

2019/0254(COD)

# **COLUMN TABLE FOR INTERINSTITUTIONAL NEGOTIATIONS – WORKING DOCUMENT**

Proposal for a regulation of the European Parliament and of the Council laying down certain transitional provisions for the support by the European Agricultural Fund for Rural Development (EAFRD) and by the European Agricultural Guarantee Fund (EAGF) in the year 2021 and amending Regulations (EU) No 228/2013, (EU) No 229/2013 and (EU) No 1308/2013 as regards resources and their distribution in respect of the year 2021 and amending Regulations (EU) No 1305/2013, (EU) No 1306/2013 and (EU) No 1307/2013 as regards their resources and application in the year 2021 (COM(2019)0581 – C9-0162/2019 – 2019/0254(COD))

Date of the trilogue: 30.6.2020

**Committee on Agriculture and Rural Development – Negotiating team**

NB: this cover page has been added for technical reasons only.



## CAP Transitional Regulation

2019-0254(COD)

VERSION 29-6-2020

### FOUR-COLUMN TABLE FOR THE THIRD TRILOGUE ON 30.6.2020

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
<b>Formula</b>				
1	2019/0254 (COD)		2019/0254 (COD)	2019/0254 (COD)
<b>Proposal Title</b>				
2	<p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down certain transitional provisions for the support by the European Agricultural Fund for Rural Development (EAFRD) and by the European Agricultural Guarantee Fund (EAGF) in the year 2021 and amending Regulations (EU) No 228/2013, (EU) No 229/2013 and (EU) No 1308/2013 as regards resources and their distribution in respect of the year 2021 and amending Regulations (EU) No 1305/2013, (EU) No 1306/2013 and (EU) No 1307/2013 as regards their</p>			<p>Council mandate: footnote on the title: "This text is still subject to legal and technical examination."</p> <p>TM 26.6.2020: Put reference also to 2022.</p> <p>Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down certain transitional provisions for the support by the European Agricultural Fund for Rural Development (EAFRD) and by the European Agricultural Guarantee Fund (EAGF) in the year 2021 and 2022 and</p>

	<b>Commission Proposal</b>	<b>EP Mandate (15.5.2020)</b>	<b>Council Mandate (6.4.2020)</b>	<b>Possible compromise text</b>
	resources and application in the year 2021			amending Regulations (EU) No 228/2013, (EU) No 229/2013 and (EU) No 1308/2013 as regards resources and their distribution in respect of the year 2021 and 2022 and amending Regulations (EU) No 1305/2013, (EU) No 1306/2013 and (EU) No 1307/2013 as regards their resources and application in the year 2021 and 2022
<b>Formula</b>				
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,			THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,
<b>Citation 1</b>				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2) and Article 349 thereof,			Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2) and Article 349 thereof,
<b>Citation 2</b>				
5	Having regard to the proposal			Having regard to the proposal

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	from the European Commission,			from the European Commission,
Citation 3				
6	After transmission of the draft legislative act to the national parliaments,			After transmission of the draft legislative act to the national parliaments,
Citation 4				
7	Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  <u>1. O J C , , p . .</u>			Having regard to the opinion of the European Economic and Social Committee <sup>1</sup> ,  <u>1. O J C , , p . .</u>
Citation 5				
8	Having regard to the opinion of the Committee of the Regions <sup>1</sup> ,  <u>1. O J C , , p . .</u>			The CoR has decided not to provide an opinion.  TM 26.6.2020: "After consulting the CoR..." - text needs to be adjusted according to standard wording.  After consulting the Committee of the Regions,

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Citation 6				
9	Having regard to the opinion of the Court of Auditors,			The ECA adopted its opinion in March 2020.  TM 26.6.2020: Having regard to the opinion of the Court of Auditors <sup>1</sup> ,  1. Opinion adopted on 13 March 2020 (not yet published in the Official Journal).
Citation 7				
10	Acting in accordance with the ordinary legislative procedure,			Acting in accordance with the ordinary legislative procedure,
Formula				
11	Whereas:			TM 26.6.2020:  Whereas:
Recital 1				
12	(1) The Commission's legislative proposals <sup>1</sup> on the common agricultural policy (CAP) beyond 2020 aimed to make the CAP			TM 24.6.2020: Council: recital perhaps not needed but still acceptable from the wider perspective EP: This recital is still needed.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>more responsive to current and future challenges such as climate change or generational renewal, while continuing to support farmers in the Union for a sustainable and competitive agricultural sector. Those proposals are closely linked to the multiannual financial framework (MFF) of the Union for the years 2021 to 2027.</p> <hr/> <p>1. Proposal for a Regulation of the European Parliament and of the Council establishing rules on support for strategic plans to be drawn up by Member States under the Common agricultural policy (CAP Strategic Plans) and financed by the European Agricultural Guarantee Fund (EAGF) and by the European Agricultural Fund for Rural Development (EAFRD) and repealing Regulation (EU) No 1305/2013 of the European Parliament and of the Council and Regulation (EU) No 1307/2013 of the European Parliament and of the Council, COM(2018)392 final - 2018/0216 (COD); Proposal for a Regulation of the European Parliament and of the Council on the financing, management and monitoring of the common agricultural policy and repealing Regulation (EU) No 1306/2013, COM(2018)393 final - 2018/0217 (COD); Proposal for a Regulation of the European Parliament and of the Council amending Regulations</p>			<p>COM: Recital 1-3 need to be read together. Explain why we need a bridge. Council: can agree. Recital 1-3 should be looked together.</p> <p>TM 26.6.2020: Agreed compromise text:</p> <p>(1) The Commission’s legislative proposals on the common agricultural policy (CAP) beyond 2020 sought to establish the strong Union framework essential to ensure that the CAP remains a common policy with a level playing field while also giving Member States greater responsibility as regards how they meet the objectives and achieve the targets set. Accordingly, Member States were to draw up CAP Strategic Plans and to implement them after their approval by the Commission.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(EU) No 1308/2013 establishing a common organisation of the markets in agricultural products, (EU) No 1151/2012 on quality schemes for agricultural products and foodstuffs, (EU) No 251/2014 on the definition, description, presentation, labelling and the protection of geographical indications of aromatised wine products, (EU) No 228/2013 laying down specific measures for agriculture in the outermost regions of the Union and (EU) No 229/2013 laying down specific measures for agriculture in favour of the smaller Aegean islands, COM(2018)394 final/2.			
Recital 2				
13	(2) The Commission proposed to link the CAP to the delivery of performance ('delivery model'). Under the new legal framework, the Union is to set the basic policy parameters, such as objectives of the CAP and basic requirements, while Member States are to bear greater responsibility as to how they meet the objectives and achieve targets. Accordingly, Member States are to draw up CAP Strategic Plans, which are to be approved by the Commission and implemented by	(2) <b>AM 1</b> The Commission proposed to link the CAP to the delivery of performance ('delivery model'). Under the new legal framework, the Union is to set the <del>basic</del> policy parameters, such as objectives of the CAP and basic requirements, <del>while</del> . <b>A strong Union framework is essential to ensuring that the CAP remains a common policy and to ensure a level playing field.</b> Member States are <b>also to have a to bear</b> greater responsibility as <del>to</del> <b>regards</b>		TM 24.6.2020: Council: recital perhaps not needed but with some re-drafting can be acceptable. Not sure about having link to the delivery of performance ('delivery model') in the Transitional regulation. Are we prejudging ongoing negotiations with such recital? Maybe a reference to new CAP legal framework is sufficient? COM: We wanted the recitals to motivate, but EP AM 1 is a political statement for us. COM draft was explaining a model. Council: First part of AM 1 is



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Member States.	how they meet the objectives and achieve targets. Accordingly, Member States are to draw up CAP Strategic Plans, <i>based on an ex-ante analysis and an assessment of needs</i> , which are to be approved by the Commission and implemented by Member States.		<p>acceptable but the second part (ex-ante analysis) should be left out.</p> <p>COM: We explain here that time is needed to prepare the new period.</p> <p>Council: New delivery model is not yet agreed. Prejudging developments here. We have no legal framework to start with strategic plans.</p> <p>COM: We drafted this proposal some time ago. Can slightly adjust recitals 1-3. Legislative procedure is not yet finalised on the CAP reform. So current text could be used.</p> <p>EP: Once TR is adopted, it sets a real deadline for CAP reform to be adopted. Will check if last part of AM 1 can be deleted perhaps.</p> <p>Council: Two elements: -adoption of legal framework; -adoption of strategic plans takes time.</p> <p>This needs to be reflected in recitals.</p> <p>EP: We are thinking in the same direction.</p> <p>TM 26.6.2020: Agreed compromise text:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				(2) However, the legislative procedure was not concluded in time for Member States and the Commission to prepare all elements necessary to apply the new legal framework and the CAP Strategic Plans as of 1 January 2021, as initially proposed by the Commission. That delay creates uncertainty and risks for farmers and the entire agriculture sector. In order to alleviate that uncertainty, this Regulation should provide for the continued application of the current rules and uninterrupted payments to farmers and other beneficiaries, and thus provide predictability and stability during the transitional period until the date of application of the new legal framework so as to maintain the vitality of rural areas and regions and contribute to environmental sustainability.
Recital 2a				
13a		(2a) AM 2		TM 24.6.2020: Council: Is this AM is directed to

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>With a view to the next reform of the CAP, and taking into account the new ambitions set out in the Commission's Communication of 11 December 2019 on the European Green Deal ("the European Green Deal"), Member States should further promote agro-environmental and climate-related measures in force and any other tool that can help farmers in their efforts towards an ecological transition.</i>		<p>reflect on compromise achieved under Art 8 of TR?</p> <p>EP: Refers to Green Deal and stating the aim of the Commission which is shared by co-legislators. Important since even if we follow old rules, it needs to be done in new spirit (Green Deal spirit). COM: Green Deal is important. But second part of AM 2 is a bit complicated ("MSs should..."). In recital 5 (row 16) we already have reference to climate ambition. Maybe lets make a link there, to integrate AM 2 there. AM 8 - more about consultation process but this is already said in Article. Lets find a coherent way, Green Deal very important.</p> <p>TM 26.6.2020: EP withdraws AM 2 - integrated in other compromised recitals.</p>
Recital 2b				
13b		<i>(2b) AM 3 In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament's position with a view to an agreement<sup>1</sup>, the</i>		<p>TM 24.6.2020: Council: MFF issue, not needed. Can be turned to the EP statement. EP: Lets park this as an MFF issue.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p> <p><i>1. P8_TA(2018)0449.</i></p>		<p>TM 26.6.2020: COM: Once the MFF figures are known, they will overrule AM 3. EP: We are aware. EP keeps the position on the issue for now.</p>
Recital 3				
14	<p>(3) The legislative procedure was not concluded in time to allow Member States and the Commission to prepare all elements necessary to apply the new legal framework and the CAP Strategic Plans as of 1</p>	<p>(3) <b>AM 4</b> The legislative procedure was not concluded in time to allow Member States and the Commission to prepare all elements necessary to apply the new legal framework and the</p>		<p>TM 24.6.2020: Council: AM 4 can be accepted. COM: Not a major problem.</p> <p>TM 26.6.2020: EP compromise text: The legislative procedure was not concluded in time to allow</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>January 2021, as initially proposed by the Commission.</p>	<p>CAP Strategic Plans as of 1 January 2021, as initially proposed by the Commission.  <i>That delay creates uncertainty and risks for farmers and the entire agriculture sector. In order to alleviate that uncertainty, this Regulation should provide for the continued application of the current rules and uninterrupted payments to the farmers and other beneficiaries, and thus provide predictability and stability during the transitional period until the date of application of the new legal framework (“transitional period”).</i></p>		<p>Member States and the Commission to prepare all elements necessary to apply the new legal framework and the CAP Strategic Plans as of 1 January 2021, as initially proposed by the Commission.  <i>That delay creates uncertainty and risks for farmers and the entire agriculture sector. In order to alleviate that uncertainty, this Regulation should provide for the continued application of the current rules and uninterrupted payments to the farmers and other beneficiaries, and thus provide predictability and stability during the transitional period <u>as well as maintaining the vitality of rural areas and regions, and is contributing to environmental sustainability, until the date of application of the new legal framework (“transitional period”).</u></i></p> <p>TM 26.6.2020:  Council compromise proposal:</p> <p>With a view to the next CAP, and</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>taking into account the new ambitions set out in the Commission's Communication of 11 December 2019 on the European Green Deal, Member States should promote agro-environmental and climate-related measures in force and any other tool that can help farmers in their efforts towards an ecological transition.</p> <p>TM 26.6.2020: EP compromise proposal:</p> <p><b><u>Beyond the transitional period,</u></b> with a view to the next CAP, and taking into account the new ambitions set out in the Commission's Communication of 11 December 2019 on the European Green Deal, Member States should promote agro-environmental and climate-related measures in force and any other tool that can help farmers in their efforts towards an ecological transition.</p> <p>COM: What is the link with regulation. EP: Can agree with Council</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>approach (replacing AM 1,-3 and5)</p> <p>TM 26.6.2020: Agreed compromise text: (3) Since the legislative procedure needs still to be concluded and the CAP Strategic Plans to be developed by Member States, with the need to consult stakeholders, the period for the continuation of the current CAP framework should be two years. This period could facilitate a smooth transition for beneficiaries to a new programming period and the possibility to take into account the Commission Communication on the European Green Deal.</p> <p>COM: Disagree on 2 years. EP; Council: Agree with this new compromise text.</p>
Recital 3a				
14a		<p><i>(3a) AM 5</i> <i>The continuity and predictability of the support to farmers through the CAP is essential for the stability of the agricultural</i></p>		<p>TM 24.6.2020: Council: AM 5 can be accepted COM: Overlapping with AM 4. Should be put together - AM 4 and 5. Both speak of predictability etc. Editing issue.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>sector, as well as for maintaining the vitality of rural areas and regions, and is contributing to environmental sustainability.</i>		TM 26.6.2020: EP: addition in row 14 would also entail withdrawal of AM 5 (row 14a).
Recital 4				
15	(4) Therefore, in order to ensure that support can be granted to farmers and other beneficiaries from the European Agricultural Guarantee Fund (EAGF) and the European Agricultural Fund for Rural Development (EAFRD) in 2021, the Union should continue to grant such support for one more year under the conditions of the existing legal framework, which covers the period 2014 to 2020. The existing legal framework is laid down in particular in Regulations (EU) No 1303/2013 <sup>1</sup> , (EU) No 1305/2013 <sup>2</sup> , (EU) No 1306/2013 <sup>3</sup> , (EU) No 1307/2013 <sup>4</sup> , (EU) No 1308/2013 <sup>5</sup> , (EU) No 228/2013 <sup>6</sup> and (EU) No 229/2013 <sup>7</sup> of the European Parliament and of the Council. In addition, to facilitate the	(4) <b>AM 6</b> Therefore, in order to ensure that support can be granted to farmers and other beneficiaries from the European Agricultural Guarantee Fund (EAGF) and the European Agricultural Fund for Rural Development (EAFRD) in 2021 <b>and, where applicable, in 2022</b> , the Union should continue to grant such support for one <b>or, where applicable, two more years</b> <del>more year</del> under the conditions of the existing legal framework, which covers the period 2014 to 2020. <b>Member States should ensure the uninterrupted continuation of that support to farmers and other beneficiaries during the transitional period.</b> The existing legal framework is laid down in		TM 24.6.2020: Council compromised proposal:  (4) Therefore, in order to ensure that support can be granted to farmers and other beneficiaries from the European Agricultural Guarantee Fund (EAGF) and the European Agricultural Fund for Rural Development (EAFRD) in 2021 <b>and in 2022</b> , the Union should continue to grant such support for <b>two more years</b> under the conditions of the existing legal framework, which covers the period 2014 to 2020. The existing legal framework is laid down in particular in Regulations No 1303/2013 <sup>1</sup> , (EU) No 1305/2013 <sup>2</sup> , (EU) No 1306/2013 <sup>3</sup> , (EU) No 1307/2013 <sup>4</sup> , (EU) No 1308/2013 <sup>5</sup> , (EU) No 228/2013 <sup>6</sup> and (EU) No



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>transition from existing support schemes to the new legal framework which covers the period starting on 1 January 2022, rules should be laid down to regulate how certain support granted on a multiannual basis will be integrated into the new legal framework.</p> <hr/> <p>1. Regulation (EU) No1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).</p> <p>2. Regulation (EU) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) and repealing Council Regulation (EC) No 1698/2005 (OJ L 347, 20.12.2013, p. 487).</p> <p>3. Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing,</p>	<p>particular in Regulations (EU) No 1303/2013<sup>1</sup>, (EU) No 1305/2013<sup>2</sup>, (EU) No 1306/2013<sup>3</sup>, (EU) No 1307/2013<sup>4</sup>, (EU) No 1308/2013<sup>5</sup>, (EU) No 228/2013<sup>6</sup> and (EU) No 229/2013<sup>7</sup> -of the European Parliament and of the Council. In addition, to facilitate the transition from existing support schemes to the new legal framework which <del>covers</del><b>was planned to cover</b> the period starting on 1 January 2022, rules should be laid down to regulate how certain support granted on a multiannual basis will be integrated into the new legal framework.</p> <hr/> <p>1. Regulation (EU) No1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).</p>		<p>229/2013<sup>7</sup> of the European Parliament and of the Council. In addition, to facilitate the transition from existing support schemes to the new legal framework which covers the period starting on 1 January <b>2023</b>, rules should be laid down to regulate how certain support granted on a multiannual basis will be integrated into the new legal framework.</p> <hr/> <p>1. Regulation (EU) No1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).</p> <p>2. Regulation (EU) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) and repealing Council Regulation (EC) No 1698/2005 (OJ L</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 (OJ L 347, 20.12.2013, p. 549).</p> <p>4. Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009 (OJ L 347, 20.12.2013, p. 608).</p> <p>5. Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).</p> <p>6. Regulation (EU) No 228/2013 of the European Parliament and of the Council of 13 March 2013 laying down specific measures for agriculture in the outermost regions of the Union and repealing Council Regulation (EC) No 247/2006 (OJ L 78, 20.3.2013, p. 23).</p> <p>7. Regulation (EU) No 229/2013 of the European Parliament and of the Council of 13 March 2013 laying down specific measures for agriculture in favour of the smaller Aegean islands and repealing Council Regulation (EC) No 1405/2006</p>	<p>2. Regulation (EU) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) and repealing Council Regulation (EC) No 1698/2005 (OJ L 347, 20.12.2013, p. 487).</p> <p>3. Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 (OJ L 347, 20.12.2013, p. 549).</p> <p>4. Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009 (OJ L 347, 20.12.2013, p. 608).</p> <p>5. Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).</p> <p>6. Regulation (EU) No 228/2013 of the European Parliament and of the Council</p>		<p>347, 20.12.2013, p. 487).</p> <p>3. Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 (OJ L 347, 20.12.2013, p. 549).</p> <p>4. Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009 (OJ L 347, 20.12.2013, p. 608).</p> <p>5. Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).</p> <p>6. Regulation (EU) No 228/2013 of the European Parliament and of the Council of 13 March 2013 laying down specific measures for agriculture in the outermost regions of the Union and repealing Council Regulation (EC) No 247/2006 (OJ L 78, 20.3.2013, p. 23).</p> <p>7. Regulation (EU) No 229/2013 of the European Parliament and of the Council</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(OJ L 78, 20.3.2013, p. 41).	of 13 March 2013 laying down specific measures for agriculture in the outermost regions of the Union and repealing Council Regulation (EC) No 247/2006 (OJ L 78, 20.3.2013, p. 23). 7. Regulation (EU) No 229/2013 of the European Parliament and of the Council of 13 March 2013 laying down specific measures for agriculture in favour of the smaller Aegean islands and repealing Council Regulation (EC) No 1405/2006 (OJ L 78, 20.3.2013, p. 41).		of 13 March 2013 laying down specific measures for agriculture in favour of the smaller Aegean islands and repealing Council Regulation (EC) No 1405/2006 (OJ L 78, 20.3.2013, p. 41).  TM 24.6.2020: EP: Farmers should not be punished when the system is late. COM: AM 6 not needed, already covered in other recitals (continuation).  TM 26.6.2020: Council: Not needed. COM: New recital 2 covers this already. EP: Could be acceptable to withdraw AM 6 as covered already but will check.  Agreed compromise: Text to be deleted.
Recital 4a				
15a		<b><i>(4a) AM 7 This Regulation should provide the Member States with sufficient time to prepare their respective CAP national strategic plans, as well as the administrative structures necessary for successful implementation of the new legal framework. This should not</i></b>		TM 24.6.2020: Council: AM 7 can be accepted, especially the first sentence. Possible compromise text:  (4a) This Regulation should provide the Member States with sufficient time to prepare their respective CAP national strategic plans, as well as the administrative structures

