Permanent Bureau.		
Article 1, point (2)				
707	(2) The declaration referred to in Article 32, paragraph 2, shall be made to the depositary of the Convention.	(2) The declaration referred to in Article 32, paragraph 2, shall be made to the depositary of the Convention.		
Article 1				
708	Article 1	Article 1		
Article 1, first paragraph				
709	A Contracting State in which different systems of law or sets of rules of law apply to the protection of the person or property of the adult shall not be bound to apply the rules	A Contracting State in which different systems of law or sets of rules of law apply to the protection of the person or property of the adult shall not be bound to apply the rules		

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	of the Convention to conflicts solely between such different systems or sets of rules of law.	of the Convention to conflicts solely between such different systems or sets of rules of law.		
Article 1				
R 710	Article 1	Article 1		R
Article 1, first paragraph				
R 711	In relation to a State in which two or more systems of law or sets of rules of law with regard to any matter dealt with in this Convention apply in different territorial units –	In relation to a State in which two or more systems of law or sets of rules of law with regard to any matter dealt with in this Convention apply in different territorial units –		R
Article 1, point (a)				
R 712	a) any reference to habitual residence in that State shall be construed as referring to habitual residence in a territorial unit;	a) any reference to habitual residence in that State shall be construed as referring to habitual residence in a territorial unit;		R
Article 1, point (b)				
R 713	b) any reference to the presence of the adult in that State shall be construed as referring to presence in a territorial unit;	b) any reference to the presence of the adult in that State shall be construed as referring to presence in a territorial unit;		R
Article 1, point (c)				
R 714	c) any reference to the location of property of the adult in that State shall be construed as referring to location of property of the adult in a territorial unit;	c) any reference to the location of property of the adult in that State shall be construed as referring to location of property of the adult in a territorial unit;		R
Article 1, point (d)				
R 715	d) any reference to the State of	d) any reference to the State of		R

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	which the adult is a national shall be construed as referring to the territorial unit designated by the law of that State or, in the absence of relevant rules, to the territorial unit with which the adult has the closest connection;	which the adult is a national shall be construed as referring to the territorial unit designated by the law of that State or, in the absence of relevant rules, to the territorial unit with which the adult has the closest connection;		
Article 1, point (e)				
R 716	e) any reference to the State whose authorities have been chosen by the adult shall be construed	e) any reference to the State whose authorities have been chosen by the adult shall be construed		R
Article 1, point (e), first indent				
R 717	- as referring to the territorial unit if the adult has chosen the authorities of this territorial unit;	- as referring to the territorial unit if the adult has chosen the authorities of this territorial unit;		R
Article 1, point (e), second indent				
R 718	- as referring to the territorial unit with which the adult has the closest connection if the adult has chosen the authorities of the State without specifying a particular territorial unit within the State;	- as referring to the territorial unit with which the adult has the closest connection if the adult has chosen the authorities of the State without specifying a particular territorial unit within the State;		R
Article 1, point (f)				
R 719	f) any reference to the law of a State with which the situation has a substantial connection shall be construed as referring to the law of a territorial unit with which the situation has a substantial connection;	f) any reference to the law of a State with which the situation has a substantial connection shall be construed as referring to the law of a territorial unit with which the situation has a substantial connection;		R
Article 1, point (g)				

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R	720	g) any reference to the law or procedure or authority of the State in which a measure has been taken shall be construed as referring to the law or procedure in force in such territorial unit or authority of the territorial unit in which such measure was taken;	g) any reference to the law or procedure or authority of the State in which a measure has been taken shall be construed as referring to the law or procedure in force in such territorial unit or authority of the territorial unit in which such measure was taken;			R
Article 1, point (h)						
R	721	h) any reference to the law or procedure or authority of the requested State shall be construed as referring to the law or procedure in force in such territorial unit or authority of the territorial unit in which recognition or enforcement is sought;	h) any reference to the law or procedure or authority of the requested State shall be construed as referring to the law or procedure in force in such territorial unit or authority of the territorial unit in which recognition or enforcement is sought;			R
Article 1, point (i)						
R	722	i) any reference to the State where a measure of protection is to be implemented shall be construed as referring to the territorial unit where the measure is to be implemented;	i) any reference to the State where a measure of protection is to be implemented shall be construed as referring to the territorial unit where the measure is to be implemented;			R
Article 1, point (j)						
R	723	j) any reference to bodies or authorities of that State, other than Central Authorities, shall be construed as referring to those authorised to act in the relevant territorial unit.	j) any reference to bodies or authorities of that State, other than Central Authorities, shall be construed as referring to those authorised to act in the relevant territorial unit.			R
Article 1						
R	724	Article 1	Article 1			R

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Article 1, first paragraph				
725	For the purpose of identifying the applicable law under Chapter III, in relation to a State which comprises two or more territorial units each of which has its own system of law or set of rules of law in respect of matters covered by this Convention, the following rules apply –	For the purpose of identifying the applicable law under Chapter III, in relation to a State which comprises two or more territorial units each of which has its own system of law or set of rules of law in respect of matters covered by this Convention, the following rules apply –		
Article 1, point (a)				
726	a) if there are rules in force in such a State identifying which territorial unit's law is applicable, the law of that unit applies;	a) if there are rules in force in such a State identifying which territorial unit's law is applicable, the law of that unit applies;		
Article 1, point (b)				
727	b) in the absence of such rules, the law of the relevant territorial unit as defined in Article 45 applies.	b) in the absence of such rules, the law of the relevant territorial unit as defined in Article 45 applies.		
Article 1				
728	Article 1	Article 1		
Article 1, first paragraph				
729	For the purpose of identifying the applicable law under Chapter III, in relation to a State which has two or more systems of law or sets of rules of law applicable to different categories of persons in respect of matters covered by this Convention, the following rules apply –	For the purpose of identifying the applicable law under Chapter III, in relation to a State which has two or more systems of law or sets of rules of law applicable to different categories of persons in respect of matters covered by this Convention, the following rules apply –		

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Article 1, point (a)					
R 730	a) if there are rules in force in such a State identifying which among such laws applies, that law applies;	a) if there are rules in force in such a State identifying which among such laws applies, that law applies;			R
Article 1, point (b)					
R 731	b) in the absence of such rules, the law of the system or the set of rules of law with which the adult has the closest connection applies.	b) in the absence of such rules, the law of the system or the set of rules of law with which the adult has the closest connection applies.			R
Article 1					
R 732	Article 1	Article 1			R
Article 1, first paragraph					
R 733	In relations between the Contracting States this Convention replaces the Convention concernant l'interdiction et les mesures de protection analogues, signed at The Hague 17 July 1905.	In relations between the Contracting States this Convention replaces the Convention concernant l'interdiction et les mesures de protection analogues, signed at The Hague 17 July 1905.			R
Article 1					
R 734	Article 1	Article 1			R
Article 1, point (1)					
R 735	(1) The Convention does not affect any other international instrument to which Contracting States are Parties and which contains provisions on matters governed by this Convention, unless a contrary declaration is made by the States Parties to such instrument.	(1) The Convention does not affect any other international instrument to which Contracting States are Parties and which contains provisions on matters governed by this Convention, unless a contrary declaration is made by the States Parties to such instrument.			R

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Article 1, point (2)					
R 736	(2) This Convention does not affect the possibility for one or more Contracting States to conclude agreements which contain, in respect of adults habitually resident in any of the States Parties to such agreements, provisions on matters governed by this Convention.	(2) This Convention does not affect the possibility for one or more Contracting States to conclude agreements which contain, in respect of adults habitually resident in any of the States Parties to such agreements, provisions on matters governed by this Convention.			R
Article 1, point (3)					
R 737	(3) Agreements to be concluded by one or more Contracting States on matters within the scope of this Convention do not affect, in the relationship of such States with other Contracting States, the application of the provisions of this Convention.	(3) Agreements to be concluded by one or more Contracting States on matters within the scope of this Convention do not affect, in the relationship of such States with other Contracting States, the application of the provisions of this Convention.			R
Article 1, point (4)					
R 738	(4) The preceding paragraphs also apply to uniform laws based on special ties of a regional or other nature between the States concerned.	(4) The preceding paragraphs also apply to uniform laws based on special ties of a regional or other nature between the States concerned.			R
Article 1					
R 739	Article 1	Article 1			R
Article 1, point (1)					
R 740	(1) The Convention shall apply to measures only if they are taken in a State after the Convention has entered into force for that State.	(1) The Convention shall apply to measures only if they are taken in a State after the Convention has entered into force for that State.			R
Article 1, point (2)					

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R 741	(2) The Convention shall apply to the recognition and enforcement of measures taken after its entry into force as between the State where the measures have been taken and the requested State.	(2) The Convention shall apply to the recognition and enforcement of measures taken after its entry into force as between the State where the measures have been taken and the requested State.		R
Article 1, point (3)				
R 742	(3) The Convention shall apply from the time of its entry into force in a Contracting State to powers of representation previously granted under conditions corresponding to those set out in Article 15.	(3) The Convention shall apply from the time of its entry into force in a Contracting State to powers of representation previously granted under conditions corresponding to those set out in Article 15.		R
Article 1				
R 743	Article 1	Article 1		R
Article 1, point (1)				
R 744	(1) Any communication sent to the Central Authority or to another authority of a Contracting State shall be in the original language, and shall be accompanied by a translation into the official language or one of the official languages of the other State or, where that is not feasible, a translation into French or English.	(1) Any communication sent to the Central Authority or to another authority of a Contracting State shall be in the original language, and shall be accompanied by a translation into the official language or one of the official languages of the other State or, where that is not feasible, a translation into French or English.		R
Article 1, point (2)				
R 745	(2) However, a Contracting State may, by making a reservation in accordance with Article 56, object to the use of either French or English, but not both.	(2) However, a Contracting State may, by making a reservation in accordance with Article 56, object to the use of either French or English, but not both.		R

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
Article 1						
R	746	Article 1	Article 1			R
Article 1, first paragraph						
R	747	The Secretary General of the Hague Conference on Private International Law shall at regular intervals convoke a Special Commission in order to review the practical operation of the Convention.	The Secretary General of the Hague Conference on Private International Law shall at regular intervals convoke a Special Commission in order to review the practical operation of the Convention.			R
ANNEX 11, Chapter VII						
R	748	Chapter VII final clauses	Chapter VII final clauses			R
Article 1						
R	749	Article 1	Article 1			R
Article 1, point (1)						
R	750	(1) The Convention shall be open for signature by the States which were Members of the Hague Conference on Private International Law on 2 October 1999.	(1) The Convention shall be open for signature by the States which were Members of the Hague Conference on Private International Law on 2 October 1999.			R
Article 1, point (2)						
R	751	(2) It shall be ratified, accepted or approved and the instruments of ratification, acceptance or approval shall be deposited with the Ministry of Foreign Affairs of the Kingdom of the Netherlands, depositary of the Convention.	(2) It shall be ratified, accepted or approved and the instruments of ratification, acceptance or approval shall be deposited with the Ministry of Foreign Affairs of the Kingdom of the Netherlands, depositary of the Convention.			R
Article 1						

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	752	Article 1	Article 1			R
Article 1, point (1)						
R	753	(1) Any other State may accede to the Convention after it has entered into force in accordance with Article 57, paragraph 1.	(1) Any other State may accede to the Convention after it has entered into force in accordance with Article 57, paragraph 1.			R
Article 1, point (2)						
R	754	(2) The instrument of accession shall be deposited with the depositary.	(2) The instrument of accession shall be deposited with the depositary.			R
Article 1, point (3)						
R	755	(3) Such accession shall have effect only as regards the relations between the acceding State and those Contracting States which have not raised an objection to its accession in the six months after the receipt of the notification referred to in sub-paragraph b) of Article 59. Such an objection may also be raised by States at the time when they ratify, accept or approve the Convention after an accession. Any such objection shall be notified to the depositary.	(3) Such accession shall have effect only as regards the relations between the acceding State and those Contracting States which have not raised an objection to its accession in the six months after the receipt of the notification referred to in sub-paragraph b) of Article 59. Such an objection may also be raised by States at the time when they ratify, accept or approve the Convention after an accession. Any such objection shall be notified to the depositary.			R
Article 1						
R	756	Article 1	Article 1			R
Article 1, point (1)						
R	757	(1) If a State has two or more	(1) If a State has two or more			R

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	territorial units in which different systems of law are applicable in relation to matters dealt with in this Convention, it may at the time of signature, ratification, acceptance, approval or accession declare that the Convention shall extend to all its territorial units or only to one or more of them and may modify this declaration by submitting another declaration at any time.	territorial units in which different systems of law are applicable in relation to matters dealt with in this Convention, it may at the time of signature, ratification, acceptance, approval or accession declare that the Convention shall extend to all its territorial units or only to one or more of them and may modify this declaration by submitting another declaration at any time.		
Article 1, point (2)				
R 758	(2) Any such declaration shall be notified to the depositary and shall state expressly the territorial units to which the Convention applies.	(2) Any such declaration shall be notified to the depositary and shall state expressly the territorial units to which the Convention applies.		R
Article 1, point (3)				
R 759	(3) If a State makes no declaration under this Article, the Convention is to extend to all territorial units of that State.	(3) If a State makes no declaration under this Article, the Convention is to extend to all territorial units of that State.		R
Article 1				
R 760	Article 1	Article 1		R
Article 1, point (1)				
R 761	(1) Any State may, not later than the time of ratification, acceptance, approval or accession, or at the time of making a declaration in terms of Article 55, make the reservation provided for in Article 51, paragraph 2. No other reservation shall be	(1) Any State may, not later than the time of ratification, acceptance, approval or accession, or at the time of making a declaration in terms of Article 55, make the reservation provided for in Article 51, paragraph 2. No other reservation shall be		R

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	permitted.	permitted.		
Article 1, point (2)				
762	(2) Any State may at any time withdraw the reservation it has made. The withdrawal shall be notified to the depositary.	(2) Any State may at any time withdraw the reservation it has made. The withdrawal shall be notified to the depositary.		
Article 1, point (3)				
763	(3) The reservation shall cease to have effect on the first day of the third calendar month after the notification referred to in the preceding paragraph.	(3) The reservation shall cease to have effect on the first day of the third calendar month after the notification referred to in the preceding paragraph.		
Article 1				
764	Article 1	Article 1		
Article 1, point (1)				
765	(1) The Convention shall enter into force on the first day of the month following the expiration of three months after the deposit of the third instrument of ratification, acceptance or approval referred to in Article 53.	(1) The Convention shall enter into force on the first day of the month following the expiration of three months after the deposit of the third instrument of ratification, acceptance or approval referred to in Article 53.		
Article 1, point (2)				
766	(2) Thereafter the Convention shall enter into force –	(2) Thereafter the Convention shall enter into force –		
Article 1, point (2)(a)				
767	a) for each State ratifying, accepting or approving it subsequently, on the first day of the month following the expiration of	a) for each State ratifying, accepting or approving it subsequently, on the first day of the month following the expiration of		

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	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	three months after the deposit of its instrument of ratification, acceptance, approval or accession;	three months after the deposit of its instrument of ratification, acceptance, approval or accession;		
Article 1, point (2)(b)				
768	b) for each State acceding, on the first day of the month following the expiration of three months after the expiration of the period of six months provided in Article 54, paragraph 3;	b) for each State acceding, on the first day of the month following the expiration of three months after the expiration of the period of six months provided in Article 54, paragraph 3;		
Article 1, point (2)(c)				
769	c) for a territorial unit to which the Convention has been extended in conformity with Article 55, on the first day of the month following the expiration of three months after the notification referred to in that Article.	c) for a territorial unit to which the Convention has been extended in conformity with Article 55, on the first day of the month following the expiration of three months after the notification referred to in that Article.		
Article 1				
770	Article 1	Article 1		
Article 1, point (1)				
771	(1) A State Party to the Convention may denounce it by a notification in writing addressed to the depositary. The denunciation may be limited to certain territorial units to which the Convention applies.	(1) A State Party to the Convention may denounce it by a notification in writing addressed to the depositary. The denunciation may be limited to certain territorial units to which the Convention applies.		
Article 1, point (2)				
772	(2) The denunciation takes effect on the first day of the month following	(2) The denunciation takes effect on the first day of the month following		

PUBLIC

	CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement
	the expiration of twelve months after the notification is received by the depositary. Where a longer period for the denunciation to take effect is specified in the notification, the denunciation takes effect upon the expiration of such longer period.	the expiration of twelve months after the notification is received by the depositary. Where a longer period for the denunciation to take effect is specified in the notification, the denunciation takes effect upon the expiration of such longer period.		
Article 1				
773	Article 1	Article 1		
Article 1, first paragraph				
774	The depositary shall notify the States Members of the Hague Conference on Private International Law and the States which have acceded in accordance with Article 54 of the following –	The depositary shall notify the States Members of the Hague Conference on Private International Law and the States which have acceded in accordance with Article 54 of the following –		
Article 1, first paragraph, point (a)				
775	a) the signatures, ratifications, acceptances and approvals referred to in Article 53;	a) the signatures, ratifications, acceptances and approvals referred to in Article 53;		
Article 1, first paragraph, point (b)				
776	b) the accessions and objections raised to accessions referred to in Article 54;	b) the accessions and objections raised to accessions referred to in Article 54;		
Article 1, first paragraph, point (c)				
777	c) the date on which the Convention enters into force in accordance with Article 57;	c) the date on which the Convention enters into force in accordance with Article 57;		
Article 1, first paragraph, point (d)				

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		CLEAN Commission Proposal	VS.EC EP Mandate	VS.EC Council Mandate	VS.EC Draft Agreement	
R	778	d) the declarations referred to in Article 32, paragraph 2, and Article 55;	d) the declarations referred to in Article 32, paragraph 2, and Article 55;			R
	Article 1, first paragraph, point (e)					
R	779	e) the agreements referred to in Article 37;	e) the agreements referred to in Article 37;			R
	Article 1, first paragraph, point (f)					
R	780	f) the reservation referred to in Article 51, paragraph 2, and the withdrawal referred to in Article 56, paragraph 2;	f) the reservation referred to in Article 51, paragraph 2, and the withdrawal referred to in Article 56, paragraph 2;			R
	Article 1, first paragraph, point (g)					
R	781	g) the denunciations referred to in Article 58.	g) the denunciations referred to in Article 58.			R
	Article 1, second paragraph					
R	782	In witness whereof the undersigned, being duly authorised thereto, have signed this Convention.	In witness whereof the undersigned, being duly authorised thereto, have signed this Convention.			R
	Article 1, third paragraph					
R	783	Done at The Hague, on the 13th day of January, 2000, in the English and French languages, both texts being equally authentic, in a single copy which shall be deposited in the archives of the Government of the Kingdom of the Netherlands, and of which a certified copy shall be sent, through diplomatic channels, to each of the States Members of the Hague Conference on Private International Law.	Done at The Hague, on the 13th day of January, 2000, in the English and French languages, both texts being equally authentic, in a single copy which shall be deposited in the archives of the Government of the Kingdom of the Netherlands, and of which a certified copy shall be sent, through diplomatic channels, to each of the States Members of the Hague Conference on Private International Law.			R

PUBLIC

	CLEAN	Commission Proposal	VS.EC	EP Mandate	VS.EC	Council Mandate	VS.EC	Draft Agreement	
Annex 11a									
R	783a			***Annex 11a [Text of the UNCRPD[1a]]*** _____ ***1a***. ***https://social.desa.un.org/issues/disability/crpd/convention-on-the-rights-of-persons-with-disabilities-articles***					R

PUBLIC

Commission Proposal Table 1

ATTESTATION CONCERNING A MEASURE DIRECTED TO THE PROTECTION OF ADULTS (Article 15 of Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 1

ATTESTATION CONCERNING A MEASURE DIRECTED TO THE PROTECTION OF ADULTS (Article 15 of Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 1

ATTESTATION CONCERNING A MEASURE DIRECTED TO THE PROTECTION OF ~~ADULTS~~**AN ADULT** (Article 15 of Regulation (EU) ~~20XX/X)~~**20XX/XX)**

PUBLIC

Commission Proposal Table 2

To be issued by a competent authority of the Member State of origin, upon application by an interested person, for the recognition, non-recognition or enforcement of a measure directed at the protection of an adult.

PUBLIC

EP Mandate Table 2

To be issued by a competent authority of the Member State of origin, upon application by an interested person, for the recognition, non-recognition or enforcement of a measure directed at the protection of an adult.

PUBLIC

Council Mandate Table 2

To be issued by a ~~competent authority~~**court** of the Member State of origin, upon application by ~~an interested~~**any** person **demonstrating a legitimate interest**, for the recognition, non-recognition or enforcement of a measure directed at the protection of an adult. **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 3

PUBLIC

1. Member State where the measure was taken (‘Member State of origin’) □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
2. Competent authority of the Member State of origin issuing this attestation 2.1 Name of the competent authority: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place and postcode: 2.3 Contact details 2.3.1. Telephone: 2.3.2. E-mail:
3. Authority which took the measure, if different from the one indicated in point 2 3.1 Name of the authority: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2. E-mail:
4. Measure 4.1 Date (dd/mm/yyyy): 4.2 Reference number:
5. Adult covered by the measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Other Party A[2] 6.1. □□Natural person 6.1.1 Surname(s) and given name(s): 6.1.2 Surname(s) at birth (if different from point 6.1.2): 6.1.3 Date (dd/mm/yyyy) and place of birth: 6.1.4 Identification number[3]: 6.1.4.1 National identity number: 6.1.4.2 Social security number: 6.1.4.3 Tax number: 6.1.4.4 Other (please specify): 6.1.5 Address 6.1.5.1 Street and number/PO box: 6.1.5.2 Place and postcode: 6.1.5.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia□□ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 6.2. □□The Other Party A is a legal person 6.2.1 Name of the organisation: 6.2.2 Registration of the organisation[4] 6.2.2.1 Registration number: 6.2.2.2 Designation of the register/registration authority: 6.2.2.3 Date (dd/mm/yyyy) and place of registration: 6.2.3. Address of the organisation 6.2.3.1 Street and number/PO box: 6.2.3.2 Place and postcode: 6.2.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 6.2.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 6.2.5 Other relevant information (please specify): 6.2.6 Contact details 6.2.6.1 Telephone: 6.2.6.2 E-mail:
7. □ The measure was taken in default of appearance 7.1 Adult or other party in default of appearance[5]: 7.2 That party was served with the document which instituted the proceedings or with an equivalent document: 7.2.1 □ No 7.2.2 □ Not known to the competent authority 7.2.3 □ Yes 7.2.3.1 Date of service

(dd/mm/yyyy):

8. □□The measure is subject to further appeal under the law of the Member State of origin

9. Date of legal effect of the measure in the Member State where the measure was taken (dd/mm/yyyy):

10. □□The measure was taken when the Adult concerned had not reached the age of 18 10.1 The Adult has reached the age of 18 on (dd/mm/yyyy):

11. The adult was given the opportunity to express his or her views 11.1 □ Yes, the hearing of the Adult took place on (dd/mm/yyyy): 11.2 □ Yes, but the Adult refused to be heard. 11.3 □ No, for the following reasons related to the urgency[6] of the case: 12.4 □ No, for the following reasons not related to the urgency of the case:

12. Name(s) of party(ies) who benefited from legal aid 12.1 □ Adult: as indicated in point 5 12.2 □ Other Party A: as indicated in point 6 12.3 □ Other Party B as identified on additional sheets attached to this attestation[7] 12.4 □ None of them 12.5 □ Other – please indicate:

13. The measure: 13.1 □ concerns the legal capacity of the Adult. 13.2 □ institutes a protective regime. 13.3 □ places the Adult under the protection of a judicial or administrative authority. 14.3.1 Name and address of the judicial or administrative authority: 13.4 □ designates one or several person(s) or body(ies) having charge of the Adult's person or property, representing or assisting the Adult (if this box is ticked please fill in Point 14) [8]. 13.4.1 □□the representative appointed is the same as Other Party A 13.4.2 □□the representative appointed is the same as Other Party B□ 13.4.3 □□the representative was not a party to the proceedings 13.4.3.1 Name(s) of the representative: 13.4.3.2 Address of the representative: 13.5 □ places or authorises the placement of the Adult in an establishment or other place where protection can be provided. 13.5.1 Name and address of the establishment or other place: 13.6 □ authorises or decides on the administration, conservation or disposal of the Adult's property. 13.6.1 designation of the Adult's property[9]: 13.7 □ authorises a specific intervention for the protection of the person or property of the Adult. 13.8 Other (please specify):

14. Powers of the representative(s) appointed 14.1 Representative A is in charge of the Adult's person[10] 15.1.1 □ for the following categories of acts: 15.1.2 □ for the following acts: 15.1.3 □ subject to the authorisation of : 14.2 Representative A is in charge of the Adult's property 14.2.1 □ for the following categories of acts: 14.2.2 □ for acts concerning: 14.2.2.1 □ movable property 14.2.2.2 □ immovable property 14.2.2.3 □ the following property: 14.2.2.4 □ subject to the authorisation of : 14.3 Other (please specify):

15. The measure: 15.1 □ expires on (dd/mm/yyyy): 15.2 □ will be reviewed on (dd/mm/yyyy): 15.3 □ is valid until amended or revoked 15.4 □ Other (please specify):

16. □ The measure determines costs and expenses of the proceedings[11] 16.1 The decision provides that[12]: 16.1.1 □ Surname(s) and given name(s): 16.1.2 □Name of an organisation or other legal person: 17.2 Must pay to: 17.2.1 □ Surname(s) and given name(s): 17.2.2 □ Name of an organisation or other legal person: 17.3 The sum of: … □ Euro (EUR) □ Bulgarian lev (BGN) □ Croatian kuna (HRK) □ Czech koruna (CZK) □ Hungarian forint (HUF) □ Polish zloty (PLN) □ Romanian leu (RON) □ Swedish krona (SEK) □ Other (please specify (ISO code)): 17.4 Any additional information which might be relevant (for example the bank account details where the sum should be paid):

17. Any additional information which might be relevant:

If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing the attestation: Reference number of the attestation:

1. Please indicate the most relevant number if applicable.
2. If there is more than one other party, please attach additional sheets, numbering the parties as ‘Other Party A’, ‘Other Party B’ etc., as necessary.
3. Please indicate the most relevant number if applicable.
4. Please indicate the most relevant number if applicable.
5. If more than one party was in default of appearance, please attach an additional sheet for each party.
6. Urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.
7. If more parties have benefited from legal aid, please attach an additional sheet for each additional party.
8. If more than one representative has been appointed, please attach an additional sheet for each additional representative. Please number the representatives as the ‘Representative A’, ‘Representative B’ etc., as necessary.
9. For instance address in case of immovable property, account details in case of financial assets.
10. If more than one representative has been appointed, please attach an additional sheet for each additional representative.
11. This point also covers situations where the costs are awarded in a separate decision. The mere fact that the amount of the costs has not been fixed yet should not prevent the court from issuing the certificate if a party wishes to seek recognition of the substantive part of the decision.
12. If more than one party has been ordered to bear the costs, please attach an additional sheet.

