



Council of the European Union
General Secretariat

Brussels, 11 July 2023

Interinstitutional files:
2021/0381 (COD)

WK 9643/2023 INIT

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WORKING DOCUMENT

From:	General Secretariat of the Council
To:	Working Party on General Affairs
N° prev. doc.:	11214/23
N° Cion doc.:	14374/21 +COR1 REV1 +ADD1 +ADD1 COR1 REV1 - COM(2021) 731 final + Annexes 1 to 2
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the transparency and targeting of political advertising - Proposal from the EP on article 18

With a view to the meeting of the Working Party on General Affairs on 14 July, delegations will find, in annex to this note, a compromise suggest from the EP on Article 18

G	245	Article 18 Evaluation and review	Article 18 Evaluation and review	Article 18 Evaluation and review		G
Article 18, first paragraph						
Y	246	Within two years after each election to the European Parliament and for the first time by 31 December 2026 at the latest, the Commission shall submit a report on the evaluation and review of this Regulation. This report shall assess the need for amendment to this Regulation. The report shall be made public.	<u>Within two years after each election to the European Parliament and for the first time by 31 December 2026 at the latest, the Commission shall submit a report on the evaluation and review of this Regulation <u>to the European Parliament and to the Council</u>. This report shall assess the need for amendment to this Regulation. The report shall be made public. <u>in particular with regard to:</u></u>	1. Within two years after each election to the European Parliament and for the first time by 31 December 2026 at the latest, the Commission shall submit a report on the evaluation and review of this Regulation. This report shall assess the need for amendment to this Regulation. The report shall be made public. in particular with regard to: Council mandate: Last sentence of COM proposal moved to new paragraph 2 (row 246f).	Within two years after each election to the European Parliament and for the first time by 31 December 2026 at the latest , the Commission shall submit a report on the evaluation and review of this Regulation <u>to the European Parliament and to the Council</u> . This report shall assess the need for amendment to this Regulation. The report shall be made public. <u>in particular with regard to:</u>	Y
Y	246a		<u>(a) the scope of the Regulation and definition of political advertising in Article 2 (2);</u>		<u>(a) the scope of the Regulation and definition of political advertising in Article 2 (2);</u>	Y

Y	246b		(a) the effectiveness of this Regulation as regards specific means of political advertising;	(b) the effectiveness of this Regulation as regards specific means of political advertising;	Y
Y	246c	<u>(b) the effectiveness of the transparency measures, especially the declaration and mechanisms to identify the political nature of an advertisement in Articles 5 and 5a;</u>		<u>(c) the effectiveness of the transparency measures, especially the declaration and mechanisms to identify the political nature of an advertisement in Articles 5 and 5a;</u>	Y
Y	246d		(b) further restricting the processing of personal data for the purposes of the targeting and amplification techniques regulated under this Regulation;	(d) further restricting the processing of personal data for the purposes of the targeting and ad delivery amplification techniques regulated under this Regulation;	Y
R	246e			<u>(e) the effectiveness of the supervision and</u>	R

		<u>(c) the effectiveness of the supervision and enforcement structure and the need to introduce harmonised sanctions across the Union for infringements of the obligations laid down in this Regulation, and in particular the infringements referred to in Article 16(4);</u>		<u>enforcement structure, as well as</u> the type and amount of sanctions imposed by the Member States; <u>and the need to introduce harmonised sanctions across the Union for infringements of the obligations laid down in this Regulation, and in particular the infringements referred to in Article 16(4);</u>	
Y	246f		(c) the impact of this Regulation on small and medium-sized media actors;	(f) the impact of this Regulation on micro , small and medium-sized media actors;	Y
Y	246g	<u>(d) the effectiveness of this Regulation in view of technological, scientific and other developments;</u>		<u>(g) the effectiveness of this Regulation in view of technological, scientific and other developments;</u>	Y
Y	246h		(d) the type and amount of sanctions imposed by the Member States;		Moved to row 246e Y

Y	246i	<u>(e) the interplay of this Regulation with the legal acts referred to in Article 1(4).</u>		<u>(h) the interplay of this Regulation with the legal acts referred to in Article 1(4).</u>		Y
R	246j		(e) establishing public repositories for all online political advertising.	(i) the progress made in establishing an European public repositoryies for all online political advertisements advertising and its functioning.		R
Article 18, second paragraph						
Y	246k	<u>The report shall be made public.</u>	2. The report shall be made public.	The report shall be made public.		Y