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>discourage Member States from presenting their respective national strategic plans in a timely manner. All CAP strategic plans should be ready to enter into force once the transitional period ends. This would provide much-needed stability and certainty for the farming sector.</i></p>		<p>necessary for successful implementation of the new legal framework. This should not discourage Member States from presenting their respective national strategic plans in a timely manner. All CAP strategic plans should be ready to enter into force <b>on 1 January 2023</b>. This would provide much-needed stability and certainty for the farming sector.</p> <p>COM: It would mean advancing the CAP reform. AM 7 not needed. Maybe TR is not the right place to say this. This is not motivating an article.</p> <p>Council: In this AM its said that CAP strategic plans should start in 2023.</p> <p>EP: We will come back with a shorter text.</p> <p>TM 26.6.2020: Agreed compromise text: <i><b>This Regulation should provide the Member States with sufficient time to prepare their respective CAP national strategic plans, as well as <u>facilitate the creation of administrative</u></b></i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>structures necessary for successful implementation of the new legal framework, notably by <u>allowing for an increase in the technical assistance</u>. All CAP strategic plans should be ready to enter into force once the transitional period ends. This would provide much-needed stability and certainty for the farming sector.</i></p> <p>TM 26.6.2020: COM: Usually need to follow order of articles. Technical assistance is regulated in Art. 8 and the recital on this should come later in this context. (no real recital with justification on change though) Council/EP: Fine, but for lawyer-linguists to do.</p>
Recital 4b				
15b		<p><b>(4b) AM 8</b> <i>In order to achieve a successful modernisation and simplification of the CAP, the Member States and the Commission should extensively consult farmers and all relevant stakeholders during</i></p>		<p>TM 24.6.2020: Council: AM 8 is not relevant for TR, especially the second part of AM 8, a better place might be the Strategic Plan Regulation. Key is that MSs need time to do it. COM: Recitals justify Article but this AM 8 is related to CAP</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>the preparation of Member States' CAP Strategic Plans and in order to contribute to the European Green Deal and the Farm to Fork Strategy. Preparatory work on the development of Member States' CAP Strategic Plans should be undertaken without delay to ensure a smooth transition for beneficiaries into a new programming period.</i></p>		<p>reform. Time will allow better preparation and consultation.  EP: Repetition. Need to put together with other AMs.  EP: We start with that and say that time is needed in order to do it.</p> <p>TM 26.6.2020:  EP compromise text:  <i><b>In order to achieve a successful modernisation and simplification of the CAP, the Member States and the Commission should extensively consult farmers and all relevant stakeholders during the preparation of Member States' CAP Strategic Plans; in order to contribute to the European Green Deal and the Farm to Fork Strategy. <u>Ensuring the continuation of the current CAP framework for two years would allow that the preparatory work on the development of Member States' CAP Strategic Plans can be undertaken without delay to ensure a smooth transition for beneficiaries into a new programming period.</u></b></i></p> <p>EP: this addition would entail the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>withdrawal of AM 14 (row 25).</p> <p>TM 26.6.2020:  Council: We have Green Deal referred somewhere else.  COM: Imposing obligations to MSs that is not related to Transitional Regulation.  EP concerns with this amendment were solved in new proposed wording from Commission in recital 3</p>
Recital 5				
16	<p>(5) In light of the fact that the Union should continue to support rural development in 2021, Member States, that demonstrate the risk to run out of funds and not to be able to undertake new legal commitments in accordance with Regulation (EU) No 1305/2013, should have the possibility to extend their rural development programmes or certain of their regional rural development programmes supported by the EAFRD to 31 December 2021 and to finance</p>	<p>(5) <b>AM 9</b>  In light of the fact that the Union should continue to support rural development <del>in 2021</del> <b>throughout the transitional period</b>, Member States, that demonstrate the risk to run out of funds and not to be able to undertake new legal commitments <b>for all or certain measures and the resulting expenditure</b> in accordance with Regulation (EU) No 1305/2013, should have the possibility to extend their rural development programmes or certain of their</p>	<p>(5) In light of the fact that the Union should continue to support rural development in 2021, Member States, that demonstrate the risk to run out of funds and not to be able to undertake new legal commitments in accordance with Regulation (EU) No 1305/2013, should have the possibility to extend their rural development programmes or certain of their regional rural development programmes supported by the EAFRD to 31 December 2021 and to finance</p>	<p>TM 24.6.2020:  Council: recital should be aligned with the compulsory extension of rural development programmes – row 50 and row 53. Council compromised proposal:</p> <p><b><u>(5) In light of the fact that the Union should continue to support rural development throughout the transitional period, Member States should have the possibility to finance their extended rural development programmes or their regional rural</u></b></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>those extended programmes from the corresponding budget allocation for the year 2021. The extended programmes should aim at maintaining at least the same overall level of environment and climate ambition.</p>	<p>regional rural development programmes supported by the EAFRD <del>to 31 December 2021</del> <i>throughout the transitional period</i> and to finance those extended programmes from the <del>corresponding</del> budget allocation for the <del>year 2021</del> <i>corresponding years</i>. The extended programmes should aim at maintaining at least the same overall level of environment and climate ambition, <i>thereby requiring at least the same percentage of EAFRD expenditure for the measures referred to in Article 59(6) of that Regulation.</i></p>	<p>those extended programmes from the corresponding budget allocation for the year 2021. The extended programmes should aim at maintaining at least the same <del>overall level of</del> environment and climate ambition.</p>	<p><b><u>development programmes from the corresponding budget allocation for years 2021 and 2022. The extended programmes should aim at maintaining at least the same overall share of the EAFRD contribution reserved for the measures referred to in Article 59(6) of that Regulation.</u></b></p> <p>EP: Compromise text seems fine. COM: You refer to overall share, maybe here you can refer to the Green Deal. Council: Fine. Here we can say things in a positive way, want to keep at least the same ambition. Recitals should be linked to Articles.</p> <p>TM 26.6.2020: Council: New compromise proposal: In light of the fact that the Union should continue to support rural development throughout the transitional period, Member States should have the possibility to finance their extended rural development programmes or their regional rural development</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>programmes from the corresponding budget allocation for years 2021 <b>and 2022</b>. The extended programmes should aim at maintaining at least the same overall share of the EAFRD contribution reserved for the measures referred to in Article 59(6) of that Regulation, ... taking into account the new ambitions set out in the Commission's Communication of 11 December 2019 on the European Green Deal.</p> <p>EP: Link to AM 8. Seems we are in the same line. EP Agrees. COM : Does not agree to two year transition</p> <p>Agreed comprise text: In light of the fact that the Union should continue to support rural development throughout the transitional period, Member States should have the possibility to finance their extended rural development programmes or their regional rural development programmes from the corresponding budget allocation</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				for years 2021 and 2022. The extended programmes should aim at maintaining at least the same overall share of the EAFRD contribution reserved for the measures referred to in Article 59(6) of that Regulation, in line with the new ambitions set out in the Commission's Communication of 11 December 2019 on the European Green Deal.
Recital 6				
17	(6) Since certain Member States may still have funds provided by the Union in previous years, Member States should also have the possibility not to extend their rural development programmes or not to extend certain of their regional rural development programmes. Those Member States should have the possibility to transfer the EAFRD budget allocation for 2021 or the part of the EAFRD budget allocation corresponding to the regional rural development programmes that have not been extended, to	(6) <b>AM 10</b> Since certain Member States may still have funds provided by the Union in previous years, Member States should also have the possibility not to extend their rural development programmes or not to extend certain of their regional rural development programmes <i>or to complete the remaining funds with part of the allocations for the years of the transitional period as needed.</i> Those Member States should have the possibility to transfer the EAFRD budget allocation for		TM 24.6.2020: Council/EP: Should be deleted, not relevant any more (in the context of 2 year extension). EP: Agree to withdraw AM.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>the financial allocations for the years 2022 to 2025, in accordance with the Council Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027]<sup>1</sup>.</p> <p><sup>1</sup>. Regulation MFF OJ L , , p .</p>	<p>2021 or <i>where applicable, for 2022, or</i> the part of the EAFRD budget allocation <i>that was not used for extending their</i> corresponding to the regional rural development programmes that have not been extended, to the financial allocations for the <del>years 2022 to 2025</del><i>remaining of the programming period</i>, in accordance with <del>the</del> Council Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027]<sup>1</sup>.</p> <p><sup>1</sup>. Regulation MFF OJ L , , p .</p>		
Recital 7				
18	<p>(7) In order to allow the Commission to provide the necessary financial planning and the corresponding adjustments of the annual breakdowns of the Union support set out in the Annex to Regulation (EU) No 1305/2013, Member States should inform the Commission soon after the entry into force of this Regulation whether they decide to</p>	<p>(7) <b>AM II</b> In order to allow the Commission to provide the necessary financial planning and the corresponding adjustments of the annual breakdowns of the Union support set out in the Annex to Regulation (EU) No 1305/2013, Member States should inform the Commission soon after the entry into force of this Regulation</p>		<p>TM 24.6.2020: Council/EP: Should be deleted, not relevant in the case of 2y compulsory extension of RDPs. EP: Agree to withdraw the AM.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	extend their rural development programmes and, in case of regional rural development programmes, which of those programmes they decide to extend, and consequently which corresponding amount of the budget allocation for 2021 is not to be transferred to the following years.	whether they decide to extend their rural development programmes and, in case of regional rural development programmes, which of those programmes they decide to extend, and <i>if they intend to fund them partly with remaining funds for the previous budget allocation, and</i> consequently which corresponding amount of the budget allocation for <del>2021</del> <i>the years during the transitional period</i> is not to be transferred to the following years.		
Recital 8				
19	(8) Regulation (EU) No 1303/2013 lays down common rules applicable to the EAFRD and some other Funds, which operate under a common framework. That Regulation should continue to apply to programmes supported by the EAFRD for the 2014–2020 programming period as well as to those programmes supported by the EAFRD for which Member States decide to extend that	(8) <b>AM 12</b> Regulation (EU) No 1303/2013 lays down common rules applicable to the EAFRD and some other Funds, which operate under a common framework. That Regulation should continue to apply to programmes supported by the EAFRD for the 2014–2020 programming period as well as to those programmes supported by the EAFRD for which Member States decide to extend that period		TM 24.6.2020: Council compromise proposal:  (8) Regulation (EU) No 1303/2013 lays down common rules applicable to the EAFRD and some other Funds, which operate under a common framework. That Regulation should continue to apply to programmes supported by the EAFRD for the 2014–2020 programming period as well as to extended programmes supported

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>period to 31 December 2021. For those Member States, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 should continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the programming year 2021.</p>	<p>to 31 December 2021 <i>or, where applicable, to 31 December 2022.</i> For those Member States, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 should continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the programming year 2021 <i>or, where applicable, the programming year 2022.</i></p>		<p>by the EAFRD. For extended programmes supported by the EAFRD the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the programming year 2021 <b><u>and 2022</u></b>.</p> <p>EP: Agree COM: No need to flag out the Partnership Agreements as a strategic document anymore since they will not be amended anymore following the COVID crisis measures. (see row 59)</p> <p>TM 26.6.2020: COM: Last sentence of this recital is not needed any more. Partnership Agreements are not updated any more (following the amendments to CPR because of covid-19). Linked to art 2(3) which can also be deleted.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Council: Agree. EP: Agree.</p> <p>Agreed compromise text: (8) Regulation (EU) No 1303/2013 lays down common rules applicable to the EAFRD and some other Funds, which operate under a common framework. That Regulation should continue to apply to programmes supported by the EAFRD for the 2014–2020 programming period as well as to extended programmes supported by the EAFRD.</p>
Recital 9				
20	<p>(9) Certain deadlines laid down in Regulation (EU) No 1303/2013 in respect of implementation reports, annual review meetings, ex-post evaluations and synthesis reports, eligibility of expenditure and decommitment as well as budget commitments are limited to the 2014-2020 programming period. Those deadlines should be adapted to take account of the extended duration of the period during which programmes</p>			<p>TM 24.6.2020: Council, EP: Changes not needed. COM proposal acceptable.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	relating to support from the EAFRD may be implemented.			
Recital 10				
21	(10) Regulation (EU) No 1310/2013 of the European Parliament and of the Council <sup>1</sup> and Commission Delegated Regulation (EU) No 807/2014 <sup>2</sup> provide that expenditure for certain long-term commitments undertaken pursuant to certain regulations that granted support for rural development before Regulation (EU) No 1305/2013 should continue to be paid by the EAFRD in the 2014-2020 programming period under certain conditions. That expenditure should also continue to be eligible for the duration of their respective legal commitment under the same conditions in the programming year 2021. For reasons of legal clarity and certainty, it also should be clarified that the legal commitments undertaken under measures that correspond to measures of Regulation (EU) No	(10) <b>AM 13</b> Regulation (EU) No 1310/2013 of the European Parliament and of the Council <sup>1</sup> and Commission Delegated Regulation (EU) No 807/2014 <sup>2</sup> -provide that expenditure for certain long-term commitments undertaken pursuant to certain regulations that granted support for rural development before Regulation (EU) No 1305/2013 should continue to be paid by the EAFRD in the 2014-2020 programming period under certain conditions. That expenditure should also continue to be eligible for the duration of their respective legal commitment under the same conditions in the programming year 2021 <b>or, where applicable, the programming year 2022.</b> For reasons of legal clarity and certainty, it also should be clarified that the legal commitments undertaken under		TM 24.6.2020: Council compromised proposal: (10) Regulation (EU) No 1310/2013 of the European Parliament and of the Council <sup>1</sup> and Commission Delegated Regulation (EU) No 807/2014 <sup>2</sup> -provide that expenditure for certain long-term commitments undertaken pursuant to certain regulations that granted support for rural development before Regulation (EU) No 1305/2013 should continue to be paid by the EAFRD in the 2014-2020 programming period under certain conditions. That expenditure should also continue to be eligible for the duration of their respective legal commitment under the same conditions in the programming year 2021 <b>and in the programming year 2022.</b> For reasons of legal clarity and certainty, it also should be clarified that the legal