PUBLIC

EP Mandate Table 3

PUBLIC

1. Member State where the measure was taken (‘Member State of origin’) □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
2. Competent authority of the Member State of origin issuing this attestation 2.1 Name of the competent authority: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place and postcode: 2.3 Contact details 2.3.1. Telephone: 2.3.2. E-mail:
3. Authority which took the measure, if different from the one indicated in point 2 3.1 Name of the authority: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2. E-mail:
4. Measure 4.1 Date (dd/mm/yyyy): 4.2 Reference number:
5. Adult covered by the measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
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7. □ The measure was taken in default of appearance 7.1 Adult or other party in default of appearance[5]: 7.2 That party was served with the document which instituted the proceedings or with an equivalent document: 7.2.1 □ No 7.2.2 □ Not known to the competent authority 7.2.3 □ Yes 7.2.3.1 Date of service

(dd/mm/yyyy):

8. □□The measure is subject to further appeal under the law of the Member State of origin

9. Date of legal effect of the measure in the Member State where the measure was taken (dd/mm/yyyy):

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15. The measure: 15.1 □ expires on (dd/mm/yyyy): 15.2 □ will be reviewed on (dd/mm/yyyy): 15.3 □ is valid until amended or revoked 15.4 □ Other (please specify):

16. □ The measure determines costs and expenses of the proceedings[11] 16.1 The decision provides that[12]: 16.1.1 □ Surname(s) and given name(s): 16.1.2 □Name of an organisation or other legal person: 17.2 Must pay to: 17.2.1 □ Surname(s) and given name(s): 17.2.2 □ Name of an organisation or other legal person: 17.3 The sum of: … □ Euro (EUR) □ Bulgarian lev (BGN) □ Croatian kuna (HRK) □ Czech koruna (CZK) □ Hungarian forint (HUF) □ Polish zloty (PLN) □ Romanian leu (RON) □ Swedish krona (SEK) □ Other (please specify (ISO code)): 17.4 Any additional information which might be relevant (for example the bank account details where the sum should be paid):

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If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing the attestation: Reference number of the attestation:

1. Please indicate the most relevant number if applicable.
2. If there is more than one other party, please attach additional sheets, numbering the parties as ‘Other Party A’, ‘Other Party B’ etc., as necessary.
3. Please indicate the most relevant number if applicable.
4. Please indicate the most relevant number if applicable.
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8. If more than one representative has been appointed, please attach an additional sheet for each additional representative. Please number the representatives as the ‘Representative A’, ‘Representative B’ etc., as necessary.
9. For instance address in case of immovable property, account details in case of financial assets.
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11. This point also covers situations where the costs are awarded in a separate decision. The mere fact that the amount of the costs has not been fixed yet should not prevent the court from issuing the certificate if a party wishes to seek recognition of the substantive part of the decision.
12. If more than one party has been ordered to bear the costs, please attach an additional sheet.

PUBLIC

Council Mandate Table 3

PUBLIC

1. Member State where the measure was taken ('Member State of origin') □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
2. ~~Competent authority~~**Court** of the Member State of origin issuing this attestation 2.1 Name of the ~~competent authority~~**court**: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place ~~and~~**: 2.2.3** Postcode: 2.3 Contact details 2.3.1~~.~~ Telephone*****: 2.3.2~~.~~ E-mail*: **2.3.3 Other contact information*:**
3.Court~~3. Authority~~ which took the measure*** (mandatory**, if different from the one indicated in point ~~2~~ **2)** 3.1 Name of the ~~authority~~**court**: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place ~~and~~**: 3.2.3** Postcode: 3.3 Contact details 3.3.1 Telephone*****: 3.3.2~~.~~ E-mail*: **3.3.3 Other contact information*:**
4. Measure 4.1 Date (dd/mm/yyyy): 4.2 Reference number:
5. Adult covered by the measure ('adult') 5.1 Surname(s) ~~and~~**: 5.1a** Given name(s): 5.2 Surname(s) at birth (if different from point 5.1)*: 5.3 Date (dd/mm/yyyy) ~~and~~**of birth: 5.3a.** Place of birth **(if available)***: 5.4 Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]**:*** 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify)*: 5.6 Address**:** 5.6.1 Street and number/PO box: 5.6.2 Place ~~and~~**: 5.6.2a** Postcode: 5.6.3 Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details**:** 5.7.1 Telephone*: 5.7.2 E-mail*: 5.7.3 Other contact information*:
~~6. Other Party A~~~~2~~ ~~6.1. □□Natural person 6.1.1 Surname(s) and given name(s): 6.1.2 Surname(s) at birth (if different from point 6.1.2): 6.1.3 Date (dd/mm/yyyy) and place of birth: 6.1.4 Identification number~~~~3~~~~: 6.1.4.1 National identity number: 6.1.4.2 Social security number: 6.1.4.3 Tax number: 6.1.4.4 Other (please specify): 6.1.5 Address 6.1.5.1 Street and number/PO box: 6.1.5.2 Place and postcode: 6.1.5.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia□□ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 6.2. □□The Other Party A is a legal person 6.2.1 Name of the organisation: 6.2.2 Registration of the organisation~~~~4~~ ~~6.2.2.1 Registration number: 6.2.2.2 Designation of the register/registration authority: 6.2.2.3 Date (dd/mm/yyyy) and place of registration: 6.2.3. Address of the organisation 6.2.3.1 Street and number/PO box: 6.2.3.2 Place and postcode: 6.2.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO- code): 6.2.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 6.2.5 Other relevant information (please specify): 6.2.6 Contact details 6.2.6.1 Telephone: 6.2.6.2 E-mail:**
~~7. □ The measure was taken in default of appearance 7.1 Adult or other party in default of appearance~~~~5~~~~: 7.2 That party was served with the document which instituted the proceedings or with an equivalent document: 7.2.1 □ No 7.2.2 □ Not known to the competent authority 7.2.3 □ Yes 7.2.3.1 Date of service~~

(dd/mm/yyyy):

8. □□**6.** The measure is subject to further appeal under the law of the Member State of origin □ **Yes.** □ **No.**

7. Legal effect and enforceability 7.1 The measure is enforceable in the Member State where the measure was taken □ Yes. □ No. 7.2 Date of legal effect of the measure in the Member State where the measure was taken (dd/mm/yyyy): 7.3 Any additional information (if relevant)*:

9. Date of legal effect of the measure in the Member State where the measure was taken (dd/mm/yyyy):

10. □□The measure was taken when the Adult concerned had not reached the age of 18 10.1 The Adult has reached the age of 18 on (dd/mm/yyyy):

11**8**. The adult was given the opportunity to express his or her views 11.1 □ Yes, the hearing of the Adult took place on (dd/mm/yyyy): 11.2 □ Yes, but the Adult refused to be heard. 11.3 **: 8.1□ Yes, in the following manner: 8.2**□ No, for the following reasons related to the urgency**6** of the case: 12.4 □ No, for**3: 8.2.1 Nevertheless, the adult's will and preferences have been given due weight in** the following reasons not related to the urgency of the case**manner***:

12**9**.-Name(s) of party(ies) who benefited from legal aid 12.1*** 9.1** □ Adult: as indicated in point 5 12.2 □ Other Party A**9.2** □ **Representative**: as indicated in point 6 12.3**13 9.3** □ Other Party B as identified on additional sheets attached to this attestation**7** 12.4 □ None of them 12.5 □ Other – please indicate:**persons or bodies: as indicated in point 14**

13 **10**.-The measure **(one or more entries, as relevant): 10.1 □ concerns measures to support an adult in exercising his or her legal capacity. 10.2**: 13.1 □ concerns the legal capacity**determination of the incapacity** of the adult. 13.2 **10.3**□ institutes a protective regime. 13.3**10.3a □ institutes guardianship, curatorship or analogous institutions 10.4** □ places the adult under the protection of a judicial or administrative authority. 14.3.1 Name and address of the judicial or administrative authority: 13.4 **10.5**□ designates one or several person(s) or body(ies) having charge of the adult's person or property, representing or assisting the adult (if this box is ticked please fill in Point 14) **8**. 13.4.1 □□the representative appointed is the same as Other Party A 13.4.2 □□the representative appointed is the same as Other Party B□ 13.4.3 □□the representative was not a party to the proceedings 13.4.3.1 Name(s) of the representative: 13.4.3.2 Address of the representative: 13.5**Points 13 and 14) 10.6** □ places or authorises the placement of the adult in an establishment or other place where protection can be provided. 13.5.1 Name and address of the establishment or other place: 13.6 **10.7**□ authorises or decides on the administration, conservation or disposal of the adult's property. 13.6.1 designation of the Adult's property**9**: 13.7 **10.8** □ authorises a specific intervention for the protection of the person or property of the adult. 13.8**10.9** □ Other (please specify):

11. Content of the measure6:

14. Powers of the representative(s) appointed 14.1 Representative A is in charge of the Adult's person**10** 15.1.1 □ for the following categories of acts: 15.1.2 □ for the following acts: 15.1.3 □ subject to the authorisation of : 14.2 Representative A is in charge of the Adult's property 14.2.1 □ for the following categories of acts: 14.2.2 □ for acts concerning: 14.2.2.1 □ movable property 14.2.2.2 □ immovable property 14.2.2.3 □ the following property: 14.2.2.4 □ subject to the authorisation of : 14.3 Other (please specify):

15**12**.-The measure: 15.1**12.1** □ expires on (dd/mm/yyyy): 15.2**12.2** □ will be reviewed on (dd/mm/yyyy): 15.3**12.3** □ is valid until amended or revoked 15.4 **12.4** □ Other (please specify):

13. Representative (if appointed[7]) 13.1 □ Natural person 13.1.1 Surname(s): 13.1.2 Given name(s): 13.1.3 Surname(s) at birth (if different from point 13.1.1)*: 13.1.4 Date (dd/mm/yyyy) of birth: 13.1.5 Place of birth (if available)*: 13.1.6 Identification number[8]* 13.1.6.1 National identity number: 13.1.6.2 Social security number: 13.1.6.3 Tax number: 13.1.6.4 Other (please specify)*: 13.1.7 Address* 13.1.7.1 Street and number/PO box: 13.1.7.2 Place: 13.1.7.3 Postcode: 13.1.7.4 Country: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 13.2 □ Legal person 13.2.1 Name of the organisation: 13.2.2 Registration of the organisation 13.2.2.1 Registration number*: 13.2.2.2 Date (dd/mm/yyyy)*: 13.2.2.3 Place of registration: 13.2.3 Address of the organisation 13.2.3.1 Street and number/PO box: 13.2.3.2 Place: 13.2.3.3 Postcode: 13.2.3.4 Country: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 13.2.4 Person authorised to sign for the organisation 13.2.4.1 Surname(s) 13.2.4.2 Given name(s) 13.2.5 Other relevant information (please specify)*: 13.2.6 Contact details 13.2.6.1 Telephone*: 13.2.6.2 E-mail*: 13.2.6.3 Other contact information*: 13.3.Powers of the representative(s) appointed 13.3.1 Representative is in charge of the adult[9] 13.3.1.1 □ for the following acts: 13.3.1.2 □ subject to the authorisation of : 13.3.2 The representative's powers are limited to only supporting the adult □ Yes (please specify): □ No.

14. Other persons or bodies involved in the protection of the adult[10]* 14.1 □ Natural person 14.1.1 Surname(s): 14.1.2 Given name(s): 14.1.3 Surname(s) at birth (if different from point 14.1.1)*: 14.1.4 Date (dd/mm/yyyy) of birth: 14.1.5 Place of birth (if available)*: 14.1.6 Identification number[11]* 14.1.6.1 National identity number: 14.1.6.2 Social security number: 14.1.6.3 Tax number: 14.1.6.4 Other (please specify)*: 14.1.7 Address 14.1.7.1 Street and number/PO box: 14.1.7.2 Place: 14.1.7.3 Postcode: 14.1.7.4 Country: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 14.2 □ Legal person 14.2.1 Name of the organisation: 14.2.2 Registration of the organisation 14.2.2.1 Registration number*: 14.2.2.2 Date (dd/mm/yyyy)*: 14.2.2.3 Place of registration: 14.2.3 Address of the organisation 14.2.3.1 Street and number/PO box: 14.2.3.2 Place: 14.2.3.3 Postcode: 14.2.3.4 Country: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 14.2.4 Person authorised to sign for the organisation 14.2.4.1 Surname(s) 14.2.4.2 Given name(s) 14.2.5 Other relevant information (please specify)*: 14.2.6 Contact details 14.2.6.1 Telephone*: 14.2.6.2 E-mail*: 14.2.6.3 Other contact information*: 14.3 Role[12]:

~~16.~~ **15**□ The measure determines costs and expenses of the proceedings<**13**>[11]**13**>* **15.1** ~~16.1~~ The decision provides that~~12: 16.1.1 □~~ **14*: 15.1.1** Surname(s)~~ and~~ **15.1.2 :**Given name(s)~~: 16.1.2~~ **15.1.3** □Name of an organisation or other legal person: ~~17.2~~ **15.2** Must pay to***: 15.2.1**~~: 17.2.1~~ □ Surname(s) ~~and~~ **: 15.2.2 :**Given name(s)~~: 17.2.2 □~~ **15.2.3** □Name of an organisation or other legal person: ~~17.3~~ **15.3** The sum of: …* □ Euro (EUR) □ ~~Bulgarian lev (BGN) □ Croatian kuna (HRK)~~ □ Czech koruna (CZK) □ Hungarian forint (HUF) □ Polish zloty (PLN) □ Romanian leu (RON) □ Swedish krona (SEK) □ Other (please specify (ISO code)): ~~17.4~~ **15.4** Any additional information which might be relevant (for example the bank account details ~~where~~**to which** the sum should be paid):

~~17~~**16**. Any additional information which might be relevant*****:
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing the attestation: Reference number of the attestation:

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1. Please indicate the most relevant number ~~if applicable.~~
~~2. If there is more than one other party, please attach additional sheets, numbering the parties as 'Other Party A', 'Other Party B' etc., as necessary.~~
3. ~~Please indicate the most relevant number if applicable~~**According to Article 10, this could be because of the urgency of the case or where the adult was unable to express his or her views. An example of urgency is a situation where the adult must undergo an urgent medical surgery. Urgency also includes the situation where there is an imminent danger for the adult's property.**
4. ~~Please indicate the most relevant number if applicable.~~
~~5. If more than one party was in default of appearance, please attach an additional sheet for each party.~~
6. ~~Urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views~~**Please describe the measure. E.g. for placement, indicate the reasons and circumstances of the placement; for immovable property, the address; for financial assets, account details, etc**.
7. If **there is more than one representative, and/or other person or body involved in the protection of the adult** ~~more parties have benefited from legal aid~~, please attach ~~an~~ additional ~~sheet for each additional party~~**sheets, numbering them as 'A', 'B' etc. as necessary.**
8. ~~If more than one representative has been appointed,~~ Please ~~attach an additional sheet for each additional representative. Please~~**indicate the most relevant** number ~~the representatives as the 'Representative A', 'Representative B' etc~~**, if applicable**~~., as necessary.~~
9. **If more than one representative has been appointed, please attach an additional sheet for each additional representative**~~For instance address in case of immovable property, account details in case of financial assets~~.
10. If **there is** more than one ~~representative has been appointed~~**other person or body involved**, please attach ~~an~~ additional ~~sheet for each additional representatives~~**sheets, numbering them as 'A', 'B' etc. as necessary.**
11. ~~This point also covers situations where the costs are awarded in a separate decision. The mere fact that the amount of the costs has not been fixed yet should not prevent the court from issuing the certificate if a party wishes to seek recognition of the substantive part of the decision~~**Please indicate the most relevant number, if applicable**.
12. ~~If more than one party has been ordered to bear the costs,~~ Please ~~attach an additional sheets~~**specify how the person or other body is involved in the protection of the adult**.
13. This point also covers situations where the costs are awarded in a separate decision. The mere fact that the amount of the costs has not been fixed yet should not prevent the court from issuing the attestationcertificate if a party wishes to seek recognition of the substantive part of the decision.
14. If more than one party has been ordered to bear the costs, please attach an additional sheet.

Commission Proposal Table 4

ATTESTATION CONCERNING AN AUTHENTIC INSTRUMENT DIRECTED TO THE PROTECTION OF AN ADULT (Article 17 of Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 4

ATTESTATION CONCERNING AN AUTHENTIC INSTRUMENT DIRECTED TO THE PROTECTION OF AN ADULT (Article 17 of Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 4

ATTESTATION CONCERNING AN AUTHENTIC INSTRUMENT DIRECTED TO THE PROTECTION OF AN ADULT (Article ~~17~~**17(1)** of Regulation (EU) ~~20XX/X)~~**20XX/XX)**

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Commission Proposal Table 5

To be issued to accompany an authentic instrument directed to the protection of an adult upon application by a person wishing to use an authentic instrument in another Member State (‘authentic instrument’).

PUBLIC

EP Mandate Table 5

To be issued to accompany an authentic instrument directed to the protection of an adult upon application by a person wishing to use an authentic instrument in another Member State (‘authentic instrument’).

PUBLIC

Council Mandate Table 5

To be issued **by an authority** to accompany an authentic instrument directed to the protection of an adult upon application by a person wishing to use an authentic instrument in another Member State (‘authentic instrument’). **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 6

PUBLIC

1. Member State where the authentic instrument was formally drawn up or registered by a competent authority (‘Member State of origin’) □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
2. Competent authority of the Member State of origin issuing this attestation 2.1 Name of the competent authority: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place and postcode: 2.3 Contact details 2.3.1 Telephone: 2.3.2 E-mail:
3. Authority which formally drew up or registered the authentic instrument, if different from that indicated in point 2 3.1 Name of the authority: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2 E-mail:
4. Authentic instrument 4.1 Date (dd/mm/yyyy): 4.2 Reference number :
5. Adult concerned by the authentic instrument (‘Adult’): 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1.): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6. Address 5.6.1 Street and number/PO box: 5.6.2. Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Authenticity of the authentic instrument 6.1 □ Under the law of the Member State of origin, the authentic instrument has specific evidentiary effects compared to other written documents. 6.1.1 □ No 6.1.2 □ Yes. The specific evidentiary effects concern the following elements: 6.1.2.1 □ the date on which the authentic instrument was drawn up. 6.1.2.2 □ the place where the authentic instrument was drawn up. 6.1.2.3 □ the origin of any signature of the Adult. 6.1.2.4 □ the content of any declaration by the Adult 6.1.2.5 □ the facts that the competent authority declares as having been verified in its presence. 6.1.2.6 □ the actions which the competent authority declares to have carried out. 6.1.2.7 □ other (please specify): 6.2 □ Under the law of the Member State of origin, the authentic instrument may lose its specific evidentiary effects on the basis of (please indicate if relevant): 6.2.1 □ a judicial decision 6.2.1.1 □ given in an ordinary judicial procedure. 6.2.1.2 □ given in a special judicial procedure provided by the law for this purpose. 6.2.2 □ Other (please specify): 6.3 □ To the knowledge of the competent authority issuing the attestation, the authentic instrument has not been challenged in the Member State of origin as to its authenticity.
7. Legal acts and relationships recorded in the authentic instrument 7.1 To the knowledge of the competent authority issuing the attestation, the authentic instrument: 7.1.1 □ is not challenged as to the legal acts and/or legal relationships recorded 7.1.2 □ is being challenged as to the legal acts and/or legal relationships recorded on specific points not covered by this attestation (please specify): 7.2 Other relevant information (please specify):
8. Powers of representation 8.1□□ The authentic instrument records powers of representation granted by the Adult 8.2 Representative (person mandated to act in support or on behalf of the Adult) 8.2.1 Surname(s) and given name(s) or name of the organisation: 8.2.2 Where applicable, identification number[2]

8.2.2.1 National identity number: 8.2.2.2 Social security number: 8.2.2.3. Tax number: 8.2.2.4 Other (please specify): 8.2.3 Where applicable, registration of the legal person[3] 8.2.3.1 Registration number: 8.2.3 2 Designation of the register/registration authority: 8.2.3.3 Date (dd/mm/yyyy) and place of registration: 8.2.4 Address 8.2.4.1 Street and number/PO box: 8.2.4.2 Place and postcode: 8.2.4.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 8.3 In case more than one representative is appointed, the representatives act □ together (jointly)[4]; □ concurrently[5] (if necessary please specify): □ separately[6] (if necessary please specify): □ as substitutes[7] (if necessary please specify): 8.4 The powers of representation cover the following matters : 8.4.1 □ economic and financial matters 8.4.2 □ health 8.4.3 □ welfare and other personal matters 8.4.4 □ business or professional affairs or Adult's share in (a) corporation(s) 8.4.5 □ legal representation of the Adult 8.4.6 □ choice of the applicable law 8.4.7 □ choice of jurisdiction 8. 4.8 □ other, please specify: 8.1.5 The powers of representation 8.1.5.1 □care currently in force 8.1.5.1.1 Date of entry into force (dd/mm/yyyy): … 8.1.5.2 □ will enter into force in the future 8.1.5.2.1 □ upon confirmation by a competent authority 8.1.5.2.2 □ upon unilateral declaration of the representative 8.1.5.2.3 □ upon a decision of a third party 8.1.5.2.4 □ Where applicable, type of evidence required (e.g. a medical certificate):

9. Advance directives 9.1 □The authentic instrument records advance directives (instructions given and wishes made by a person) on the following matters 9.1.1 □ Health, if necessary please specify: 9.1.2 □ Welfare, including place of residence, if necessary please specify: 9.1.3 □ Other personal matters, if necessary please specify: 9.1.4 □ Economic and financial matters, if necessary please specify: 9.1.5 □ Choice of a natural person as a representative to be taken into account by the authorities taking a measure directed to the protection of the Adult 9.1.5.1 Surname(s) and given name(s) of the chosen representative: 9.1.5.2 Surname(s) of the chosen representative at birth (if different from point 9.1.5.1): 9.1.5.3 Date (dd/mm/yyyy) and place of birth: 9.1.5.5 Identification number[8]: 9.1.5.5.1 National identity number: 9.1.5.5.2 Social security number: 9.1.5.5.3 Tax number: 9.1.5.5.4 Other (please specify): 9.1.5.6 Address 9.1.5.6.1 Street and number/PO box: 9.1.5.6.2 Place and postcode: 9.1.5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 9.1.6 □ Choice of a legal person as a representative to be taken into account by the authorities taking a measure directed to the protection of the Adult 9.1.6.1 Name of the organisation: 9.1.6.2 Registration of the organisation[9] 9.1.6.2.1 Registration number: 9.1.6.2.2 Designation of the register/registration authority: 9.1.6.2.3 Date (dd/mm/yyyy) and place of registration: 9.1.6.3 Address of the organisation 9.1.6.3.1 Street and number/PO box: 9.1.6.3.2 Place and postcode: 9.1.6.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 9.1.6.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 9.1.6.5 Other relevant information (please specify): 9.1.6.6 Contact details 9.1.6.6.1 Telephone: 9.1.6.6.2 E–mail: 9.2 Other information in relation to the advance directives 9.2.1 Under the law of the state of origin: 9.2.1.1 □ advance directives have binding effects 9.2.1.2 □ advance directives should be treated as statements of wishes and preferences expressed by the Adult and should be given due respect 9.2.2 □□Other relevant information in relation to the advance directives:

10. Other information recorded in the authentic instrument:

11. Registration 11.1 □ The authentic instrument or one of its part is registered □□in a register of the Member State of origin □□in a register of another Member State

12. Any additional information which might be relevant:
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing the attestation: Reference number of the attestation:

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Please indicate the most relevant number if applicable.
4. Decisions are taken together by the representatives.
5. Different representatives are dealing with different matters. For example, one representative is dealing with financial matters of the Adult and another is dealing with health, welfare and other personal matters of the Adult.
6. Representatives may act individually.
7. One or more substitutes may be appointed if the representative(s) is/are not able or willing to take on their tasks.
8. Please indicate the most relevant number if applicable.
9. Please indicate the most relevant number if applicable.

EP Mandate Table 6

1. Member State where the authentic instrument was formally drawn up or registered by a competent authority (‘Member State of origin’) □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
2. Competent authority of the Member State of origin issuing this attestation 2.1 Name of the competent authority: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place and postcode: 2.3 Contact details 2.3.1 Telephone: 2.3.2 E-mail:
3. Authority which formally drew up or registered the authentic instrument, if different from that indicated in point 2 3.1 Name of the authority: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2 E-mail:
4. Authentic instrument 4.1 Date (dd/mm/yyyy): 4.2 Reference number :
5. Adult concerned by the authentic instrument (‘Adult’): 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1.): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6. Address 5.6.1 Street and number/PO box: 5.6.2. Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Authenticity of the authentic instrument 6.1 □ Under the law of the Member State of origin, the authentic instrument has specific evidentiary effects compared to other written documents. 6.1.1 □ No 6.1.2 □ Yes. The specific evidentiary effects concern the following elements: 6.1.2.1 □ the date on which the authentic instrument was drawn up. 6.1.2.2 □ the place where the authentic instrument was drawn up. 6.1.2.3 □ the origin of any signature of the Adult. 6.1.2.4 □ the content of any declaration by the Adult 6.1.2.5 □ the facts that the competent authority declares as having been verified in its presence. 6.1.2.6 □ the actions which the competent authority declares to have carried out. 6.1.2.7 □ other (please specify): 6.2 □ Under the law of the Member State of origin, the authentic instrument may lose its specific evidentiary effects on the basis of (please indicate if relevant): 6.2.1 □ a judicial decision 6.2.1.1 □ given in an ordinary judicial procedure. 6.2.1.2 □ given in a special judicial procedure provided by the law for this purpose. 6.2.2 □ Other (please specify): 6.3 □ To the knowledge of the competent authority issuing the attestation, the authentic instrument has not been challenged in the Member State of origin as to its authenticity.
7. Legal acts and relationships recorded in the authentic instrument 7.1 To the knowledge of the competent authority issuing the attestation, the authentic instrument: 7.1.1 □ is not challenged as to the legal acts and/or legal relationships recorded 7.1.2 □ is being challenged as to the legal acts and/or legal relationships recorded on specific points not covered by this attestation (please specify): 7.2 Other relevant information (please specify):
8. Powers of representation 8.1□□ The authentic instrument records powers of representation granted by the Adult 8.2 Representative (person mandated to act in support or on behalf of the Adult) 8.2.1 Surname(s) and given name(s) or name of the organisation: 8.2.2 Where applicable, identification number[2]

8.2.2.1 National identity number: 8.2.2.2 Social security number: 8.2.2.3. Tax number: 8.2.2.4 Other (please specify): 8.2.3 Where applicable, registration of the legal person[3] 8.2.3.1 Registration number: 8.2.3 2 Designation of the register/registration authority: 8.2.3.3 Date (dd/mm/yyyy) and place of registration: 8.2.4 Address 8.2.4.1 Street and number/PO box: 8.2.4.2 Place and postcode: 8.2.4.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 8.3 In case more than one representative is appointed, the representatives act □ together (jointly)[4]; □ concurrently[5] (if necessary please specify): □ separately[6] (if necessary please specify): □ as substitutes[7] (if necessary please specify): 8.4 The powers of representation cover the following matters : 8.4.1 □ economic and financial matters 8.4.2 □ health 8.4.3 □ welfare and other personal matters 8.4.4 □ business or professional affairs or Adult's share in (a) corporation(s) 8.4.5 □ legal representation of the Adult 8.4.6 □ choice of the applicable law 8.4.7 □ choice of jurisdiction 8. 4.8 □ other, please specify: 8.1.5 The powers of representation 8.1.5.1 □care currently in force 8.1.5.1.1 Date of entry into force (dd/mm/yyyy): … 8.1.5.2 □ will enter into force in the future 8.1.5.2.1 □ upon confirmation by a competent authority 8.1.5.2.2 □ upon unilateral declaration of the representative 8.1.5.2.3 □ upon a decision of a third party 8.1.5.2.4 □ Where applicable, type of evidence required (e.g. a medical certificate):

9. Advance directives 9.1 □The authentic instrument records advance directives (instructions given and wishes made by a person) on the following matters 9.1.1 □ Health, if necessary please specify: 9.1.2 □ Welfare, including place of residence, if necessary please specify: 9.1.3 □ Other personal matters, if necessary please specify: 9.1.4 □ Economic and financial matters, if necessary please specify: 9.1.5 □ Choice of a natural person as a representative to be taken into account by the authorities taking a measure directed to the protection of the Adult 9.1.5.1 Surname(s) and given name(s) of the chosen representative: 9.1.5.2 Surname(s) of the chosen representative at birth (if different from point 9.1.5.1): 9.1.5.3 Date (dd/mm/yyyy) and place of birth: 9.1.5.5 Identification number[8]: 9.1.5.5.1 National identity number: 9.1.5.5.2 Social security number: 9.1.5.5.3 Tax number: 9.1.5.5.4 Other (please specify): 9.1.5.6 Address 9.1.5.6.1 Street and number/PO box: 9.1.5.6.2 Place and postcode: 9.1.5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 9.1.6 □ Choice of a legal person as a representative to be taken into account by the authorities taking a measure directed to the protection of the Adult 9.1.6.1 Name of the organisation: 9.1.6.2 Registration of the organisation[9] 9.1.6.2.1 Registration number: 9.1.6.2.2 Designation of the register/registration authority: 9.1.6.2.3 Date (dd/mm/yyyy) and place of registration: 9.1.6.3 Address of the organisation 9.1.6.3.1 Street and number/PO box: 9.1.6.3.2 Place and postcode: 9.1.6.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 9.1.6.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 9.1.6.5 Other relevant information (please specify): 9.1.6.6 Contact details 9.1.6.6.1 Telephone: 9.1.6.6.2 E–mail: 9.2 Other information in relation to the advance directives 9.2.1 Under the law of the state of origin: 9.2.1.1 □ advance directives have binding effects 9.2.1.2 □ advance directives should be treated as statements of wishes and preferences expressed by the Adult and should be given due respect 9.2.2 □□Other relevant information in relation to the advance directives:

10. Other information recorded in the authentic instrument:

11. Registration 11.1 □ The authentic instrument or one of its part is registered □□in a register of the Member State of origin □□in a register of another Member State

12. Any additional information which might be relevant:
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing the attestation: Reference number of the attestation:

PUBLIC

1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Please indicate the most relevant number if applicable.
4. Decisions are taken together by the representatives.
5. Different representatives are dealing with different matters. For example, one representative is dealing with financial matters of the Adult and another is dealing with health, welfare and other personal matters of the Adult.
6. Representatives may act individually.
7. One or more substitutes may be appointed if the representative(s) is/are not able or willing to take on their tasks.
8. Please indicate the most relevant number if applicable.
9. Please indicate the most relevant number if applicable.