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>1305/2013 to which the integrated administration and control system applies, should be subject to this integrated administration and control system and that payments related to these legal commitments have to be made within the period from 1 December to 30 June of the following calendar year.</p> <p>_____</p> <p>1. Regulation (EU) No 1310/2013 of the European Parliament and of the Council of 17 December 2013 laying down certain transitional provisions on support for rural development by the European Agricultural Fund for Rural Development (EAFRD), amending Regulation (EU) No 1305/2013 of the European Parliament and of the Council as regards resources and their distribution in respect of the year 2014 and amending Council Regulation (EC) No 73/2009 and Regulations (EU) No 1307/2013, (EU) No 1306/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards their application in the year 2014 (OJ L 347, 20.12.2013, p. 865).</p> <p>2. Commission Delegated Regulation (EU) No 807/2014 of 11 March 2014 supplementing Regulation (EU) No 1305/2013 of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development</p>	<p>measures that correspond to measures of Regulation (EU) No 1305/2013 to which the integrated administration and control system applies, should be subject to this integrated administration and control system and that payments related to these legal commitments have to be made within the period from 1 December to 30 June of the following calendar year.</p> <p>_____</p> <p>1. Regulation (EU) No 1310/2013 of the European Parliament and of the Council of 17 December 2013 laying down certain transitional provisions on support for rural development by the European Agricultural Fund for Rural Development (EAFRD), amending Regulation (EU) No 1305/2013 of the European Parliament and of the Council as regards resources and their distribution in respect of the year 2014 and amending Council Regulation (EC) No 73/2009 and Regulations (EU) No 1307/2013, (EU) No 1306/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards their application in the year 2014 (OJ L 347, 20.12.2013, p. 865).</p> <p>2. Commission Delegated Regulation (EU) No 807/2014 of 11 March 2014 supplementing Regulation (EU) No 1305/2013 of the European Parliament and of the Council on support for rural</p>		<p>commitments undertaken under measures that correspond to measures of Regulation (EU) No 1305/2013 to which the integrated administration and control system applies, should be subject to this integrated administration and control system and that payments related to these legal commitments have to be made within the period from 1 December to 30 June of the following calendar year.</p> <p>_____</p> <p>1. Regulation (EU) No 1310/2013 of the European Parliament and of the Council of 17 December 2013 laying down certain transitional provisions on support for rural development by the European Agricultural Fund for Rural Development (EAFRD), amending Regulation (EU) No 1305/2013 of the European Parliament and of the Council as regards resources and their distribution in respect of the year 2014 and amending Council Regulation (EC) No 73/2009 and Regulations (EU) No 1307/2013, (EU) No 1306/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards their application in the year 2014 (OJ L 347, 20.12.2013, p. 865).</p> <p>2. Commission Delegated Regulation (EU) No 807/2014 of 11 March 2014 supplementing Regulation (EU) No 1305/2013 of the European Parliament</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(EAFRD) and introducing transitional provisions (OJ L 227, 31.7.2014, p. 1).	development by the European Agricultural Fund for Rural Development (EAFRD) and introducing transitional provisions (OJ L 227, 31.7.2014, p. 1).		and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) and introducing transitional provisions (OJ L 227, 31.7.2014, p. 1).  TM 24.6.2020: EP: Agree
<b>Recital 11</b>				
22	<p>(11) For reasons of coherence with the other Funds regulated by Regulation (EU) XXXX/XXXX [New CPR of the European Parliament and of the Council]<sup>1</sup>, the EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down in that Regulation.</p> <p><sup>1</sup> Regulation (EU) .../... of the European Parliament and of the Council [full title] (OJ L ..., ..., p. ...).</p>			<p>TM 24.6.2020: Council, EP: It should be aligned with the new text in Article 4 and put in the brackets (depending on timing of CPR adoption). COM: COM text is wide enough but will check.</p> <p>COM: Preparation &amp; capacity building for LEADER could be mentioned in the recital.</p> <p>TM 26.6.2020: Council compromise text:</p> <p>For reasons of coherence with the other Funds regulated by Regulation (EU) XXXX/XXXX [New CPR of the European Parliament and of the Council]<sup>1</sup> and to ensure timely implementation of the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>community-led local strategies regulated by (EU) XXXX/XXXX [SPR of the European Parliament and of the Council] , the EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down in (EU) XXXX/XXXX [New CPR of the European Parliament and of the Council] and capacity building and preparatory actions supporting the design and the future implementation of the community-led local strategies set up in accordance with the new rules laid down in (EU) XXXX/XXXX [SPR of the European Parliament and of the Council].</p> <p>Council: COM proposal had only possibility for multi-funding in accordance with CPR. But Council text also provided a further text.  EP: Agree.  COM: need to mention that this recital would disappear together with article 4 if CPR</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				post 2020 is not adopted on time (before adoption of this regulation).
Recital 12				
23	<p>(12) In the allocation of payment entitlements (or recalculation for Member States keeping existing entitlements) in 2015 under Regulation (EU) No 1307/2013, some Member States made errors in the establishment of the number or value of payment entitlements. Many of those errors, even when occurred for a single farmer, influence the value of the payment entitlements for all farmers and for all years. Some Member States made errors also after 2015, when allocating entitlements from the reserve (e.g. in the calculation of the average value). These non-compliances are normally subject to financial correction until corrective measures are taken by the Member State concerned. In the light of the time that has elapsed since the first allocation, the</p>			<p>TM 24.6.2020: EP proposal: <b><i>Under Article 24(6) of Regulation (EU) N. 1307/2013 Member States have been given the option to apply for the allocation of payment entitlements a reduction coefficient to eligible hectares consisting of permanent grassland located in areas with difficult climate conditions. The implementation of this system has proven to be particularly complex since alpine pastures are often managed collectively and therefore areas are assigned on a yearly basis, thus creating a distinct degree of uncertainty amongst farmers in the Member States concerned. In order to stabilise the system currently applied in those Member States, and with the view to ensuring legal security for farmers at the</i></b></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	efforts made by Member States to establish, and where relevant, correct entitlements, and also in the interest of legal certainty, the number and value of payment entitlements should be considered legal and regular with effect from a certain date.			<p><i>earliest possible time, the possibility should be granted to the Member States in question to consider legal and regular the value and number of entitlements allocated to farmers before 1 January 2020. The value of those entitlements should be that for calendar year 2019 valid on 31 December 2019. This, however, should be without prejudice to legal remedies open to individual beneficiaries.</i></p> <p>TM 26.6.2020: COM: Both recitals 12 and 12a are needed. Recital 12 motivates the confirmation of payments new provision; recital 12 a (added during negotiations) motivates the special rule for MS using 24(6) Com: keep recital 12, do not replace. The discussions in row 23 and 24 on 24.06 should be. new recital 12a</p>
Recital 12a				
23a				<p>TM 26.6.2020: Agreed compromise text:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>(12a) Under Article 24(6) of Regulation (EU) N. 1307/2013 Member States have been given the option to apply for the allocation of payment entitlements a reduction coefficient to eligible hectares consisting of permanent grassland located in areas with difficult climate conditions. Alpine pastures are often managed collectively and therefore areas are assigned on a yearly basis, thus creating a distinct degree of uncertainty amongst farmers in the Member States concerned. The implementation of this system has proven to be particularly complex primarily with regard to the exact definition of the areas concerned. These uncertainties subsequently affect all farmers in the Member States concerned, as the value of payment entitlements in areas where the reduction coefficient is not applied depends on the sum of the payment entitlements in the designated areas. In order to stabilise the system currently applied in those Member States, and with a view to ensuring legal</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				security for all farmers in the Member States concerned at the earliest possible time, the possibility should be granted to the Member States in question to consider legal and regular the value and number of all entitlements allocated to all farmers before 1 January 2020. The value of those entitlements should be that for calendar year 2019 valid on 31 December 2019. This, however, should be without prejudice to legal remedies open to individual beneficiaries.
Recital 13				
24	(13) However, the confirmation of payment entitlements does not represent an exemption from the Member States' responsibility under the shared management of the EAGF to ensure the protection of the Union budget from irregular expenditure. Hence, the confirmation of the payment entitlements allocated to farmers before 1 January 2020, as from 1 January 2021, should not			<p>TM 24.6.2020: Council: changes not needed</p> <p>TM 24.6.2020: Compromise text related to "amnesty clause" (row 72) <b>Recital 12a</b> Under Article 24(6) of Regulation (EU) N. 1307/2013 Member States have been given the option to apply for the allocation of payment entitlements a reduction</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>prejudice the Commission's power to take decisions referred to in Article 52 of Regulation (EU) No 1306/2013 in relation to irregular payments granted in respect of any calendar year up to 2020 included, resulting from errors in the number or value of those payment entitlements.</p>			<p>coefficient to eligible hectares consisting of permanent grassland located in areas with difficult climate conditions. Alpine pastures are often managed collectively and therefore areas are assigned on a yearly basis, thus creating a distinct degree of uncertainty amongst farmers in the Member States concerned. The implementation of this system has proven to be particularly complex primarily with regard to the exact definition of the areas concerned. These uncertainties subsequently affect all farmers in the Member States concerned, as the value of payment entitlements in areas where the reduction coefficient is not applied depends on the sum of the payment entitlements in the designated areas. In order to stabilise the system currently applied in those Member States, and with a view to ensuring legal security for all farmers in the Member States concerned at the earliest possible time, the possibility should be granted to the Member States in question to consider legal and regular the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>value and number of all entitlements allocated to all farmers before 1 January 2020. The value of those entitlements should be that for calendar year 2019 valid on 31 December 2019. This, however, should be without prejudice to legal remedies open to individual beneficiaries.</p> <p>TM 26.6.2020:</p> <p>No changes needed in recital 13.</p>
Recital 14				
25	<p>(14) In light of the fact that the CAP Strategic Plans to be prepared by Member States in accordance with the new legal framework are to be applicable as of 1 January 2022, transitional rules should be laid down to regulate the transition from existing support schemes to the new legal framework, in particular Regulation (EU) .../... of the European Parliament and of the Council <sup>1</sup>[CAP Strategic Plan Regulation].</p>	<p>(14) <b>AM 14</b> In light of the fact that the CAP Strategic Plans to be prepared by Member States in accordance with the new legal framework are to be applicable as of 1 January 2022 <b>or 1 January 2023, as applicable</b>, transitional rules should be laid down to regulate the transition from existing support schemes to the new legal framework, in particular Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup>[CAP Strategic Plan</p>		<p>TM 24.6.2020: Council: AM 14 not needed. Only adjustment to the 2Y extension:</p> <p>(14) In light of the fact that the CAP Strategic Plans to be prepared by Member States in accordance with the new legal framework are to be applicable as of 1 January <b>2023</b>, transitional rules should be laid down to regulate the transition from existing support schemes to the new legal framework, <del>in particular Regulation (EU) .../... of the European Parliament and of</del></p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>1. Regulation (EU) .../... of the European Parliament and of the Council [CAP Strategic Plan] (OJ L ..., ..., p. ...).</p>	<p>Regulation]. <i>In accordance with the principles set out in the European Code of Conduct on Partnership established by Commission Delegated Regulation (EU) No 240/2014<sup>2</sup>, Member States should ensure participation of regional and local authorities, civil society organisations, including beneficiaries, at all stages of preparation, implementation, monitoring and evaluation of the transitional measures and programmes.</i></p> <hr/> <p>1. Regulation (EU) .../... of the European Parliament and of the Council [CAP Strategic Plan] (OJ L ..., ..., p. ...).  2. <i>Commission Delegated Regulation (EU) No 240/2014 of 7 January 2014 on the European code of conduct on partnership in the framework of the European Structural and Investment Funds (OJ L 74, 14.3.2014, p. 1).</i></p>		<p><del>the Council</del><sup>+</sup><del>[CAP Strategic Plan Regulation].</del></p> <p>COM: This recital introduces Articles 6 and 7 (that are deleted but not entirely, some parts are moved elsewhere), can delete but replace.  Partnership related text states the obvious and applies for current period.  In CPR there is a reference to partners' involvement in the design and implementation of the programmes. Future CPR will not apply for rural development. The code of conduct applies to EAFRD. Will provide a text (on Article 6 and 7).  EP: We will check. Similar kind of point where we speak of farmers and stakeholders.</p> <p>TM 26.6.2020:  EP compromise text:  In light of the fact that the CAP Strategic Plans to be prepared by Member States in accordance with the new legal framework are to be applicable as of 1 January 2022 <i>or 1 January 2023, as</i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>applicable</i>, transitional rules should be laid down to regulate the transition from existing support schemes to the new legal framework, in particular Regulation (EU) .../... of the European Parliament and of the Council<sup>1</sup>[CAP Strategic Plan Regulation]. _____</p> <p>1. Regulation (EU) .../... of the European Parliament and of the Council [CAP Strategic Plan] (OJ L ..., ..., p. ...).</p> <p>EP: deletion connected to addition in row15b.</p> <p>TM 26.6.2020: COM: Wording "transitional rules; laying down" should be revised. Council/EP: 24.6 Council proposal to be kept as related to art 6.</p> <p>COM: Need to adapt to the new content of Art. 6 that does not lay down rules contrary to Art. 6 as proposed by the COM. (Suggestion: The new legal framework to be applicable as of 1 January 202X will determine which expenditure relating to</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>legal commitments to beneficiaries incurred under the current legislation or under previous legislation may be eligible for a contribution from the EAFRD in the period 202X-2027 from 1 January <u>202X</u> and <u>under which</u> conditions this should be the case.”</p> <p>Agreed compromise text:  (14) In light of the fact that the CAP Strategic Plans to be prepared by Member States in accordance with the new legal framework are to be applicable as of 1 January <b>2023</b>, transitional arrangements should be laid down to regulate the transition from existing support schemes to the new CAP legal framework.</p>
Recital 14a				
25a		<p><i>(14a) AM 15  The transitional rules provided for in this Regulation are intended to allow the measures currently in force to be extended for the duration of the</i></p>		<p>TM 24.6.2020:  Council: Perhaps AM 15 is going too far.  COM: Agrees. Imposes obligations for MSs to do things, goes too far, recital should not do this.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>transitional period. During the transitional period and in order to anticipate as far as possible the implementation of the future renewed legal framework for the CAP, the Member States, in their work and their consultations on the prefiguration of their future CAP strategic plans, should focus on the new tools provided for, and in particular on the possibility for new sectors to develop operational programmes.</i>		EP: need consultation with shadows  TM 26.6.2020: EP: could withdraw AM 15 as it is already covered in new compromise wording in earlier recitals.
Recital 15				
26	(15) Certain expenditure for certain long-term commitments undertaken pursuant to Regulations that granted support for rural development before Regulation (EU) 1305/2013 were still eligible in the programming period 2014-2020. With the exception of cases where the duration of these long-term commitments has elapsed, this expenditure should continue to be eligible during the period covered by the CAP Strategic Plan for the duration of the respective legal			TM 24.6.2020: Council: It is about Article 3. COM: Recital 10 relates to Art. 3  TM 26.6.2020: COM: Article 3 is about old measures. Recital 15 not needed, can be deleted. Council, EP: Agree to delete.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>commitments subject to the contribution rate applicable in that period and provided that it is inserted in the CAP Strategic Plan and that the expenditure is paid in line with Regulation (EU) [HzR]. The same should apply to certain long-term commitments that have been taken under Regulation (EU) No 1305/2013 or Regulation (EU) No 1303/2013. In this context it should be clarified that the legal commitments undertaken under measures that correspond to area- and animal based types of interventions determined in the CAP Strategic Plan should be subject to the integrated administration and control system and that payments related to those legal commitments have to be made within the period from 1 December to 30 June of the following calendar year.</p>			
Recital 16				
27	<p>(16) Regulation (EU) No 1308/2013 lays down rules for the common organisation of agricultural markets and includes</p>	<p>(16) <b>AM 16</b> Regulation (EU) No 1308/2013 lays down rules for the common organisation of agricultural</p>		<p>TM 24.6.2020: Council: Perhaps AM 16 should be deleted. COM: Some elements are now covered in Article 11.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	certain aid schemes in Articles 29 to 60. Those aid schemes should be integrated in the future CAP Strategic Plans of the Member States as sectoral interventions referred to in points (a) to (e) of Article 39 of Regulation (EU) .../... [CAP Strategic Plan Regulation]. To ensure coherence, continuity and a smooth transition between those aid schemes of Regulation (EU) No 1308/2013 and the sectoral types of interventions of Regulation (EU) .../... [CAP Strategic Plan Regulation], rules should be laid down regarding the duration of each of those aid schemes with respect to the date from which the future CAP Strategic Plans of the Member States have legal effects.	markets and includes certain aid schemes in Articles 29 to 60. Those aid schemes should be integrated in the future CAP Strategic Plans of the Member States as sectoral interventions referred to in points (a) to (e) of Article 39 of Regulation (EU) .../... [CAP Strategic Plan Regulation]. To ensure coherence, continuity and a smooth transition between those aid schemes of Regulation (EU) No 1308/2013 and the sectoral types of interventions of Regulation (EU) .../... [CAP Strategic Plan Regulation], rules should be laid down regarding the duration of each of those aid schemes <del>with respect to the date from which the future CAP Strategic Plans of the Member States have legal effects.</del>		TM 26.6.2020: Council, EP, COM: Agree to delete recital 16.
Recital 17				
28	(17) As regards the aid scheme in the olive oil and table olives sector, the existing work programmes drawn up for the period running from 1 April 2018 until 31 March 2021 should be	(17) <b>AM 17</b> As regards the aid scheme in the olive oil and table olives sector, the existing work programmes drawn up for the period running from 1 April 2018 until 31 March		TM 24.6.2020: Council: These need to be updated to be consistent with the changes to the articles and moved since the relevant provisions are now in Article 11. COM: Technical, need to adjust.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	extended until 31 December 2021. For aid schemes in the fruit and vegetables sector rules should be laid down regarding the modification or replacement of operational programmes.	2021 should be extended until <del>31 December 2021</del> <i>the end of the transitional period</i> . For aid schemes in the fruit and vegetables sector, rules should be laid down regarding the modification or replacement of operational programmes. <i>The recognised producer organisations in the fruit and vegetable sector should also have the possibility to maintain the operational programme until it comes to an end.</i>		EP: Agree.  TM 26.6.2020: Council, EP, COM: Agree to delete.
Recital 18				
29	(18) With the view to ensuring continuity as regards the aid schemes in the wine sector and the apiculture sector, rules need to be laid down that allow those aid schemes to continue to be implemented until the end of their respective programming periods. For this period certain provisions of Regulation (EU) No 1306/2013 should therefore continue to apply in relation to expenditure incurred and payments made for operations implemented pursuant	(18) <b>AM 18</b> With the view to ensuring continuity as regards the aid schemes in the <b>fruit and vegetable sector, the</b> wine sector and the apiculture sector, rules need to be laid down that allow those aid schemes to continue to be implemented until the end of their respective programming periods. For this period certain provisions of Regulation (EU) No 1306/2013 should therefore continue to apply in relation to		TM 24.6.2020: Council: These need to be updated to be consistent with the changes to the articles and moved since the relevant provisions are now in Article 11.  COM: Technical, need to adjust, move below (linked to Article 11). EP: Agree.  TM 26.6.2020: Council, EP, COM: Agree to

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	to Regulation (EU) No 1308/2013 after 31 December 2021 and until the end of those aid schemes.	expenditure incurred and payments made for operations implemented pursuant to Regulation (EU) No 1308/2013 after 31 December 2021 and until the end of those aid schemes <b>and of the operational programmes.</b>		delete AM 18.
Recital 19				
30	(19) In order to limit a significant carry-over of commitments from the current programming period for rural development to the CAP Strategic Plans, the duration of new multiannual commitments in relation to agri-environment-climate, organic farming and forest-environment should be limited to a period of maximum 3 years. The extension of existing commitments should be limited to one year.	(19) <b>AM 19</b> In order to limit a significant carry-over of commitments from the current programming period for rural development to the CAP Strategic Plans, the duration of new multiannual commitments in relation to agri-environment-climate, organic farming and <del>forest-environment</del> <b>animal welfare</b> should, <b>as a general rule</b> , be limited to a period of maximum <del>3</del> <b>of five</b> years. <b>Once Regulation (EU) .../... [CAP Strategic Plan Regulation] applies, the rules concerning those commitments should be adapted in accordance with that Regulation.</b> The extension of existing commitments should be limited to one year.	(19) In order to limit a significant carry-over of commitments from the current programming period for rural development to the CAP Strategic Plans, the duration of new multiannual commitments in relation to agri-environment-climate, organic farming and <del>forest-environment</del> <b>animal welfare</b> should be limited to a period of maximum 3 years as a general rule. The extension of existing commitments should be limited to one year.	TM 24.6.2020: Council: Linked to Article 8. Council proposal: 19) In order to limit a significant carry-over of commitments from the current programming period for rural development to the CAP Strategic Plans, the duration of new multiannual commitments in relation to agri-environment-climate, organic farming and animal welfare, should, as a general rule, be limited to a period of maximum 3 years. The extension of existing commitments should be limited to one year.  EP: Compromise text is fine.  TM 26.6.2020: Council, EP: Agreed on



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				compromise text from 24.06.2020.
Recital 19a				
30a				<p>TM 26.6.2020:  (19a) Article 31(5) of Regulation (EU) No 1305/2013 provided for transitional arrangements to facilitate the phasing-out of payments in areas that, because of the application of new delimitation criteria, would no longer be considered areas facing natural constraints. Such payments were to be paid until 2020 and for a maximum period of four years. Regulation (EU) 2017/2393 extended to 2019 the initial deadline for the new delimitation of such areas. For farmers in those Member States setting the delimitation in 2018 and 2019, phasing out payments could not reach the maximum of four years. In order to continue the phasing out, Member States should be allowed to continue paying the phasing out payments in year 2021 and 2022 if applicable. In order to ensure an</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				adequate level of payments per hectare, in line with Article 31(5) as amended by Regulation (EU) No 288/2019 the level of payments in year 2021 and 2022 should be fixed at EUR 25 per ha.
Recital 19b				
30b				<p>TM 26.6.2020:  (19b) Since farmers are exposed to increasing economic and environmental risks as a consequence of climate change and increased price volatility, Regulation (EU) No 1305/2013 provides for a risk management measure to assist farmers in addressing these risks. That measure includes financial contributions to mutual funds and an income stabilisation tool. Specific conditions were provided for the granting of support under this measure in order to ensure that farmers receive equal treatment across the Union, that competition is not distorted and that the international obligations of the Union are respected. In order to further promote the use of mutual funds and of the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				income stabilisation tool for farmers of all sectors, Member States should be provided with the possibility to reduce the threshold of 30% that triggers the compensation of farmers for the drop in production or income applicable to the respective tool. The reduced threshold should not be fixed at a percentage lower than 20%.
Recital 20				
31	(20) The EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down by Regulation (EU) XXXX/XXXX [New CPR]. However, in order to avoid unspent funds for Community-led local development in the programming year 2021, Member States that decide to extend their rural development programmes to 31 December 2021 and that also make use of the possibility to transfer amounts from direct payments to rural development, should be able to apply the 5% minimum allocation for	(20) <b>AM 20</b> The EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down by Regulation (EU) XXXX/XXXX [New CPR]. However, in order to avoid unspent funds for Community-led local development in the programming year 2021 <b>or, where applicable, the programming year 2022</b> , Member States that decide to extend their rural development programmes <del>to 31 December 2021</del> and that also make use of the possibility to transfer amounts from direct payments to rural		TM 24.6.2020: Council: It should be aligned with the new text – derogation for Croatia 2,5%. Depends on timing of CPR adoption and Article 8 of this Regulation. COM: Not sure recital on Croatia is needed but will check. The recital needs more general redrafting as Article 4 does not have anything to do with the exemption not to apply 5% threshold for LEADER to transfers from DP. PM: Recitals on ANC, technical assistance and thresholds are needed, need to put somewhere here.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>Community-led local development only to the EAFRD contribution to the rural development extended to 31 December 2021 calculated before the transfer of amounts from direct payment has been done.</p>	<p>development, should be able to apply the 5% minimum allocation for Community-led local development only to the EAFRD contribution to the rural development extended to 31 December 2021 <i>or, where applicable, 31 December 2022</i>, calculated before the transfer of amounts from direct payment has been done.</p>		<p>TM 26.6.2020:  Council: Compromise proposal:  The EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down by Regulation (EU) XXXX/XXXX [New CPR]. However, in order to avoid unspent funds for Community-led local development in the programming year 2021 and 2022, Member States that decide to extend their rural development programmes to 31 December 2022 and that also make use of the possibility to transfer amounts from direct payments to rural development, should be able to apply the 5%, or 2,5% in case of Croatia, minimum allocation for Community-led local development only to the EAFRD contribution to the rural development extended to 31 December 2022 calculated before the transfer of amounts from direct payment has been done.</p> <p>EP, COM: Agree with this compromise proposal, but,</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>COM is proposing review of the introductory sentence referring to the CPR and the rest of recital (technical adjustment).</p> <p>Agreed compromise text:          “The EAFRD should be able to support Community-led local development set up in accordance with the new rules laid down by Regulation (EU) XXXX/XXXX [New CPR]. In this case, the percentages that need to be reserved for LEADER in accordance with Article 59 (5) of Regulation (EU) N 1305/2013 should also apply to Community-led local development set up in accordance with the new rules laid down by Regulation (EU) XXXX/XXXX [New CPR] .          In order to avoid unspent funds for Community-led local development in the programming year 2021 and 2022, Member States that make use of the possibility to transfer amounts from direct payments to rural development, should be able to apply the 5%, or 2,5% in case of Croatia, minimum allocation for Community-led local</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>development only to the EAFRD contribution to the rural development extended to 31 December 2022 calculated before the transfer of amounts from direct payment has been done. “</p> <p>COM:Two first sentences would need to be deleted if CPR is not adopted on time.</p>
Recital 21				
32	(21) In order to ensure continuity in the transitional period, the reserve for crises in the agricultural sector should be maintained for 2021 and the relevant amount of the reserve for 2021 should be included.	(21) <b>AM 21</b> In order to ensure continuity in the transitional period, the reserve for crises in the agricultural sector should be maintained for 2021 and, <b>where applicable, for 2022, and</b> the relevant amount of the reserve for 2021 <b>and, where applicable, for 2022,</b> should be included.		<p>TM 26.6.2020: Council/EP: alignment with 2y transition only:</p> <p>(21) In order to ensure continuity in the transitional period, the reserve for crises in the agricultural sector should be maintained for 2021 and 2022 and the relevant amount of the reserve for 2021 and 2022 should be included.</p>
Recital 22				
33	(22) As regards prefinancing arrangements from the EAFRD, it	(22) <b>AM 22</b> As regards prefinancing		<p>TM 26.6.2020: Council/EP: alignment with 2y transition only:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	should be made clear that where Member States decide to extend the 2014–2020 period to 31 December 2021, this should not lead to any additional prefinancing granted for the programmes concerned.	arrangements from the EAFRD, it should be made clear that where Member States decide to extend the 2014–2020 period to 31 December 2021 <i>or, where applicable, 31 December 2022</i> , this should not lead to any additional prefinancing granted for the programmes concerned.		22) As regards prefinancing arrangements from the EAFRD, it should be made clear that where Member States decide to extend the 2014–2020 period to 31 December 2022, this should not lead to any additional prefinancing granted for the programmes concerned. TM 26.6.2020: (22) As regards prefinancing arrangements from the EAFRD, it should be made clear that where Member States decide to extend the 2014–2020 period extensions of programmes in accordance with Article 1 should not lead to any additional prefinancing granted for the programmes concerned.
Recital 23				
34	(23) Article 11 of Regulation (EU) No 1307/2013 currently only provides for a notification obligation for Member States as regards their decisions and the estimated product related to the reduction of the part of the amount of direct payments to be	(23) <b>AM 23</b> Article 11 of Regulation (EU) No 1307/2013 currently only provides for a notification obligation for Member States as regards their decisions and the estimated product related to the reduction of the part of the		TM 26.6.2020: Council/EP: alignment with 2y transition only:  (23) Article 11 of Regulation (EU) No 1307/2013 currently only provides for a notification obligation for Member States as regards their decisions and the