Council Mandate Table 6

1. Member State where the authentic instrument was formally drawn up or registered by ~~a competent~~**an** authority ('Member State of origin')~~.~~**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden

2.~~ Competent~~ Authority of the Member State of origin issuing this attestation 2.1 Name of the ~~competent~~ authority: 2.2 Address 2.2.1 Street and number/PO box: 2.2.2 Place~~ and~~**: 2.2.3** Postcode: 2.3 Contact details 2.3.1 Telephone*: 2.3.2 E-mail*: **2.3.3 Other contact information*:**

3. Authority which formally drew up or registered the authentic instrument, if different from that indicated in point 2* 3.1 Name of the authority: 3.2 Address: 3.2.1 Street and number/PO box: 3.2.2 Place~~ and~~**: 3.2.3** Postcode: 3.3 Contact details 3.3.1 Telephone*: 3.3.2 E-mail*: **3.3.3 Other contact information*:**

4. Authentic instrument 4.1 Date (dd/mm/yyyy): 4.2 Reference number :

5. Adult concerned by the authentic instrument ('adult'): 5.1 Surname(s)~~ and~~ **5.1a** Given name(s): 5.2 Surname(s) at birth (if different from point 5.1~~.~~)*: 5.3 Date (dd/mm/yyyy) ~~and~~**of birth: 5.3a** Place of birth **(if available)***: 5.4 Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]~~:~~* 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify)*: 5.6. Address 5.6.1 Street and number/PO box: 5.6.2 . Place ~~and~~**: 5.6.2a** Postcode: 5.6.3 Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone*: 5.7.2 E-mail*: 5.7.3 Other contact information*:

6. Authenticity of the authentic instrument~~ 6.1 □~~ **6.1** Under the law of the Member State of origin, the authentic instrument has specific evidentiary effects compared to other written documents. 6.1.1 □-No**.** 6.1.2 □-Yes. The specific evidentiary effects concern the following elements: 6.1.2.1-□ the date on which the authentic instrument was drawn up. 6.1.2.2 □ the place where the authentic instrument was drawn up. 6.1.2.3 □ the ~~origin of any signature of the Adult.~~ ~~6.1.2.4 □ the~~ content of any declaration by the adult**. 6.1.2. 4** □~~ 6.1.2.5 □ the~~ facts that the~~ competent~~ authority declares as having been verified in its presence. ~~6.1.2.6~~**6.1.2.5** □ the actions which the~~ competent~~ authority declares to have carried out. ~~6.1.2.7~~ **6.1.2.6** □ other (please specify): 6.2~~ □~~ Under the law of the Member State of origin, the authentic instrument may lose its specific evidentiary effects on the basis of ~~(please indicate if relevant)~~*: 6.2.1 □ a judicial decision 6.2.1.1 □ given in an ordinary judicial procedure. 6.2.1.2 □ given in a special judicial procedure provided by the law for this purpose. 6.2.2 □ Other (please specify): 6.3 ~~□~~ To the knowledge of the~~ competent~~ authority issuing the attestation, the authentic instrument has not been challenged in the Member State of origin as to its authenticity. □ **Yes.** □ **No.**

7. Legal acts and relationships recorded in the authentic instrument~~.~~* 7.1 To the knowledge of the~~ competent~~ authority issuing the attestation, the authentic instrument*: 7.1.1 □ is not challenged as to the legal acts and/or legal relationships recorded 7.1.2 □ is being challenged as to the legal acts and/or legal relationships recorded on specific points not covered by this attestation (please specify): 7.2 Other relevant information (please specify)*:

8. Powers of representation 8.1☐☐ The authentic instrument records powers of representation granted by the adult ☐ **Yes.** ☐ **No.** 8.2 Representative **8.2.1** ☐ **Natural** ~~(~~person ~~mandated to act in support or on behalf of the Adult) 8.2.1~~ **8.2.1.1** Surname(s) ~~and~~ **8.2.1.1a** Given name(s) ~~or name of the organisation: 8.2.2 Where applicable,~~**: 8.2.1.2** Identification number[2]***** 8.2.2.1 National identity number: 8.2.2.2 Social security number: 8.2.2.3. Tax number: 8.2.2.4 Other (please specify)***: 8.2.1.**~~: 8.2.3 Where applicable, registration of the legal person~~[3] ~~8.2.3.1 Registration number: 8.2.3.2 Designation of the register/registration authority: 8.2.3.3 Date (dd/mm/yyyy) and place of registration: 8.2.4~~ Address ~~8.2.4.1~~**8.2.1..1** Street and number/PO box: ~~8.2.4.2~~**8.2.1..2** Place ~~and~~**: 8.2.1..2a** Postcode: ~~8.2.4.3~~**8.2.1..3** Country**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): **8.2.2 ☐ Legal person 8.2.2.1 Name of the organisation: 8.2.2.2Registration of the legal person[3]* 8.2.2.21 Registration number*: 8.2.2.22 Date (dd/mm/yyyy)* 8.2.2.3 Place of registration: 8.2.2.3Address of the organisation 8.2.2.3.1 Street and number/PO box: 8.2.2.3.2 Place: 8.2.2.3.3 Postcode: 8.2.2.3.4 Country: ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO– code):** 8.3 In case more than one representative is appointed, the representatives ~~act~~**acts*** ☐ together (jointly)[4]; ☐ concurrently[5] (if necessary please specify): ☐ separately[6] (if necessary please specify): ☐ as substitutes[7] (if necessary please specify): **8.3a The representative's powers are limited to only supporting the adult** ☐ **Yes (please specify):** ☐ **No.** 8.4 The powers of representation cover the following matters~~-~~: 8.4.1 ☐ economic and financial matters 8.4.2 ☐ health 8.4.3 ☐ welfare and other personal matters 8.4.4 ☐ business or professional affairs or adult's share in (a) corporation(s) 8.4.5 ☐ legal representation of the adult ~~8.4.6 ☐ choice of the applicable law 8.4.7 ☐ choice of jurisdiction 8. 4.8~~**8.4. 6** ☐ other, please specify: ~~8.1.5~~**8.5** The powers of representation ~~8.1.5.1 ☐care~~**8.5.1 ☐are** currently in force ~~8.1.5.1.1~~**8.5.1.1** Date of entry into force (dd/mm/yyyy)~~: … 8.1.5.2~~ **8.5.2** ☐ will enter into force in the future ~~8.1.5.2.1~~**8.5.2.1** ☐ upon confirmation by a **court or** competent authority ~~8.1.5.2.2~~**8.5.2.2** ☐ upon unilateral declaration of the representative ~~8.1.5.2.3~~**8.5.2.3** ☐ upon a decision of a third party ~~8.1.5.2.4~~**8.6** ☐ Where applicable, type of evidence required (e.g. a medical certificate)*****:

9. Advance directives 9.1 ☐ The authentic instrument records advance directives (instructions given and wishes made by ~~a person~~**the adult**) ☐ **Yes.** ☐ **No. 9.1a. The authentic instrument records advance directives** on the following matters ~~9.1.1~~**9.1a.1** ☐ Health, if necessary please specify: ~~9.1.2~~**9.1a.2** ☐ Welfare, including place of residence, if necessary please specify: ~~9.1.3~~**9.1a.3** ☐ Other personal matters, if necessary please specify: ~~9.1.4~~**9.1a.4** ☐ Economic and financial matters, if necessary please specify: ~~9.1.5~~**9.1a.5** ☐ Choice of a natural person as a representative to be taken into account by the ~~authorities~~**courts** taking a measure directed to the protection of the adult ~~9.1.5.1~~**9.1a.5.1** Surname(s) ~~and given~~**: 9.1a.5.1a.Given** name(s) of the chosen representative: ~~9.1.5.2~~**9.1a.5.2** Surname(s) of the chosen representative at birth (if different from point 9.1.5.1)***: 9.1a.5.3**~~: 9.1.5.3~~ Date (dd/mm/yyyy) ~~and~~**of birth: 9.1a.5.3a.** Place of birth **(if available)*: 9.1a.5. 4**~~: 9.1.5.5~~ Identification number[8]~~: 9.1.5.5.1~~*** 9.1a.5.4.1** National identity number: ~~9.1.5.5.2~~**9.1a.5.4.2** Social security number: ~~9.1.5.5.3~~**9.1a.5.4.3** Tax number: ~~9.1.5.5.4~~**9.1a.5.4.4** Other (please specify)***: 9.1a.5.5**~~: 9.1.5.6~~ Address ~~9.1.5.6.1~~**9.1a.5.5.1** Street and number/PO box: ~~9.1.5.6.2~~**9.1a.5.5.2** Place ~~and~~**: 9.1a.5.5.2a** Postcode: ~~9.1.5.6.3~~**9.1a.5. 5.3** Country**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): ~~9.1.6~~**9.1a.6** ☐ Choice of a legal person as a representative to be taken into account by the ~~authorities~~ **courts** taking a measure directed to the protection of the adult ~~9.1.6.1~~**9.1a.6.1** Name of the organisation: ~~9.1.6.2~~**9.1a.6.2** Registration of the organisation~~9~~ ~~9.1.6.2.1~~ **9.1a.6.2.1** Registration number*: 9.1.6.2.2 ~~Designation of the~~

~~register/registration authority: 9.1.6.2.3~~ Date (dd/mm/yyyy)*** : 9.1.6.2.3** ~~and~~ Place of registration: ~~9.1.6.3~~**9.1a.6.3** Address of the organisation 9.1.6.3.1 Street and number/PO box: ~~9.1.6.3.2~~**9.1a.6.3.2** Place ~~and~~**: 9.1a.6.3.2a** Postcode: ~~9.1.6.3.3~~**9.1a.6.3.3** Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ~~ISO code): 9.1.6.4 Surname(s) and given name(s) of a~~**ISO-code): 9.1a.6.4** person authorised to sign for the organisation: ~~9.1.6.5~~**9.1.6.4.1 Surname(s) 9.1.6.4.2 Given name(s) 9.1a.6.5** Other relevant information (please specify)***: 9.1a.6.6**~~: 9.1.6.6~~ Contact details ~~9.1.6.6.1~~**9.1a.6.6.1** Telephone***: 9.1a.6.6.2 Email*: 9.1a.6.6.3**~~: 9.1.6.6.2 E-mail: 9.2~~ Other **contact** information***: 9.2 Other relevant information (including on matters covered by advance directives)** in relation to the advance directives ~~9.2.1 Under the law of the state of origin: 9.2.1.1 □ advance directives have binding effects 9.2.1.2 □ advance directives should be treated as statements of wishes and preferences expressed by the Adult and should be given due respect 9.2.2 □□Other relevant information in relation to the advance directives:~~**, please specify*:**

10. Other information recorded in the authentic instrument*****:

11. Registration ~~11.1 □~~*** 11.1** The authentic instrument**,** or ~~one of its~~ part **of it,** is registered***** □ □in a register of the Member State of origin □ □in a register of another Member State

12. Any additional information which might be relevant*****:

If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the ~~competent~~ authority issuing the attestation: Reference number of the attestation:

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Please indicate the most relevant number if applicable.
4. Decisions are taken together by the representatives.
5. Different representatives are dealing with different matters. For example, one representative is dealing with financial matters of the adult**,** and another is dealing with health, welfare and other personal matters of the adult.
6. Representatives may act individually.
7. One or more substitutes may be appointed if the representative(s) is/are not able or willing to take on their tasks.
8. Please indicate the most relevant number if applicable.
9. ~~Please indicate the most relevant number if applicable.~~

Commission Proposal Table 7

IMPORTANT This Certificate is for use by a representative or representatives, who need to invoke their powers to represent an adult who, by reason of an impairment or insufficiency of his or her personal faculties, is not in a position to protect his or her interests. This Certificate may be used to demonstrate that the person designated in this Certificate as a representative of the adult is authorised to represent the adult. This Certificate is issued by a competent authority of a Member State where the measure was taken or powers of representation were confirmed ('issuing authority'). The original of this Certificate remains in the possession of that issuing authority and only its certified copies are issued. The Certificate is valid until the date indicated in the appropriate box at the end of this form. Effects of this Certificate in the Union: — The person indicated in the Certificate as the adult's representative is presumed to have the powers mentioned in the Certificate with no conditions and/or restrictions being attached to those powers other than those stated in the Certificate. — Any person who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the Certificate as the adult's representative with respect to a certain matter, shall be considered to have dealt with someone with authority to represent the adult in that matters, unless the person knows that the contents of the Certificate are not accurate or valid or is unaware of such inaccuracy or invalidity due to gross negligence. — The Certificate has these effects in the European Union, with the exception of Denmark [and Ireland].

EP Mandate Table 7

IMPORTANT This Certificate is for use by a representative or representatives, who need to invoke their powers to represent an adult who, by reason of an impairment or insufficiency of his or her personal faculties, is not in a position to protect his or her interests. This Certificate may be used to demonstrate that the person designated in this Certificate as a representative of the adult is authorised to represent the adult. This Certificate is issued by a competent authority of a Member State where the measure was taken or powers of representation were confirmed ('issuing authority'). The original of this Certificate remains in the possession of that issuing authority and only its certified copies are issued. The Certificate is valid until the date indicated in the appropriate box at the end of this form. Effects of this Certificate in the Union: — The person indicated in the Certificate as the adult's representative is presumed to have the powers mentioned in the Certificate with no conditions and/or restrictions being attached to those powers other than those stated in the Certificate. — Any person who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the Certificate as the adult's representative with respect to a certain matter, shall be considered to have dealt with someone with authority to represent the adult in that matters, unless the person knows that the contents of the Certificate are not accurate or valid or is unaware of such inaccuracy or invalidity due to gross negligence. — The Certificate has these effects in the European Union, with the exception of Denmark [and Ireland].

Council Mandate Table 7

IMPORTANT This Certificate is for use by a representative or representatives, who need to invoke their powers to represent **or support** an adult who, by reason of an impairment or insufficiency of his or her personal faculties, is not in a position to protect his or her interests. This Certificate may be used to demonstrate that the person designated in this Certificate as a representative of the adult is authorised to represent **or support** the adult. This Certificate is issued by a **court or a** competent authority of ~~a~~**the** Member State where the measure was taken or powers of representation were confirmed ('issuing authority'). The original of this Certificate remains in the possession of that issuing authority and only its certified copies are issued. **Where possible under national law, Member States can issue the Certificate in a digital format.** The Certificate is valid until the date indicated in the appropriate box at the end of this form **unless withdrawn, rectified, modified or suspended before that date in accordance with the applicable procedures of Regulation (EU) 20XX/XX**. Effects of this Certificate in the Union: ~~—-~~ The person indicated in the Certificate as the adult's representative is presumed to have the powers mentioned in the Certificate with no conditions and/or ~~restrictions~~**limitations** being attached to those powers other than those stated in the Certificate. ~~—-~~ Any person ~~who, acting on the basis of the information certified in a valid Certificate, deals with someone indicated in the~~**to whom a** Certificate ~~as~~**issued in accordance with Regulation (EU) 20XX/XX is presented may rely on the fact that** the adult's representative ~~with respect to a certain matter,~~**indicated in the Certificate is authorised to represent or support the adult as specified in that Certificate. That person** shall be considered to have dealt with ~~someone with authority to represent~~**an authorised representative of** the adult ~~in that matters~~, unless the person knows that the ~~contents~~**content** of the Certificate ~~are~~**is** not accurate ~~or valid~~ or is unaware of such inaccuracy ~~or invalidity~~ due to gross negligence. ~~—-~~ The Certificate has these effects in the European Union, with the exception of Denmark [and Ireland]. **- The Certificate may produce effects in the Member State where it was issued if the national law of that Member State has determined that the Certificate produces effects in that State (see point 9.3). - The Certificate shall not produce effects following the death of the adult concerned. Non-mandatory fields are marked with an ***

Commission Proposal Table 8

1. Competent authority that issued the Certificate (‘Issuing authority’) 1.1 Member State of the issuing authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name and designation of the issuing authority: 1.3 Address of the issuing authority 1.3.1 Street and number/PO box: 1.3.2 Place and postcode: 1.4 Contact details 1.4.1 Telephone: 1.4.2 E–mail:
2. Details concerning the adult to be represented (‘Adult’) 2.1 Surname(s) and given name(s): 2.2 Surname(s) at birth (if different from point 2.1): 2.3 Date of birth (dd/mm/yyyy): 2.4 Place of birth (town/country/(ISO code)): 2.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): □ Unknown 2.6 Identification number (please indicate the most relevant number(s)) 2.6.1 National identity number: 2.6.2 Social security number: 2.6.3 Tax number: 2.6.4 Other (please specify): 2.7 Address 2.7.1 Street and number/PO box: 2.7.2 Place and postcode: 2.7.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 2.8 Contact details 2.8.1 Telephone: 2.8.2 E– mail: 2.8.3 Other contact information:
If the basis for the representation is a measure directed to the protection of the adult: 3. Source measure 3.1 The source measure was taken by: □ the same authority that issues this Certificate □ another competent authority in the Member State 3.2 If the measure was not taken by the competent authority that issues this Certificate, please indicate the name and designation of the competent authority that has taken the measure: 3.3 Reference number of the source measure: 3.4 Date when the source measure was taken (dd/mm/yyyy): 3.5 □ The source measure is registered in a Member State protection register[1] 3.5.1 Additional details identifying the register: 3.5.2 Reference number of the source measure in the register: 3.6 □ The measure is subject to an appeal under the law of the Member State of origin 3.6.1 □ The measure that is subject to an appeal under the law of the Member State of origin is provisionally applicable 3.7 Based on the measure, the representative can act 3.7.1in the capacity of : 3.7.2 under the following law[2] :
If the basis for the representation is a confirmed powers of representation: 4. Source confirmed powers of representation 4.1 The powers of representation were confirmed by: □ the same competent authority that issues this Certificate □ another competent authority 4.2 If the powers of representation were not confirmed by the authority that issues this Certificate, please indicate the name and designation of the competent authority that has confirmed them: 4.3 Date when the powers of representation were drawn up by the Adult (dd/mm/yyyy): 4.4 Date of confirmation of the source confirmed powers of representation (dd/mm/yyyy): 4.5 Reference number of the source confirmed powers of representation: 4.6 □ The source confirmed powers of representation are registered in a Member State register[3] 4.6.1 Additional details identifying the register: 4.6.2 Reference number of the source confirmed powers of representation in the register:
5. Representative(s) of the Adult 5.1 The number of the Adult’s representatives □ One □ More than one – Please indicate the number of the Adult’s representatives: If the Adult has more than one representative, please fill in the Sections 6 (Details concerning the representative of the Adult), 7 (the powers of a representative) and 8 (limitations of the powers of the representative) for each of the representatives separately, attaching a sheet for each representative

and numbering the representatives as the ‘Representative A’, ‘Representative B’ etc., as necessary. 5.2 If the Adult has more than one representative, how can the representatives represent the Adult? (Please choose one of the options) □ Each of the Adult’s representatives can act alone or they can act together □ All Adult’s representatives have to act together or in agreement □ Each representative acts within the scope of powers entrusted to him or her and the representatives’ powers do not overlap □ Other. Please explain the specific rules or arrangements concerning the Adult’s representation[4]:

6. Details concerning the representative of the Adult (‘Representative’) 6.1 If the Representative is a natural person 6.1.1 Surname(s) and given name(s): 6.1.2 Date (dd/mm/yyyy) and place of birth (town/country/(ISO code)): 6.1.3 Identification number (please indicate the most relevant number) 6.1.3.1 National identity number: 6.1.3.2 Social security number: 6.1.3.3 Tax number: 6.1.3.4 Other (please specify): 6.1.4 Address 6.1.4.1 Street and number/PO box: 6.1.4.2 Place and postcode: 6.1.4.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 6.1.5 Contact details 6.1.5.1 Telephone: 6.1.5.2 E–mail: 6.1.5.3 Other contact information: 6.2 If the Representative is a legal person 6.2.1 Name of the organisation: 6.2.2 Registration of the organisation (please indicate the most relevant number if applicable) 6.2.2.1 Registration number: 6.2.2.2 Designation of the register/registration authority: 6.2.2.3 Date (dd/mm/yyyy) and place of registration: 6.2.3. Address of the organisation 6.2.3.1 Street and number/PO box: 6.2.3.2 Place and postcode: 6.2.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 6.2.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 6.2.5 Other relevant information (please specify): 6.2.6 Contact details 6.2.6.1 Telephone: 6.2.6.2 E–mail:

7. Powers of the Representative 7.1 Are the Representative’s powers limited to a particular intervention (i.e. limited to representing the Adult with respect to a specific legal act, transaction or other similar specific purpose)? □ Yes □ No, the powers are not limited to a particular intervention. 7.1.1 If the representation is limited to a particular intervention, please provide details about the nature of that intervention: If they are not limited to a particular intervention, please fill in Sections 7.2 to 7.5. 7.2 Representation related to the Adult’s property 7.2.1 □ The Representative has any representative powers and/or rights related to Adult’s property matters, e.g. the administration, conservation or disposal of the Adult’s property and management of Adult’s assets 7.2.1.1 The Representative has the following powers and/or rights concerning the Adult’s immovable property: □ continuous administration and conservation of the Adult’s immovable property and assets □ to acquire immovable property in the Adult’s name or on the Adult’s behalf □ conclude, renew and/or terminate vis– à– vis a third party a lease of immovable property belonging to the Adult □ to sell the Adult’s immovable property □ to donate the Adult’s immovable property □ to dispose of the Adult’s immovable property other than by selling or donating it □ to carry out works, alterations and repairs of the Adult’s immovable property, including a major ones □ to enter, modify, or terminate a contractual relation concerning carrying out improvement works, alterations and repairs of the Adult’s immovable property □ to create and terminate rights in rem on the Adult’s immovable property (usufruct, use, servitude, etc.) or otherwise encumber the Adult’s immovable property □ to take out a mortgage on the Adult’s immovable property □ to repay, modify, discharge or otherwise legally act with respect to a mortgage on the Adult’s immovable property □ to represent the Adult in matters concerning the administration of an Adult’s building and/or land, including shared administration with other owners of the immovable property or inhabitants □ to submit, receive, amend and/or withdraw applications and forms concerning the Adult’s immovable property □ to make declarations concerning the Adult’s immovable property □ to carry out legal acts and/or legal transactions with respect to the above matters related to Adult’s immovable property □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult’s immovable property □ to assist the Adult with

discharging of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult's immovable property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters related to Adult's immovable property □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters related to Adult's immovable property – Please specify the legal proceedings: □ Other powers and/or rights of the Representative related to the Adult's immovable property – Please specify: 7.2.1.2 The Representative has the following powers and/or rights concerning other property besides immovable one (hereinafter as: 'other property'): (Please select any powers and/or rights with respect to other property of the Adult) □ continuous administration and conservation of the Adult's other property □ to acquire other property in the Adult's name or on the Adult's behalf □ to sell Adult's other property □ to make donations and/or gifts from the Adult's other property □ to make donations and/or gifts from the Adult's other property under conditions[5] – Please specify: □ to dispose of the Adult's other property by other means than by selling or donating it □ to enter in the Adult's name or on the Adult's behalf into liabilities concerning the Adult's other property □ to receive payments, income, capital and/or valuables □ to manage and/or modify the Adult's bank account(s), including all related transactions and legal acts □ to receive information, including any account statements, from banks and similar institutions concerning the Adult's bank account(s) and other property □ to receive access and/or login details to the Adult's bank account(s) □ to open a new bank account in the Adult's name or on the Adult's behalf □ to apply for the issue of (a) credit card(s) to the Adult's bank account(s) and to receive it □ to apply for the issue of (a) debit card(s) to the Adult's bank account(s) and to receive it □ to establish, modify or terminate direct deposits or scheduled payments from the Adult's bank account(s) □ to close Adult's bank account(s) and transfer or withdraw funds from the account(s) □ to withdraw money and make payments from the Adult's bank account(s) □ to use the Adult's financial means and make payments □ to use the Adult's financial means and make payments to fulfil existing legal obligations of the Adult vis– à– vis third parties concerning other property (such as repayment of credit cards etc.) □ to use the Adult's financial means and make payments to cover his or her costs for performing the role as a Representative □ to use the Adult's financial means and make payments for the purpose of – Please specify: □ to reutilise excess capital and income □ to receive information on the Adult's other financial instruments □ to manage and/or modify (a) contract(s) for Adult's securities and financial instruments □ to terminate (a) contract(s) for the management of Adult's securities and financial instruments □ to act in the Adult's name or on Adult's behalf concerning transactions involving securities and financial instruments □ to discharge of any Adult's debts and/or other obligations that are legally enforceable □ to discharge of any Adult's debts and/or other obligations □ to carry out legal acts and/or legal transactions concerning other property □ to carry out (a) contract(s) entered into by the Adult concerning other property □ to discharge of the Adult's responsibilities and legal obligations concerning other property □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations concerning other property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf concerning Adult's other property □ to conduct, in the Adult's name or on the Adult's behalf, only the following legal proceedings concerning the Adult's other property – Please specify the legal proceedings: □ Other powers and/or rights of the Representative related to other property – Please specify: Comments: 7.2.1.3 The Representative has the following powers and/or rights related to succession: (Please select those which apply) □ to accept inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate if the estate is over– indebted □ to represent the Adult in any succession proceedings, including with respect to judicial authorities and/or financial or taxation ones □ Other powers and/or rights of the Representative related to succession – Please specify: Comments: 7.3 Representation related to the Adult's person and the Adult's personal welfare 7.3.1 □ The representative has any powers and/or rights concerning health– related interests of the Adult 7.3.1.1 The Representative has the following health– related powers and/or rights: (Please select those which apply) □ to accompany the Adult for a healthcare treatment □ to receive information concerning the Adult's health □ to consult medical documentation of the Adult □ to authorise the release of medical documentation to other parties □ to represent the Adult's interests in health– related matters □ to decide on an outpatient care of the Adult □ to decide on an inpatient care of the Adult □ to give a consent, to refuse to give a consent or to withdraw a

consent to a health treatment, examination of other medical intervention □ to decide on the continuation or discontinuation of health treatment, with the exception of life– sustaining treatment[6] □ to decide on the continuation or discontinuation of health treatment, including (dis)continuation of life– sustaining treatment[7] □ to carry out legal acts and/or legal transactions with respect to the above matters concerning healthcare interests of the Adult □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning healthcare interests of the Adult □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning healthcare interests of the Adult □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning healthcare interests of the Adult: – Please specify the legal proceedings: □ Other health– related powers and/or rights of the Representative – Please specify: Comments: 7.3.2 □ The Representative has any powers and/or rights concerning the Adult's place of residence or housing 7.3.2.1 The Representative has the following powers and/or rights: (Please select those which apply) □ to determine the place of residence of the Adult with the consent of the Adult □ to determine the place of residence of the Adult with the consent of other person or authority □ to determine the place of residence of the Adult □ to conclude, modify or terminate a contract with an establishment or with a place providing housing □ to conclude, modify or terminate a contract with an establishment or with a place providing housing with care or where protection of the Adult can be provided □ so long as this is necessary, to decide on a transfer or admission of the Adult for an inpatient stay in a hospital or similar institution □ to conclude a lease for an apartment or other form of housing intended for the Adult's living and to modify or terminate that contract □ to determine other practical matters concerning the Adult's household □ to represent the Adult in matters concerning the administration of a building and/or land where the Adult lives, including shared administration with other owners or inhabitants □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's place of residence or housing □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's place of living and housing □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning the Adult's place of residence or housing □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's place of residence or housing – Please specify the legal proceedings: □ Other powers and/or rights concerning the Adult's place of residence or housing – Please specify: Comments: 7.3.3 The Representative has also the following other powers and/or rights related to the Adult's person and or the Adult's personal welfare: (Please select those which apply) □ to determine what contact, if any, the Adult is to have with (a) specific person(s) □ to make an order prohibiting (a) specific person(s) from having contact with the Adult □ to take actions which will have the effect on the Adult's membership in association or other organisations □ to take any act relating to the Adult's pet or domestic animal □ Other powers and/or rights related to the Adult's person and or the Adult's personal welfare – Please specify: Comments: 7.4 Representation related to the Adult's legal and business affairs 7.4.1 The Representative has the following general powers and/or rights related to a management of the Adult's legal and business affairs (Please select those which apply): □ to make decisions and actions related to running the Adult's business, trade, or other professional activities that are of an interim, temporary or routine nature □ to make decisions and actions related to running the Adult's business, trade, or other professional activities, including interventions with a permanent or structural impact on the course of the business, trade, or other professional activity □ to make decisions and actions in connection with the Adult's shareholding in a company, including the exercise of shareholder rights (e.g. exercising voting rights at shareholder meetings) and other interventions, including the sale of a share □ to conclude, renew and/or terminate a lease of business premises for the Adult's business, trade, or other professional activities □ to take actions which will have the effect on the Adult's membership in business corporations or the Adult's share in a corporation □ to represent the Adult in dealings with banks and financial and/or credit institutions □ to represent the Adult in dealings with insurance providers with respect to an insurance policies on matters within the scope of the

Representative's powers, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's property and assets, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's business or professional activities, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's person, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with pension and social authorities □ to represent the Adult in dealings with taxation and finance authorities □ to represent the Adult in dealings with public authorities □ to represent the Adult in dealings with other authorities or private entities □ to represent the Adult when contracting with third parties □ to make decisions related to the conclusions, modification or termination of contracts with respect to the above matters concerning Adult's legal and business affairs □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's legal and business affairs □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's legal and business affairs □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning Adult's legal and business affairs □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's legal and business affairs – Please specify the legal proceedings: □ Other powers and/or rights related to a discharge of the Adult's legal and business affairs – Please specify: Comments: 7.5 Other powers and/or rights of the Representative 7.5.1 The Representative has the following other powers and/or rights: (Please select those which apply) □ to delegate all his or her powers and rights to a third party □ to delegate some of his or her powers and rights to a third party □ to appoint his or her deputies with respect to all his or her powers and rights □ to appoint his or her deputies with respect to some of his or her powers and rights Please specify: □ to appoint an asset manager for the Adult's property □ to receive mail addressed to the Adult □ within the scope of the Representative's powers, to receive, open and read mail, including electronic mail, addressed to the Adult □ Other powers and/or rights of the Representative – Please specify if there are other powers and/or rights of the Representative not mentioned in any of the above sections of the Certificate Comments:

8. Limitations of the powers of the Representative 8.1 Are the above powers and/or rights of the Representative specifically limited to a particular Member State or territory? □ No □ Yes – Please specify which powers and/or rights are limited and the nature of the geographical limitation: 8.2 In the following matters, the Representative can act only subject to a consent by an authority, other entity, or a person[8]: (Please elaborate on those matters and the necessary consents) 8.2.1 This list of necessary consents is □ illustrative □ exhaustive 8.3 In the following matters, the Representative can act only subject to certain other conditions[9]: (Please elaborate on those matters and the related conditions) 8.3.1 This list of conditions is □ illustrative □ exhaustive 8.4 The Representative is not entitled to represent the Adult in the following 8.4.1 This list is of matters outside of the scope of Representative's powers is □ illustrative □ exhaustive 8.4.2 The following powers are retained by the Adult under the applicable law[10]: 8.4.3 The following powers are retained by the Adult under the source measure or source confirmed powers of representation:

9. Validity of the Certificate 9.1 The issuing authority has considered the appropriate period of validity of the Certificate[11] and determined that the Certificate should be valid until (dd/mm/yyy): 9.2 Any comments concerning the period of validity of the Certificate:

10. Any additional information which might be relevant:

The issuing authority certifies that it has taken all steps pursuant to Article 38 of the Regulation (EU) 20XX/X, in particular that it: — verified elements pursuant to Article 38(1) of the Regulation; — consulted, where feasible, the system of interconnection pursuant to Article 38(3) of the Regulation; — took or will take all necessary steps to inform the Adult and any person with legitimate interest about the issuance of this Certificate pursuant to Article 38(8) of the Regulation; — determined the appropriate period of validity of the Certificate pursuant to Article 38(9) of the Regulation. Reference number of the Certificate: Date of the issuance of the Certificate (dd/mm/yyyy): The Certificate is valid until (dd/mm/yyyy): If additional sheets have been added, state the total number of pages: Signature and/or stamp of the issuing authority:

PUBLIC

1. Pursuant to Articles 45 or 46 of the Regulation (EU) 20XX/X.
2. Under the Regulation (EU) 20XX/X, in exercising their jurisdiction, the authorities should in principle apply their own law.
3. Pursuant to Article X of the Regulation (EU) 20XX/X.
4. In particular, please explain the circumstances or indicate the legal acts for which more than one representative has to be involved and specify which of the Adult's representatives are to be involved.
5. Depending on national law, the conditions for making a donation or a gift may be for instance that the gift is made on customary occasions to family members, or that the donation or the gift is not unreasonable having regard to all the circumstances, in particular the size of the Adult's property and assets.
6. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.
7. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.
8. Whether that rule stems from the source measure or the source powers of representation (for instance where the Adult named another person as someone who needs to be consulted on certain matters) or from national law. Depending on national law on the protection of adults, specific rules may exist requiring an authorization by a court or other public body e.g. for transactions involving the immovable property of an adult or for donations of a property of an adult or for transactions where a property of an adult is sold or otherwise transferred to his or her representative.
9. Whether those conditions stem from the source measure or the source confirmed powers of representation or from national law. Depending on national law, specific conditions may exist for instance for the sale of immovable property of an adult, e.g. that the property may only be sold through a public auction or that a property of an adult cannot be transferred to a representative himself or herself.
10. Depending on national law, representation of an adult is excluded for instance in certain highly personal decisions.
11. The validity of the Certificate should be limited. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should in principle be limited to a year. However, the issuing authority may determine the validity of the Certificate differently on a case-by-case basis. In doing so, it should consider in particular the nature and the expected duration of the protection, the validity of the source measure, any arrangements made by the adult in the source confirmed powers of representation, as well as the objective that the Certificate should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the source measure is to last less than a year, or issue it for a longer period than a year, for instance where the source measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal. Where in doubt, shorter validity of the Certificate is to be preferred given the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties transacting with the representative.

EP Mandate Table 8

1. Competent authority that issued the Certificate (‘Issuing authority’) 1.1 Member State of the issuing authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name and designation of the issuing authority: 1.3 Address of the issuing authority 1.3.1 Street and number/PO box: 1.3.2 Place and postcode: 1.4 Contact details 1.4.1 Telephone: 1.4.2 E–mail:
2. Details concerning the adult to be represented (‘Adult’) 2.1 Surname(s) and given name(s): 2.2 Surname(s) at birth (if different from point 2.1): 2.3 Date of birth (dd/mm/yyyy): 2.4 Place of birth (town/country/(ISO code)): 2.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): □ Unknown 2.6 Identification number (please indicate the most relevant number(s)) 2.6.1 National identity number: 2.6.2 Social security number: 2.6.3 Tax number: 2.6.4 Other (please specify): 2.7 Address 2.7.1 Street and number/PO box: 2.7.2 Place and postcode: 2.7.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 2.8 Contact details 2.8.1 Telephone: 2.8.2 E– mail: 2.8.3 Other contact information:
If the basis for the representation is a measure directed to the protection of the adult: 3. Source measure 3.1 The source measure was taken by: □ the same authority that issues this Certificate □ another competent authority in the Member State 3.2 If the measure was not taken by the competent authority that issues this Certificate, please indicate the name and designation of the competent authority that has taken the measure: 3.3 Reference number of the source measure: 3.4 Date when the source measure was taken (dd/mm/yyyy): 3.5 □ The source measure is registered in a Member State protection register[1] 3.5.1 Additional details identifying the register: 3.5.2 Reference number of the source measure in the register: 3.6 □ The measure is subject to an appeal under the law of the Member State of origin 3.6.1 □ The measure that is subject to an appeal under the law of the Member State of origin is provisionally applicable 3.7 Based on the measure, the representative can act 3.7.1in the capacity of : 3.7.2 under the following law[2] :
If the basis for the representation is a confirmed powers of representation: 4. Source confirmed powers of representation 4.1 The powers of representation were confirmed by: □ the same competent authority that issues this Certificate □ another competent authority 4.2 If the powers of representation were not confirmed by the authority that issues this Certificate, please indicate the name and designation of the competent authority that has confirmed them: 4.3 Date when the powers of representation were drawn up by the Adult (dd/mm/yyyy): 4.4 Date of confirmation of the source confirmed powers of representation (dd/mm/yyyy): 4.5 Reference number of the source confirmed powers of representation: 4.6 □ The source confirmed powers of representation are registered in a Member State register[3] 4.6.1 Additional details identifying the register: 4.6.2 Reference number of the source confirmed powers of representation in the register:
5. Representative(s) of the Adult 5.1 The number of the Adult’s representatives □ One □ More than one – Please indicate the number of the Adult’s representatives: If the Adult has more than one representative, please fill in the Sections 6 (Details concerning the representative of the Adult), 7 (the powers of a representative) and 8 (limitations of the powers of the representative) for each of the representatives separately, attaching a sheet for each representative

and numbering the representatives as the ‘Representative A’, ‘Representative B’ etc., as necessary. 5.2 If the Adult has more than one representative, how can the representatives represent the Adult? (Please choose one of the options) □ Each of the Adult’s representatives can act alone or they can act together □ All Adult’s representatives have to act together or in agreement □ Each representative acts within the scope of powers entrusted to him or her and the representatives’ powers do not overlap □ Other. Please explain the specific rules or arrangements concerning the Adult’s representation[4]:

6. Details concerning the representative of the Adult (‘Representative’) 6.1 If the Representative is a natural person 6.1.1 Surname(s) and given name(s): 6.1.2 Date (dd/mm/yyyy) and place of birth (town/country/(ISO code)): 6.1.3 Identification number (please indicate the most relevant number) 6.1.3.1 National identity number: 6.1.3.2 Social security number: 6.1.3.3 Tax number: 6.1.3.4 Other (please specify): 6.1.4 Address 6.1.4.1 Street and number/PO box: 6.1.4.2 Place and postcode: 6.1.4.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 6.1.5 Contact details 6.1.5.1 Telephone: 6.1.5.2 E–mail: 6.1.5.3 Other contact information: 6.2 If the Representative is a legal person 6.2.1 Name of the organisation: 6.2.2 Registration of the organisation (please indicate the most relevant number if applicable) 6.2.2.1 Registration number: 6.2.2.2 Designation of the register/registration authority: 6.2.2.3 Date (dd/mm/yyyy) and place of registration: 6.2.3. Address of the organisation 6.2.3.1 Street and number/PO box: 6.2.3.2 Place and postcode: 6.2.3.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO– code): 6.2.4 Surname(s) and given name(s) of a person authorised to sign for the organisation: 6.2.5 Other relevant information (please specify): 6.2.6 Contact details 6.2.6.1 Telephone: 6.2.6.2 E–mail:

7. Powers of the Representative 7.1 Are the Representative’s powers limited to a particular intervention (i.e. limited to representing the Adult with respect to a specific legal act, transaction or other similar specific purpose)? □ Yes □ No, the powers are not limited to a particular intervention. 7.1.1 If the representation is limited to a particular intervention, please provide details about the nature of that intervention: If they are not limited to a particular intervention, please fill in Sections 7.2 to 7.5. 7.2 Representation related to the Adult’s property 7.2.1 □ The Representative has any representative powers and/or rights related to Adult’s property matters, e.g. the administration, conservation or disposal of the Adult’s property and management of Adult’s assets 7.2.1.1 The Representative has the following powers and/or rights concerning the Adult’s immovable property: □ continuous administration and conservation of the Adult’s immovable property and assets □ to acquire immovable property in the Adult’s name or on the Adult’s behalf □ conclude, renew and/or terminate vis– à– vis a third party a lease of immovable property belonging to the Adult □ to sell the Adult’s immovable property □ to donate the Adult’s immovable property □ to dispose of the Adult’s immovable property other than by selling or donating it □ to carry out works, alterations and repairs of the Adult’s immovable property, including a major ones □ to enter, modify, or terminate a contractual relation concerning carrying out improvement works, alterations and repairs of the Adult’s immovable property □ to create and terminate rights in rem on the Adult’s immovable property (usufruct, use, servitude, etc.) or otherwise encumber the Adult’s immovable property □ to take out a mortgage on the Adult’s immovable property □ to repay, modify, discharge or otherwise legally act with respect to a mortgage on the Adult’s immovable property □ to represent the Adult in matters concerning the administration of an Adult’s building and/or land, including shared administration with other owners of the immovable property or inhabitants □ to submit, receive, amend and/or withdraw applications and forms concerning the Adult’s immovable property □ to make declarations concerning the Adult’s immovable property □ to carry out legal acts and/or legal transactions with respect to the above matters related to Adult’s immovable property □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult’s immovable property □ to assist the Adult with

discharging of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult's immovable property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters related to Adult's immovable property □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters related to Adult's immovable property – Please specify the legal proceedings: □ Other powers and/or rights of the Representative related to the Adult's immovable property – Please specify: 7.2.1.2 The Representative has the following powers and/or rights concerning other property besides immovable one (hereinafter as: 'other property'): (Please select any powers and/or rights with respect to other property of the Adult) □ continuous administration and conservation of the Adult's other property □ to acquire other property in the Adult's name or on the Adult's behalf □ to sell Adult's other property □ to make donations and/or gifts from the Adult's other property □ to make donations and/or gifts from the Adult's other property under conditions[5] – Please specify: □ to dispose of the Adult's other property by other means than by selling or donating it □ to enter in the Adult's name or on the Adult's behalf into liabilities concerning the Adult's other property □ to receive payments, income, capital and/or valuables □ to manage and/or modify the Adult's bank account(s), including all related transactions and legal acts □ to receive information, including any account statements, from banks and similar institutions concerning the Adult's bank account(s) and other property □ to receive access and/or login details to the Adult's bank account(s) □ to open a new bank account in the Adult's name or on the Adult's behalf □ to apply for the issue of (a) credit card(s) to the Adult's bank account(s) and to receive it □ to apply for the issue of (a) debit card(s) to the Adult's bank account(s) and to receive it □ to establish, modify or terminate direct deposits or scheduled payments from the Adult's bank account(s) □ to close Adult's bank account(s) and transfer or withdraw funds from the account(s) □ to withdraw money and make payments from the Adult's bank account(s) □ to use the Adult's financial means and make payments □ to use the Adult's financial means and make payments to fulfil existing legal obligations of the Adult vis– à– vis third parties concerning other property (such as repayment of credit cards etc.) □ to use the Adult's financial means and make payments to cover his or her costs for performing the role as a Representative □ to use the Adult's financial means and make payments for the purpose of – Please specify: □ to reutilise excess capital and income □ to receive information on the Adult's other financial instruments □ to manage and/or modify (a) contract(s) for Adult's securities and financial instruments □ to terminate (a) contract(s) for the management of Adult's securities and financial instruments □ to act in the Adult's name or on Adult's behalf concerning transactions involving securities and financial instruments □ to discharge of any Adult's debts and/or other obligations that are legally enforceable □ to discharge of any Adult's debts and/or other obligations □ to carry out legal acts and/or legal transactions concerning other property □ to carry out (a) contract(s) entered into by the Adult concerning other property □ to discharge of the Adult's responsibilities and legal obligations concerning other property □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations concerning other property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf concerning Adult's other property □ to conduct, in the Adult's name or on the Adult's behalf, only the following legal proceedings concerning the Adult's other property – Please specify the legal proceedings: □ Other powers and/or rights of the Representative related to other property – Please specify: Comments: 7.2.1.3 The Representative has the following powers and/or rights related to succession: (Please select those which apply) □ to accept inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate if the estate is over– indebted □ to represent the Adult in any succession proceedings, including with respect to judicial authorities and/or financial or taxation ones □ Other powers and/or rights of the Representative related to succession – Please specify: Comments: 7.3 Representation related to the Adult's person and the Adult's personal welfare 7.3.1 □ The representative has any powers and/or rights concerning health– related interests of the Adult 7.3.1.1 The Representative has the following health– related powers and/or rights: (Please select those which apply) □ to accompany the Adult for a healthcare treatment □ to receive information concerning the Adult's health □ to consult medical documentation of the Adult □ to authorise the release of medical documentation to other parties □ to represent the Adult's interests in health– related matters □ to decide on an outpatient care of the Adult □ to decide on an inpatient care of the Adult □ to give a consent, to refuse to give a consent or to withdraw a

consent to a health treatment, examination of other medical intervention □ to decide on the continuation or discontinuation of health treatment, with the exception of life– sustaining treatment[6] □ to decide on the continuation or discontinuation of health treatment, including (dis)continuation of life– sustaining treatment[7] □ to carry out legal acts and/or legal transactions with respect to the above matters concerning healthcare interests of the Adult □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning healthcare interests of the Adult □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning healthcare interests of the Adult □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning healthcare interests of the Adult: – Please specify the legal proceedings: □ Other health– related powers and/or rights of the Representative – Please specify: Comments: 7.3.2 □ The Representative has any powers and/or rights concerning the Adult's place of residence or housing 7.3.2.1 The Representative has the following powers and/or rights: (Please select those which apply) □ to determine the place of residence of the Adult with the consent of the Adult □ to determine the place of residence of the Adult with the consent of other person or authority □ to determine the place of residence of the Adult □ to conclude, modify or terminate a contract with an establishment or with a place providing housing □ to conclude, modify or terminate a contract with an establishment or with a place providing housing with care or where protection of the Adult can be provided □ so long as this is necessary, to decide on a transfer or admission of the Adult for an inpatient stay in a hospital or similar institution □ to conclude a lease for an apartment or other form of housing intended for the Adult's living and to modify or terminate that contract □ to determine other practical matters concerning the Adult's household □ to represent the Adult in matters concerning the administration of a building and/or land where the Adult lives, including shared administration with other owners or inhabitants □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's place of residence or housing □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's place of living and housing □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning the Adult's place of residence or housing □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's place of residence or housing – Please specify the legal proceedings: □ Other powers and/or rights concerning the Adult's place of residence or housing – Please specify: Comments: 7.3.3 The Representative has also the following other powers and/or rights related to the Adult's person and or the Adult's personal welfare: (Please select those which apply) □ to determine what contact, if any, the Adult is to have with (a) specific person(s) □ to make an order prohibiting (a) specific person(s) from having contact with the Adult □ to take actions which will have the effect on the Adult's membership in association or other organisations □ to take any act relating to the Adult's pet or domestic animal □ Other powers and/or rights related to the Adult's person and or the Adult's personal welfare – Please specify: Comments: 7.4 Representation related to the Adult's legal and business affairs 7.4.1 The Representative has the following general powers and/or rights related to a management of the Adult's legal and business affairs (Please select those which apply): □ to make decisions and actions related to running the Adult's business, trade, or other professional activities that are of an interim, temporary or routine nature □ to make decisions and actions related to running the Adult's business, trade, or other professional activities, including interventions with a permanent or structural impact on the course of the business, trade, or other professional activity □ to make decisions and actions in connection with the Adult's shareholding in a company, including the exercise of shareholder rights (e.g. exercising voting rights at shareholder meetings) and other interventions, including the sale of a share □ to conclude, renew and/or terminate a lease of business premises for the Adult's business, trade, or other professional activities □ to take actions which will have the effect on the Adult's membership in business corporations or the Adult's share in a corporation □ to represent the Adult in dealings with banks and financial and/or credit institutions □ to represent the Adult in dealings with insurance providers with respect to an insurance policies on matters within the scope of the

Representative's powers, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's property and assets, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's business or professional activities, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's person, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with pension and social authorities □ to represent the Adult in dealings with taxation and finance authorities □ to represent the Adult in dealings with public authorities □ to represent the Adult in dealings with other authorities or private entities □ to represent the Adult when contracting with third parties □ to make decisions related to the conclusions, modification or termination of contracts with respect to the above matters concerning Adult's legal and business affairs □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's legal and business affairs □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's legal and business affairs □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning Adult's legal and business affairs □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's legal and business affairs – Please specify the legal proceedings: □ Other powers and/or rights related to a discharge of the Adult's legal and business affairs – Please specify: Comments: 7.5 Other powers and/or rights of the Representative 7.5.1 The Representative has the following other powers and/or rights: (Please select those which apply) □ to delegate all his or her powers and rights to a third party □ to delegate some of his or her powers and rights to a third party □ to appoint his or her deputies with respect to all his or her powers and rights □ to appoint his or her deputies with respect to some of his or her powers and rights Please specify: □ to appoint an asset manager for the Adult's property □ to receive mail addressed to the Adult □ within the scope of the Representative's powers, to receive, open and read mail, including electronic mail, addressed to the Adult □ Other powers and/or rights of the Representative – Please specify if there are other powers and/or rights of the Representative not mentioned in any of the above sections of the Certificate Comments:

8. Limitations of the powers of the Representative 8.1 Are the above powers and/or rights of the Representative specifically limited to a particular Member State or territory? □ No □ Yes – Please specify which powers and/or rights are limited and the nature of the geographical limitation: 8.2 In the following matters, the Representative can act only subject to a consent by an authority, other entity, or a person[8]: (Please elaborate on those matters and the necessary consents) 8.2.1 This list of necessary consents is □ illustrative □ exhaustive 8.3 In the following matters, the Representative can act only subject to certain other conditions[9]: (Please elaborate on those matters and the related conditions) 8.3.1 This list of conditions is □ illustrative □ exhaustive 8.4 The Representative is not entitled to represent the Adult in the following 8.4.1 This list is of matters outside of the scope of Representative's powers is □ illustrative □ exhaustive 8.4.2 The following powers are retained by the Adult under the applicable law[10]: 8.4.3 The following powers are retained by the Adult under the source measure or source confirmed powers of representation:

9. Validity of the Certificate 9.1 The issuing authority has considered the appropriate period of validity of the Certificate[11] and determined that the Certificate should be valid until (dd/mm/yyy): 9.2 Any comments concerning the period of validity of the Certificate:

10. Any additional information which might be relevant:

The issuing authority certifies that it has taken all steps pursuant to Article 38 of the Regulation (EU) 20XX/X, in particular that it: — verified elements pursuant to Article 38(1) of the Regulation; — consulted, where feasible, the system of interconnection pursuant to Article 38(3) of the Regulation; — took or will take all necessary steps to inform the Adult and any person with legitimate interest about the issuance of this Certificate pursuant to Article 38(8) of the Regulation; — determined the appropriate period of validity of the Certificate pursuant to Article 38(9) of the Regulation. Reference number of the Certificate: Date of the issuance of the Certificate (dd/mm/yyyy): The Certificate is valid until (dd/mm/yyyy): If additional sheets have been added, state the total number of pages: Signature and/or stamp of the issuing authority:

PUBLIC

1. Pursuant to Articles 45 or 46 of the Regulation (EU) 20XX/X.
2. Under the Regulation (EU) 20XX/X, in exercising their jurisdiction, the authorities should in principle apply their own law.
3. Pursuant to Article X of the Regulation (EU) 20XX/X.
4. In particular, please explain the circumstances or indicate the legal acts for which more than one representative has to be involved and specify which of the Adult's representatives are to be involved.
5. Depending on national law, the conditions for making a donation or a gift may be for instance that the gift is made on customary occasions to family members, or that the donation or the gift is not unreasonable having regard to all the circumstances, in particular the size of the Adult's property and assets.
6. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.
7. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.
8. Whether that rule stems from the source measure or the source powers of representation (for instance where the Adult named another person as someone who needs to be consulted on certain matters) or from national law. Depending on national law on the protection of adults, specific rules may exist requiring an authorization by a court or other public body e.g. for transactions involving the immovable property of an adult or for donations of a property of an adult or for transactions where a property of an adult is sold or otherwise transferred to his or her representative.
9. Whether those conditions stem from the source measure or the source confirmed powers of representation or from national law. Depending on national law, specific conditions may exist for instance for the sale of immovable property of an adult, e.g. that the property may only be sold through a public auction or that a property of an adult cannot be transferred to a representative himself or herself.
10. Depending on national law, representation of an adult is excluded for instance in certain highly personal decisions.
11. The validity of the Certificate should be limited. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should in principle be limited to a year. However, the issuing authority may determine the validity of the Certificate differently on a case-by-case basis. In doing so, it should consider in particular the nature and the expected duration of the protection, the validity of the source measure, any arrangements made by the adult in the source confirmed powers of representation, as well as the objective that the Certificate should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the source measure is to last less than a year, or issue it for a longer period than a year, for instance where the source measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal. Where in doubt, shorter validity of the Certificate is to be preferred given the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties transacting with the representative.