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	granted to a farmer for a given calendar year exceeding EUR 150 000 for the years 2015 to 2020. With a view to ensuring a continuation of the existing system, Member States should also notify their decisions and the estimated product of reduction for calendar year 2021.	amount of direct payments to be granted to a farmer for a given calendar year exceeding EUR 150 000 for the years 2015 to 2020. With a view to ensuring a continuation of the existing system, Member States should also notify their decisions and the estimated product of reduction for calendar year 2021 <i>and, where applicable, calendar year 2022.</i>		estimated product related to the reduction of the part of the amount of direct payments to be granted to a farmer for a given calendar year exceeding EUR 150 000 for the years 2015 to 2020. With a view to ensuring a continuation of the existing system, Member States should also notify their decisions and the estimated product of reduction for calendar year 2021 and 2022.
Recital 24				
35	(24) Article 14 of Regulation (EU) No 1307/2013 allows Member States to transfer funds between direct payments and rural development as regards calendar years 2014 to 2020. In order to ensure that Member States may keep their own strategy, the flexibility between pillars should be made available also for calendar year 2021 (i.e. financial year 2022).	(24) <b>AM 24</b> Article 14 of Regulation (EU) No 1307/2013 allows Member States to transfer funds between direct payments and rural development as regards calendar years 2014 to 2020. In order to ensure that Member States may keep their own strategy, the flexibility between pillars should be made available also for calendar year 2021 (i.e. financial year 2022) <i>and, where applicable, calendar year 2022 (i.e. financial year 2023).</i>		TM 24.6.2020: Council/EP: alignment with 2y transition only:  (24) Article 14 of Regulation (EU) No 1307/2013 allows Member States to transfer funds between direct payments and rural development as regards calendar years 2014 to 2020. In order to ensure that Member States may keep their own strategy, the flexibility between pillars should be made available also for calendar year 2021 (i.e. financial year 2022) and year 2022 (i.e. financial year 2023).



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				TM 26.6.2020: Agreed on compromise text from 24.06.2020.
Recital 25				
36	(25) In order to allow the Commission to be able to set the budgetary ceilings in accordance with Articles 22(1), 36(4), 42(2), 47(3), 49(2), 51(4) and 53(7) of Regulation (EU) No 1307/2013, it is necessary that Member States notify their decisions on financial allocations by scheme for calendar year 2021 by 1 August 2020.	(25) <b>AM 25</b> In order to allow the Commission to be able to set the budgetary ceilings in accordance with Articles 22(1), 36(4), 42(2), 47(3), 49(2), 51(4) and 53(7) of Regulation (EU) No 1307/2013, it is necessary that Member States notify their decisions on financial allocations by scheme for calendar year 2021 by 1 August 2020 <b>and, where applicable, their decisions on financial allocations by scheme for calendar year 2022 by 1 August 2021.</b>	(25) In order to allow the Commission to be able to set the budgetary ceilings in accordance with Articles 22(1), 36(4), 42(2), 47(3), 49(2), 51(4) and 53(7) of Regulation (EU) No 1307/2013, it is necessary that Member States notify their decisions on financial allocations by scheme for calendar year 2021 by <del>1 August</del> <b>[dd/mm]</b> 2020.	Council mandate: footnote on the date: "To be adjusted depending on the likely time for adoption of this regulation."  TM 24.6.2020: COM: Reference to 47(3) should be deleted.  TM 26.6.2020: Council/EP: (25a) In order to allow the Commission to be able to set the budgetary ceilings in accordance with Articles 22(1), 36(4), 42(2), 49(2), 51(4) and 53(7) of Regulation (EU) No 1307/2013, it is necessary that Member States notify their decisions on financial allocations by scheme for calendar year 2021 by 1 August [dd/mm] 2020 and for calendar

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				year 2022 by 1 August 2021.
Recital 25a				
36a		<p><i>(25a) AM 26</i>  <i>Member States should be able to continue to use transitional national aid during the period of application of this Regulation. In order to reduce the competitive differences between farmers in the Member States as a result of differences in payment per hectare, Member States should maintain transitional national aid for the duration of the transitional period.</i></p>		<p>TM 24.6.2020:  Council: Can accept AM 26.  COM: This justification is not valid (competitive difference not correct). Will suggest a new text.</p> <p>TM 26.6.2020:  Agreed compromise text:  Under Article 37 of Regulation (EU) No 1307/2013 Member States applying the single area payment scheme could decide to grant transitional national aid in the period 2015-2020 to avoid a sudden and substantial decrease of support in those sectors benefiting from transitional national aid until 2014. In order to ensure that in the years of transition 2021 and 2022 such aid continues to play its role in supporting the income of farmers in those specific sectors, provision should be made for its continuation under the same conditions and limitations as in period 2015-2020.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				T3: recital confirmed in row 41b
Recital 26				
37	<p>(26) Article 22(5) of Regulation (EU) No 1307/2013 provides for a linear adjustment of the value of entitlements in case of a change in the ceiling for the basic payment scheme from one year to the following due to certain decisions taken by Member States and affecting the ceiling for the basic payment scheme. The extension of Annex II to that Regulation on national ceilings after calendar year 2020 and the possible annual changes from that date might have an impact on the ceiling for the basic payment scheme. Therefore, for Member States to be able to respect the obligation of equality of the sum of the value of entitlements and reserve(s) with the ceiling for the basic payment scheme laid down in Article 22(4) of that Regulation, it is appropriate to provide for a linear adjustment to adapt to the extension of or the changes in that Annex II during the transitional period. Moreover,</p>			<p>TM 26.6.2020: Council/EP: No changes needed.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	to provide greater flexibility to Member States, it appears appropriate to allow Member States to adapt the value of entitlements or of the reserve, possibly with different rates of adjustment.			
Recital 27				
38	(27) In accordance with the current legal framework, Member States notified in 2014 their decisions up to calendar year 2020, on the division of the annual national ceiling for the basic payment scheme between the regions and the possible annual progressive modifications for the period covered by Regulation (EU) No 1307/2013. It is necessary that Member States also notify those decisions for calendar year 2021.	(27) <b>AM 27</b> In accordance with the current legal framework, Member States notified in 2014 their decisions up to calendar year 2020, on the division of the annual national ceiling for the basic payment scheme between the regions and the possible annual progressive modifications for the period covered by Regulation (EU) No 1307/2013. It is necessary that Member States also notify those decisions for calendar year 2021 <b>and, where applicable, calendar year 2022.</b>		TM 24.6.2020: Council: alignment with 2y transition only:  (27) In accordance with the current legal framework, Member States notified in 2014 their decisions up to calendar year 2020, on the division of the annual national ceiling for the basic payment scheme between the regions and the possible annual progressive modifications for the period covered by Regulation (EU) No 1307/2013. It is necessary that Member States also notify those decisions for calendar year 2021 and 2022.
Recital 28				
39				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>(28) The internal convergence mechanism is the core process for a more equitable distribution of direct income support among farmers. Significant individual differences based on old historic references become more and more difficult to justify. In Regulation (EU) No 1307/2013, the basic model of internal convergence consists in the application by Member States of a uniform flat rate for all payment entitlements, at national or regional level, from 2015. However, for the sake of ensuring a smoother transition to a uniform value, a derogation was set out allowing Member States to differentiate the values of payment entitlements by applying partial convergence, also called the ‘tunnel model’, between 2015 and 2019. Some Member States made use of this derogation. To continue the process towards a more equitable distribution of direct payments, Member States can further converge towards a national or regional average after 2019 instead of going to a uniform flat rate or keeping the</p>	<p>(28) <b>AM 28</b> The internal convergence mechanism is the core process for a more equitable distribution of direct income support among farmers. Significant individual differences based on old historic references become more and more difficult to justify. In Regulation (EU) No 1307/2013, the basic model of internal convergence consists in the application by Member States of a uniform flat rate for all payment entitlements, at national or regional level, from 2015. However, for the sake of ensuring a smoother transition to a uniform value, a derogation was set out allowing Member States to differentiate the values of payment entitlements by applying partial convergence, also called the ‘tunnel model’, between 2015 and 2019. Some Member States made use of this derogation. To continue the process towards a more equitable distribution of direct payments, Member States <del>can</del><b>should</b> further converge towards a national or regional average after 2019 instead of</p>		<p>TM 26.6.2020: Council/EP: no changes needed</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	value of entitlements at their 2019 level. They should notify annually their decision for the following year.	going to a uniform flat rate <del>or keeping the value of entitlements at their 2019 level</del> . They should notify annually their decision for the following year.		
Recital 29				
40	29) Article 30 of Regulation (EU) No 1307/2013 provides for the annual progressive modifications in the value of the payment entitlements allocated from the reserve to reflect the annual steps of the national ceiling set in Annex II to that Regulation, reflecting a “multiannual” management of the reserve. Those rules should be adapted so to reflect that it is possible to amend both the value of all allocated entitlements and of the reserve to adjust to a change in the amount in that Annex II between two years. Moreover, in some Member States not having reached a flat rate by 2019, internal convergence is implemented on an annual basis. For calendar years 2020 and 2021, only the	(29) <b>AM 29</b> Article 30 of Regulation (EU) No 1307/2013 provides for the annual progressive modifications in the value of the payment entitlements allocated from the reserve to reflect the annual steps of the national ceiling set in Annex II to that Regulation, reflecting a “multiannual” management of the reserve. Those rules should be adapted so to reflect that it is possible to amend both the value of all allocated entitlements and of the reserve to adjust to a change in the amount in that Annex II between two years. Moreover, in some Member States not having reached a flat rate by 2019, internal convergence is implemented on an annual basis. For calendar years 2020 and 2021		TM 24.6.2020: Council: alignment with 2y transition only:  29) Article 30 of Regulation (EU) No 1307/2013 provides for the annual progressive modifications in the value of the payment entitlements allocated from the reserve to reflect the annual steps of the national ceiling set in Annex II to that Regulation, reflecting a “multiannual” management of the reserve. Those rules should be adapted so to reflect that it is possible to amend both the value of all allocated entitlements and of the reserve to adjust to a change in the amount in that Annex II between two years. Moreover, in some Member States not having reached a flat rate by 2019, internal

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	value of the payment entitlement of the current year needs to be determined in the year of allocation. The unit value of entitlements to be allocated from the reserve in a given year should be calculated after possible adjustment of the reserve in accordance with Article 22(5) of that Regulation. In any subsequent year, the value of the payment entitlements allocated from the reserve should be adapted in accordance with that Article 22(5). (	<i>and, where applicable, calendar year 2022</i> , only the value of the payment entitlement of the current year needs to be determined in the year of allocation. The unit value of entitlements to be allocated from the reserve in a given year should be calculated after possible adjustment of the reserve in accordance with Article 22(5) of that Regulation. In any subsequent year, the value of the payment entitlements allocated from the reserve should be adapted in accordance with that Article 22(5).		convergence is implemented on an annual basis. For calendar years 2020, <del>and 2021</del> <b>and 2022</b> , only the value of the payment entitlement of the current year needs to be determined in the year of allocation. The unit value of entitlements to be allocated from the reserve in a given year should be calculated after possible adjustment of the reserve in accordance with Article 22(5) of that Regulation. In any subsequent year, the value of the payment entitlements allocated from the reserve should be adapted in accordance with that Article 22(5).  TM 26.6.2020: EP, Council: Agreed on compromise text from 24.06.2020.
Recital 30				
41	(30) Article 36 of Regulation (EU) No 1307/2013 provides the application of the single area payment scheme (SAPS) until 31 December 2020. The CAP Strategic Plan Regulation (EU)	(30) <b>AM 30</b> Article 36 of Regulation (EU) No 1307/2013 provides the application of the single area payment scheme (SAPS) until 31 December 2020. The CAP		TM 24.6.2020: Council: alignment with 2y transition only:  30) Article 36 of Regulation (EU) No 1307/2013 provides the application of the single area

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	.../... [CAP Strategic Plan Regulation] allows Member States to implement a basic income support with the same modalities, i.e. without the allocation of payment entitlements based on historic references. Therefore, it is appropriate to allow the prolongation of SAPS in 2021.	Strategic Plan Regulation (EU) .../... [CAP Strategic Plan Regulation] allows Member States to implement a basic income support with the same modalities, i.e. without the allocation of payment entitlements based on historic references. Therefore, it is appropriate to allow the prolongation of SAPS in 2021 <i>and, where applicable, in 2022.</i>		<p>payment scheme (SAPS) until 31 December 2020. The CAP Strategic Plan Regulation (EU) .../... [CAP Strategic Plan Regulation] allows Member States to implement a basic income support with the same modalities, i.e. without the allocation of payment entitlements based on historic references. Therefore, it is appropriate to allow the prolongation of SAPS in 2021 and 2022.</p> <p>TM 26.6.2020:</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table.</p>
Recital 30a				
41a				<p>TM 26.6.2020:</p> <p>(30a) In view of the date by</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				which Annex II of Regulation (EU) No 1307/2013 is amended by this Regulation, it is necessary to postpone the deadline to take the decision to introduce for the first time the redistributive payment from 2021 or 2022 and its related notification to the Commission. It is appropriate to set the deadline at the same time as the deadline for the decisions concerning flexibility between pillars.
Recital 30b				
41b				TM 26.6.2020: Agreed compromise text: (30b) Under Article 37 of Regulation (EU) No 1307/2013 Member States applying the single area payment scheme could decide to grant transitional national aid in the period 2015-2020 to avoid a sudden and substantial decrease of support in those sectors benefiting from transitional national aid until 2014. In order to ensure that in the years of transition 2021-2022 such aid continues to play its role in supporting the income of

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				farmers in those specific sectors, provision should be made for its continuation under the same conditions and limitations as in period 2015-2020.
Recital 31				
42	(31) For the sake of legal certainty, it should be clarified that Articles 41 and 42 of Regulation (EU) No 1307/2013 allow Member States to review, on an annual basis, their decisions on the redistributive payment.			<p>TM 26.6.2020: Council/EP: no changes needed</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table.</p> <p>Agreed compromise text: (31) For the sake of legal certainty, it should be clarified that Articles 41 and 42 of Regulation (EU) No 1307/2013 allow Member States to review, on an annual basis, their decisions on the redistributive payment. The deadline of the review applicable from 2021 should be set at the same time as the deadline for the decisions concerning flexibility between pillars.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Recital 31a				
42a			<p><b>(31a) Article 52(10) of Regulation (EU) No 1307/2013 empowers the Commission to adopt delegated acts allowing Member States to decide that voluntary coupled support can continue to be paid until 2020 on the basis of the production units for which such support was granted in a past reference period. This aims at ensuring the greatest possible consistency between Union schemes targeting sectors that can be marked by structural market imbalances. It is therefore appropriate to prolong this empowerment to also cover 2021.</b></p>	<p>TM 24.6.2020: Council: alignment of Council mandate with 2y transition only:</p> <p>(31a) Article 52(10) of Regulation (EU) No 1307/2013 empowers the Commission to adopt delegated acts allowing Member States to decide that voluntary coupled support can continue to be paid until 2020 on the basis of the production units for which such support was granted in a past reference period. This aims at ensuring the greatest possible consistency between Union schemes targeting sectors that can be marked by structural market imbalances. It is therefore appropriate to prolong this empowerment to also cover 2021 <b>and 2022.</b></p> <p>TM 26.6.2020: EP, Council: Agreed new text.</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				regarding DP notifications going beyond what is currently in the table.
Recital 31b				
42b				<p>TM 26.6.2020:  Agreed compromise text:  In view of the date by which Annex II of Regulation (EU) No 1307/2013 is amended by this Regulation, it is necessary to postpone the deadline to take the decision to introduce for the first time the voluntary coupled support from 2021 or 2022 and its related notification to the Commission. It is appropriate to set the deadline at the same time as the deadline for the decisions concerning flexibility between pillars. Similarly, the decision to continue or cease granting voluntary coupled support in 2021 and 2022 and its related notification should be postponed to the same deadline.</p>
Recital 31c				
42c				<p>TM 26.6.2020:  Article 54 of Regulation (EU) No</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				1307/2013 lays down the elements of the notifications concerning voluntary coupled support. It is appropriate to clarify that the notifications of those voluntary coupled support for calendar year 2021 and 2022 should include the percentage of the national ceiling used to finance this scheme for year 2021 and 2022.
Recital 32				
43	(32) Regulations (EU) No 1305/2013, (EU) No 1306/2013, (EU) No 1307/2013, (EU) No 1308/2013, (EU) No 228/2013 and (EU) No 229/2013 should therefore be amended accordingly.			TM 26.6.2020: Council/EP: no changes needed
Recital 33				
44	(33) As regards the clarification on convergence from the year 2020, point 6 of Article 10 should apply retroactively from 1 January 2020.			TM 24.6.2020: Council: We need justification for the retroactive application of Article 10(6).  We also need a recital to refer to vine planting rights since those