Council Mandate Table 8

1. ~~1. Competent~~ Authority that issued the Certificate ~~(~~('Issuing authority') 1.1 Member State of the issuing authority**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name ~~and designation~~ of the issuing authority: 1.3 Address of the issuing authority 1.3.1 Street and number/PO box: 1.3.2 Place ~~and~~**: 1.3.2a** Postcode: 1.4 Contact details 1.4.1 Telephone*: 1.4.2 ~~E-mail~~**E-mail***: **1.4.3 Other contact information*:**

2. Details concerning the adult to be represented ~~or~~ **or supported** ('adult') 2.1 Surname(s) ~~and~~**: 2.1a** Given name(s): 2.2 Surname(s) at birth (if different from point 2.1)*: 2.3 Date ~~of birth~~ (dd/mm/yyyy) **of birth**: 2.4 Place of birth ~~(town/country/(ISO code~~**if available**~~))~~*: 2.5 Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ~~ISO code~~**ISO-code**): □ Unknown 2.6 Identification number ~~(please indicate the most relevant number(s))~~**12*** 2.6.1 National identity number: 2.6.2 Social security number: 2.6.3 Tax number: 2.6.4 Other (please specify)*: 2.7 Address 2.7.1 Street and number/PO box: 2.7.2 Place ~~and~~ **2.7.2a** Postcode: 2.7.3 Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ~~ISO code~~**ISO-code**): 2.8 Contact details 2.8.1 Telephone*: 2.8.2 ~~E-mail~~**E-mail***: 2.8.3 Other contact information*:

If the basis for the representation is a measure directed to the protection of the adult: 3. ~~Source~~ Measure 3.1 The ~~source~~ measure was taken by: □ the same ~~authority~~ **court** that issues this Certificate □ another ~~competent authority~~ **court** in the Member State 3.2 If the measure was not taken by ~~the competent authority~~ **court** that issues this Certificate, please indicate the name ~~and designation~~ of the ~~competent authority~~**court** that has taken the measure*: 3.3 Reference number of the ~~source~~ measure: 3.4 Date when the ~~source~~ measure was taken (dd/mm/yyyy): 3.5 □ The ~~source measure is registered in a Member State protection register~~~~1~~ ~~3.5.1 Additional details identifying the register: 3.5.2 Reference number of the source measure in the register: 3.6 □ The~~ measure is subject to an appeal under the law of the Member State of origin ~~3.6.1~~ **3.5.1** □ The measure that is subject to an appeal under the law of the Member State of origin is provisionally applicable ~~3.7 Based on the measure, the representative can act 3.7.1in the capacity of : 3.7.2 under the following law~~~~2~~ ~~:~~

If the basis for the representation is a confirmed powers of representation: 4. ~~Source~~ Confirmed powers of representation ~~4~~.1 The powers of representation were confirmed by: □ the same ~~competent~~ authority that issues this Certificate □ another **court or** competent authority 4.2 If the powers of representation were not confirmed by the authority that issues this Certificate, please indicate the name ~~and designation~~ of the **court or** competent authority that has confirmed them*: 4.3 Date when the powers of representation were drawn up by the adult (dd/mm/yyyy): 4.4 Date of confirmation of the ~~source~~ confirmed powers of representation (dd/mm/yyyy): 4.5 Reference number of the ~~source~~ confirmed powers of representation: ~~4.6 □ The source confirmed powers of representation are registered in a Member State register~~~~3~~ ~~4.6.1 Additional details identifying the register: 4.6.2 Reference number of the source confirmed powers of representation in the register:~~**13**

5. Representative(s) of the adult 5.1 The number of the adult's representatives □ One □ More than one – Please indicate the number of the adult's representatives: If the adult has more than one representative, please fill in the Sections 6 (Details concerning the representative of the adult), 7 (the powers

of a representative) and 8 (limitations of the powers of the representative) for each of the representatives separately, attaching a sheet for each representative and numbering the representatives as the 'Representative A', 'Representative B' etc., as necessary. 5.2 If the adult has more than one representative, ~~how can~~ the representatives represent **or support** the adult~~? (Please choose one of the options)~~ **in the following way :** □ Each of the adult's representatives can act alone ~~or they can act together~~ □ All adult's representatives have to act together or in agreement □ Each representative acts within the scope of powers entrusted to him or her and the representatives' powers do not overlap □ Other. Please explain the specific rules or arrangements concerning the adult's representation**414***:

6. Details concerning the representative of the adult ~~(~~'Representative') 6.1 If the representative is a natural person ~~6.1.1~~ Surname(s) ~~and~~ **6.1.1a** Given name(s): 6.1.2**. Surname(s) at birth (if different from point 6.1.1)*: 6.1.3** Date (dd/mm/yyyy) ~~and~~**of birth: 6.1.3a** Place of birth (~~town/country/(ISO code~~**if available**)~~): 6.1.3~~***: 6.1.4** Identification number ~~(please indicate the most relevant number) 6.1.3.1~~**15*** **6.1.4.1** National identity number: ~~6.1.3.2~~**6.1.4.2** Social security number: ~~6.1.3.3~~**6.1.4.3** Tax number: ~~6.1.3.4~~**6.1.4.4** Other (please specify)***: 6.1..5**~~: 6.1.4~~ Address ~~6.1.4.1~~**6.1..5.1** Street and number/PO box: ~~6.1.4.2~~**6.1..5.2** Place ~~and~~ **6.1..5.2a** Postcode: ~~6.1.4.3~~**6.1..5.3** Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ~~ISO code): 6.1.5~~**ISO-code): 6.1.6** Contact details ~~6.1.5.1~~**6.1.6.1** Telephone***: 6.1.6.2 E-mail*: 6.1.6.3**~~: 6.1.5.2 E-mail: 6.1.5.3~~ Other contact information *: 6.2 If the representative is a legal person ~~6.2.1~~ Name of the organisation: 6.2.2 Registration of the organisation ~~(please indicate the most relevant number if applicable)~~ 6.2.2.1 Registration number*: 6.2.2.2 ~~Designation of the register/registration authority: 6.2.2.3~~ Date (dd/mm/yyyy) ~~and~~ ***6.2.2.3** Place of registration: 6.2.3. Address of the organisation 6.2.3.1 Street and number/PO box: 6.2.3.2 Place **6.2.3.2 a.** ~~and~~ Postcode: 6.2.3.3 Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ~~ISO code~~**ISO-code**): 6.2.4 ~~Surname(s) and given name(s) of a~~**.** Person authorised to sign for the organisation: **6.2.4.1 Surname(s) 6.2.4.2 Given name(s)** 6.2.5 Other relevant information (please specify): 6.2.6 Contact details 6.2.6.1 Telephone*: 6.2.6.2 ~~E-mail~~**E-mail***: **6.2.6.3 Other contact information*:**

7. Powers of the representative 7.1 ~~Are~~ The representative's powers limited to a particular intervention (~~i.e.~~**e.g.:** limited to ~~representing~~**only supporting** the adult ~~with respect to a specific legal act, transaction or other similar specific purpose)?~~**) :** □ Yes**, please also fill in point 8.** □ No, **7.2. Content and extent of** the powers ~~are not limited to a particular intervention. 7.1.1 If the representation is limited to a particular intervention, please provide details about the nature of that intervention: If they are not limited to a particular intervention, please fill in Sections 7.2 to 7.5. 7.2 Representation related to the Adult's property~~ **:** 7.2.1 □ ~~The Representative has any representative~~ Powers ~~and/or rights related to Adult's property matters, e.g. the administration, conservation or disposal of the Adult's property and management of Adult's assets 7.2.1.1 The Representative has the following powers and/or rights concerning the Adult's immovable property: □ continuous administration and conservation of the Adult's immovable property and assets □ to acquire immovable property in the Adult's name or on the Adult's behalf □ conclude, renew and/or terminate vis-à-vis a third party a lease of immovable property belonging to the Adult □ to sell the Adult's immovable property □ to donate the Adult's immovable property □ to dispose of the Adult's immovable property other than by selling or donating it □ to carry out works, alterations and repairs of the Adult's immovable property, including a major ones □ to enter, modify, or terminate a contractual relation concerning carrying out improvement works, alterations and repairs of the Adult's immovable property □ to create and terminate rights in rem on the Adult's immovable property (usufruct, use, servitude, etc.) or otherwise encumber the Adult's immovable property □ to take out a mortgage on the Adult's immovable property □ to repay, modify, discharge or otherwise legally act with respect to a mortgage on the Adult's immovable property □ to~~

represent the Adult in matters concerning the administration of an Adult's building and/or land, including shared administration with other owners of the immovable property or inhabitants □ to submit, receive, amend and/or withdraw applications and forms concerning the Adult's immovable property □ to make declarations concerning the Adult's immovable property □ to carry out legal acts and/or legal transactions with respect to the above matters related to Adult's immovable property □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult's immovable property □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters related to Adult's immovable property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters related to Adult's immovable property □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters related to Adult's immovable property – Please specify the legal proceedings: □ Other powers and/or rights of the Representative related to the adult's immovable property – Please specify: 7.2.1.2 The Representative has the following **16: 7.2.2** □ Powers and/or rights concerning **related to the adult's** other property besides immovable one (hereinafter as: 'other property'): (Please select any powers and/or rights with respect to other property of the Adult) □ continuous administration and conservation of the Adult's other property □ to acquire other property in the Adult's name or on the Adult's behalf □ to sell Adult's other property □ to make donations and/or gifts from the Adult's other property □ to make donations and/or gifts from the Adult's other property under conditions **17**<~~5~~/**17**>~~5~~ – Please specify: □ to dispose of the Adult's other property by other means than by selling or donating it □ to enter in the Adult's name or on the Adult's behalf into liabilities concerning the Adult's other property □ to receive payments, income, capital and/or valuables □ to manage and/or modify the Adult's bank account(s), including all related transactions and legal acts □ to receive information, including any account statements, from banks and similar institutions concerning the Adult's bank account(s) and other property □ to receive access and/or login details to the Adult's bank account(s) □ to open a new bank account in the Adult's name or on the Adult's behalf □ to apply for the issue of (a) credit card(s) to the Adult's bank account(s) and to receive it □ to apply for the issue of (a) debit card(s) to the Adult's bank account(s) and to receive it □ to establish, modify or terminate direct deposits or scheduled payments from the Adult's bank account(s) □ to close Adult's bank account(s) and transfer or withdraw funds from the account(s) □ to withdraw money and make payments from the Adult's bank account(s) □ to use the Adult's financial means and make payments □ to use the Adult's financial means and make payments to fulfil existing legal obligations of the Adult vis – à – vis third parties concerning other property (such as repayment of credit cards etc.) □ to use the Adult's financial means and make payments to cover his or her costs for performing the role as a Representative □ to use the Adult's financial means and make payments for the purpose of – Please specify: □ to reutilise excess capital and income □ to receive information on the Adult's other financial instruments □ to manage and/or modify (a) contract(s) for Adult's securities and financial instruments □ to terminate (a) contract(s) for the management of Adult's securities and financial instruments □ to act in the Adult's name or on Adult's behalf concerning transactions involving securities and financial instruments □ to discharge of any Adult's debts and/or other obligations that are legally enforceable □ to discharge of any Adult's debts and/or other obligations □ to carry out legal acts and/or legal transactions concerning other property □ to carry out (a) contract(s) entered into by the Adult concerning other property □ to discharge of the Adult's responsibilities and legal obligations concerning other property □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations concerning other property □ to conduct legal proceedings in the Adult's name or on the Adult's behalf concerning Adult's other property □ to conduct, in the Adult's name or on the Adult's behalf, only the following legal proceedings concerning the Adult's other property – Please specify the legal proceedings: □ Other**: 7.2.3** □ Powers and/or rights of the Representative related to other property – Please specify: Comments: 7.2.1.3 The Representative has the following powers and/or rights related to succession **18**: (Please select those which apply) □ to accept inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate □ to refuse inheritance or other performance from an estate if the estate is over – indebted □ to represent the Adult in any succession proceedings, including with respect to judicial

authorities and/or financial or taxation ones □ Other **7.2.4** □ Powers and/or rights of the Representative related to succession – Please specify: Comments: 7.3 Representation related to the Adult's person and the Adult's personal welfare 7.3.1 □ The representative has any powers and/or rights concerning health-related**health-related** interests of the adult 7.3.1.1 The Representative has the following health-related powers and/or rights: (Please select those which apply) □ to accompany the Adult for a healthcare treatment □ to receive information concerning the Adult's health □ to consult medical documentation of the Adult □ to authorise the release of medical documentation to other parties □ to represent the Adult's interests in health-related matters □ to decide on an outpatient care of the Adult □ to decide on an inpatient care of the Adult □ to give a consent, to refuse to give a consent or to withdraw a consent to a health treatment, examination of other medical intervention □ to decide on the continuation or discontinuation of health treatment, with the exception of life-sustaining treatment**19**<6/**19**>6 □ to decide on the continuation or discontinuation of health treatment, including (dis)continuation of life-sustaining treatment7 □ to carry out legal acts and/or legal transactions with respect to the above matters concerning healthcare interests of the Adult □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning healthcare interests of the Adult □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning healthcare interests of the Adult □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning healthcare interests of the Adult: – Please specify the legal proceedings: □ Other health-related**: 7.2.5** □ Powers and/or rights of the Representative – Please specify: Comments: 7.3.2 □ The Representative has any powers and/or rights concerning the adult's place of residence or housing 7.3.2.1 The Representative has the following powers and/or rights: (Please select those which apply) □ to determine the place of residence of the Adult with the consent of the Adult □ to determine the place of residence of the Adult with the consent of other person or authority □ to determine the place of residence of the Adult □ to conclude, modify or terminate a contract with an establishment or with a place providing housing □ to conclude, modify or terminate a contract with an establishment or with a place providing housing with care or where protection of the Adult can be provided □ so long as this is necessary, to decide on a transfer or admission of the Adult for an inpatient stay in a hospital or similar institution □ to conclude a lease for an apartment or other form of housing intended for the Adult's living and to modify or terminate that contract □ to determine other practical matters concerning the Adult's household □ to represent the Adult in matters concerning the administration of a building and/or land where the Adult lives, including shared administration with other owners or inhabitants □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's place of residence or housing □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's place of living and housing □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's place of residence or housing □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning the Adult's place of residence or housing □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's place of residence or housing – Please specify the legal proceedings: **20: 7.2.6** □ Other powers and/or rights concerning the Adult's place of residence or housing – Please specify: Comments: 7.3.3 The Representative has also the following other powers and/or rights related to the adult's person and or**and/or** the adult's personal welfare**21**: (Please select those which apply) □ to determine what contact, if any, the Adult is to have with (a) specific person(s) □ to make an order prohibiting (a) specific person(s) from having contact with the Adult □ to take actions which will have the effect on the Adult's membership in association or other organisations □ to take any act relating to the Adult's pet or domestic animal □ Other **7.2.7** □ Powers and/or rights related to the Adult's person and or the Adult's personal welfare – Please specify: Comments: 7.4 Representation related to the Adult's legal and business affairs 7.4.1 The Representative has the following general powers and/or rights related to a management of the adult's legal and business affairs (Please select those which apply): □ to make decisions and actions

~~related to running the Adult's business, trade, or other professional activities that are of an interim, temporary or routine nature □ to make decisions and actions related to running the Adult's business, trade, or other professional activities, including interventions with a permanent or structural impact on the course of the business, trade, or other professional activity □ to make decisions and actions in connection with the Adult's shareholding in a company, including the exercise of shareholder rights (e.g. exercising voting rights at shareholder meetings) and other interventions, including the sale of a share □ to conclude, renew and/or terminate a lease of business premises for the Adult's business, trade, or other professional activities □ to take actions which will have the effect on the Adult's membership in business corporations or the Adult's share in a corporation □ to represent the Adult in dealings with banks and financial and/or credit institutions □ to represent the Adult in dealings with insurance providers with respect to an insurance policies on matters within the scope of the Representative's powers, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's property and assets, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's business or professional activities, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with insurance providers with respect to insurance policies concerning the Adult's person, including the conclusion, modification, renewal and/or termination of those policies □ to represent the Adult in dealings with pension and social authorities □ to represent the Adult in dealings with taxation and finance authorities □ to represent the Adult in dealings with public authorities □ to represent the Adult in dealings with other authorities or private entities □ to represent the Adult when contracting with third parties □ to make decisions related to the conclusions, modification or termination of contracts with respect to the above matters concerning Adult's legal and business affairs □ to carry out legal acts and/or legal transactions with respect to the above matters concerning the Adult's legal and business affairs □ to submit, receive, amend and/or withdraw applications and forms with respect to the above matters concerning Adult's legal and business affairs □ to discharge of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to assist the Adult with discharging of the Adult's responsibilities and legal obligations with respect to the above matters concerning Adult's legal and business affairs □ to conduct legal proceedings in the Adult's name or on the Adult's behalf with respect to the above matters concerning Adult's legal and business affairs □ to conduct, in the Adult's name or on the Adult's behalf, only specific legal proceedings with respect to the above matters concerning Adult's legal and business affairs – Please specify the legal proceedings:~~ **22: 7.2.8** □ Other powers and/or rights ~~related to a discharge of the Adult's legal and business affairs – Please specify~~ **23**: ~~Comments: 7.5 Other powers and/or rights of the Representative 7.5.1 The Representative has the following other powers and/or rights: (Please select those which apply) □ to delegate all his or her powers and rights to a third party □ to delegate some of his or her powers and rights to a third party □ to appoint his or her deputies with respect to all his or her powers and rights □ to appoint his or her deputies with respect to some of his or her powers and rights Please specify: □ to appoint an asset manager for the Adult's property □ to receive mail addressed to the Adult □ within the scope of the Representative's powers, to receive, open and read mail, including electronic mail, addressed to the Adult □ Other powers and/or rights of the Representative – Please specify if there are other powers and/or rights of the Representative not mentioned in any of the above sections of the Certificate Comments:~~

8. Limitations of the powers of the representative ~~8.1 Are the above powers and/or rights of~~**8.0a. Are** the representative**'s powers limited to only supporting the adult? □ Yes. □ No. 8.0b. Are the representative's powers limited to a specific legal act, transaction or other similar specific purpose? □ Yes, please specify: □ No. 8.1 Are the representative's powers** specifically limited to a particular Member State or territory? □ No □ Yes – Please specify which powers ~~and/or rights~~ are limited and the nature of the geographical limitation: ~~8.2 In the following matters,~~**8.1a.** The representative can act only subject to ~~a~~**consent by the adult: □ No. □ Yes – In all matters. □ Yes – Please specify which powers are subject to consent: 8.2 The representative**

can act only subject to consent by ~~an authority~~**a court**, other entity, or ~~a~~**another** person<~~8~~**27**>[8]**27**>: (Please elaborate on those matters and the necessary consents)**: □ No. □ Yes – In all matters. □ Yes – Please specify which powers are subject to consent:** 8.2.1 This list of necessary consents is □ illustrative □ exhaustive 8.3 In the following matters, the representative can act only subject to certain other conditions<~~9~~**28**>[9]**28**>: (Please elaborate on those matters and the related conditions)*** 8.4.1** ~~8.3.1~~ This list of conditions is □ illustrative □ exhaustive 8.4 The representative is not entitled to represent the Adult in the following**:** 8.4.1 This list is of matters outside of the scope of representative's powers is □ illustrative □ exhaustive 8.4.2 The following powers are retained by the Adult under the applicable law~~10~~**29**: 8.4.3 The following powers are retained by the Adult under the source measure or source confirmed powers of representation: **8.5. Any other limitation, please specify*:**

9. Validity of the Certificate 9.1 The ~~issuing authority has considered the appropriate period of validity of the~~ Certificate~~11 and determined that the Certificate should be~~ **is** valid until (dd/mm/yyy): 9.2 Any comments concerning the period of validity of the Certificate*****: **9.3. In accordance with Article 34(3) of the Regulation (EU) 20XX/XX, the Certificate produces effects in the Member State where it was issued. □ Yes. □ No.**

10. Any additional information which might be relevant*:

11. Digital format of the Certificate 11.1 The Certificate has been issued in a digital format in accordance with Article 41(1) of the Regulation (EU) 20XX/XX □ Yes. □ No.

The issuing authority certifies that it has taken all steps pursuant to Article 38 of the Regulation (EU) ~~20XX/X~~**20XX/XX**, in particular that it: ~~—~~**-** verified elements pursuant to Article 38(1) of the Regulation; ~~— consulted, where feasible, the system of interconnection pursuant to Article 38(3) of the Regulation; — took or will take all necessary steps to inform the Adult and any person with legitimate interest about the issuance of this Certificate pursuant to Article 38(8) of the Regulation; —~~**-** determined the appropriate period of validity of the Certificate pursuant to Article ~~38(9)~~ **40(4)** of the Regulation. Reference number of the Certificate**31**:-Date of the issuance of the Certificate (dd/mm/yyyy): ~~The Certificate is valid until (dd/mm/yyyy):~~ If additional sheets have been added, state the total number of pages:-Signature and/or stamp of the issuing authority:

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12. **Please indicate the most relevant number.**

~~1. Pursuant to Articles 45 or 46 of the Regulation (EU) 20XX/X.~~

~~2. Under the Regulation (EU) 20XX/X, in exercising their jurisdiction, the authorities should in principle apply their own law.~~

~~3. Pursuant to Article X of the Regulation (EU) 20XX/X.~~

13. **Pursuant to Article X of the Regulation (EU) 20XX/X.**

~~4. In particular, please explain the circumstances or indicate the legal acts for which more than one representative has to be involved and specify which of the Adult's representatives are to be involved.~~

14. **In particular, please explain the circumstances or indicate the legal acts for which more than one representative has to be involved and specify which of the adult's representatives are to be involved.**

15. **Please indicate the most relevant number.**

16. **E.g. continuous administration and conservation of the adult's immovable property and/or assets, conclude, renew and/or terminate vis–à–vis a third party a lease of immovable property belonging to the adult, to sell the adult's immovable property, to carry out works, alterations and repairs of the adult's immovable property, including major ones, to represent the adult in matters concerning the administration of an adult's building and/or land**

17. **E.g. continuous administration and conservation of the adult's other property, to receive payments, income, capital and/or valuables, to manage and/or modify the adult's bank account(s), including all related transactions and legal acts, to receive information, including any account statements, from banks and similar institutions concerning the adult's bank account(s) and other property, to withdraw money and make payments from the adult's bank account(s), to use the adult's financial means and make payments, to discharge of any adult's debts and/or other obligations**

that are legally enforceable, to carry out legal acts and/or legal transactions concerning other property, to conduct legal proceedings in the adult's name or on the adult's behalf concerning adult's other property

~~5. Depending on national law, the conditions for making a donation or a gift may be for instance that the gift is made on customary occasions to family members, or that the donation or the gift is not unreasonable having regard to all the circumstances, in particular the size of the Adult's property and assets.~~

18. E.g. to accept inheritance or other performance from an estate, to refuse inheritance or other performance from an estate if the estate is over–indebted, to represent the adult in any succession proceedings, including with respect to judicial authorities and/or financial or taxation ones

19. E.g. to receive information concerning the adult's health, to consult medical documentation of the adult, to represent the adult's interests in health–related matters, to decide on an outpatient care of the adult, to decide on an inpatient care of the adult, to give consent, to give, refuse or withdraw consent to a health treatment, examination, or other medical intervention, to decide on the continuation or discontinuation of health treatment, including (dis)continuation of life–sustaining treatment, to carry out legal acts and/or legal transactions with respect to matters concerning healthcare interests of the adult, to conduct legal proceedings in the adult's name or on the adult's behalf with respect to matters concerning healthcare interests of the adult

~~6. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.~~

~~7. For the purposes of this Certificate, life-sustaining treatment should mean treatment, which in the view of a person providing health care for the Adult concerned is necessary to sustain his or her life.~~

20. E.g. to determine the place of residence of the adult, to conclude, modify or terminate a contract with an establishment or with a place providing housing with care or where protection of the adult can be provided, so long as this is necessary, to decide on a transfer or admission of the adult for an inpatient stay in a hospital or similar institution, to conclude a lease for an apartment or other form of housing intended for the adult's living and to modify or terminate that contract, to determine other practical matters concerning the adult's household, to represent the adult in matters concerning the administration of a building and/or land where the adult lives, including shared administration with other owners or inhabitants, to carry out legal acts and/or legal transactions with respect to matters concerning the adult's place of residence or housing, to conduct legal proceedings in the adult's name or on the adult's behalf with respect to matters concerning the adult's place of residence or housing

21. E.g. to determine what contact, if any, the adult is to have with (a) specific person(s), to make an order prohibiting (a) specific person(s) from having contact with the adult, to take actions which will have the effect on the adult's membership in association or other organisations, to take any act relating to the adult's pet or domestic animal

22. E.g. to make decisions and actions related to running the adult's business, trade, or other professional activities, to make decisions and actions in connection with the adult's shareholding in a company, including the exercise of shareholder rights and the sale of a share, to conclude, renew and/or terminate a lease of business premises for the adult's business, to represent the adult in dealings with banks, financial institutions, insurance providers, taxation and public authorities, to carry out legal acts and/or legal transactions with respect to the adult's legal and business affairs, to conduct legal proceedings in the adult's name or on the adult's behalf

23. E.g. to delegate all or some his or her powers and rights to a third party, to appoint his or her deputies with respect to all his or her powers and rights, to appoint his or her deputies with respect to some of his or her powers and rights, to appoint an asset manager for the adult's property, to receive mail addressed to the adult, within the scope of the representative's powers, to receive, open and read mail, including electronic mail, addressed to the adult

~~8. Whether that rule stems from the source measure or the source powers of representation (for instance where the Adult named another person as someone who needs to be consulted on certain matters) or from national law. Depending on national law on the protection of adults, specific rules may exist requiring an authorization by a court or other public body e.g. for transactions involving the immovable property of an adult or for donations of a property of an adult or for transactions where a property of an adult is sold or otherwise transferred to his or her representative.~~

27. Whether that rule stems from the measure or the powers of representation (for instance where the adult named another person as someone who needs to be consulted on certain matters) or from national law. Depending on national law on the protection of adults, specific rules may exist requiring an authorisation by a court or other public body e.g. for transactions involving the immovable property of an adult or for donations of a property of an adult or for transactions where a property of an adult is sold or otherwise transferred to his or her representative.

~~9. Whether those conditions stem from the source measure or the source confirmed powers of representation or from national law. Depending on national law, specific conditions may exist for instance for the sale of immovable property of an adult, e.g. that the property may only be sold through a public auction or that a property of an adult cannot be transferred to a representative himself or herself.~~

28. Whether those conditions stem from the measure or the confirmed powers of representation or from national law. Depending on national law, specific conditions may exist for instance for the sale of immovable property of an adult, e.g. that the property may only be sold through a public auction or that a property of an adult cannot be transferred to a representative himself or herself.

~~10. Depending on national law, representation of an adult is excluded for instance in certain highly personal decisions.~~

29. Depending on national law, representation of an adult is excluded for instance in certain highly personal decisions.

~~11. The validity of the Certificate should be limited. The purpose of the limited validity is to ensure that the issuing authority regularly verifies that the legal situation concerning the adult has not changed, for instance on the basis of a later measure concerning the adult or of a revocation of the representative's powers. The validity of the Certificate should in principle be limited to a year. However, the issuing authority may determine the validity of the Certificate differently on a case-by-case basis. In doing so, it should consider in particular the nature and the expected duration of the protection, the validity of the source measure, any arrangements made by the adult in the source confirmed powers of representation, as well as the objective that the Certificate should reflect accurately the legal situation of the adult throughout the duration of validity of the Certificate. Against this background, the issuing authority may issue the Certificate for a shorter period than a year, for instance where the source measure is to last less than a year, or issue it for a longer period than a year, for instance where the source measure is to last for several years and the probability of a change of circumstances concerning the adult is minimal. Where in doubt, shorter validity of the Certificate is to be preferred given the presumption of validity of the Certificate and the effects linked to the issued Certificate, especially the protection of third parties transacting with the representative.~~

31. **If possible under national law, a link or QR code could be considered added here for direct access to a webpage confirming the validity of the Certificate**

PUBLIC

Commission Proposal Table 9

CERTIFIED COPY This certified copy of the European Certificate of Representation has been issued to: Reference number of the copy: Date of issue of the copy (dd/mm/yyyy): Signature and/or stamp of the issuing authority: For more information, please contact the issuing authority.

PUBLIC

EP Mandate Table 9

CERTIFIED COPY This certified copy of the European Certificate of Representation has been issued to: Reference number of the copy: Date of issue of the copy (dd/mm/yyyy): Signature and/or stamp of the issuing authority: For more information, please contact the issuing authority.

PUBLIC

Council Mandate Table 9

CERTIFIED COPY **(Only relevant where the Certificate has not been issued in a digital format)** This certified copy of the European Certificate of **Support and** Representation has been issued to:-Reference number of the copy:-Date of issue of the copy (dd/mm/yyyy): Signature and/or stamp of the issuing authority:-For more information, please contact the issuing authority.

PUBLIC

Commission Proposal Table 10

INFORMATION BY THE CHOSEN AUTHORITIES ON THE EXERCISE OF THEIR JURISDICTION (Article 6(2) of the Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 10

INFORMATION BY THE CHOSEN AUTHORITIES ON THE EXERCISE OF THEIR JURISDICTION (Article 6(2) of the Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 10

INFORMATION BY THE CHOSEN ~~AUTHORITIES~~**COURT** ON THE EXERCISE OF THEIR JURISDICTION (Article ~~6(2)~~**6(3)** of the Regulation (EU) ~~20XX/X)~~**20XX/XX)**

PUBLIC

Commission Proposal Table 11

To be used to inform the Central Authority of the Member State where an adult has his or her habitual residence that a measure directed to the protection of that adult has been taken in another Member State chosen by that adult. The choice should have been made in writing when the adult was still in position to protect his or her interests.

PUBLIC

EP Mandate Table 11

To be used to inform the Central Authority of the Member State where an adult has his or her habitual residence that a measure directed to the protection of that adult has been taken in another Member State chosen by that adult. The choice should have been made in writing when the adult was still in position to protect his or her interests.

PUBLIC

Council Mandate Table 11

To be used to inform the ~~Central Authority~~**court** of the Member State ~~where an adult has his or her~~**of** habitual residence ~~that a measure directed to the protection of that adult has been taken in another Member State chosen by that adult. The choice should have been made in writing when~~**of** the adult ~~was still in position to protect his or her interests.~~**before taking any measure. Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 12

1. Authority which took the measure (‘Authority of origin’) 1.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name and designation of the authority: 1.3 Address 1.3.1 Street and number/PO box: 1.3.2 Place and postcode: 1.4 Contact details 1.3.1 Telephone: 1.3.2 E-mail:
2. Requested Central Authority 2.1 Member State of the Central Authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 2.2 Name of the Central Authority: 2.3 Address 2.3.1 Street and number/PO box: 2.3.2 Place and postcode: 2.3 Contact details 2.3.1 Telephone: 2.3.2 E-mail:
3. Adult concerned by the measure (‘Adult’) 3.1 Surname(s) and given name(s): 3.2 Surname(s) at birth (if different from point 3.1): 3.4 Date (dd/mm/yyyy) and place of birth: 3.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 3.6 Identification number[1]: 3.6.1 National identity number: 3.6.2 Social security number: 3.6.3 Tax number: 3.6.4 Other (please specify): 3.7 Contact details 3.7.1 Telephone: 3.7.2 E-mail: 3.7.3 Other contact information:
4. Measure concerning the Adult 4.1 Date when the measure was taken (dd/mm/yyyy): 4.2 Date of expiration or renewal of the measure (dd/mm/yyyy): 4.3 □□The measure is registered in the register of the Member State of origin, please specify : 4.4 The measure was taken based on a choice of jurisdiction made by the Adult in writing on (dd/mm/yyyy): 4.5 The authority of origin has exercised its jurisdiction and verified that : 4.5.1 □□the Adult chose the authority when he or she was still in a position to protect his or her interests 4.5.2 □□the exercise of jurisdiction is in the interests of the Adult 4.5.3 □□the authorities having jurisdiction under Article 5 to 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction
5. Any additional information which might be relevant (including nature of the case, description of the measure and a brief statement of the facts, where appropriate):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing this communication form: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

EP Mandate Table 12

1. Authority which took the measure (‘Authority of origin’) 1.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name and designation of the authority: 1.3 Address 1.3.1 Street and number/PO box: 1.3.2 Place and postcode: 1.4 Contact details 1.3.1 Telephone: 1.3.2 E-mail:
2. Requested Central Authority 2.1 Member State of the Central Authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 2.2 Name of the Central Authority: 2.3 Address 2.3.1 Street and number/PO box: 2.3.2 Place and postcode: 2.3 Contact details 2.3.1 Telephone: 2.3.2 E-mail:
3. Adult concerned by the measure (‘Adult’) 3.1 Surname(s) and given name(s): 3.2 Surname(s) at birth (if different from point 3.1): 3.4 Date (dd/mm/yyyy) and place of birth: 3.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 3.6 Identification number[1]: 3.6.1 National identity number: 3.6.2 Social security number: 3.6.3 Tax number: 3.6.4 Other (please specify): 3.7 Contact details 3.7.1 Telephone: 3.7.2 E-mail: 3.7.3 Other contact information:
4. Measure concerning the Adult 4.1 Date when the measure was taken (dd/mm/yyyy): 4.2 Date of expiration or renewal of the measure (dd/mm/yyyy): 4.3 □□The measure is registered in the register of the Member State of origin, please specify : 4.4 The measure was taken based on a choice of jurisdiction made by the Adult in writing on (dd/mm/yyyy): 4.5 The authority of origin has exercised its jurisdiction and verified that : 4.5.1 □□the Adult chose the authority when he or she was still in a position to protect his or her interests 4.5.2 □□the exercise of jurisdiction is in the interests of the Adult 4.5.3 □□the authorities having jurisdiction under Article 5 to 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction
5. Any additional information which might be relevant (including nature of the case, description of the measure and a brief statement of the facts, where appropriate):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent authority issuing this communication form: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

Council Mandate Table 12

1. Court~~1. Authority~~ which ~~took~~**will take** the measure ~~('Authority of origin')~~ 1.1 Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 1.2 Name and designation of the ~~authority~~**court**: 1.3 Address 1.3.1 Street and number/PO box: 1.3.2 Place ~~and~~ **1.3.2a** Postcode: 1.4 Contact details ~~1.3.1~~**1.4.1** Telephone***: 1.4.2 E-mail***~~: 1.3.2 E-mail~~: **1.4.3 Other contact information*:**

2. ~~Requested Central Authority~~ **Court of habitual residence of the adult** 2.1 Member State of the ~~Central Authority~~**court:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 2.2 Name of the ~~Central Authority~~**court**: 2.3 Address 2.3.1 Street and number/PO box: 2.3.2 Place ~~and~~ **2.3.2a** Postcode: ~~2.3~~**2.4** Contact details ~~2.3.1~~**2.4.1** Telephone***: 2.4.2 E-mail***~~: 2.3.2 E-mail~~: **2.4.3 Other contact information*:**

3. Adult concerned by the measure ('Adult') 3.1 Surname(s) ~~and~~**: 3.1a** Given name(s): 3.2 Surname(s) at birth (if different from point 3.1)***: 3.3**~~: 3.4~~ Date (dd/mm/yyyy) ~~and~~**: 3.4** Place of birth **(if available)***: 3.5 Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 3.6 Identification number[1]~~:~~* 3.6.1 National identity number: 3.6.2 Social security number: 3.6.3 Tax number: 3.6.4 Other (please specify~~)~~*****: 3.7 Contact details 3.7.1 Telephone*: 3.7.2 E-mail*: 3.7.3 Other contact information*:

4. ~~4.~~ Measure concerning the adult 4.1 ~~Date when the measure was taken (dd/mm/yyyy): 4.2 Date of expiration or renewal of the measure (dd/mm/yyyy): 4.3 □□The measure is registered in the register of the Member State of origin, please specify : 4.4 The measure was taken~~**The measurewill be** based on a choice of jurisdiction made by the Adult in writing**, dated and signed** on (dd/mm/yyyy): ~~4.5 The authority of origin has exercised its jurisdiction and~~**4.2 The court has** verified that ~~: 4.5.1 □□the Adult chose the authority when he or she was still in a position to protect his or her interests 4.5.2 □□the exercise of jurisdiction is in the interests of the Adult 4.5.3 □□the authorities having jurisdiction under~~**the conditions of** Article ~~5 to 8 of the HCCH 2000 Protection of Adults Convention have not exercised their jurisdiction~~**6(1) are met: □ Yes. □ No.**

5.-Any additional information which might be relevant (including nature of the case, description of the measure and a brief statement of the facts, where appropriate)*:

Done at:-On (dd/mm/yyyy):-Signature and/or stamp of the competent authority issuing this communication form:-Reference number of the communication:

1. Please indicate the most relevant number if applicable.

Commission Proposal Table 13

REQUEST FOR ASSISTANCE TO A CENTRAL AUTHORITY (Chapter VI of Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 13

REQUEST FOR ASSISTANCE TO A CENTRAL AUTHORITY (Chapter VI of Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 13

NOTIFICATION OR REQUEST FOR ASSISTANCE ~~TO A CENTRAL AUTHORITY (Chapter VI~~ **(Articles 7a(4) and 32(1) and (3)** of Regulation (EU) ~~20XX/X)~~**20XX/XX)**

PUBLIC

Commission Proposal Table 14

To be used for the transmission, from the authorities of a Member State, to the Central Authority of another Member State, of an assistance request in a cross-border case. For the purposes of the cooperation under Article 21 (placement) and 22 (designation of a representative abroad), the specific forms in Annex VI and VII shall be used.

PUBLIC

EP Mandate Table 14

To be used for the transmission, from the authorities of a Member State, to the Central Authority of another Member State, of an assistance request in a cross-border case. For the purposes of the cooperation under Article 21 (placement) and 22 (designation of a representative abroad), the specific forms in Annex VI and VII shall be used.

PUBLIC

Council Mandate Table 14

To be used for the transmission, from the **courts, competent authorities and Central** authorities of a Member State~~, to the Central~~ **('requesting** authority**'), to the courts, competent authorities and Central Authorities** of another Member State **('requested authority'), of a notification according to Articles 7a (4) and 32 (3), or**~~, of~~ an assistance request **according to Article 32 (1)** in a cross-border case. ~~For the purposes of the cooperation under Article 21 (placement) and 22 (designation of a representative abroad), the specific forms in Annex VI and VII shall be used.~~ **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 15

PUBLIC

1. Reference number of the requesting Authority:
2. Reference number of the requested Central Authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name and designation of the requesting authority: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 E-mail:
4. Requested Central Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the request ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6. Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Measure concerning the Adult 6.1 □ A measure has been taken by the requesting authority on (dd/mm/yyyy): 6.1.1 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.1.2 The measure is registered in the register of the Member State of the requesting authority; please specify: 6.2 □ An application for a measure has been made and is being processed 6.3 □ A measure, confirmed powers of representation or other powers of representation concerning the Adult is/are registered in the register of the Member State of the requesting Authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 6.4 Nature of the case, description of the measure and a brief statement of the facts (in an attachment to this form, where appropriate):
7. Details of the assistance requested 7.1 □ Information on the laws of the requested Member State in matters of the protection of adults (please specify): 7.2 □ Information on specific procedures of the requested Member State in matters of the protection of adults (please specify): 7.3 □ Information on specific services in the requested Member State in matters of the protection of adults (please specify): 7.4 □ Other information that should be provided by the Central Authority of requested Member State on matters of the protection of adults (please specify): 7.5 □ Assistance in applying the Regulation (EU) 20XX/X with respect to: 7.5.1 □ establishing jurisdiction (please specify): 7.5.2 □ establishing applicable law (please specify): 7.5.3 □ recognising or enforcing a measure

(please specify): 7.5.4 □ carrying out direct communication between authorities 7.5.5 □ Other (please specify): 7.6 □ Location of the Adult. Please specify the information justifying the assumption that the Adult is present in the requested Member State: 7.7 □ Location of a person who is likely to provide support to the Adult. 7.7.1 Information on the person who is likely to provide support to the Adult 7.7.1.1 Surname(s) and given name(s): 7.7.1.2 Surname(s) at birth (if different from point 7.7.1.1): 7.7.1.3 Date (dd/mm/yyyy) and place of birth: 7.7.1.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 7.7.1.5 Identification number[2]: 7.7.1.5.1 National identity number: 7.7.1.5.2 Social security number: 7.7.1.5.3 Tax number: 7.7.1.5.4 Other (please specify): 7.7.2 Please specify the information justifying the assumption that the person is present in the requested Member State: 7.7.3 Please specify the relationship of the person with the Adult: 7.8 □ Provision of information when a measure is contemplated, in accordance with Article 25 of the Regulation (EU) 20XX/X (please specify): 7.9 □ Use of mediation or other means of alternative dispute resolution to achieve agreed solutions: 7.10 □ Request of legal aid in accordance to Article 33 of the Regulation (EU) 20XX/XX[3] with respect to: □ Recognition of a measure □ Enforcement of a measure □ Service of judicial or extrajudicial document in another Member State □ Other proceedings under Chapter VI of Regulation (EU) 20XX/X 7.10.1 The request of legal aid was made by: … 7.11 □ Other (please specify):

8. Any additional information which might be relevant:

Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the request:

1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. This assistance is without prejudice to Council Directive 2003/8/EC of 27 January to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes.

EP Mandate Table 15

PUBLIC

1. Reference number of the requesting Authority:
2. Reference number of the requested Central Authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name and designation of the requesting authority: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 E-mail:
4. Requested Central Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the request ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6. Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Measure concerning the Adult 6.1 □ A measure has been taken by the requesting authority on (dd/mm/yyyy): 6.1.1 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.1.2 The measure is registered in the register of the Member State of the requesting authority; please specify: 6.2 □ An application for a measure has been made and is being processed 6.3 □ A measure, confirmed powers of representation or other powers of representation concerning the Adult is/are registered in the register of the Member State of the requesting Authority □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 6.4 Nature of the case, description of the measure and a brief statement of the facts (in an attachment to this form, where appropriate):
7. Details of the assistance requested 7.1 □ Information on the laws of the requested Member State in matters of the protection of adults (please specify): 7.2 □ Information on specific procedures of the requested Member State in matters of the protection of adults (please specify): 7.3 □ Information on specific services in the requested Member State in matters of the protection of adults (please specify): 7.4 □ Other information that should be provided by the Central Authority of requested Member State on matters of the protection of adults (please specify): 7.5 □ Assistance in applying the Regulation (EU) 20XX/X with respect to: 7.5.1 □ establishing jurisdiction (please specify): 7.5.2 □ establishing applicable law (please specify): 7.5.3 □ recognising or enforcing a measure

(please specify): 7.5.4 □ carrying out direct communication between authorities 7.5.5 □ Other (please specify): 7.6 □ Location of the Adult. Please specify the information justifying the assumption that the Adult is present in the requested Member State: 7.7 □ Location of a person who is likely to provide support to the Adult. 7.7.1 Information on the person who is likely to provide support to the Adult 7.7.1.1 Surname(s) and given name(s): 7.7.1.2 Surname(s) at birth (if different from point 7.7.1.1): 7.7.1.3 Date (dd/mm/yyyy) and place of birth: 7.7.1.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 7.7.1.5 Identification number[2]: 7.7.1.5.1 National identity number: 7.7.1.5.2 Social security number: 7.7.1.5.3 Tax number: 7.7.1.5.4 Other (please specify): 7.7.2 Please specify the information justifying the assumption that the person is present in the requested Member State: 7.7.3 Please specify the relationship of the person with the Adult: 7.8 □ Provision of information when a measure is contemplated, in accordance with Article 25 of the Regulation (EU) 20XX/X (please specify): 7.9 □ Use of mediation or other means of alternative dispute resolution to achieve agreed solutions: 7.10 □ Request of legal aid in accordance to Article 33 of the Regulation (EU) 20XX/XX[3] with respect to: □ Recognition of a measure □ Enforcement of a measure □ Service of judicial or extrajudicial document in another Member State □ Other proceedings under Chapter VI of Regulation (EU) 20XX/X 7.10.1 The request of legal aid was made by: … 7.11 □ Other (please specify):

8. Any additional information which might be relevant:

Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the request:

1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. This assistance is without prejudice to Council Directive 2003/8/EC of 27 January to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes.

Council Mandate Table 15

PUBLIC

1. Reference number of the requesting Authority:
2. Reference number of the requested ~~Central~~ authority ~~(if known)~~*:
3. Requesting authority 3.1 Member State**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden 3.2 Name ~~and designation~~ of the requesting authority: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place ~~and~~**: 3.3.2a** Postcode: 3.4 Contact details 3.4.1 Telephone*: 3.4.2 E-mail*: **3.4.3 Other contact information*:**
4. Requested ~~Central~~ authority ~~4~~.1 Member State**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden 4.2 Name of the ~~Central~~ authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place ~~and~~ **4.3.2a** Postcode: 4.4 Contact details 4.4.1 Telephone*: 4.4.2 E-mail*: **4.4.3 Other contact information*:**
5. Adult concerned by the request (‘Adult’) 5.1 Surname(s) ~~and~~ **5.1a** Given name(s): 5.2 Surname(s) at birth (if different from point 5.1)*: 5.3 Date (dd/mm/yyyy) ~~and~~**of birth: 5.3a** Place of birth **(if available)***: 5.4 Nationality**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): ☐ Unknown 5.5 Identification number[1] ~~:~~* 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify)*: 5.6~~.~~ Address 5.6.1 Street and number/PO box: 5.6.2 Place ~~and~~**: 5.6.2a** Postcode: 5.6.3 Country**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone*: 5.7.2 E-mail*: 5.7.3 Other contact information*:
6. Measure concerning the adult **(one or more entries, if relevant)*** 6.1 ☐ A measure has been taken by the requesting authority on (dd/mm/yyyy): 6.1.1 Date of expiration ~~or renewal~~ of the measure (dd/mm/yyyy)***: 6.2 Article 7a of Regulation (EU) 20XX/XX* 6.2.1 A representative has been appointed in succession proceedings under Article 7a(1) of Regulation (EU) 20XX/XX: ☐ Yes ☐ No 6.2.2 A legal act undertaken or to be undertaken on behalf of an adult in succession proceedings, which requires approval or permission by a court to be valid, has been approved or permitted under Article 7a(3) of Regulation (EU) 20XX/XX: ☐ Yes ☐ No 6.3 ☐ Exchange of information under Article 7, 9, 10 or 11 of the HCCH 2000 Protection of Adults Convention* 6.3.1 Relevant Article: 6.3.1.1 ☐ Article 7 of the HCCH 2000 Protection of Adults Convention 6.3.1.2 ☐ Article 9 of the HCCH 2000 Protection of Adults Convention 6.3.1.3 ☐ Article 10 of the HCCH 2000 Protection of Adults Convention 6.3.1.4 ☐ Article 11 of the HCCH 2000 Protection of Adults Convention 6.3.2**~~: 6.1.2~~ The measure ~~is registered in the register~~**concerns:** ☐ **the person** of the ~~Member State~~**adult** ☐ **the property** of the ~~requesting authority; please specify: 6.2 ☐ An application for a~~**adult 6.3.3 The** measure ☐ **is contemplated** ☐ has been ~~made and is being processed 6.3 ☐ A measure, confirmed powers of representation or other powers of representation~~**taken on (dd/mm/yyyy):** ☐ **Proceedings** concerning the ~~Adult is/are registered in the register~~**protection** of the ~~Member State of the requesting Authority ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐~~

~~Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 6.4~~**adult are pending 6.4** □ Nature of the case, description of the measure and a brief statement of the facts (in an attachment to this form, where appropriate):

7. Details of the assistance requested * 7.1 □ ~~Information on the laws of the requested Member State in matters of the protection of adults (please specify): 7.2 □ Information on specific procedures of the requested Member State in matters of the protection of adults (please specify): 7.3 □ Information on specific services in the requested Member State in matters of the protection of adults (please specify): 7.4 □ Other information that should be provided by the Central Authority of requested Member State on matters of the protection of adults (please specify): 7.5~~ □ Assistance in applying the Regulation (EU) ~~20XX/X~~**20XX/XX** with respect to: ~~7.5.1~~**7.1.1** □ establishing jurisdiction (please specify): ~~7.5.2~~**7.1.2** □ establishing applicable law (please specify): ~~7.5.3~~**7.1.3** □ recognising or enforcing a measure (please specify): ~~7.5.4~~**7.1.4** □ carrying out direct communication between authorities ~~7.5.5~~**7.1.5** □ Other (please specify): ~~7.6~~**7.2** □ Location of the adult. Please specify the information justifying the assumption that the adult is present in the requested Member State: ~~7.7~~**7.3** □ Location of a person who is likely to provide ~~support to the Adult. 7.7.1~~**protection. 7.3.1** Information on the person who is likely to provide ~~support~~**protection** to the adult ~~7.7.1.1~~**7.3.1.1** Surname(s) ~~and~~**: 7.3.1.1a** Given name(s): ~~7.7.1.2~~**7.3.1.2** Surname(s) at birth (if different from point ~~7.7.1.1): 7.7.1.3~~**7.3.1.1): 7.3.1.3** Date (dd/mm/yyyy) ~~and~~**of birth: 7.7.3.1.3a** Place of birth **(if available)*: 7.3.1.4**~~: 7.7.1.4~~ Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown ~~7.7.1.5~~**7.3.1.5** Identification number[2]~~: 7.7.1.5.1~~*** 7.3.1.5.1** National identity number: ~~7.7.1.5.2~~**7.3.1.5.2** Social security number: ~~7.7.1.5.3~~**7.3.1.5.3** Tax number: ~~7.7.1.5.4~~**7.3.1.5.4** Other (please specify)***: 7.3.2**~~: 7.7.2~~ Please specify the information justifying the assumption that the person is present in the requested Member State***: 7.3.3**~~: 7.7.3~~ Please specify the relationship of the person with the adult***: 7.4**~~: 7.8~~ □ Provision of information when a measure is contemplated **or to be implemented**, in accordance with Article 25 of the Regulation (EU) ~~20XX/X~~**20XX/XX** (please specify): ~~7.9 □ Use of mediation or other means of alternative dispute resolution to achieve agreed solutions: 7.10 □ Request of legal aid in accordance to Article 33 of the Regulation (EU) 20XX/XX~~[3] ~~with respect to: □ Recognition of a measure □ Enforcement of a measure □ Service of judicial or extrajudicial document in another Member State □ Other proceedings under Chapter VI of Regulation (EU) 20XX/X 7.10.1 The request of legal aid was made by: … 7.11~~**7. 5** □ Other (please specify):

8. Any additional information which might be relevant **(including nature of the case, description of the measure and a brief statement of the facts, where appropriate)***:

Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the request:

1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
~~3. This assistance is without prejudice to Council Directive 2003/8/EC of 27 January to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes.~~

Commission Proposal Table 16

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR ASSISTANCE

PUBLIC

EP Mandate Table 16

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR ASSISTANCE

PUBLIC

Council Mandate Table 16

ANNEX Vb
INFORMATION ~~FROM THE CENTRAL AUTHORITY~~ CONCERNING THE REQUEST FOR ASSISTANCE **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 17

1. Reference number of the requesting Authority (if known):
2. Reference number of the requested Central Authority:
3. Requesting Authority
4. Central Authority of the requested State 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Reply by the Central Authority[1] 5.1 □ Please find below the information requested: 5.2 □ The request does not contain all of the following necessary information (please specify the information): 5.3 □ The request is refused for the following reason(s):
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority: Reference number of this communication:

1. If needed, please attach additional sheet(s) with further explanations.

PUBLIC

EP Mandate Table 17

PUBLIC

1. Reference number of the requesting Authority (if known):
2. Reference number of the requested Central Authority:
3. Requesting Authority
4. Central Authority of the requested State 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Reply by the Central Authority[1] 5.1 □ Please find below the information requested: 5.2 □ The request does not contain all of the following necessary information (please specify the information): 5.3 □ The request is refused for the following reason(s):
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority: Reference number of this communication:

1. If needed, please attach additional sheet(s) with further explanations.

Council Mandate Table 17

PUBLIC

1. Reference number of the requesting authority ~~(if known)~~:
2. Reference number of the requested ~~Central~~ authority:
3. Requesting authority
~~4. Central~~ Authority of the requested State 4.1 Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the ~~Central~~ authority: 4.3 Address ~~4.2.1~~**4.3.1** Street and number/PO box: ~~4.2.2~~**4.3.2** Place ~~and~~**: 4.3.2a** Postcode: 4.4 Contact details 4.4.1 Telephone*: 4.4.2 E-mail*: **4.4.3 Other contact information*:**
5. The request was received on (dd/mm/yyyy) by the requested authority indicated in point 4*:
~~5~~**6**. Reply by the ~~Central~~ authority[1] ~~5.1~~**6.1** □ Please find below the information requested: ~~5.2~~**6.2** □ The request does not contain all of the following necessary information (please specify the information): ~~5.3~~**6.3** □ The request is refused for the following reason(s):
7. The request cannot be dealt with or the information cannot be provided because*: 7.1 □ The language used to complete the form is not accepted 7.1.1 Please use (one of) the following language(s): 7.2 □ The document is not legible 7.3 □ The request is not complete and the following necessary information is missing: 7.4 □ Other reason (please specify):
8. Any additional information which might be relevant*:
If additional sheets have been added, state the total number of pages: Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority: Reference number of this communication:

1. If needed, please attach additional sheet(s) with further explanations.

Commission Proposal Table 18

REQUEST CONCERNING THE PLACEMENT OF AN ADULT IN ANOTHER MEMBER STATE (Article 21(1) of Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 18

REQUEST CONCERNING THE PLACEMENT OF AN ADULT IN ANOTHER MEMBER STATE (Article 21(1) of Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 18

REQUEST CONCERNING THE PLACEMENT OF AN ADULT IN ANOTHER MEMBER STATE (Article ~~21(1)~~**21** of Regulation (EU) ~~20XX/X)~~**20XX/XX)**

PUBLIC

Commission Proposal Table 19

To be used for the communication between the authority of a Member State contemplating the placement of an adult in another Member State, and the Central Authority of the requested Member State. An answer shall be provided by the requested Central Authority no later than 6 weeks following the receipt of this request.

PUBLIC

EP Mandate Table 19

To be used for the communication between the authority of a Member State contemplating the placement of an adult in another Member State, and the Central Authority of the requested Member State. An answer shall be provided by the requested Central Authority no later than 6 weeks following the receipt of this request.