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>changes also need to apply retroactively and give proper justification for the retroactive application. COM: will provide a text.</p> <p>TM 26.6.2020: Council: COM do we have justification for the retroactive application of Article 10(6).</p> <p>COM: For the convergence, COM considers that reasoning is resulting from the recitals on convergence (continuation of rules).</p> <p>No change needed in recital 33.</p> <p>T3: agreed text: (33) As regards the clarification on convergence from the year 2020, point 6 of Article 10 should apply retroactively from 1 January 2020. To cover all planting authorisations for new plantings or for replanting that were due to expire in 2020, point 2a of Article 11 should apply retroactively from 1 January 2020.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Recital 33a				
44a				<p>TM 26.6.2020:  (33a) Regulation (EU) No 1308/2013 lays down rules for the common organisation of agricultural markets and includes certain aid schemes in Articles 29 to 60. In the Commission's legislative proposal on the CAP beyond 2020, these aid schemes should be integrated in the future CAP Strategic Plans of the Member States. To ensure a smooth integration of these aid scheme into the system of the future CAP, rules should be laid down regarding the duration of each of those aid schemes when they are to be renewed during the transitional period.</p> <p>As regards the aid scheme in the olive oil and table olive sector, the existing work programmes drawn up for the period running from 1 April 2018 until 31 March 2021 should be replaced by new work programmes running from 1 April 2021 until 31 December 2022. Existing operational</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				programmes in the fruit and vegetable sector that have not reached their maximum duration of five years may only be extended until 31 December 2022. New operational programmes in this sector should only be approved for a maximum duration of three years. The existing national programmes for the apiculture sector drawn up for a period running from 1 August 2019 until 31 July 2022 should be extended until 31 December 2022.
Recital 33b				
44b				TM 26.6.2020: (33b) Transitional provisions were laid down in 2013 in order to ensure a smooth transition from the former wine grape planting rights regime to the new scheme of planting authorisations, in particular in order to avoid excessive plantings before the start of the new scheme. The latest



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>deadline for the submission of requests for conversion of planting rights into authorisations 3 ends on 1 December 2020. While authorisations have to be used by the applicant himself and having a corresponding vineyard area can be an eligibility criterion for applicants, former planting rights were tradable. Therefore, there can be cases where holders of planting rights did not yet manage to acquire the corresponding vineyard areas to use the authorisations which would result from the conversion or their planting rights. The severe economic impact of the COVID-19 pandemic on the wine sector has lead to cash flow problems for winegrowers and also to uncertainty concerning the development of further demand for wine. Wine growers still holding planting</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>rights should not be forced to decide if they want to transform these into authorisation while facing exceptional difficulties due to the current crisis, especially as they would be subject to an administrative penalty if they do not use their resulting planting authorisations. Those Member States that allowed producer to submit their requests for conversion of planting rights until 31 December 2020, should therefore be enabled to decide to extend the deadline for the submission of such requests to 31 December 2021. The latest date for the validity of such converted authorisations should be adapted in consequence and should therefore end at the latest by 31 December 2024</p> <p>T3: (33b) Transitional provisions were laid down in 2013 in</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>order to ensure a smooth transition from the former wine grape planting rights regime to the new scheme of planting authorisations, in particular in order to avoid excessive plantings before the start of the new scheme. The latest deadline for the submission of requests for conversion of planting rights into authorisations ends on 1 December 2020. While authorisations have to be used by the applicant himself and having a corresponding vineyard area can be an eligibility criterion for applicants, former planting rights were tradable. Therefore, there can be cases where holders of planting rights did not yet manage to acquire the corresponding vineyard areas to use the authorisations which would result from the conversion of their planting rights. The severe economic impact of the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>COVID-19 pandemic on the wine sector has led to cash flow problems for winegrowers and also to uncertainty concerning the future demand for wine. Wine growers still holding planting rights should not be forced to decide if they want to transform these into authorisation while facing exceptional difficulties due to the current crisis, especially as they would be subject to an administrative penalty if they do not use their resulting planting authorisations. Those Member States that allowed producers to submit their requests for conversion of planting rights until 31 December 2020 should therefore be enabled to decide to extend the deadline for the submission of such requests to 31 December 2022. The latest date for the validity of such converted authorisations should be adapted in</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				consequence and should therefore end at the latest by 31 December 2025.
Recital 33c				
44c				<p>TM 26.6.2020:  (33c) Due to the crisis caused by the pandemic of COVID-19, wine growers holding planting authorisations for new plantings or for replanting which expire in 2020 were largely prevented from making use of these authorisations in the last year of their validity as planned. To avoid the loss of the planting authorisation and reduce the risk of the deterioration of the conditions under which the planting would need to be carried out, it is necessary to allow for a prolongation of the validity of planting authorisations which expire in the year 2020. All authorisations for new plantings or for replanting expiring in 2020 should therefore be prolonged until 31 December 2021. Also taking into account changes in the markets perspectives, the holders</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>of planting authorisation that expire in 2020 should have the possibility to renounce to their use without penalties.</p> <p>T3:</p> <p>(33c) Due to the crisis caused by the COVID-19 pandemic, wine growers holding planting authorisations for new plantings or for replanting which expire in 2020 were largely prevented from making use of these authorisations in the last year of their validity as planned. To avoid the loss of the planting authorisation and reduce the risk of the deterioration of the conditions under which the planting would need to be carried out, it is necessary to allow for a prolongation of the validity of planting authorisations which expire in the year 2020. All authorisations for new plantings or for replanting expiring in 2020 should therefore be prolonged until 31 December 2021. Also taking</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				into account changes in market perspectives, the holders of planting authorisation that expire in 2020 should have the possibility to renounce their use without penalties.
Recital 33d				
44d				TM 26.6.2020: (34d) Article 214a of Regulation (EU) No 1308/2013 allowed Finland to grant national aid in Southern Finland subject to the authorisation of the Commission and under certain conditions until 2020. In order to ensure continuity of payments during the transitional period the granting of aid needs to be allowed under the same conditions and amounts as in 2020.
Recital 33e				
44e				TM 26.6.2020: (34e) In order to improve the operation of the market for olive

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				oil, Member States should be able to implement marketing rules to regulate supply. The scope of such decisions should, however, exclude practices which could distort competition.
Recital 33f				
44f				TM 26.6.2020: (34f) As evidenced by recent events, farmers are increasingly facing risks of income volatility, partly because of market exposure, partly because of extreme weather events and frequent sanitary and phytosanitary crises affecting the Union livestock and agronomic assets. To alleviate the effects of income volatility by encouraging farmers to make savings in good years to cope with bad years, national tax measures whereby the income tax base applied to farmers is calculated on the basis of a multiannual period should be exempted from the application of the State aid rules.
Recital 34				
45				TM 24.6.2020:



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(34) Furthermore, the amendments to Regulations (EU) No 228/2013 and (EU) No 229/2013 should apply from 1 January 2021 in line with Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027],	(34) <del>Furthermore, the amendments to</del> <b>AM 31</b> <b>The financial allocations provided for in</b> Regulations (EU) No 228/2013 and (EU) No 229/2013 should apply from 1 January 2021 in line with Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027];		Council: no changes needed – suggesting to keep COM text  EP: Purpose of AM 31 is to align the text with AM on POSEI figures. Related to EP AMs on maintaining budget for POSEI.
Recital 34a				
45a		<b>(34a) AM 32</b> <b>Given their very small size and their insularity, local markets in the outermost regions, as referred to in Article 349 TFEU, are particularly vulnerable to price fluctuations linked to import flows from the rest of the Union or from third countries. Therefore, the interbranch</b>		TM 24.6.2020: Council: should be deleted and provided as EP statement.  TM 24.6.2020: EP: Compromise proposal for recital on outermost regions as agreed as part of compromise package. EP also proposed redrafted text for the article as an alternative solution for

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>organisations, recognised under Article 157 of Regulation (EU) No 1308/2013, particularly in the livestock sectors, take collective measures, in particular for compiling data and disseminating information, designed to ensure that local production remains competitive on the local market in question. To that end, notwithstanding Articles 28, 29 and 110 TFEU, and without prejudice to Articles 164 and 165 of Regulation (EU) No 1308/2013, it is appropriate to allow the Member State concerned, in the context of extended interbranch agreements and after consultation with the stakeholders concerned, to make individual operators or groups of economic operators who are not members of the interbranch organisation but which operate on the local market in question, irrespective of their origin, pay that organisation all or part of the financial contributions paid by its members, including in cases where the proceeds of these contributions fund measures to</i></p>		<p>consideration.</p> <p>(34a) Given their very small size and their insularity, local markets in the outermost regions, are particularly vulnerable to price fluctuations linked to import flows from the rest of the Union or from third countries. Therefore, the interbranch organisations, recognised under Article 157 of Regulation (EU) No 1308/2013, and deemed representative ( ie having at least 70% of the volume of production of, or of trade in, or of processing of the product or products concerned) should necessarily take collective measures, in particular for compiling data and disseminating information, designed to ensure that local production remains competitive on the local market in question. To that end, notwithstanding Articles 28, 29 and 110 TFEU and article 165 of Regulation (EU) No 1308/2013, and without prejudice to Article 164 of Regulation (EU) No 1308/2013, based on article 349 TFUE as</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>maintain only local production or where the contributions are levied at a different stage in the marketing process.</i></p>		<p>interpreted by the EUCJ in its ruling C-132/14 and C-136/14 , it is appropriate to allow the Member State concerned, in the context of extended interbranch agreements and after consultation with the stakeholders concerned, to make individual operators or groups of economic operators who are not members of the interbranch organisation concerned but which operate on the local market in question, irrespective of their origin, pay that organisation all or part of the financial contributions paid by its members, including in cases where the proceeds of these contributions fund measures to maintain only local production or where the contributions are levied at a different stage in the marketing process.</p> <p>Council: Seems problematic to have recital on something that is not in Articles.</p> <p>COM: But Posei, IBOs etc are not explained in this regulation. Also wording is problematic. Cannot create an obligation for MSs through recitals.</p> <p>EP: Need to find acceptable</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>solution and legally valid text on the recital as agreed part of Compromise package.</p> <p>Council to come back with new recital text for technical meeting 26.6.</p> <p>TM 26.6.2020: Council: Recital is not good idea because we do not have an article in the text. Common statement might be better solution.</p> <p>Only if EP insist on recital following political agreement from 3rd trilogue, Council can propose compromise text for a recital: (34a) Given their very small size and their insularity, local markets in the outermost regions are particularly vulnerable to price fluctuations. Therefore, it is important for the interbranch organisations, recognised in outermost regions under Article 157 of Regulation (EU) No 1308/2013, to be in a position to take actions in accordance with Article 164 and 165 of Regulation (EU) No 1308/2013, in particular</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>rules aiming at production and market reporting. It is appropriate for the Member State concerned, after consulting the relevant stakeholders, to decide that individual economic operators or groups which are not members of the organisation but which benefit from those activities shall pay the organisation all or part of the financial contributions paid by its members to the extent that such contributions are intended to cover costs directly incurred as a result of pursuing the activities in question.</p> <p>COM: cannot accept recital without article, but will check the wording  EP: Will check by Monday if text ok. The wording is not problematic in itself but the fact that there is no corresponding Article it is.</p> <p>T3:EP withdraws request for a recital, EP will make a statement</p>
Recital 34b				
45b		(34b) AM 33		<p>TM 24.6.2020:  Council: Should be deleted and</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>Due to their geographical situation, in particular their remoteness, insularity, small size, difficult topography and climate, the outermost regions, as referred to in Article 349 TFEU, are faced with specific socio-economic problems related to the supply of food and agricultural products essential for consumption or agricultural production. Specific measures in the agricultural sector, to remedy the difficulties caused by the specific situation, as provided for in that Article, were established in Regulation (EU) No 228/2013. In order to respect the continuity principle, this Regulation advocates respecting the maintenance of the budget during the transitional period. For the Programme of Options Specifically Relating to Remoteness and Insularity (POSEI) scheme and for the specific measures for agriculture in favour of the smaller Aegean islands, it is appropriate to reinstate the financial allocations at their current levels provided for in Regulations (EU)</i></p>		<p>provided as a statement. Related to MFF.  EP: Should be put to “MFF-park” and the text can be used to agreed statement.  EP, Council: Agreed on the principle of the wording for common political statement but without any reference on the MFF provisions.</p> <p>TM 26.2020:  Statement by the European Parliament and the Council is to be provided as agreed on the political level. Technical level prepared following text:</p> <p><b>Statement by the European Parliament and the Council on the Outermost Regions and smaller Aegean islands</b></p> <p>The European Parliament and the Council recall:  - the importance of specific measures for the Outermost Regions in accordance with Article 349 TFEU and Regulation (EU) 228/2013 to take account of the special characteristics of those</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>No 228/2013 and (EU) No 229/2013.</i></p>		<p>territories;</p> <ul style="list-style-type: none"> <li>- the importance of specific measures for agriculture in favour of the smaller Aegean islands established under Regulation (EU) 229/2013;</li> <li>- that this justifies a level of special support for those regions in order to implement appropriate measures.</li> </ul> <p>T3:</p> <p><b>Statement by the European Parliament and the Council on the Outermost Regions and smaller Aegean islands</b></p> <p>The European Parliament and the Council recall:</p> <ul style="list-style-type: none"> <li>- the importance of specific measures for the Outermost Regions in accordance with Article 349 TFEU and Regulation (EU) 228/2013 to take account of the special characteristics of those territories;</li> <li>- the importance of specific measures for agriculture in favour of the smaller Aegean islands established under Regulation (EU) 229/2013;</li> </ul>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				- that this justifies special support for those regions in order to implement appropriate measures.
Recital 34c				
45c		<p><b><i>(34c) AM 34</i></b>  <b><i>In the event that a proposal for a Council Regulation laying down the multiannual financial framework for the years 2021 to 2027 (MFF Regulation) and the related proposal for a Regulation of the European Parliament and of the Council (CAP Strategic Plan Regulation) have not been adopted and published in the Official Journal of the European Union by 30 October 2020, the transitional period originally proposed in this Regulation ending on 31 December 2021 should, as a last resort, be extended by a further year to 31 December 2022. In that event, the corresponding transitional rules and conditions applicable to the original transitional period should continue to apply during the extended transitional period and the budget allocations and</i></b></p>		<p>TM 24.6.2020:  Council: Should be deleted and provided as a statement. Related to MFF.  EP: Can be withdrawn as part of 2-year compulsory duration solution.</p> <p>TM 26.6.2020:  See row 45b.</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>applicable timeframes should be adapted accordingly. This should provide sufficient incentive and allow the European Parliament and the Council to successfully adopt the new legislative framework for the CAP, while at the same time ensure the necessary stability for the beneficiaries.</i>		
Formula				
46	HAVE ADOPTED THIS REGULATION:			
Title I				
47	Title I Transitional Provisions			
Title I, Chapter I				
48	Chapter I Continued application of Regulation (EU) No 1303/2013 for the programming year 2021 and extension of certain periods under Regulations (EU) No	Chapter I <b>AM 36</b> Continued application of Regulation (EU) No 1303/2013 <i>for the programming year 2021</i> <b>during the transitional</b>		TM 19.6.2020: Council: EP text acceptable

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	1303/2013 and (EU) No 1310/2013	<i>period</i> and extension of certain periods under Regulations (EU) No 1303/2013 and (EU) No 1310/2013		
Article -1				
48a		<i>Article -1 AM 35 Transitional period</i>		
Article -1(1)				
48b		<i>1. For the purpose of this Regulation, ‘transitional period’ means the period starting on 1 January 2021 and ending on 31 December 2021.</i>		TM 19.6.2020: Council: For the purpose of this Regulation, ‘transitional period’ means the period starting on 1 January 2021 and ending on 31 December 2022. (If needed?) COM : valid for the whole text: Commission opposes a 2 year transition
Article -1(2)				
48c		<i>2. By way of derogation from paragraph 1 of this Article and only in the event that the proposal for a Council Regulation laying down the multiannual financial</i>		TM 19.6.2020: Council: EP text not acceptable from drafting point of view. See row 50.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>framework for the years 2021 to 2027 and the proposal for a Regulation of the European Parliament and of the Council establishing rules on support for strategic plans to be drawn up by Member States under the Common agricultural policy (CAP Strategic Plans) and financed by the European Agricultural Guarantee Fund (EAGF) and by the European Agricultural Fund for Rural Development (EAFRD) and repealing Regulation (EU) No 1305/2013 of the European Parliament and of the Council and Regulation (EU) No 1307/2013 of the European Parliament and of the Council have not been adopted and published in the Official Journal of the European Union by 30 October 2020, the transitional period for the purpose of this Regulation shall be extended to 31 December 2022.</i></p>		
Article 1				
49	Article 1			Council mandate:

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Extension of the period for programmes supported by the EAFRD			<p>footnote on Article 1: "The fact that the amendment of the RDP shall not count as an amendment in relation to the maximum number of programme amendments laid down on the basis of Article 12 of Reg. 1305/2013 in Reg. 808/2014 will be solved through an amendment of Reg. 808/2014. The same is valid for the deadline for the submission of programme amendments to the Commission in Reg. 808/2014."</p> <p>TM 19.6.2020: Council: title of article from initial COM proposal can stay.</p>
Article 1(1), first subparagraph				
50	1. For programmes supported by the European Agricultural Fund for Rural Development (EAFRD), Member States that risk, due to the lack of financial resources, not to be able to undertake new legal commitments in accordance with Regulation (EU) No 1305/2013, may extend the period laid down in Article 26(1) of	1. <b>AM 37</b> For programmes supported by the European Agricultural Fund for Rural Development (EAFRD), Member States that risk, due to the lack of financial resources, not to be able to undertake new legal commitments in accordance with Regulation (EU) No 1305/2013, may extend the period		<p>Council mandate: The text of the Council mandate maintained one-year period, covering only 2021. However, the the compromise package included the Council statement on the duration where it is set out that: - a one year transition will most likely not be sufficient, given the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Regulation (EU) No 1303/2013 to 31 December 2021.	laid down in Article 26(1) of Regulation (EU) No 1303/2013 to <del>31 December 2021</del> <i>the transitional period referred to in Article -1 of this Regulation.</i>		<p>state of play of both the MFF negotiations and the legislative procedure on the CAP reform; - the Council will revert to this issue at a later stage.</p> <p>2-year option: 1. For programmes supported by the European Agricultural Fund for Rural Development (EAFRD), Member States may extend the period laid down in Article 26(1) of Regulation (EU) No 1303/2013 to 31 December 2022.</p> <p>TM: 12.6.2020: Council: The COM proposal envisaged that MS may extend their RDP until the end of 2021. To be precise, having this provision means that MS can decide to use new money (2021 EAFRD funds) under old rules, by extending RDP to 2021. It is optional. At the same time, COM proposed the possibility to carry those funds over to the following four years in four equal tranches in the proposal for the so-called MFF regulation in the case that there is no programme into force. To be</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>precise, it is provided in Article 8 of that proposed Regulation. It is a horizontal provision for all programmes under shared management (not only EAFRD). For Member States that do not decide to make use of the possibility provided in Article 1, Article 8 of the current MFF Regulation proposal shall apply to the allocation not used for year 2021.</p> <p>MSs can decide whether they want to use the 2021 allocation in accordance with old rules straight away via RDP amendment or from 2022 in accordance with the new CAP framework and Member States' Strategic Plans. Having in mind that we are going from a compliance system to a performance system and New Delivery Model, the complexity of setting up new IT systems, national legal frameworks and the time needed for the adoption of strategic plans, it is clear that we cannot start with the new rules and new system from 1 January 2022. So we are coming to the two-year transition issue, and the allocation for 2022. In the MFF</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Regulation proposal we do not have the possibility to carry the 2022 allocation over to the following years. If we say that we are going into a two-year transition, it means that strategic plans may come into force only after 1 January 2023. What does that mean in practise? It means that, if we don't have a valid programme in 2022, the national allocations for 2022 are lost. If we are going for a two-year transition, then we perhaps need a two-year extension of old rules and current RDPs. We can call it compulsory or mandatory extension and it should be provided by this act, not by notification.</p> <p>We need legal certainty, not only for CAP beneficiaries but also for national administrations, we have to allow them to prepare for the next period.</p> <p>T2: Council and EP agreed on the need of a two-year transitional period in principle but further work at the technical level is</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>needed. COM objected to a two year transitional period (for Article 1 and any other Article for which a two year transition triggers adaptations)</p> <p>TM:19.6.2020 Council: <b><u>Option 1 (compulsory 1Y plus optional 1Y)</u></b> 1. For programmes supported by the European Agricultural Fund for Rural Development (EAFRD), the period laid down in Article 26(1) of Regulation (EU) No 1303/2013 is extended to 31 December 2021. <b><u>(new 1.a)</u></b> For programmes supported by the European Agricultural Fund for Rural Development (EAFRD), Member States may extend the period laid down in Article 26(1) of Regulation (EU) No 1303/2013 to <b><u>31 December 2022.</u></b></p> <p><b><u>Option 2 (compulsory 2Y)</u></b> 1. For programmes supported by</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>the European Agricultural Fund for Rural Development (EAFRD), the period laid down in Article 26(1) of Regulation (EU) No 1303/2013 is extended to <b><u>31 December 2022.</u></b></p> <p>EP: What happens with the unused money form current MFF? What about all or nothing approach?</p> <p>COM: Money form 1 MFF cannot be moved to the next, but there is a lot of flexibility with n+3 rules for decommitments.</p> <p>Council: If we extend the RD programmes the allocation for the two years have to be spent under the current rules during the n+3 period. So in case of the 2-years extension until 31 December 2025.</p> <p>EP: recovery Fund. How this could work with the 2 years transition?</p> <p>COM: It is proposed to be used from 2022 under CAP plans.</p> <p>Council: two parallel processes, currently not compatible (issue of duration of transition, not</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>extension of RD programmes).</p> <p>TM 24.6.2020: EP, Council: Support 2. option, as seems to be the only workable option. Council: Option 2 from 19.6. – bracketing to be discussed as general principle. Reference on Article 1 instead of Article 1(1) as Article 1(2) should be deleted.</p>
Article 1(1), first subparagraph a				
50a		<p><b>AM 38</b> <i>Member States that decide to make use of the possibility provided for in the first subparagraph may compensate for any reductions in the overall allocations in the EAFRD for the next multiannual financial framework (MFF) period with a corresponding increase in their national co-financing.</i></p>		<p>TM 27.5.2020: COM: AM 38 is not necessary as its already in the Rural Development regulation. To be further discussed.</p> <p>TM 3.6.2020: Council: Maintaining its position, this possibility is already provided in basic RD act. Also, this AM is prejudging on-going MFF negotiations. COM: Maintaining its position. Article 59 can be used also in other cases. EP: EP will propose new wording.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM 3.6.2020:  New text proposed by EP:  <i>As referred to in Article 59 of the Regulation (EU) No 1305/2013, Member States that decide to make use of the possibility provided for in the first subparagraph of this Article may compensate for any reductions in the overall allocations in the EAFRD for the next multiannual financial framework (MFF) period with a corresponding increase in their national co-financing.</i></p> <p>TM:12.6.2020:  EP compromise text:  <i>As referred to in Article 59 of the Regulation (EU) No 1305/2013, Member States that decide to make use of the possibility provided for in the first subparagraph of this Article <b>have the option to address</b> <del>may compensate for</del> any reductions in the overall allocations in the EAFRD for the next multiannual financial framework (MFF) period with a corresponding increase in their national co-financing.</i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM: 12.6.2020: Council: have nothing against the EP compromise proposal in substance, our only objection is that we do not need these provisions because they are already provided in Reg. 1305/2013 EP: To be discussed at the political trilogue.</p> <p>T2: EP withdraws AM 38 (agreed as part of the compromise package).</p>
Article 1(1), second subparagraph				
51	Member States that decide to make use of the possibility provided in the first subparagraph shall notify the Commission of their decision within 10 days after the entry into force of this Regulation. Where Member States have submitted a set of regional programmes in accordance with Article 6 of Regulation (EU) No 1305/2013, that notification shall also contain information on which of the	<b>AM 39</b> Member States that decide to make use of the possibility provided in the first subparagraph shall notify the Commission of their decision within <del>10 days</del> <b>two weeks</b> after the entry into force of this Regulation. Where Member States have submitted a set of regional programmes in accordance with Article 6 of Regulation (EU) No 1305/2013, that notification shall also contain	Member States that decide to make use of the possibility provided in the first subparagraph shall notify the Commission of their decision within <b>[10]</b> <del>10</del> days after the entry into force of this Regulation. Where Member States have submitted a set of regional programmes in accordance with Article 6 of Regulation (EU) No 1305/2013, that notification shall also contain information on which of the	<p>Council mandate: footnote on 10 days: "To be discussed at a later stage if there is any margin to extend this deadline."</p> <p>TM 27.5.2020: Council, EP: linked to the time of adoption of the Transitional Regulation. Decision needs to be taken at the end of negotiations. Dates should be adjusted later on, for technical reasons.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>regional programmes are to be extended and on the corresponding budgetary allocation within the annual breakdown for the year 2021 as set out in Annex I to Regulation (EU) No 1305/2013.</p>	<p>information on which of the regional programmes are to be extended and on the corresponding budgetary allocation within the annual breakdown for the year 2021 <i>and, where Article -1(2) of this Regulation applies, for the year 2022</i>, as set out in Annex I to Regulation (EU) No 1305/2013.</p>	<p>regional programmes are to be extended and on the corresponding budgetary allocation within the annual breakdown for the year 2021 as set out in Annex I to Regulation (EU) No 1305/2013.</p>	<p>TM: 19.6.2020 Council:</p> <p><b><u>Option 1</u></b> Member States that decide to make use of the possibility provided in the subparagraph 1a shall notify the Commission of their decision <b><u>by 1 August 2021</u></b>. Where Member States have submitted a set of regional programmes in accordance with Article 6 of Regulation (EU) No 1305/2013, that notification shall also contain information on which of the regional programmes are to be extended and on the corresponding budgetary allocation within the annual breakdown for the year <b><u>2022</u></b> as set out in Annex I to Regulation (EU) No 1305/2013.- Same system as in the COM proposal extended to two years.</p> <p><b><u>Option 2:</u></b> (Where Member States have submitted a set of regional programmes in accordance with Article 6 of Regulation (EU) No 1305/2013, they shall notify the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Commission <b>by 15 October 2020</b> on the corresponding budgetary allocation within the annual breakdown for the year <b>2021 and 2022</b> as set out in Annex I to Regulation (EU) No 1305/2013.)</p> <p>Is the text of option 2 this necessary? COM: seems to be the case - to be checked.</p> <p>TM 24.6.2020: Council: Option 2 from 19.6. (to be confirmed by COM that annual breakdown per regions is needed) COM: No need to allow carry over for regions.</p>
Article 1(1), third subparagraph				
52	Where the Commission considers that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within 6 weeks after receipt of the notification referred to in the second subparagraph.	<b>AM 40</b> Where the Commission considers that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within <b>€four</b> weeks after receipt of the notification referred to in the	Where the Commission considers that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within <b>€3</b> weeks after receipt of the notification referred to in the second subparagraph. <b>In that</b>	TM 27.5.2020: Council: positions are quite close, some drafting alignment may be needed. Do we need objective criteria? Council and COM did not have criteria but the EP did. EP: will check and come back on this, will find a wording.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p>second subparagraph. <i>The Commission shall base the evaluation of the request for extension on clear and objective criteria in accordance with Regulation (EU) No 1305/2013, which shall be communicated to the Member State concerned. The Commission shall provide the Member State concerned with the reasons justifying its refusal of the extension, as well as with, if possible, specific recommendations as to how to improve the notification in order to make it applicable. The Member State concerned may, within four weeks of being provided with such recommendations by the Commission, submit an updated notification explaining how it will implement the Commission’s recommendations on the applicability of the extension.</i></p>	<p><b>case, the Member State concerned shall inform the Commission within 3 weeks whether it withdraws its decision or whether it maintains its decision, providing its reasons for it.</b></p>	<p>TM:3.6.2020 Council: The discussion here might be obsolete considering the limitations of the two years transitional period. Council did not ask for objective criteria and they are not provided in Regulation (EU) no 1305/2013.</p> <p>COM: OK with deletion of the reference and fine tuning with the wording. COM will propose a new wording. Instate of “clear objective criteria”, the term “justified” could be used.</p> <p>TM:3.6.2020 EP compromise proposal: Where the Commission considers that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within <del>four</del> weeks after receipt of the notification referred to in the second subparagraph. <i>The Commission shall base the evaluation of the notification of an extension on clear and objective criteria in accordance</i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>with Regulation (EU) No 1305/2013, which shall be communicated to the Member State concerned. In case of negative evaluation, the Member State concerned shall inform the Commission within three weeks whether it withdraws its decision or whether it maintains its decision, providing its reasons for maintaining it.</i></p> <p>TM:3.6.2020  Council compromise proposal (still to be checked):  Where the Commission considers that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within 63 weeks after receipt of the notification referred to in the second subparagraph. <b>The Commission shall base the evaluation of the notification of an extension on clear and objective criteria in accordance with Regulation (EU) No 1305/2013, which shall be communicated to the Member State concerned. In case of</b></p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>negative evaluation, the Member State concerned shall inform the Commission within three weeks whether it withdraws its decision or whether it maintains its decision, providing its reasons for maintaining it.</i></p> <p>TM: 12.6.2020: Commission compromise text: <i>Where the Commission considers, based on an objective evaluation of the financial resources of the Member State concerned, that an extension of the period under the first subparagraph is not justified, it shall inform the Member State thereof within four weeks after receipt of the notification referred to in the second subparagraph. In case of such negative evaluation, the Member State concerned shall inform the Commission within three weeks after receipt of the information whether it withdraws its decision or whether it maintains its decision, providing its reasons for maintaining it.</i></p> <p>TM: 12.6.2020:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Council and EP accept COM compromise proposal.</p> <p>T2: A-item. COM compromise text was endorsed (PM: In case of 2-year transition and 2 year compulsory RDP extension, this provision will not be needed any more.)</p> <p>TM 24.6.2020: Council: to be deleted as in the case of the 2 year compulsory RDP extension provided in accordance with new Article 1, this provision is not needed anymore. EP: Agree with the Council.</p>
Article 1(1), fourth subparagraph				
53	The notification referred to in the second subparagraph shall be without prejudice to the need to submit a request to amend a rural development programme for the year 2021 as referred to in Article 11(1)(a) of Regulation (EU) No 1305/2013. Such an amendment shall aim at maintaining at least the same overall level of the EAFRD expenditure for the	<b>AM 41</b> The notification referred to in the second subparagraph shall be without prejudice to the need to submit a request to amend a rural development programme for the year 2021 <b>and, where Article-1(2) of this Regulation applies, for the year 2022</b> , as referred to in <b>point (a) of Article <del>11(1)(a)</del>11</b> of Regulation (EU) No	The notification referred to in the second subparagraph shall be without prejudice to the need to submit a request to amend a rural development programme for the year 2021 as referred to in Article <del>11(1)(a)</del> <b>11(a)</b> of Regulation (EU) No 1305/2013. Such an amendment shall aim at maintaining at least the same overall <del>level</del> <b>share</b> of the	<p>27.5.2020: All three institutions agree that there should be no backsliding on environment. COM will have to check the wording ("share") and will come up with a possible compromise wording. 'share' refers to part/percentage of the EAFRD contribution.</p> <p>TM: 3.6.2020:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>measures referred to in Article 59(6) of that Regulation.</p>	<p>1305/2013. Such <del>an</del> amendment shall <del>aim at maintaining at least the same overall level</del> <b>not be taken into account for the limit of annual modifications as provided for in the rules adopted on the basis of Article 12 of Regulation (EU) No 1305/2013. That amendment shall guarantee the same percentage</b> of the EAFRD expenditure for the measures referred to in Article 59(6) of <del>that Regulation</del> <b>Regulation (EU) No 1305/2013.</b></p>	<p>EAFRD <b>contribution reserved expenditure</b> for the measures referred to in Article 59(6) of that Regulation.</p>	<p>Council: Expenditure on the programme level is only known at the end of programming period; reservation is known in advance, in planning time, at the time of Programme approval/amendment. It is amount fixed in financial plan of RDP. COM: Reference to percentage could be problematic.</p> <p>TM 3.6.2020: Agreement on the following compromise text: The notification referred to in the second subparagraph shall be without prejudice to the need to submit a request to amend a rural development programme for the year 2021 as referred to in Article <del>11(1)(a)</del> <b>11(a)</b> of Regulation (EU) No 1305/2013. Such an amendment shall <del>aim at maintaining</del> guarantee at least the same overall <del>level</del> <b>share</b> of the EAFRD <b>contribution reserved expenditure</b> for the measures referred to in Article 59(6) of that Regulation.</p> <p>A item: to be endorsed at the next political trilogue.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>T2: A-item compromise text was endorsed</p> <p>TM 19.6.2020: Council:</p> <p><b><u>Option 1</u></b> The extension of programmes supported by the European Agricultural Fund for Rural Development (EAFRD), referred to in the second subparagraph shall be without prejudice to the need to submit a request to amend a rural development programme as referred to in Article 11(a) of Regulation (EU) No 1305/2013. Such an amendment shall guarantee at least the same overall share of the EAFRD contribution reserved for the measures referred to in Article 59(6) of that Regulation.</p> <p><b><u>Option 2</u></b> The extension of programmes supported by the European Agricultural Fund for Rural Development (EAFRD), referred to in the second subparagraph</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>shall be without prejudice to the need to submit a request to amend a rural development programme for the year 2021 and 2022 as referred to in Article 11(a) of Regulation (EU) No 1305/2013. Such an amendment shall guarantee at least the same overall share of the EAFRD contribution reserved for the measures referred to in Article 59(6) of that Regulation.</p> <p>Aim to guarantee the same climate ambition.</p> <p>TM 24.6.2020: Council, EP: Keep option 2 from 19.6 meeting. COM: Technical drafting might be needed during the legal-linguistic revision phase, especially on reference to 2021 and 2022 year (no matter if for 1 or 2 years).</p>
Article 1(2), first subparagraph				
54	2. For Member States that do not decide to make use of the possibility provided in paragraph 1 of this Article, Article [8] of	2. <b>AM 42</b> For Member States that do not decide to make use of the possibility provided in paragraph		<p>TM: 12.6.2020: Council: AM 42 cannot be accepted due to technical and legal reasons. This possibility</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027] shall apply to the allocation not used for the year 2021 as set out in Annex I to Regulation (EU) No 1305/2013.	1 of this Article, Article [8] of Regulation (EU) .../...[Regulation laying down the multiannual financial framework for the years 2021 to 2027] shall apply to the allocation not used for the year 2021 <i>and, where Article -1(2) of this Regulation applies, for the year 2022</i> , as set out in Annex I to Regulation (EU) No 1305/2013.		exists only for 2021, not for 2022, this possibility is not provided in Article 8 of MFF Regulation proposal. COM: Yes, applies only for 2021.  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: Pending final text of MFF Regulation – Art 8 - Currently not possible  TM 24.6.2020: Council, EP: to be deleted as in the case of the 2 year compulsory RDP extension provided in accordance with new Article 1, this provision is not needed anymore. This possibility is not possible anymore. COM: Voluntary extension to 2. year has this problem.
Article 1(2), second subparagraph				
55	Where a Member State decides to make use of the possibility provided in paragraph 1 only with regard to certain regional programmes, the allocation	<b>AM 43</b> Where a Member State decides to make use of the possibility provided in paragraph 1 only with regard to certain regional	Where a Member State decides to make use of the possibility provided in paragraph 1 only with regard to certain regional programmes, the allocation	TM: 3.6 2020:  EP can agree to with the Council text. COM can also agree to the