PUBLIC

Council Mandate Table 19

To be used for the communication between the ~~authority~~**court** of a Member State contemplating the placement of an adult in another Member State **('requesting court')**, and the Central **Authority, court or competent** authority of the requested Member State~~. An answer shall be provided by the~~ **('**requested ~~Central~~ authority**'). If opposition is made to the contemplated placement, it shall be communicated** no later than ~~6 weeks~~**three months** following the ~~receipt of this~~**consultation** request. **Non-mandatory fields are marked with an *.**

PUBLIC

Commission Proposal Table 20

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the requesting authority: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 E-mail:
4. Central Authority of the requested State 4.1 Member State: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the placement ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): …… □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Protection measure concerning the Adult 6.1 □□A protection measure has been taken by the requesting authority on (dd/mm/yyyy): 6.1.1 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.1.2 □□The measure is registered in the register of the requesting State, please specify 6.2 □ An application for a protection measure has been made and is being processed.
7. Details of the placement contemplated 7.1 □□The placement of the Adult is contemplated in a specific establishment or institution in the requested Member State 7.1.1 Name or designation of the place: 7.1.2 Address 7.1.2.1 Street and number/PO box: 7.1.2.2 Place and postcode: 7.1.3. Contact details of the place (where available) 7.1.3.1 Telephone: 7.1.3.2 e-mail: 7.2 □ Placement is contemplated in an establishment or an institution in the requested Member State without a specification of the establishment or the institution 7.2.1 Any specification of the placement (please indicate any criteria or details affecting the selection of the placement in the requested Member State): 7.2.2 Any other information or comment: 7.3 □ The placement and its condition of implementation will be decided by the requesting authority. 7.4 □ The placement will be authorised by the requesting authority and will be carried out with the support of the following person: 7.4.1 Surname(s) and given name(s): 7.4.2 Surname(s) at birth (if different from point 7.4.1): 7.4.4 Date (dd/mm/yyyy) and place of birth: 7.4.6 Identification number[2]: 7.4.6.1 National identity number: 7.4.6.2 Social security number: 7.4.6.3 Tax number: 7.4.6.4 Other (please

specify): 7.5 ☐ The placement is temporary and will end 7.5.1 ☐ on (dd/mm/yyyy): 7.5.2 ☐ after a specific period of time (please specify): 7.6 ☐ The Adult has: 7.6.1 ☐ had the opportunity to be heard 7.6.2 ☐ refused to be heard 7.6.3 ☐ agreed with the contemplated placement 7.6.4 ☐ Other (please specify): 7.7 ☐ Due the following reasons the Adult was not given the opportunity to be heard 7.7.1 ☐ Urgency of the situation[3] (please specify): 7.7.2 ☐ Other (please specify):
8. Reasons for the placement contemplated:
9. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority:

PUBLIC

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.

EP Mandate Table 20

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the requesting authority: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 E-mail:
4. Central Authority of the requested State 4.1 Member State: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the placement ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): …… □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Protection measure concerning the Adult 6.1 □□A protection measure has been taken by the requesting authority on (dd/mm/yyyy): 6.1.1 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.1.2 □□The measure is registered in the register of the requesting State, please specify 6.2 □ An application for a protection measure has been made and is being processed.
7. Details of the placement contemplated 7.1 □□The placement of the Adult is contemplated in a specific establishment or institution in the requested Member State 7.1.1 Name or designation of the place: 7.1.2 Address 7.1.2.1 Street and number/PO box: 7.1.2.2 Place and postcode: 7.1.3. Contact details of the place (where available) 7.1.3.1 Telephone: 7.1.3.2 e-mail: 7.2 □ Placement is contemplated in an establishment or an institution in the requested Member State without a specification of the establishment or the institution 7.2.1 Any specification of the placement (please indicate any criteria or details affecting the selection of the placement in the requested Member State): 7.2.2 Any other information or comment: 7.3 □ The placement and its condition of implementation will be decided by the requesting authority. 7.4 □ The placement will be authorised by the requesting authority and will be carried out with the support of the following person: 7.4.1 Surname(s) and given name(s): 7.4.2 Surname(s) at birth (if different from point 7.4.1): 7.4.4 Date (dd/mm/yyyy) and place of birth: 7.4.6 Identification number[2]: 7.4.6.1 National identity number: 7.4.6.2 Social security number: 7.4.6.3 Tax number: 7.4.6.4 Other (please

specify): 7.5 ☐ The placement is temporary and will end 7.5.1 ☐ on (dd/mm/yyyy): 7.5.2 ☐ after a specific period of time (please specify): 7.6 ☐ The Adult has: 7.6.1 ☐ had the opportunity to be heard 7.6.2 ☐ refused to be heard 7.6.3 ☐ agreed with the contemplated placement 7.6.4 ☐ Other (please specify): 7.7 ☐ Due the following reasons the Adult was not given the opportunity to be heard 7.7.1 ☐ Urgency of the situation[3] (please specify): 7.7.2 ☐ Other (please specify):
8. Reasons for the placement contemplated:
9. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority:

PUBLIC

_____

1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.

Council Mandate Table 20

PUBLIC

1. Reference number of the requesting ~~authority~~**court**:
2. Reference number of the requested ~~Central~~ authority ~~(if known~~)*:
3. Requesting ~~Authority~~**court** 3.1 Member State**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden 3.2 Name of the requesting ~~authority~~**court**: 3.3 Address 3.3.1 Street and number/PO box: 3.3.2 Place ~~and~~**: 3.3.3** Postcode: 3.4 Contact details 3.4.1 Telephone*: 3.4.2 E-mail*: **3.4.3 Other contact information*:**
4. ~~Central Authority of the~~ Requested ~~State~~ **authority** 4.1 Member State: ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden 4.2 Name of the ~~Central~~**requested** authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place ~~and~~**: 4.3.3** Postcode: 4.4 Contact details 4.4.1 Telephone*: 4.4.2 E-mail*: **4.4.3 Other contact information*:**
5. Adult concerned by the placement ('Adult')* 5.1 Surname(s) ~~and~~**: 5.1a** Given name(s): 5.2 Surname(s) at birth (if different from point 5.1)*: 5.3 Date **of birth** (dd/mm/yyyy) ~~and~~**: 5.4** Place of birth **(if available)*: 5.5**~~: 5.4~~ Nationality**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): ..... ☐ Unknown ~~5.5~~**5.6** Identification number[1]~~: 5.5.1~~* **5.6.1** National identity number: ~~5.5.2~~**5.6.2** Social security number: ~~5.5.3~~**5.6.3** Tax number: ~~5.5.4~~**5.6.4** Other (please specify)***: 5.7**~~: 5.6~~ Address ~~5.6.1~~**5.7.1** Street and number/PO box: ~~5.6.2~~**5.7.2** Place ~~and~~**: 5.7.2a** Postcode: ~~5.6.3~~**5.7.3** Country**:** ☐ Belgium ☐ Bulgaria ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Ireland ☐ Greece ☐ Spain ☐ France ☐ Croatia ☐ Italy ☐ Cyprus ☐ Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐ Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Romania ☐ Slovenia ☐ Slovakia ☐ Finland ☐ Sweden ☐ Other (please specify ISO-code): ~~5.7~~**5.8** Contact details ~~5.7.1~~**5.8.1** Telephone***: 5.8.2 E-mail*: 5.8.3**~~: 5.7.2 E-mail: 5.7.3~~ Other contact information*:
6. Protection measure concerning the adult* **6.1** ☐ ~~6.1~~ ☐☐A protection measure has been taken by the requesting ~~authority~~**court** on (dd/mm/yyyy): 6.1.1 Date of expiration ~~or renewal~~ of the measure (dd/mm/yyyy): 6.1.2 ☐☐ The measure is registered in the register of the requesting State, please specify**:** 6.2 ☐ An application for a protection measure has been made and is being processed.
7. Details of the placement contemplated 7.1 ☐☐ The placement of the adult is contemplated in a specific establishment or institution in the requested Member State 7.1.1 Name or designation of the place: 7.1.2 Address 7.1.2.1 Street and number/PO box: 7.1.2.2 Place ~~and~~**: 7.1.2.3** Postcode: 7.1.3~~.~~ Contact details of the place (where available) 7.1.3.1 Telephone*: 7.1.3.2 E-mail***: 7.1.3.3 Other contact information***: 7.2 ☐ Placement is contemplated in an establishment or an institution in the requested Member State without a specification of the establishment or the institution 7.2.1 Any specification of the placement (please indicate any criteria or details affecting the selection of the placement in the requested Member State)*: 7.2.2 Any other information or comment*: 7.3 ☐ The placement and its condition of implementation will be decided by the requesting ~~authority~~**court**. 7.4 ☐ The placement will be authorised by the requesting ~~authority~~**court** and will be carried out with the support of the following person: 7.4.1 Surname(s) ~~and~~**: 7.4.2** Given name(s):

~~7.4.2~~**7.4.3** Surname(s) at birth (if different from point 7.4.1): 7.4.4 Date **of birth** (dd/mm/yyyy) ~~and~~**: 7.4.5** Place of birth **(if available)***: 7.4.6 Identification number[2]*: 7.4.6.1 National identity number: 7.4.6.2 Social security number: 7.4.6.3 Tax number: 7.4.6.4 Other (please specify)*: 7.5 □ The placement is temporary and will end 7.5.1 □ on (dd/mm/yyyy): 7.5.2 □ after a specific period of time (please specify): 7.6 ~~□~~**The will and preferences of** the adult ~~has: 7.6.1 □ had the opportunity to be heard 7.6.2 □ refused to be heard 7.6.3 □ agreed with~~**have been taken into account* ☐Yes ☐No ☐ Additional information : 7.7 The report on the adult together with the reasons for** the contemplated placement ~~7.6.4 □ Other (please specify): 7.7 □ Due the following reasons the Adult was not given the opportunity to be heard 7.7.1 □ Urgency~~ **in accordance with Article 33** of the ~~situation[3] (please specify): 7.7.2 □~~**HCCH 2000 Protection of Adults Convention, as well as any** other ~~(please specify):~~**relevant information, is attached. □ Yes. □ No.**
~~8. Reasons for the placement contemplated~~ :
~~9~~**8**.~~-~~Any additional information which might be relevant*:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority:

PUBLIC

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
~~3. Urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.~~

Commission Proposal Table 21

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR A PLACEMENT

PUBLIC

EP Mandate Table 21

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR A PLACEMENT

PUBLIC

Council Mandate Table 21

ANNEX VIb
~~INFORMATION FROM THE CENTRAL AUTHORITY~~**REPLY TO THE REQUEST** CONCERNING THE ~~REQUEST FOR A~~ PLACEMENT **OF AN ADULT IN ANOTHER MEMBER STATE**

PUBLIC

Commission Proposal Table 22

To be used for the communication between a Central Authority of the Member State where a placement of an adult was requested and the authority of another Member State requesting the placement.

PUBLIC

EP Mandate Table 22

To be used for the communication between a Central Authority of the Member State where a placement of an adult was requested and the authority of another Member State requesting the placement.

PUBLIC

Council Mandate Table 22

To be used for the communication between ~~a Central Authority of the~~**the court of a** Member State ~~where a~~**contemplating the** placement of an adult ~~was requested and the authority of~~**in** another Member State **(‘**requesting **court’), and the Central Authority, court or competent authority of the requested Member State (‘requested authority’)**~~the placement~~. **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 23

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority:
4. Central Authority of the requested State 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name and designation of the Central Authority: 4.3 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.4 Contact details 4.3.1 Telephone: 4.3.2 E-mail:
5. Information from the Central Authority of the requested Member State 5.1 □ Placement of the Adult in the requested Member State is accepted 5.1.1. Placement of the Adult is accepted in the following establishment or institution: □ the establishment or the institution proposed by the requesting authority □ an establishment or an institution corresponding to the specifications made by the requesting authority □ an establishment or an institution corresponding to these specifications made by the requesting authority (please specify): □ Other (please specify): □ 5.2 □ Placement of the Adult in the requested Member State is accepted under (a) condition(s). 5.2.1 □ Placement is only authorised provided that the establishment or the institution specified in point 5.1.1 has free capacity 5.2.2 □ Other conditions (please specify): 5.3 □ Placement in the requested Member State is refused for the following reasons: 5.3.1 □ the request does not fall within the scope of Regulation (EU) 20XX/X. 5.3.2 □ the request does not contain all of the necessary information pursuant to Article 21 of Regulation (EU) 20XX/XX. 5.3.3 □ the placement contemplated is contrary to fundamental principles of law of the requested Member State (please specify): 5.3.4 □ Other (please specify):
6. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority of the requested Member State: Reference number of the communication:

EP Mandate Table 23

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority:
4. Central Authority of the requested State 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name and designation of the Central Authority: 4.3 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.4 Contact details 4.3.1 Telephone: 4.3.2 E-mail:
5. Information from the Central Authority of the requested Member State 5.1 □ Placement of the Adult in the requested Member State is accepted 5.1.1. Placement of the Adult is accepted in the following establishment or institution: □ the establishment or the institution proposed by the requesting authority □ an establishment or an institution corresponding to the specifications made by the requesting authority □ an establishment or an institution corresponding to these specifications made by the requesting authority (please specify): □ Other (please specify): □ 5.2 □ Placement of the Adult in the requested Member State is accepted under (a) condition(s). 5.2.1 □ Placement is only authorised provided that the establishment or the institution specified in point 5.1.1 has free capacity 5.2.2 □ Other conditions (please specify): 5.3 □ Placement in the requested Member State is refused for the following reasons: 5.3.1 □ the request does not fall within the scope of Regulation (EU) 20XX/X. 5.3.2 □ the request does not contain all of the necessary information pursuant to Article 21 of Regulation (EU) 20XX/XX. 5.3.3 □ the placement contemplated is contrary to fundamental principles of law of the requested Member State (please specify): 5.3.4 □ Other (please specify):
6. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority of the requested Member State: Reference number of the communication:

Council Mandate Table 23

PUBLIC

1. Reference number of the requesting ~~authority~~**court**:
2. Reference number of the requested ~~Central~~ authority:
3. Requesting ~~Authority~~ **court**:
4. ~~Central~~ **Requested** authority ~~of the requested State~~ 4.1 Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name ~~and designation~~ of the ~~Central~~**requested** authority: 4.3 Address ~~4.2.1~~**4.3.1** Street and number/PO box: ~~4.2.2~~**4.3.2** Place ~~and~~**: 4.3.3** Postcode: 4.4 Contact details ~~4.3.1~~**4.4.1** Telephone***: 4.4.2 E-mail***~~: 4.3.2 E-mail~~: **4.4.3 Other contact information*:**
5. Information from the ~~Central~~**requested** authority ~~of the requested Member State~~ 5.1 □ Placement of the adult in the requested Member State is accepted 5.1.1~~.~~ Placement of the adult is accepted in the following establishment or institution: □ the establishment or the institution proposed by the requesting ~~authority~~**court** □ an establishment or an institution corresponding to the specifications made by the requesting ~~authority □ an establishment or an institution corresponding to these specifications made by the requesting authority~~**court** (please specify): □ Other (please specify):~~□~~ 5.2 □ Placement of the adult in the requested Member State is accepted under (a) condition(s). 5.2.1 □ Placement is only authorised provided that the establishment or the institution specified in point 5.1.1 has free capacity 5.2.2 □ Other conditions (please specify): 5.3 □ Placement in the requested Member State is refused ~~for the following reasons: 5.3.1 □ the request does not fall within the scope of Regulation (EU) 20XX/X. 5.3.2 □ the request does not contain all of the necessary information pursuant to Article 21 of Regulation (EU) 20XX/XX. 5.3.3 □ the placement contemplated is contrary to fundamental principles of law of the requested Member State (please specify): 5.3.4 □ Other (please specify):~~
6. Any additional information which might be relevant*:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the ~~Central~~**requested** authority ~~of the requested Member State~~: Reference number of the communication:

Commission Proposal Table 24

REQUEST FOR THE DESIGNATION OF A REPRESENTATIVE ABROAD (Article 22(1) of the Regulation (EU) 20XX/X)

PUBLIC

EP Mandate Table 24

REQUEST FOR THE DESIGNATION OF A REPRESENTATIVE ABROAD (Article 22(1) of the Regulation (EU) 20XX/X)

PUBLIC

Council Mandate Table 24

REQUEST FOR THE DESIGNATION OF A **competent authority of another Member State as** REPRESENTATIVE ABROAD ~~(~~Article ~~22(1))~~**22** of the Regulation (EU) ~~20XX/X)~~**20XX/XX)**

PUBLIC

Commission Proposal Table 25

To be used by authorities of one Member State to request the designation of a representative in another Member State with a view to protect the interests of the adult in that other Member State.

PUBLIC

EP Mandate Table 25

To be used by authorities of one Member State to request the designation of a representative in another Member State with a view to protect the interests of the adult in that other Member State.

PUBLIC

Council Mandate Table 25

To be used by ~~authorities~~**the courts** of one Member State to request the designation of a **competent authority of another Member State as** representative in another Member State with a view to protect the interests of the adult in that other Member State. N**on-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 26

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority 3.4 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.1 Name: 3.2 Address 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2 E-mail:
4. Central Authority of the requested Member State 4.4 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.1 Name and designation of the Central Authority: 4.2 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.3 Contact details 4.3.1 Telephone: 4.3.2 E-mail:
5. Adult concerned by the measure ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1.): 5.4 Date (dd/mm/yyyy) and place of birth: 5.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.6 Identification number[1]: 5.6.1 National identity number: 5.6.2 Social security number: 5.6.3 Tax number: 5.6.4 Other (please specify): 5.7 □□The Adult benefits/has benefitted from legal aid or from exemption from costs and expenses, (please specify):
6. Protection measure concerning the Adult 6.1 □ A protection measure has been taken by the requesting authority on (dd/mm/yyyy) 6.2 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.3 □ An application for a protection measure has been made and is being processed 6.4. □ The measure is registered in the register of the Member State of origin, please specify 6.5 □ A representative is appointed in the Member State of origin 6.5.1 Surname(s) and given name(s): 6.5.2 Surname(s) at birth (if different from point 6.5.1): 6.5.4 Date (dd/mm/yyyy) and place of birth: 6.5.6 Identification number[2]: 6.5.6.1 National identity number: 6.5.6.2 Social security number: 6.5.6.3 Tax number: 6.5.6.4 Other (please specify): 6.1.1. Brief description of the tasks of the representative 6.5.7.1. □ Management of financial assets 6.5.7.2 □ Management of immovable property (please specify the address): 6.5.7.3 □ Support concerning the Adult's welfare or health. 6.5.7.4 □ Other (please describe shortly):
7. Details of the designation contemplated 7.1 The representative whom designation is contemplated : 7.1.1 □ is known by the requested authority 7.1.1.1 Surname(s) and given name(s): 7.1.1.2 Surname(s) at birth (if different from point 7.1.1.1.): 7.1.1.3 Date (dd/mm/yyyy) and place of birth: 7.1.1.4 Identification number[3]: 7.1.1.4.1 National identity number: 7.1.1.4.2 Social security number: 7.1.1.4.3 Tax number: 7.1.1.4.4 Other (please specify): 7.1.1.5 Address 7.1.1.5.1 Street and number/PO box: 7.1.1.5.2 Place and postcode: 7.1.1.5.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ 7.1.2 shall be chosen by the requested authority 7.2 Description of the case and the reasons why a representative shall be designated in the requested Member State: 7.3 The

representative will support or replace the Adult in : 7.3.1 □ Management of financial assets 7.3.1.1 nature of the financial assets (please specify): 7.3.1.2 contact details of the financial institution (please specify): 7.3.2 □ Management of immovable property (please specify the address): 7.3.2 □ Support concerning the Adult's welfare or health. 7.3.2 □ Other (please specify): 7.4 The representative should accomplish the following specific tasks, under the supervision of the requesting authority: 7.7 □ The assistance of the requested authority is necessary for the supervision of the representative, please specify: 7.5. □ The designation is temporary and will end 7.5.1 □ on (dd/mm/yyyy): 7.5.2 □ after a specific period of time (please specify): 7.6 □ The Adult had the opportunity to be heard and: 7.6.1 □ has refused to be heard 7.6.2 □ has agreed with the contemplated designation 7.6.3 □ Other (please specify): 7.6 □ Due the following reasons the Adult was not given the opportunity to be heard 7.6.1 □ Urgency[4] of the situation (please specify): 7.6.2 □ Other (please specify):

8. Any additional information which might be relevant:

Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the communication:

PUBLIC

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Please indicate the most relevant number if applicable.
4. According to Recital 27 of Regulation (EU) 20XX/X, urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.

EP Mandate Table 26

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority 3.4 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.1 Name: 3.2 Address 3.2.1 Street and number/PO box: 3.2.2 Place and postcode: 3.3 Contact details 3.3.1 Telephone: 3.3.2 E-mail:
4. Central Authority of the requested Member State 4.4 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.1 Name and designation of the Central Authority: 4.2 Address 4.2.1 Street and number/PO box: 4.2.2 Place and postcode: 4.3 Contact details 4.3.1 Telephone: 4.3.2 E-mail:
5. Adult concerned by the measure ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1.): 5.4 Date (dd/mm/yyyy) and place of birth: 5.5 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.6 Identification number[1]: 5.6.1 National identity number: 5.6.2 Social security number: 5.6.3 Tax number: 5.6.4 Other (please specify): 5.7 □□The Adult benefits/has benefitted from legal aid or from exemption from costs and expenses, (please specify):
6. Protection measure concerning the Adult 6.1 □ A protection measure has been taken by the requesting authority on (dd/mm/yyyy) 6.2 Date of expiration or renewal of the measure (dd/mm/yyyy): 6.3 □ An application for a protection measure has been made and is being processed 6.4. □ The measure is registered in the register of the Member State of origin, please specify 6.5 □ A representative is appointed in the Member State of origin 6.5.1 Surname(s) and given name(s): 6.5.2 Surname(s) at birth (if different from point 6.5.1): 6.5.4 Date (dd/mm/yyyy) and place of birth: 6.5.6 Identification number[2]: 6.5.6.1 National identity number: 6.5.6.2 Social security number: 6.5.6.3 Tax number: 6.5.6.4 Other (please specify): 6.1.1. Brief description of the tasks of the representative 6.5.7.1. □ Management of financial assets 6.5.7.2 □ Management of immovable property (please specify the address): 6.5.7.3 □ Support concerning the Adult's welfare or health. 6.5.7.4 □ Other (please describe shortly):
7. Details of the designation contemplated 7.1 The representative whom designation is contemplated : 7.1.1 □ is known by the requested authority 7.1.1.1 Surname(s) and given name(s): 7.1.1.2 Surname(s) at birth (if different from point 7.1.1.1.): 7.1.1.3 Date (dd/mm/yyyy) and place of birth: 7.1.1.4 Identification number[3]: 7.1.1.4.1 National identity number: 7.1.1.4.2 Social security number: 7.1.1.4.3 Tax number: 7.1.1.4.4 Other (please specify): 7.1.1.5 Address 7.1.1.5.1 Street and number/PO box: 7.1.1.5.2 Place and postcode: 7.1.1.5.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ 7.1.2 shall be chosen by the requested authority 7.2 Description of the case and the reasons why a representative shall be designated in the requested Member State: 7.3 The

representative will support or replace the Adult in : 7.3.1 □ Management of financial assets 7.3.1.1 nature of the financial assets (please specify): 7.3.1.2 contact details of the financial institution (please specify): 7.3.2 □ Management of immovable property (please specify the address): 7.3.2 □ Support concerning the Adult's welfare or health. 7.3.2 □ Other (please specify): 7.4 The representative should accomplish the following specific tasks, under the supervision of the requesting authority: 7.7 □ The assistance of the requested authority is necessary for the supervision of the representative, please specify: 7.5. □ The designation is temporary and will end 7.5.1 □ on (dd/mm/yyyy): 7.5.2 □ after a specific period of time (please specify): 7.6 □ The Adult had the opportunity to be heard and: 7.6.1 □ has refused to be heard 7.6.2 □ has agreed with the contemplated designation 7.6.3 □ Other (please specify): 7.6 □ Due the following reasons the Adult was not given the opportunity to be heard 7.6.1 □ Urgency[4] of the situation (please specify): 7.6.2 □ Other (please specify):

8. Any additional information which might be relevant:

Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the communication:

PUBLIC

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. Please indicate the most relevant number if applicable.
4. According to Recital 27 of Regulation (EU) 20XX/X, urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.

Council Mandate Table 26

PUBLIC

1. Reference number of the requesting ~~authority~~**court**:
2. Reference number of the requested Central Authority **or authority to be designated***:
3. Requesting ~~Authority 3.4~~**court 3.1** Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden ~~3.1~~**3.2** Name: ~~3.2~~**3.3** Address ~~3.2.1~~**3.3.1** Street and number/PO box: ~~3.2.2~~**3.3.2** Place ~~and~~**: 3.3.3** Postcode: ~~3.3~~**3.4** Contact details ~~3.3.1~~**3.4.1** Telephone***: 3.4.2 E-mail***: ~~3.3.2 E-mail~~: **3.4.3 Other contact information*:**
4. ~~Central~~ Authority **to be designated in** ~~of~~ the requested Member State ~~4.4~~**4.1** Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden ~~4.1 Name and designation~~**4.2 Name** of the ~~Central~~ authority: ~~4.2~~**4.3** Address ~~4.2.1~~**4.3.1** Street and number/PO box: ~~4.2.2~~**4.3.2** Place ~~and~~**: 4.3.3** Postcode: ~~4.3~~**4.4** Contact details ~~4.3.1~~**4.4.1** Telephone***: 4.4.2 E-mail***: ~~4.3.2 E-mail~~: **4.4.3 Other contact information*:**
5. Central Authority of the requested Member State 5.1 Member State: □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 5.2 Name of the authority: 5.3 Address 5.3.1 Street and number/PO box: 5.3.2 Place: 5.3.3 Postcode: 5.4 Contact details 5.4.1 Telephone*: 5.4.2 E-mail*: 5.4.3 Other contact information*:
~~5~~ **6**. Adult concerned by the measure ('adult') ~~5.1~~**6.1** Surname(s) ~~and~~**: 6.1a** Given name(s): ~~5.2~~**6.2** Surname(s) at birth (if different from point ~~5.1.): 5.4 Date~~**6.1.): 6.3 Date of birth** (dd/mm/yyyy) ~~and~~**: 6.4** Place of birth **(if available)*: 6.5**~~: 5.5~~ Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown ~~5.6~~**6.6** Identification number[1]***: 6.6.1**~~: 5.6.1~~ National identity number: ~~5.6.2~~**6.6.2** Social security number: ~~5.6.3~~**6.6.3** Tax number: ~~5.6.4~~**6.6.4** Other (please specify)***: 6.7** □ ~~: 5.7~~ □□The adult benefits/has benefitted from legal aid or from exemption from costs and expenses, (please specify):
~~6~~**7**. Protection measure concerning the adult ~~6.1~~**7.1** □ A protection measure has been taken by the requesting authority on (dd/mm/yyyy)***7.2**~~6.2~~ Date of expiration ~~or renewal~~ of the measure (dd/mm/yyyy)***: 7.3**~~: 6.3~~ □ An application for a protection measure has been made and is being processed***7.4**~~6.4~~. □ The measure is registered in the register of the Member State of origin, please specify***: 7.5**~~6.5~~ □ A representative is appointed in the Member State of origin***7.5.1**~~6.5.1~~ Surname(s) ~~and~~ **7.5.2** Given name(s): ~~6.5.2~~**7.5.3** Surname(s) at birth (if different from point ~~6.5.1): 6.5.4 Date~~**7.5.1): 7.5.4 Date of birth** (dd/mm/yyyy) ~~and~~**: 7.5.5** Place of birth **(if available)*: 7.5.6**~~: 6.5.6~~ Identification number[2]***: 75.6.1**~~: 6.5.6.1~~ National identity number: ~~6.5.6.2~~**7.5.6.2** Social security number: ~~6.5.6.3~~**7.5.6.3** Tax number: ~~6.5.6.4~~**7.5.6.4** Other (please specify)***: 7.5.7**~~: 6.1.1.~~ Brief description of the tasks of the representative ~~6.5.7.1~~**7.5.7.1**. □ Management of financial assets ~~6.5.7.2~~**7.5.7.2** □ Management of immovable property (please specify the address): ~~6.5.7.3~~**7.5.7.3** □ Support concerning the adult's welfare or health. ~~6.5.7.4~~**7.5.7.4** □ Other (please describe shortly):
~~7~~ **8**. Details of the designation contemplated ~~7.1 The representative whom designation is contemplated : 7.1.1 □ is known by the requested authority 7.1.1.1~~

~~Surname(s) and given name(s): 7.1.1.2 Surname(s) at birth (if different from point 7.1.1.1.): 7.1.1.3 Date (dd/mm/yyyy) and place of birth: 7.1.1.4 Identification number3: 7.1.1.4.1 National identity number: 7.1.1.4.2 Social security number: 7.1.1.4.3 Tax number: 7.1.1.4.4 Other (please specify): 7.1.1.5 Address 7.1.1.5.1 Street and number/PO box: 7.1.1.5.2 Place and postcode: 7.1.1.5.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO code): □ 7.1.2 shall be chosen by the requested authority 7.2~~ **8.1** Description of the case and the reasons why ~~a representative~~**an authority** shall be designated **as representative** in the requested Member State: ~~7.3 The~~**82The** representative will **represent or** support ~~or replace~~ the adult in : ~~7.3.1~~**8.2.1** □ Management of financial assets ~~7.3.1.1~~**8.2.1.1** nature of the financial assets (please specify): ~~7.3.1.2~~**8.2.1.2** contact details of the financial institution (please specify): ~~7.3.2~~**8.2.2** □ Management of immovable property (please specify the address): ~~7.3.2~~**8.2. 3** □ Support concerning the adult's welfare or health. ~~7.3.2~~**8.2. 4** □ Other (please specify): ~~7.4 The representative should accomplish the following specific tasks, under the supervision of the requesting authority: 7.7 □ The assistance of the requested authority is necessary for the supervision of the representative, please specify: 7.5.~~ **8.3**□ The designation is temporary and will end ~~7.5.1~~**8.31** □ on (dd/mm/yyyy): ~~7.5.2~~**8.32** □ after a specific period of time (please specify): ~~7.6 □~~**8.4 The will and preferences of** the adult ~~had the opportunity to be heard and: 7.6.1 □ has refused to be heard 7.6.2 □ has agreed with the contemplated designation 7.6.3 □ Other (please specify)~~**have been taken into account***

☐**Yes** ☐**No** ☐ **Additional information**: ~~7.6 □ Due the following reasons the Adult was not given the opportunity to be heard 7.6.1 □ Urgency~~4 ~~of the situation (please specify): 7.6.2 □ Other (please specify):~~**4**

~~8~~**9**. Any additional information which might be relevant *****:

Done at:-On (dd/mm/yyyy):-Signature and/or stamp of the requesting ~~authority~~**court**:-Reference number of the communication:

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1. Please indicate the most relevant number if applicable.
2. Please indicate the most relevant number if applicable.
3. ~~Please indicate the most relevant number if applicable.~~
4. According to Recital 27 of Regulation (EU) 20XX/X, urgency includes cases where the adult is absolutely unable to express his or her views and a decision needs to be taken. An example of urgency is a situation where the adult must undergo an urgent medical surgery, and is not, because of his or her medical condition, in a position to express his or her views.