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>referred to in the first subparagraph of this paragraph shall be the amount set out for that Member State for 2021 in Annex I to Regulation (EU) No 1305/2013 minus the budgetary allocations notified in accordance with the first subparagraph of paragraph 2 for the regional programmes that are extended.</p>	<p>programmes, the allocation referred to in the first subparagraph of this paragraph shall be the amount set out for that Member State for <del>2021</del><i>in 2021 and, where Article - 1(2) of this Regulation applies, for 2022, in</i> Annex I to Regulation (EU) No 1305/2013 minus the budgetary allocations notified in accordance with the first subparagraph of paragraph 2 for the regional programmes that are extended.</p>	<p>referred to in the first subparagraph of this paragraph shall be the amount set out for that Member State for 2021 in Annex I to Regulation (EU) No 1305/2013 minus the budgetary allocations notified in accordance with the <del>first</del><b>second</b> subparagraph of paragraph <del>2-1</del> for the regional programmes that are extended.</p>	<p>Council text (correction).</p> <p>A-item: to be endorsed at the next political trilogue (PM: In case of 2 year transition, this provision will not be needed any more.)</p> <p>T2: Council text was endorsed as an A-item (PM: In case of 2-year transition and 2 year compulsory RDP extension, this provision will not be needed any more.)</p> <p>TM 19.6.2020: Council:</p> <p><b><u>Option 1:</u></b> Where a Member State decides to make use of the possibility provided in paragraph 1 only with regard to certain regional programmes, the allocation referred to in the first subparagraph of this paragraph shall be the amount set out for that Member State for 2022 in Annex I to Regulation (EU) No 1305/2013 minus the budgetary allocations notified in accordance with the second subparagraph of paragraph <b>1</b> for the regional programmes that are extended.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><u><i>(Pending final text of MFF Regulation – Art 8)</i></u></p> <p><b><u>Option 2:</u></b> N/A</p> <p>TM 24.6.2020: Council, EP: to be deleted as in the case of the 2 year compulsory RDP extension provided in accordance with new Article 1, this provision is not needed anymore.</p>
Article 2				
56	Article 2 Continued application of Regulation (EU) No 1303/2013 to programmes		Article 2 Continued application of Regulation (EU) No 1303/2013 to programmes <b>supported by the EAFRD</b>	<p>TM: 12.6.2020: EP can agree with the Council text.</p> <p>T2: A-item Council text was endorsed</p>
Article 2(1)				
57	1. Regulation (EU) No 1303/2013 shall continue to apply to programmes supported by the EAFRD under the 2014–2020 programming period and to the programmes for which Member States decide to extend the 2014-			<p>TM 19.6.2020: Council: 1. Regulation (EU) No 1303/2013 shall continue to apply to programmes supported by the EAFRD under the 2014–2020 programming period and to the</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	2020 period in accordance with Article 1(1) of this Regulation.			programmes extended in accordance with Article 1(1) of this Regulation. Same text works in both options.  TM 24.6.2020: Council, EP: Council proposal from 19.6. With reference on Article 1 instead Article 1(1).
Article 2(2)				
58	2. For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, the references to time periods or deadlines in Articles 50(1), 51(1), 57(2), 65(2) and (4), and the first paragraph of Article 76 of Regulation (EU) No 1303/2013 shall be extended for one year.	2. <b>AM 44</b> For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, the references to time periods or deadlines in Articles 50(1), 51(1), 57(2), 65(2) and (4), and the first paragraph of Article 76 of Regulation (EU) No 1303/2013 shall be extended for <del>one year</del> <b>the duration of the transitional period referred to Article -1 of this Regulation.</b>		TM 12.6.2020: Council: 2 year issue – see row 50  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: <b><u>Option 1</u></b> 2. For programmes extended in accordance with <b><u>Article 1(1) and Article 1(1a)</u></b> of this Regulation, the references to time periods or deadlines in Articles 50(1), 51(1), 57(2), 65(2) and (4), and the first paragraph of Article 76 of Regulation (EU) No 1303/2013 shall be respectively extended.  <b><u>Option 2</u></b>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>2. For programmes extended in accordance with <b>Article 1(1)</b> of this Regulation, the references to time periods or deadlines in Articles 50(1), 51(1), 57(2), 65(2) and (4), and the first paragraph of Article 76 of Regulation (EU) No 1303/2013 shall be extended for two years.</p> <p>TM 24.6.2020: Council, EP: Option 2 from 19.6. with reference on Article 1 instead Article 1(1).</p>
Article 2(2a)				
58a			<p><b>2a For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, Member States shall amend their targets established in the context of the performance framework set out in Annex II to Regulation (EU) No 1303/2013 to establish targets for 2024. For these programmes, references to targets for 2023 in implementing acts adopted on</b></p>	<p>TM 27.5.2020: EP: Council text not yet discussed, looks like a technical issue but will discuss. TM: 3.6 2020:</p> <p>EP can agree with the Council text. COM can also agree with the Council text (correction).</p> <p>A item: to be endorsed at the next political trilogue.</p> <p>T2: A-item Council text was</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			<p>the basis of Article 22 (7) of Regulation (EU) No 1303/2013 or on the basis of Article 8(3), 67, 75(5) and 76(1) of Regulation (EU) No 1305/2013 shall be read as references to targets for 2024.</p>	<p>endorsed</p> <p>TM 19.6.2020: Council: <b>Option 1:</b> 2a For programmes extended in accordance with Article 1(1) of this Regulation, Member States shall amend their targets established in the context of the performance framework set out in Annex II to Regulation (EU) No 1303/2013 to establish targets for <b>2024</b>. For these programmes, references to targets for 2023 in implementing acts adopted on the basis of Article 22 (7) of Regulation (EU) No 1303/2013 or on the basis of Article 8(3), 67, 75(5) and 76(1) of Regulation (EU) No 1305/2013 shall be read as references to targets for <b>2024</b>. (New 2b) For programmes extended in accordance with Article <b>1(1a)</b> of this Regulation, Member States shall amend their targets established in the context of the performance framework set out in Annex II to Regulation (EU) No 1303/2013 to establish targets for <b>2025</b>. For these programmes, references to targets</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>for 2023 in implementing acts adopted on the basis of Article 22 (7) of Regulation (EU) No 1303/2013 or on the basis of Article 8(3), 67, 75(5) and 76(1) of Regulation (EU) No 1305/2013 shall be read as references to targets for <b><u>2025</u></b>.</p> <p><b><u>Option 2:</u></b>  2a For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, Member States shall amend their targets established in the context of the performance framework set out in Annex II to Regulation (EU) No 1303/2013 to establish targets for <b><u>2025</u></b>. For these programmes, references to targets for 2023 in implementing acts adopted on the basis of Article 22 (7) of Regulation (EU) No 1303/2013 or on the basis of Article 8(3), 67, 75(5) and 76(1) of Regulation (EU) No 1305/2013 shall be read as references to targets for <b><u>2025</u></b>.</p> <p>TM 24.6.2020:  Council, EP: Option 2 from 19.6.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>with reference on Article 1 instead of Article 1(1).</p> <p>TM: 26.06.2020. For programmes extended in accordance with Article 1 of this Regulation, Member States shall amend their targets established in the context of the performance framework set out in Annex II to Regulation (EU) No 1303/2013 to establish targets for 2025. For these programmes, references to targets for 2023 in implementing acts adopted on the basis of Article 22 (7) of Regulation (EU) No 1303/2013 or on the basis of Article 8(3), 67, 75(5) and 76(1) of Regulation (EU) No 1305/2013 shall be read as references to targets for 2025.</p>
Article 2(3)				
59	<p>3. For Member States that decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No</p>	<p>3. <b>AM 45</b> For Member States that decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance</p>		<p>TM 12.6.2020: Council: Among others, also 2 year issue – see row 50</p> <p>T2: not discussed – 2-year extension relevant</p> <p>TM 19.6.2020:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the year 2021.</p>	<p>with Regulation (EU) No 1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD <i>for the year 2021 during the transitional period.</i></p>		<p>Council:  <b>Option 1:</b>  3. For programmes extended in accordance with Article <b>1(1)</b> of this Regulation, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the year 2021.  3. For Member States that decide to extend the 2014–2020 period in accordance with Article <b>1(1a)</b> of this Regulation, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the year 2021 <b>and 2022.</b></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><b>Option 2:</b>  3. For programmes extended in accordance with Article <b>1(1)</b> of this Regulation, the Partnership Agreement drawn up for the period from 1 January 2014 to 31 December 2020 in accordance with Regulation (EU) No 1303/2013 shall continue to be used as a strategic document by Member States and the Commission with regard to the implementation of support granted by the EAFRD for the year 2021 <b>and 2022.</b></p> <p>TM 24.6.2020:  Council, EP: Option 2 from 19.6. with reference on Article 1 instead of Article 1(1).  COM: Is this para still needed?  With 2. regulation prepared for Covid, we have similar provision on partnership agreement.  Council: Covid only applies to 2021. So at least for 2022 we have to keep this.  COM: we take note. Reg. 2020/558 abolished the requirement to amend PAs until the end of the programming period, not just in 2021/22: Partnership Agreements</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>should no longer be amended for the remainder of the programming period, whether to reflect prior changes in operational programmes or to introduce any other changes.  EP: will check the COM text once we will have it.</p> <p>TM 26.6.2020:  Agreement on deletion of para 3 in art 2.</p>
Article 2(4)				
60	<p>4. The final date by which the Commission is to prepare a synthesis report outlining the main conclusions of ex-post evaluations of the EAFRD set in Article 57(4) of Regulation (EU) No 1303/2013 shall be 31 December 2026.</p>			<p>TM 19.6.2020:  Council:  4. The final date by which the Commission is to prepare a synthesis report outlining the main conclusions of ex-post evaluations of the EAFRD set in Article 57(4) of Regulation (EU) No 1303/2013 shall be 31 December <b>2027</b>.</p> <p>TM 24.6.2020:  Council, EP: Confirm text from 19.6.</p>
Article 3				
61	Article 3	Article 3		TM 12.6.2020:



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Eligibility of certain types of expenditure in 2021	<b>AM 46</b> Eligibility of certain types of expenditure <del>in 2021</del> <i>during the transitional period</i>		Council: 2 year issue – see row 50  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: Text provided by EP is acceptable.
Article 3, first paragraph, introductory part				
62	Without prejudice to Article 65(2) of Regulation (EU) No 1303/2013, to Article 2(2) of this Regulation and to Article 38 of Regulation (EU) No 1306/2013, the expenditure referred to in Article 3(1) of Regulation (EU) No 1310/2013 and in Article 16 of Delegated Regulation (EU) No 807/2014 shall be eligible for an EAFRD contribution from the 2021 allocation for programmes supported by the EAFRD for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, subject to the following conditions:	<b>AM 47</b> Without prejudice to Article 65(2) of Regulation (EU) No 1303/2013, to Article 2(2) of this Regulation and to Article 38 of Regulation (EU) No 1306/2013, the expenditure referred to in Article 3(1) of Regulation (EU) No 1310/2013 and in Article 16 of Delegated Regulation (EU) No 807/2014 shall be eligible for an EAFRD contribution from the <del>2021 allocation</del> <i>transitional period allocations</i> for programmes supported by the EAFRD for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of this Regulation, subject to the following conditions:		TM 12.6.2020: Council: 2 year issue – see row 50  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: <b>Option 1:</b> Without prejudice to Article 65(2) of Regulation (EU) No 1303/2013, to Article 2(2) of this Regulation and to Article 38 of Regulation (EU) No 1306/2013, the expenditure referred to in Article 3(1) of Regulation (EU) No 1310/2013 and in Article 16 of Delegated Regulation (EU) No 807/2014 shall be eligible for an EAFRD contribution from the

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>2021 allocation <b>and from 2022</b> for programmes supported by the EAFRD for which Member States decide to extend the 2014–2020 period in accordance with Article <b>1(1a)</b> of this Regulation, subject to the following conditions:</p> <p><b>Option 2:</b> Without prejudice to Article 65(2) of Regulation (EU) No 1303/2013, to Article 2(2) of this Regulation and to Article 38 of Regulation (EU) No 1306/2013, the expenditure referred to in Article 3(1) of Regulation (EU) No 1310/2013 and in Article 16 of Delegated Regulation (EU) No 807/2014 shall be eligible for an EAFRD contribution from the 2021 <b>and 2022</b> allocation for programmes supported by the EAFRD, subject to the following conditions:</p> <p>TM: 24 06 2020 Council, EP: confirm option 2 from 19.6.</p> <p>26.06.2020 Without prejudice to Article</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>65(2) of Regulation (EU) No 1303/2013, to Article 2(2) of this Regulation and to Article 38 of Regulation (EU) No 1306/2013, the expenditure referred to in Article 3(1) of Regulation (EU) No 1310/2013 and in Article 16 of Delegated Regulation (EU) No 807/2014 shall be eligible for an EAFRD contribution from the 2021 <b>and 2022</b> allocation for programmes supported by the EAFRD for which <del>Member States</del></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<del>decide to extend the 2014=2020 period</del> <b>extended</b> in accordance with Article 1(1) of this Regulation, subject to the following conditions:
Article 3(1), point(a)				
63	(a) such expenditure is provided for in the respective rural development programme for 2021;	(a) <b>AM 48</b> such expenditure is provided for in the respective rural development programme for <del>2021</del> <i>the years covered by the transitional period;</i>		TM 12.6.2020: Council: 2 year issue – see row 50  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: Text provided by EP is acceptable.
Article 3(1), point(b)				
64	(b) the EAFRD contribution rate of the corresponding measure under Regulation (EU) No 1305/2013, as set out in Annex I			

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	to Regulation (EU) No 1310/2013 and in Annex I to Delegated Regulation (EU) No 807/2014, applies;			
Article 3(1), point(c)				
65	(c) the system referred to in Article 67(2) of Regulation (EU) No 1306/2013 applies to the legal commitments undertaken under measures that correspond to support granted in accordance with points (a) and (b) of Article 21(1) and Articles 28 to 31, 33, 34 and 40 of that Regulation and the relevant operations are clearly identified; and		(c) the system referred to in Article 67(2) of Regulation (EU) No 1306/2013 applies to the legal commitments undertaken under measures that correspond to support granted in accordance with points (a) and (b) of Article 21(1) and Articles 28 to 31, 33, 34 and 40 of <b>Regulation (EU) No 1305/2013</b> <del>that Regulation</del> and the relevant operations are clearly identified; and	<p>TM 27.5.2020: Council text acceptable for the EP. T2: A-item</p> <p>TM: 3.6 2020: EP can agree to with the Council text. COM can also agree with the Council text (correction). A item: to be endorsed at the next political trilogue.</p> <p>T2: Council text was endorsed as an A-item</p>
Article 3(1), point(d)				
66	(d) the payments for the legal commitments referred to in point (c) are made within the period laid down in Article 75 of Regulation (EU) No 1306/2013.			

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Title I, Chapter II				
67	Chapter II Application of Articles 25 to 28 of Regulation (EU) [NEW CPR] for the programming year 2021	Chapter II <b>AM 49</b> Application of Articles 25 to 28 of Regulation (EU) [NEW CPR] for the programming year 2021 <b>and, where applicable, 2022</b>		TM 12.6.2020: Council: 2 year issue – see row 50  T2: not discussed – 2-year extension relevant  TM 19.6.2020: Council: <b><u>Option 1</u></b> Text provided by EP is acceptable.  <b><u>Option 2</u></b> Chapter II Application of Articles 25 to 28 of Regulation (EU) [NEW CPR] for the programming year 2021 <b><u>and 2022</u></b>  TM: 24 06 2020 Council, EP: confirm option 2 from 19.6.
Article 4				
68	Article 4 Community-led local development			
Article 4, first paragraph				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
69	For programmes supported by the EAFRD in the 2014–2020 period and for the programmes for which Member States decide to extend the 2014-2020 period in accordance with Article 1(1) of this Regulation, the EAFRD may support multi-funded community-led local development in accordance with Articles 25 to 28 of Regulation (EU) [NEW CPR].		For programmes supported by the EAFRD in the 2014–2020 period and for the programmes for which Member States decide to extend the 2014-2020 period in accordance with Article 1(1) of this Regulation, the EAFRD may support <del>multi-funded community-led local development in accordance with Articles 25 to 28 of Regulation (EU) [NEW CPR]:</del>	<p>TM 12.6.2020:  Council: Agreement on the substance.  Provision whose presence is conditional upon the new CPR having been adopted before the present regulation. If the new CPR has been adopted when this regulation is finalised, the precise reference to the new CPR articles and to the CPR itself will be introduced (Council mandate from 6 April); if CPR has not been adopted by the adoption of the Transitional Regulation, Article 4 will be deleted in the course of finalisation.</p> <p>EP can accept the Council text.  Footnote: In case the CPR will not be adopted by the adoption of the Transitional Regulation, this Council text is not needed any more.</p> <p>T2: A-item Council text was endorsed (text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act)</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM 19.6.2020: Council: <b><u>Option 1:</u></b> For programmes supported by the EAFRD in the 2014–2020 period and for the programmes extended in accordance with Article 1(1) and Article 1(1a) of this Regulation, the EAFRD may support</p> <p><b><u>Option 2:</u></b> For programmes supported by the EAFRD in the 2014–2020 period and for the programmes extended in accordance with Article 1(1) of this Regulation, the EAFRD may support</p> <p>TM: 24 06 2020 Council, EP: Keep option 2 from 19.6. with reference on Article 1 instead of Article 1(1). But most likely is that provision should be deleted – pending CPR adoption. Now seems that TR will be adopted before CPR.</p> <p>TM 26.6.2020: For programmes supported</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				by the EAFRD in the 2014–2020 period and for the programmes for which <del>Member States decide to extend the 2014-2020 period</del> extended in accordance with Article 1(1) of this Regulation, the EAFRD may support <del>multi-funded community-led local development in accordance with Articles 25 to 28 of Regulation (EU) [NEW CPR].</del>
Article 4, first paragraph, point(a)				
69a			<b>(a) multi-funded community-led local development in accordance with Articles 25 to</b>	TM 27.5.2020: EP: will check.  TM 3.6.2020