Commission Proposal Table 27

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR DESIGNATION OF A REPRESENTATIVE ABROAD

PUBLIC

EP Mandate Table 27

INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING THE REQUEST FOR DESIGNATION OF A REPRESENTATIVE ABROAD

PUBLIC

Council Mandate Table 27

ANNEX VIIb
~~INFORMATION FROM THE CENTRAL AUTHORITY CONCERNING~~**REPLY TO** THE REQUEST FOR **THE** DESIGNATION OF A **competent authority of another Member State as** REPRESENTATIVE ABROAD **Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 28

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority:
4. Requested Central Authority 4.1 Name and designation of the Central Authority:: 4.2 Address 4.2.1. Street and number/PO box: 4.2.2. Place and postcode: 4.3 Contact details 4.3.1. Telephone: 4.3.2. E-mail: 4.4. Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
5. Information from the Central Authority 5.1 □ Request executed 5.1.1 □ The authority has designated the following representative 5.1.1.1 Surname(s) and given name(s): 5.1.1.2 Surname(s) at birth (if different from point 5.1.1.1.): 5.1.1.4 Date (dd/mm/yyyy) and place of birth: 5.1.1.6 Identification number[1]: 5.1.1.6.1 National identity number: 5.1.1.6.2 Social security number: 5.1.1.6.3 Tax number: 5.1.1.6.4 Other (please specify): 5.1.1.6.5 Contact details 5.1.1.6.5.1 Telephone: 5.1.1.6.5.2 E-mail: 5.1.2 □ The requested authority will assist with the supervision of the representative in accordance with the request, please specify: 5.1.3 □ The documents regarding the designation of the representative, including the decision or the measure, are attached. 5.2 □ Designation of the representative abroad cannot be granted for the following reason(s): 5.2.1 □ The following conditions are not met: 5.2.2 □ Designation of the representative requires the following advance payment 5.2.2.1 Amount of the payment requested: 5.2.2.2 Details of the bank account: 5.3.2 □ The request does not contain all of the necessary information. Please specify the information missing: 5.3 □ Designation of the representative abroad is refused for the following reason(s): 5.3.1 □ A deposit or advance was asked for on (dd/mm/yyyy): in accordance with Article 22(3) of Regulation (EU) 20XX/XX and has not been made. 5.3.2 □ The requesting authority has not complied with the request for additional information from the requested authority dated (dd/mm/yyyy): 5.3.3 □□The request does not fall within the scope of Regulation (EU) 20XX/XX 5.3.4 □□The designation or the assistance requested is not allowed under the law of the requested authority (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

EP Mandate Table 28

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested Central Authority:
3. Requesting Authority:
4. Requested Central Authority 4.1 Name and designation of the Central Authority:: 4.2 Address 4.2.1. Street and number/PO box: 4.2.2. Place and postcode: 4.3 Contact details 4.3.1. Telephone: 4.3.2. E-mail: 4.4. Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
5. Information from the Central Authority 5.1 □ Request executed 5.1.1 □ The authority has designated the following representative 5.1.1.1 Surname(s) and given name(s): 5.1.1.2 Surname(s) at birth (if different from point 5.1.1.1.): 5.1.1.4 Date (dd/mm/yyyy) and place of birth: 5.1.1.6 Identification number[1]: 5.1.1.6.1 National identity number: 5.1.1.6.2 Social security number: 5.1.1.6.3 Tax number: 5.1.1.6.4 Other (please specify): 5.1.1.6.5 Contact details 5.1.1.6.5.1 Telephone: 5.1.1.6.5.2 E-mail: 5.1.2 □ The requested authority will assist with the supervision of the representative in accordance with the request, please specify: 5.1.3 □ The documents regarding the designation of the representative, including the decision or the measure, are attached. 5.2 □ Designation of the representative abroad cannot be granted for the following reason(s): 5.2.1 □ The following conditions are not met: 5.2.2 □ Designation of the representative requires the following advance payment 5.2.2.1 Amount of the payment requested: 5.2.2.2 Details of the bank account: 5.3.2 □ The request does not contain all of the necessary information. Please specify the information missing: 5.3 □ Designation of the representative abroad is refused for the following reason(s): 5.3.1 □ A deposit or advance was asked for on (dd/mm/yyyy): in accordance with Article 22(3) of Regulation (EU) 20XX/XX and has not been made. 5.3.2 □ The requesting authority has not complied with the request for additional information from the requested authority dated (dd/mm/yyyy): 5.3.3 □□The request does not fall within the scope of Regulation (EU) 20XX/XX 5.3.4 □□The designation or the assistance requested is not allowed under the law of the requested authority (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the Central Authority: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

Council Mandate Table 28

PUBLIC

1. Reference number of the requesting ~~authority~~**court**:
2. Reference number of the~~ requested~~ Central Authority **or authority to be designated***:
3. Requesting **court or Central** Authority:
4.~~ Requested Central~~ Authority **to be designated** 4.1 Name~~ and designation~~ of the~~ Central~~ authority:~~:~~ 4.2 Address 4.2.1.~~.~~ Street and number/PO box: 4.2.2.~~.~~ Place ~~and~~**: 4.2.3** Postcode: 4.3 Contact details 4.3.1.~~.~~ Telephone*: 4.3.2.~~.~~ E-mail***: 4.3.3 Other contact information***: 4.4.~~.~~ Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden
5. Information from the Central Authority~~ 5.1 □ Request executed 5.1.1 □~~ **or** the authority ~~has~~**to be** designated~~ the following representative 5.1.1.1 Surname(s) and given name(s): 5.1.1.2 Surname(s) at birth (if different from point 5.1.1.1.): 5.1.1.4 Date (dd/mm/yyyy) and place of birth: 5.1.1.6 Identification number~~1~~: 5.1.1.6.1 National identity number: 5.1.1.6.2 Social security number: 5.1.1.6.3 Tax number: 5.1.1.6.4 Other (please specify): 5.1.1.6.5 Contact details 5.1.1.6.5.1 Telephone: 5.1.1.6.5.2 E-mail: 5.1.2 □ The requested authority will assist with the supervision of the representative in accordance with the request, please specify: 5.1.3 □ The documents regarding~~ **5.1 □ Consent to** the designation of the ~~representative, including the decision or the measure, are attached. 5.2 □ Designation of the~~**authority as** representative abroad ~~cannot be~~**is** granted~~ for the following reason(s): 5.2.1 □ The following conditions are not met: 5.2.2 □ Designation of the representative requires the following advance payment 5.2.2.1 Amount of the payment requested: 5.2.2.2 Details of the bank account: 5.3.2~~**. 5.2** □ The request does not contain all of the necessary information. Please specify the information missing: 5.3 □ **Consent to the** designation of the **authority as** representative abroad is refused~~ for the following reason(s): 5.3.1 □ A deposit or advance was asked for on (dd/mm/yyyy): in accordance with Article 22(3) of Regulation (EU) 20XX/XX and has not been made. 5.3.2 □ The requesting authority has not complied with the request for additional information from the requested authority dated (dd/mm/yyyy): 5.3.3 □□The request does not fall within the scope of Regulation (EU) 20XX/XX 5.3.4 □□The designation or the assistance requested is not allowed under the law of the requested authority (please specify):~~**.**
6. Any additional information which might be relevant*:
Done at:~~ ~~On (dd/mm/yyyy):~~ ~~Signature and/or stamp of the ~~Central~~ Authority **to be designated**: Reference number of the communication:

~~1. Please indicate the most relevant number if applicable.~~

Commission Proposal Table 29

COMMUNICATION BETWEEN AUTHORITIES (Article 27(3) of the Regulation (EU) 20XX/X, and Article 8 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

EP Mandate Table 29

COMMUNICATION BETWEEN AUTHORITIES (Article 27(3) of the Regulation (EU) 20XX/X, and Article 8 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

Council Mandate Table 29

~~COMMUNICATION BETWEEN AUTHORITIES~~ **TRANSFER OF JURISDICTION** (Article ~~27(3)~~**32(2)** of the Regulation (EU) ~~20XX/X~~**20XX/XX**, and Article 8 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

Commission Proposal Table 30

To be used for the communication between the authorities of a Member State where the adult has his or her habitual residence and the authorities of another Member State. The authority of a Member State may use this form to transfer its jurisdiction to the authorities of another Member State with which the adult has substantial connections, doing so either by its own motion or upon request of another competent authority.

PUBLIC

EP Mandate Table 30

To be used for the communication between the authorities of a Member State where the adult has his or her habitual residence and the authorities of another Member State. The authority of a Member State may use this form to transfer its jurisdiction to the authorities of another Member State with which the adult has substantial connections, doing so either by its own motion or upon request of another competent authority.

PUBLIC

Council Mandate Table 30

To be used for the communication between the ~~authorities~~ **courts** of a Member State where the adult has his or her habitual residence and the ~~authorities~~ **courts** of another Member State. The ~~authority~~ **court** of a Member State may use this form**: 1.** to transfer its jurisdiction to the ~~authorities~~ **courts** of another Member State with which the adult has substantial connections, doing so either by its own motion or upon request of another ~~competent authority~~ **court. 2**. **to request from a court of another Member State having jurisdiction to transfer its jurisdiction. Non-mandatory fields are marked with an ***

PUBLIC

Commission Proposal Table 31

PUBLIC

REQUEST
1. Reference number of the requesting authority:
2. Reference number of the requested authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France□ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the requesting Authority: 3.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 Email:
4. Requested Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France□ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the requested Authority: 4.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 4.4 Contact details 3.4.1 Telephone: 4.4.2 Email:
5. Adult concerned by the measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Origin of the request 6.1 □ made by the requesting authority on its own motion 6.2 □ from the following competent authority (please specify):
7. Nature of the measure to be taken by the requested authority: 7.1 □ relating to the Adult’s person (please specify) : 7.2 □ relating to the Adult’s property (please specify):
8. Justification of the request for the transfer of jurisdiction 8.1 Request is made in accordance with the following letter of Article 8(2) of the HCCH 2000 Protection of Adults Convention: □ letter a) □ letter b) □ letter c) □ letter d) □ letter e) □ letter f) 8.2 Justification of the request:
9. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the request:

1. Please indicate the most relevant number if applicable.

EP Mandate Table 31

PUBLIC

REQUEST
1. Reference number of the requesting authority:
2. Reference number of the requested authority (if known):
3. Requesting Authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France□ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the requesting Authority: 3.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 Email:
4. Requested Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France□ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the requested Authority: 4.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 4.4 Contact details 3.4.1 Telephone: 4.4.2 Email:
5. Adult concerned by the measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Origin of the request 6.1 □ made by the requesting authority on its own motion 6.2 □ from the following competent authority (please specify):
7. Nature of the measure to be taken by the requested authority: 7.1 □ relating to the Adult’s person (please specify) : 7.2 □ relating to the Adult’s property (please specify):
8. Justification of the request for the transfer of jurisdiction 8.1 Request is made in accordance with the following letter of Article 8(2) of the HCCH 2000 Protection of Adults Convention: □ letter a) □ letter b) □ letter c) □ letter d) □ letter e) □ letter f) 8.2 Justification of the request:
9. Any additional information which might be relevant:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requesting authority: Reference number of the request:

1. Please indicate the most relevant number if applicable.

Council Mandate Table 31

PUBLIC

~~REQUEST~~
1. Reference number of the requesting ~~authority~~**a court**:
2. Reference number of the requested ~~authority (if known)~~**a court ***:
3. Requesting~~ Authority~~ **court** 3.1 Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the requesting~~ Authority~~ **court**: 3.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place ~~and~~**: 3.3.3** Postcode: 3.4 Contact details 3.4.1 Telephone*: 3.4.2 ~~Email~~**E-mail***: **3.4.3 Other contact information*:**
4. Requested~~ Authority~~ **court** 4.1 Member State**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the requested~~ Authority~~ **court**: 4.3 Address: ~~3.3.1~~**4.3.1** Street and number/PO box: ~~3.3.2~~**4.3.2** Place ~~and~~**: 4.3.3** Postcode: 4.4 Contact details ~~3.4.1~~**4.4.1** Telephone*: 4.4.2 ~~Email~~**E-mail***: **4.4.3 Other contact information*:**
5. Adult concerned by the measure (‘adult’)~~-~~5.1 Surname(s) ~~and~~**: 5.1a** Given name(s): 5.2 Surname(s) at birth (if different from point 5.1)*: 5.3 Date (dd/mm/yyyy) **of birth: 5.4a**~~ and~~ Place of birth **(if available)***: 5.4 Nationality**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]~~:~~* 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify)*: 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place ~~and~~**: 5.6.2a** Postcode: 5.6.3 Country**:** □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone*: 5.7.2 E-mail*: 5.7.3 Other contact information*:
6. Origin of the request 6.1 □ made by the requesting~~ authority~~ **court** on its own motion 6.2 □ from the following~~ competent authority~~ **court** (please specify):
6a. Subject of the request 6a.1 □ the requesting court asks to transfer its jurisdiction to the requested court. 6a.2 □ the requesting court asks the requested court to transfer its jurisdiction.
7. Nature of the measure to be taken by the~~ requested authority~~ **court**:~~-~~7.1 □ relating to the adult’s person (please specify)~~-~~: 7.2 □ relating to the adult’s property (please specify):
8. Justification of the request for the transfer of jurisdiction~~-~~8.1 Request is made in accordance with the following letter of Article 8(2) of the HCCH 2000 Protection of Adults Convention: □ letter a) **(A State of which the adult is a national)** □ letter b) **(The State of the preceding habitual residence of the adult)** □ letter c) **(A State in which property of the adult is located)** □ letter d) **(The State whose authorities have been chosen in writing by the adult to take measures directed to his or her protection)** □ letter e) **(The State of the habitual residence of a person close to the adult prepared to**

undertake his or her protection) □ letter f) **(The State in whose territory the adult is present, with regard to the protection of the person of the adult)** 8.2 Justification of the request:
9.-Any additional information which might be relevant*****:
Done at:-On (dd/mm/yyyy):-Signature and/or stamp of the requesting ~~authority~~**court**:-Reference number of the request:

PUBLIC

1. Please indicate the most relevant number ~~if applicable~~.

Commission Proposal Table 32

INFORMATION FROM THE REQUESTED AUTHORITY
1. Reference number of the requesting authority (if known):
2. Reference number of the requested authority
3. Information from the requested authority 3.1 □ Jurisdiction is accepted 3.2 □ Jurisdiction is not accepted 3.3 The following relevant documents are attached to the reply: 3.3.1 □ The decision or the measure taken by the requested authority 3.3.2 □ Explanation why jurisdiction is not accepted 3.3.3 □ Other (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requested authority: Reference number of the communication:

PUBLIC

EP Mandate Table 32

INFORMATION FROM THE REQUESTED AUTHORITY
1. Reference number of the requesting authority (if known):
2. Reference number of the requested authority
3. Information from the requested authority 3.1 □ Jurisdiction is accepted 3.2 □ Jurisdiction is not accepted 3.3 The following relevant documents are attached to the reply: 3.3.1 □ The decision or the measure taken by the requested authority 3.3.2 □ Explanation why jurisdiction is not accepted 3.3.3 □ Other (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the requested authority: Reference number of the communication:

PUBLIC

Council Mandate Table 32

PUBLIC

ANNEX VIIIb
INFORMATION FROM THE REQUESTED ~~AUTHORITY~~**COURT Non-mandatory fields are marked with an ***
1. Reference number of the requesting ~~authority (if known)~~ **court**:
2. Reference number of the requested ~~authority~~**court:**
3. Information from the requested ~~authority~~**court:** 3.1 □ Jurisdiction is accepted 3.2 □ Jurisdiction is not accepted 3.3 ~~The following relevant documents are attached to the reply: 3.3.1 □ The decision or the measure taken by the requested authority 3.3.2 □ Explanation why~~**:Transfer of jurisdiction is accepted 3.4 □ Transfer of** jurisdiction is not accepted ~~3.3.3 □ Other (please specify):~~
4. The following relevant documents are attached to the reply: 4.1 □ The decision or the measure taken by the requested court 4.2 □ Explanation why jurisdiction/transfer of jurisdiction is not accepted* 4.3 □ Other (please specify):
5. Any additional information which might be relevant*:
Done at: ~~On~~ (dd/mm/yyyy): Signature and/or stamp of the requested ~~authority:~~ **court:** Reference number of the communication~~:~~

Commission Proposal Table 33

INFORMATION OR REQUEST BY AUTHORITIES OF ONE MEMBER STATE TO AUTHORITIES OF ANOTHER MEMBER STATE (Article 27(4) of Regulation (EU) 20XX/X and Articles 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

EP Mandate Table 33

INFORMATION OR REQUEST BY AUTHORITIES OF ONE MEMBER STATE TO AUTHORITIES OF ANOTHER MEMBER STATE (Article 27(4) of Regulation (EU) 20XX/X and Articles 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

Commission Proposal Table 34

To be used by the authorities of a Member State for the transmission to the authorities of another Member State of information or a request relating to the exercise of their jurisdiction.

PUBLIC

EP Mandate Table 34

To be used by the authorities of a Member State for the transmission to the authorities of another Member State of information or a request relating to the exercise of their jurisdiction.

PUBLIC

Commission Proposal Table 35

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested authority:
3. Requesting authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the authority: 3.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 Email:
4. Requested authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the authority: 4.3 Address: 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 Email:
5. Adult concerned by a measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Details concerning the information or the request 6.1 □ A protection measure is contemplated: 6.1.1 □ concerning the person of the Adult 6.1.1.1 □ Under Article 7 of the HCCH 2000 Protection of Adults Convention 6.1.1.2 □ Under Article 11 of the HCCH 2000 Protection of Adults Convention 6.1.2 □ concerning the property of the Adult (Article 7 of the HCCH 2000 Protection of Adults Convention) 6.2 □ A protection measure has been taken: 6.2.1 □ Under Article 7 of the HCCH 2000 Protection of Adults Convention 6.2.2 □ Under Article 10 of the HCCH 2000 Protection of Adults Convention 6.3. □ A decision has been made that no measures are to be taken (Article 7 of the HCCH 2000 Protection of Adults Convention). 6.4 □ Proceedings are pending concerning the protection of the Adult (Article 7 of the HCCH 2000 Protection of Adults Convention). 6.5 □ urgency measures of protection have been taken (Article 10 of the HCCH 2000 Protection of Adults Convention) (please specify): 6.6 □ measures of protection required by the situation have been taken, (Article 11(2) of the HCCH 2000 Protection of Adults Convention) (please specify):
7. Other information 7.1 □ Copies of the relevant decisions or measures are attached (please specify): 7.2 □ Other (please specify):
8. □ For further information, please contact 8.1 □ the requesting authority. 8.2 □ another authority which has taken the decision. 8.2.1 Name of the authority: 8.2.2 Address: 8.2.2.1 Street and number/PO box: 8.2.2.2 Place and postcode: 8.2.3 Contact details 8.2.3 1 Telephone: 8.2.3 2 Email:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the authority: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

PUBLIC

EP Mandate Table 35

PUBLIC

1. Reference number of the requesting authority:
2. Reference number of the requested authority:
3. Requesting authority 3.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 3.2 Name of the authority: 3.3 Address: 3.3.1 Street and number/PO box: 3.3.2 Place and postcode: 3.4 Contact details 3.4.1 Telephone: 3.4.2 Email:
4. Requested authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name of the authority: 4.3 Address: 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 Email:
5. Adult concerned by a measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.5 Identification number[1]: 5.5.1 National identity number: 5.5.2 Social security number: 5.5.3 Tax number: 5.5.4 Other (please specify): 5.6 Address 5.6.1 Street and number/PO box: 5.6.2 Place and postcode: 5.6.3 Country □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): 5.7 Contact details 5.7.1 Telephone: 5.7.2 E-mail: 5.7.3 Other contact information:
6. Details concerning the information or the request 6.1 □ A protection measure is contemplated: 6.1.1 □ concerning the person of the Adult 6.1.1.1 □ Under Article 7 of the HCCH 2000 Protection of Adults Convention 6.1.1.2 □ Under Article 11 of the HCCH 2000 Protection of Adults Convention 6.1.2 □ concerning the property of the Adult (Article 7 of the HCCH 2000 Protection of Adults Convention) 6.2 □ A protection measure has been taken: 6.2.1 □ Under Article 7 of the HCCH 2000 Protection of Adults Convention 6.2.2 □ Under Article 10 of the HCCH 2000 Protection of Adults Convention 6.3. □ A decision has been made that no measures are to be taken (Article 7 of the HCCH 2000 Protection of Adults Convention). 6.4 □ Proceedings are pending concerning the protection of the Adult (Article 7 of the HCCH 2000 Protection of Adults Convention). 6.5 □ urgency measures of protection have been taken (Article 10 of the HCCH 2000 Protection of Adults Convention) (please specify): 6.6 □ measures of protection required by the situation have been taken, (Article 11(2) of the HCCH 2000 Protection of Adults Convention) (please specify):
7. Other information 7.1 □ Copies of the relevant decisions or measures are attached (please specify): 7.2 □ Other (please specify):
8. □ For further information, please contact 8.1 □ the requesting authority. 8.2 □ another authority which has taken the decision. 8.2.1 Name of the authority: 8.2.2 Address: 8.2.2.1 Street and number/PO box: 8.2.2.2 Place and postcode: 8.2.3 Contact details 8.2.3 1 Telephone: 8.2.3 2 Email:
Done at: On (dd/mm/yyyy): Signature and/or stamp of the authority: Reference number of the communication:

1. Please indicate the most relevant number if applicable.

PUBLIC

Commission Proposal Table 36

ACKNOWLEDGEMENT OF RECEIPT OF A REQUEST OR INFORMATION (Article 32 of Regulation (EU) 20XX/X and Articles 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

EP Mandate Table 36

ACKNOWLEDGEMENT OF RECEIPT OF A REQUEST OR INFORMATION (Article 32 of Regulation (EU) 20XX/X and Articles 7, 10 and 11 of the HCCH 2000 Protection of Adults Convention)

PUBLIC

Commission Proposal Table 37

PUBLIC

1. Reference number of the requesting competent or Central authority (if known):
2. Reference number of the requested Authority or Central Authority (if known):
3. Name of the requesting competent or Central Authority
4. Requested competent or Central Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name and designation of the requested competent or Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the measure (‘Adult’) 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.6 Identification number[1] 5.6.1 National identity number: 5.6.2 Social security number: 5.6.3 Tax number: 5.6.4 Other (please specify):
6. The request or information was received on (dd/mm/yyyy) by the requested competent or Central Authority indicated in point 4:
7. The request cannot be dealt with or the information cannot be provided because: 7.1 □ The language used to complete the form is not accepted 7.1.1 Please use (one of) the following language(s): 7.2 □ The document is not legible 7.3 □ The request is not complete and the following necessary information is missing: 7.4 □Other reason (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent or Central Authority: Reference number of this communication:

1. Please indicate the most relevant number if applicable.

EP Mandate Table 37

PUBLIC

1. Reference number of the requesting competent or Central authority (if known):
2. Reference number of the requested Authority or Central Authority (if known):
3. Name of the requesting competent or Central Authority
4. Requested competent or Central Authority 4.1 Member State □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden 4.2 Name and designation of the requested competent or Central Authority: 4.3 Address 4.3.1 Street and number/PO box: 4.3.2 Place and postcode: 4.4 Contact details 4.4.1 Telephone: 4.4.2 E-mail:
5. Adult concerned by the measure ('Adult') 5.1 Surname(s) and given name(s): 5.2 Surname(s) at birth (if different from point 5.1): 5.3 Date (dd/mm/yyyy) and place of birth: 5.4 Nationality □ Belgium □ Bulgaria □ Czech Republic □ Germany □ Estonia □ Ireland □ Greece □ Spain □ France □ Croatia □ Italy □ Cyprus □ Latvia □ Lithuania □ Luxembourg □ Hungary □ Malta □ Netherlands □ Austria □ Poland □ Portugal □ Romania □ Slovenia □ Slovakia □ Finland □ Sweden □ Other (please specify ISO-code): □ Unknown 5.6 Identification number[1] 5.6.1 National identity number: 5.6.2 Social security number: 5.6.3 Tax number: 5.6.4 Other (please specify):
6. The request or information was received on (dd/mm/yyyy) by the requested competent or Central Authority indicated in point 4:
7. The request cannot be dealt with or the information cannot be provided because: 7.1 □ The language used to complete the form is not accepted 7.1.1 Please use (one of) the following language(s): 7.2 □ The document is not legible 7.3 □ The request is not complete and the following necessary information is missing: 7.4 □Other reason (please specify):
Done at: On (dd/mm/yyyy): Signature and/or stamp of the competent or Central Authority: Reference number of this communication:

1. Please indicate the most relevant number if applicable.