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			<p><b>28 of Regulation (EU) [NEW CPR]; and</b></p>	<p>EP: Reference to new CPR could be problematic. Possible reference to current CPR, with possibility of adaptation with the new CPR?</p> <p>Council: There is still a possibility of CPR being adopted this year.</p> <p>COM: This Article was proposed on the assumption that the new CPR would be adopted in 2020 and be applicable in 2021. It is aimed to the new CPR, so a reference to the current regulation will not work. To be checked how this would work depending on the timing of the adoption of the new CPR.</p> <p>Institutions agree on the substance, legal services should explore the possibility for correct legal references.</p> <p>TM 12.6.2020: see row 69</p> <p>T2: A-item Council text was endorsed (text acceptable in a</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation )</p> <p>TM: 24 06 2020 Council, EP: most likely provision should be deleted – pending CPR adoption.</p>
Article 4, first paragraph, point(b)				
69b			<p><b>(b) capacity building and preparatory actions supporting the design and the future implementation of the community-led local strategies in accordance with Article 28 (1) (a) of Regulation (EU) [NEW CPR].</b></p>	<p>TM 12.6.2020: see row 69</p> <p>T2: A-item Council text was endorsed (text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation)</p> <p>TM: 24 06 2020 Council, EP: most likely provision should be deleted – pending CPR adoption.</p>
Title I, Chapter III				
70	Chapter III Payment entitlements for direct payments to farmers			
Article 5				
71	Article 5 Definitive payment entitlements			
Article 5(1)				
72	1. Payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1 January 2021. The value of those entitlements to be considered legal and regular shall be the	1. <b>AM 50</b> Payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1 January <del>2021</del> <b>2020</b> . The value of those entitlements to be considered		<p>TM 27.5.2020: EP: a possible way out may be a derogation? EP has a compromise in mind, will check it with the EP legal service. Will propose a text when this issue is discussed next time.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>value for calendar year 2020 valid on 31 December 2020. This is without prejudice to the relevant articles of Union law concerning the value of payment entitlements for calendar years 2021 onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013.</p>	<p>legal and regular shall be the value for calendar year <del>2020</del><b>2019</b> valid on 31 December <del>2020</del><b>2019</b>. This is without prejudice to the relevant articles of Union law concerning the value of payment entitlements for calendar years <del>2021</del><b>2020</b> onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013.</p>		<p>Council: open to find a solution, political question.  COM: Legal issue related to retroactivity (preventing farmers from certain rights).  Council LS also warned of legal issue for farmers.</p> <p>TM 10.6.2020:  EP compromise text:  <i>(1a) By way of derogation from paragraph 1 Member States, where the number of payment entitlements is established in accordance with Article 24 (6) of Regulation (EU) No 1307/2013 and where in accordance with Article 25 (3) of that Regulation all payment entitlements have a uniform unit value for claim year 2019, may decide that payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1 January 2020. The value of those entitlements to be considered legal and regular shall be the value for calendar year 2019 valid on 31 December 2019.</i></p> <p>COM: We are also worried of</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>equal treatment of beneficiaries. This article already provides flexibility.</p> <p>EP: There have already been some court cases in Austria, complaints were not valid, deadline expired.</p> <p>Council: Legal point. Also a political decision.</p> <p>COM: Discrimination between MSs, not just between farmers.</p> <p>COM: The issue and thus the amnesty concerns all entitlements, not only those of farmers in alpine pastures.</p> <p>COM: NB: If the derogation is maintained, the following should be added at the end of the paragraph (this is to ensure the following adjustments to the value of entitlements, which are necessary to respect the ceilings): <i>This is without prejudice to the relevant articles of Union law concerning the value of payment entitlements for calendar years 2020 onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013. ]</i></p> <p>TM 12.6.2020.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>EP revised proposal:  <i>Without prejudice to legal remedies open to beneficiaries under national law, the Commission shall consider legal and regular payment entitlements allocated to farmers before 1 January 2020 in those cases in which the number of those entitlements has been established in accordance with Article 24 (6) of Regulation (EU) No 1307/2013. The number and value of those entitlements to be considered legal and regular shall be the number and value for calendar year 2019 valid on 31 December 2019.</i></p> <p>Council: Views differ on the legality of this proposal and efforts are under way to identify a legally sound alternative.</p> <p>COM: Problems could be more substantial, not only fine tuning. Substance is very problematic and this drafting is not providing solution.</p> <p>EP: Adding a recital would provide the needed solution in a package with the provided text.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>EP, Council: Political discussion on principle and legally sound solution including the possible recital to be provided at the technical level.</p> <p>T2: Agreement in principle, provided that a legally sound text can be found (agreed as part of the compromise package)..COM political and legal concerns and did not agree.</p> <p>TM 24.6.2020: Compromise text in Article 5:</p> <p>(1) Payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1 January 2021. The value of those entitlements to be considered legal and regular shall be the value for calendar year 2020 valid on 31 December 2020.</p> <p>(1a) By way of derogation from the first subparagraph, a Member State which has made use of the option provided for in Article 24(6) of Regulation 1307/2013 may decide that all payment</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>entitlements allocated before 1 January 2020 shall be considered legal and regular as from that date, while respecting the legitimate expectations of farmers. In that case, the value of those entitlements to be considered legal and regular shall be the value for calendar year 2019 valid on 31 December 2019.</p> <p>(1b) Paragraph 1 and 1a shall apply without prejudice to the relevant articles of Union law concerning the value of payment entitlements for respectively, calendar years 2021 including 2020 onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013.</p> <p>EP, Council: Text acceptable. COM: Cannot agree as said several time.</p> <p>TM 26.6.2020: Agreed Compromise text: (1) Payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>January 2021. The value of those entitlements to be considered legal and regular shall be the value for calendar year 2020 valid on 31 December 2020.</p> <p>(1a) By way of derogation from the first subparagraph, a Member State which has made use of the option provided for in Article 24(6) of Regulation 1307/2013 may decide that all payment entitlements allocated before 1 January 2020 shall be considered legal and regular as from that date, while respecting the legitimate expectations of farmers. In that case, the value of those entitlements to be considered legal and regular shall be the value for calendar year 2019 valid on 31 December 2019.</p> <p>1b) Paragraph 1 and 1a shall apply without prejudice to the relevant articles of Union law concerning the value of payment entitlements for calendar year 2020 and onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				COM: cannot agree and still has legal concerns.
Article 5(2)				
73	<p>2. Paragraph 1 shall not apply to payment entitlements allocated to farmers on the basis of factually incorrect applications, except in cases where the error could not reasonably have been detected by the farmer.</p>	<p>2. <b>AM 51</b> Paragraph 1 shall not apply to payment entitlements allocated to farmers on the basis of factually incorrect applications <i>or in violation of the rule on conflict of interests, as laid down in Article 61 of Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council</i><sup>1</sup>, except in cases where the error could not reasonably have been detected by the farmer.</p> <p><i>1. Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).</i></p>		<p>TM 27.5.2020: COM: no need for AM 51, already covered in the Financial Regulation. Council, EP: maybe lets check with legal services of three institutions.</p> <p>TM 10.6.2020: EP: More transparency is what we are targeting with this AM. COM: Rules on conflict already exist. MSs should have systems to detect a conflict of interest. In case of agriculture there is a specific requirement on paying agencies, that they should be aware of conflict of interest. First such conflict needs to be prevented. If conflict has happened, need to act. We aim at covering general wrong application of rules. Also rules of maladministration of funds. Conflict of interest is a particular concern in some MSs. But if MSs apply SAPSs, this article would</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>not apply. It only applies to the payment entitlements (BPS).  EP: Maybe a recital could be a solution? To tackle political demand.  COM: In case its the farmers fault, the amnesty clause would not apply.</p> <p>EP: Will possibly provide a recital.</p> <p>TM: 12.6.2020:  EP ready to withdraw AM 51.</p> <p>T2: A-item – EP withdraws AM 51</p> <p>TM 19.6.2020:  Council compromise proposal:  Payment entitlements allocated to farmers before 1 January 2020 shall be considered legal and regular as from 1 January 2021. The value of those entitlements to be considered legal and regular shall be the value for calendar year 2020 valid on 31 December 2020.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>By way of derogation from the first subparagraph, a Member State which has made use of the option provided for in Article 24(6) of Regulation 1307/2013 may decide that all payment entitlements allocated before 1 January 2020 shall be considered legal and regular as from that date, while respecting the legitimate expectations of farmers. In that case, the value of those entitlements to be considered legal and regular shall be the value for calendar year 2019 valid on 31 December 2019.</p> <p>Subparagraphs 1 and 2 apply without prejudice to the relevant articles of Union law concerning the value of payment entitlements for respectively, calendar years 2021 and 2020 onwards, in particular Article 22(5) and 25(12) of Regulation (EU) No 1307/2013.</p> <p>EP: will check and either confirm the text or come back with the counteroffer.</p> <p>COM: will check the text, but</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>maintains the legal and policy concerns.</p> <p>Council: Even if we decide that this text is fine we still need to justify it in the recital which will be a separate discussion.</p> <p>TM: 24.6.2020 Council: text from 19.06.2020. acceptable but perhaps should be moved under row 72. COM: Cannot agree as said several time.</p> <p>TM 26.6.2020: Agreed to keep COM proposal text. 2. Paragraph 1 and 1a shall not apply to payment entitlements allocated to farmers on the basis of factually incorrect applications, except in cases where the error could not reasonably have been detected by the farmer.</p>
Article 5(3)				
74	3. Paragraph 1 of this Article shall not prejudice the Commission's power to take			<p>TM 26.6.2020: Agreed to keep COM proposal text.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	decisions referred to in Article 52 of Regulation (EU) No 1306/2013 in relation to expenditure incurred for payments granted in respect of calendar years up to 2020 included.			COM: Relation with and consequences for the derogation agreed by EP and Council (new paragraph 1a) unclear as this only refers to paragraph 1.  Agreed compromise text: 3. Paragraph 1 and 1a of this Article shall not prejudice the Commission's power to take decisions referred to in Article 52 of Regulation (EU) No 1306/2013 in relation to expenditure incurred for payments granted in respect of calendar years up to 2020 included.
Title I, Chapter IV				
75	Chapter IV Transitional provisions relating to Regulations (EU) No 1305/2013, (EU) No 1306/2013 and (EU) No 1308/2013 and the implementation of the CAP Strategic Plans		Chapter IV Transitional provisions relating to <del>Regulations (EU) No 1305/2013, (EU) No 1306/2013 and (EU) No 1308/2013 and the implementation of the CAP Strategic Plans</del> <b>Rural development</b>	TM: 12.6.2020: EP ready to accept Council text. COM also ready to accept Council text.  T2: A-item Council text was endorsed
Article 6				
75a				EP could accept the Council text.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			<p align="center"><b>Article 6</b>  <b>Eligibility of expenditure incurred under Regulation (EU) No 1305/2013, and certain types of expenditure incurred under Regulation (EC) No 1698/2005 and Regulation (EC) No 1257/1999</b></p>	T2: A-item Council text was endorsed
Article 6(1)				
75b			<p><b>Expenditure relating to legal commitments to beneficiaries incurred under Regulation (EU) No 1305/2013, and of certain types of expenditure incurred under Regulation (EC) No 1698/2005 and Regulation (EC) No 1257/1999 may be eligible for a contribution from the EAFRD in the period 2022-2027 from 1 January 2022, subject to the conditions to be determined in accordance with the CAP legal framework applicable in the period 2022-2027.</b></p>	<p>EP could accept the Council text.</p> <p>T2: A-item Council text was endorsed</p> <p>TM 19.6.2020: Council: <b>Option 1:</b> Expenditure relating to legal commitments to beneficiaries incurred under Regulation (EU) No 1305/2013, and of certain types of expenditure incurred under Regulation (EC) No 1698/2005 and Regulation (EC) No 1257/1999 may be eligible for a contribution from the EAFRD in the period 2022-2027 from 1 January 2022 and <b><u>from 1 January 2023 for the programmes extended in</u></b></p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><b><u>accordance with Article 1(1a)</u></b>, subject to the conditions to be determined in accordance with the CAP legal framework applicable in the period <b><u>2022</u></b>-2027.</p> <p>Should the reference be rather 2023-2027? To be checked.</p> <p><b><u>Option 2</u></b> Expenditure relating to legal commitments to beneficiaries incurred under Regulation (EU) No 1305/2013, and of certain types of expenditure incurred under Regulation (EC) No 1698/2005 and Regulation (EC) No 1257/1999 may be eligible for a contribution from the EAFRD in the period 2022-2027 from 1 January <b><u>2023</u></b>, subject to the conditions to be determined in accordance with the CAP legal framework applicable in the period <b><u>2023</u></b>-2027.</p> <p>TM: 24.6.2020: Council: Option 2 from 19.6. with adjustment related to the first year of new programming period:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Expenditure relating to legal commitments to beneficiaries incurred under Regulation (EU) No 1305/2013, and of certain types of expenditure incurred under Regulation (EC) No 1698/2005 and Regulation (EC) No 1257/1999 may be eligible for a contribution from the EAFRD in the period 2023-2027-from 1 January 2023, subject to the conditions to be determined in accordance with the CAP legal framework applicable in the period 2023-2027.</p> <p>Council: if we have 2 years extension, it means that next programming period for rural development fund will start in 2023. COM: 2022-2023 new legal framework already. EP: Should be fine for us.</p>
Title I, Chapter IV, Section 1				
76	Section 1 Rural Development		<del>Section 1 Rural Development</del>	<p>EP could accept the Council text (deletion).</p> <p>T2: A-item Council proposal was</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				endorsed
Article 6				
77	Article 6 Eligibility of certain types of expenditure in the CAP Strategic Plan period		<del>Article 6</del> <del>Eligibility of certain types of expenditure in the CAP Strategic Plan period</del>	TM 27.5.2020: Council, EP, COM: On Articles 6 and 7, an exchange of views of legal services of the three institutions needed.  TM 3.6.2020 EP: Could agree with the Council proposal if the deleted provisions are included in the SPR regulation.  T2: A-item Council proposal was endorsed
Article 6(1), introductory part				
78	1. Expenditure relating to legal commitments to beneficiaries incurred under the measures referred to in Articles 23, 39 and 43 of Council Regulation (EC) No 1698/2005 <sup>1</sup> which are receiving support under Regulation (EU) No 1305/2013 shall continue to be eligible for an EAFRD contribution in the period 2022-2027 covered by the CAP	1. <b>AM 52</b> Expenditure relating to legal commitments to beneficiaries incurred under the measures referred to in Articles 23, 39 and 43 of Council Regulation (EC) No 1698/2005 <sup>1</sup> which are receiving support under Regulation (EU) No 1305/2013 shall continue to be eligible for an EAFRD contribution in the period	1. <del>Expenditure relating to legal commitments to beneficiaries incurred under the measures referred to in Articles 23, 39 and 43 of Council Regulation (EC) No 1698/2005<sup>1</sup> which are receiving support under Regulation (EU) No 1305/2013 shall continue to be eligible for an EAFRD contribution in the period 2022-2027 covered by the CAP</del>	EP could accept the Council text (deletion).  T2: A-item Council proposal was endorsed

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>Strategic Plan, subject to the following conditions:</p> <p>_____</p> <p>1. Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) (OJ L 277, 21.10.2005, p. 1).</p>	<p>2022-2027 <i>or, where Article -1(2) of this Regulation applies, 2023-2027</i>, covered by the CAP Strategic Plan, subject to the following conditions:</p> <p>_____</p> <p>1. Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) (OJ L 277, 21.10.2005, p. 1).</p>	<p><del>Strategic Plan, subject to the following conditions:</del></p> <p>_____</p> <p><del>1. Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) (OJ L 277, 21.10.2005, p. 1).</del></p>	
Article 6(1), point(a)				
79	<p>(a) such expenditure is provided for in the respective CAP Strategic Plan for 2022- 2027 in accordance with Regulation (EU) [CAP Plan Regulation] and complies with Regulation (EU) [HzR];</p>	<p>(a) <b>AM 53</b> such expenditure is provided for in the respective CAP Strategic Plan for 2022- 2027 <i>or, where Article -1(2) of this Regulation applies, 2023-2027</i>, in accordance with Regulation (EU) [CAP Plan Regulation] and complies with Regulation (EU) [HzR];</p>	<p><del>(a) such expenditure is provided for in the respective CAP Strategic Plan for 2022- 2027 in accordance with Regulation (EU) [CAP Plan Regulation] and complies with Regulation (EU) [HzR];</del></p>	<p>EP could accept the Council text (deletion).</p> <p>T2: A-item Council proposal was endorsed</p>
Article 6(1), point(b)				
80	<p>(b) the EAFRD contribution rate of the corresponding intervention set in the CAP Strategic Plan in accordance with Regulation (EU)</p>		<p><del>(b) the EAFRD contribution rate of the corresponding intervention set in the CAP Strategic Plan in accordance with Regulation (EU)</del></p>	<p>EP could accept the Council text (deletion).</p> <p>T2: A-item Council proposal was endorsed</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	[CAP Strategic Plan Regulation], applies; If there is no corresponding intervention, the EAFRD contribution rate established in the CAP Strategic Plan pursuant to Article 85(2)(d) of Regulation (EU) No [CAP Strategic Plan Regulation] shall apply;		<del>{CAP Strategic Plan Regulation}, applies; If there is no corresponding intervention, the EAFRD contribution rate established in the CAP Strategic Plan pursuant to Article 85(2)(d) of Regulation (EU) No [CAP Strategic Plan Regulation] shall apply;</del>	
Article 6(1), point(c)				
81	(c) the integrated system referred to in Article 63 (2) of Regulation (EU) [HzR] applies to the legal commitments undertaken under measures that correspond to the area- and animal-based types of interventions listed in Chapters II and IV of Title III of Regulation (EU) [CAP Strategic Plan Regulation] and the relevant operations are clearly identified; and		<del>(c) the integrated system referred to in Article 63 (2) of Regulation (EU) [HzR] applies to the legal commitments undertaken under measures that correspond to the area- and animal-based types of interventions listed in Chapters II and IV of Title III of Regulation (EU) [CAP Strategic Plan Regulation] and the relevant operations are clearly identified; and</del>	EP could accept the Council text (deletion).  T2: A-item Council proposal was endorsed
Article 6(1), point(d)				
82	(d) the payments for the legal commitments referred to in point (c) are made within the period		<del>(d) the payments for the legal commitments referred to in point (c) are made within the period</del>	EP could accept the Council text (deletion).  T2: A-item Council proposal was

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	laid down in Article 42 of Regulation (EU) [HzR].		laid down in Article 42 of Regulation (EU) [HzR].	endorsed
Article 6(1a)				
82a		<p><b>AM 54</b>  <i>The first subparagraph shall also apply to legal commitments to beneficiaries undertaken under corresponding measures provided for in Regulation (EC) No 1257/1999, which are receiving support under Regulation (EU) No 1305/2013.</i></p>		<p>EP could be ready to withdraw AM 54.</p> <p>T2: A-item EP withdraws AM 54</p>
Article 6(2), introductory part				
83	<p>2. Expenditure relating to legal commitments to beneficiaries incurred under the multiannual measures referred to in Articles 28, 29, 33 and 34 of Regulation (EU) No 1305/2013 and expenditure relating to legal commitments for a time period going beyond 1 January 2024, or beyond 1 January 2025 in Member States that have decided to extend the 2014-2020 period in accordance with Article 1(1) of</p>	<p>2. <b>AM 55</b>  <i>Subject to the conditions set out in the second subparagraph, the following expenditures shall be eligible for an EAFRD contribution in the period 2022-2027 or, where Article -1(2) of this Regulation applies, 2023-2027, covered by the CAP Strategic Plan:</i>  (a) expenditure relating to legal commitments to beneficiaries incurred under the</p>	<p>2. <del>Expenditure relating to legal commitments to beneficiaries incurred under the multiannual measures referred to in Articles 28, 29, 33 and 34 of Regulation (EU) No 1305/2013 and expenditure relating to legal commitments for a time period going beyond 1 January 2024, or beyond 1 January 2025 in Member States that have decided to extend the 2014-2020 period in accordance with Article 1(1) of</del></p>	<p>EP could accept the Council text (deletion) and could be ready to withdraw AM 55 (which continues in rows 83a, 84).</p> <p>T2: A-item Council proposal was endorsed. EP withdraws AM 55.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>this Regulation, under Articles 14 to 18, points (a) and (b) of Article 19(1), Article 20, Articles 22 to 27, 35, 38, 39 and 39a of Regulation (EU) No 1305/2013 and under Article 35 of Regulation (EU) No 1303/2013 shall be eligible for an EAFRD contribution in the period 2022-2027 covered by the CAP Strategic Plan, subject to the following conditions :</p>	<p>multiannual measures referred to in Articles 28, 29, 33 and 34 of Regulation (EU) No 1305/2013 <i>and;</i></p> <p>(b) expenditure relating to legal commitments for a time period <del>going</del> beyond 1 January 2024, or beyond 1 January 2025, in Member States that have decided to extend the 2014-2020 period in accordance with Article 1(1) of this Regulation, <del>underreferred to in</del> Articles 14 to 18, points (a) and (b) of Article 19(1), <del>Article 20, Articles</del> <b>Articles 20</b>, 22 to 27, 35, 38, 39 and 39a of Regulation (EU) No 1305/2013 and under Article 35 of Regulation (EU) No 1303/2013 <i>shall be eligible for an EAFRD contribution in the period 2022-2027 covered by the CAP Strategic Plan, subject to the following conditions :</i></p>	<p><del>this Regulation, under Articles 14 to 18, points (a) and (b) of Article 19(1), Article 20, Articles 22 to 27, 35, 38, 39 and 39a of Regulation (EU) No 1305/2013 and under Article 35 of Regulation (EU) No 1303/2013 shall be eligible for an EAFRD contribution in the period 2022-2027 covered by the CAP Strategic Plan, subject to the following conditions :</del></p>	
Article 6(2), point(-a)				
83a		<p><i>The conditions for eligibility for an EAFRD contribution in the period 2022-2027 or, where Article -1(2) of this Regulation</i></p>		<p>EP could be ready to withdraw AM 55.</p> <p>T2: A-item Council proposal was endorsed. EP withdraws AM 55.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>applies, 2023-2027, covered by the CAP Strategic Plan, referred to in the first subparagraph, are as follows:</i>		
Article 6(2), point(a)				
84	(a) such expenditure is provided for in the respective CAP Strategic Plan for 2022-2027 in accordance with Regulation (EU) [CAP Strategic Plan Regulation] and complies with Regulation (EU) [HzR];	(a) such expenditure is provided for in the respective CAP Strategic Plan for 2022-2027 <b>or, where Article -1(2) of this Regulation applies, 2023-2027,</b> in accordance with Regulation (EU) [CAP Strategic Plan Regulation] and complies with Regulation (EU) [HzR];	<del>(a) such expenditure is provided for in the respective CAP Strategic Plan for 2022-2027 in accordance with Regulation (EU) [CAP Strategic Plan Regulation] and complies with Regulation (EU) [HzR];</del>	EP could accept the Council text (deletion) and could be ready to withdraw AM 55.  T2: A-item Council proposal was endorsed. EP withdraws AM 55.
Article 6(2), point(b)				
85	(b) the EAFRD contribution rate of the corresponding intervention set in the CAP Strategic Plan in accordance with Regulation (EU) [CAP Strategic Plan Regulation], applies;	(b) the EAFRD contribution rate of the corresponding intervention set in the CAP Strategic Plan in accordance with Regulation (EU) [CAP Strategic Plan Regulation], applies;	<del>(b) the EAFRD contribution rate of the corresponding intervention set in the CAP Strategic Plan in accordance with Regulation (EU) [CAP Strategic Plan Regulation], applies;</del>	EP could accept the Council text (deletion)  T2: A-item Council proposal was endorsed. EP withdraws AM 55.
Article 6(2), point(c)				
86	(c) the integrated system referred	(c) the integrated system referred	<del>(c) the integrated system referred</del>	EP could accept the Council text (deletion).



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	to in Article 63(2) of Regulation (EU) [HzR] applies to the legal commitments undertaken under measures that correspond to the area- and animal-based types of interventions listed in Chapters II and IV of Title III of Regulation (EU) [CAP Strategic Plan Regulation] and the relevant operations are clearly identified; and	to in Article 63(2) of Regulation (EU) [HzR] applies to the legal commitments undertaken under measures that correspond to the area- and animal-based types of interventions listed in Chapters II and IV of Title III of Regulation (EU) [CAP Strategic Plan Regulation] and the relevant operations are clearly identified; and	<del>to in Article 63(2) of Regulation (EU) [HzR] applies to the legal commitments undertaken under measures that correspond to the area- and animal-based types of interventions listed in Chapters II and IV of Title III of Regulation (EU) [CAP Strategic Plan Regulation] and the relevant operations are clearly identified; and</del>	T2: A-item Council proposal was endorsed. EP withdraws AM 55.
Article 6(2), point(d)				
87	(d) the payments for the legal commitments referred to in point (c) are made within the period laid down in Article 42 of Regulation (EU) [HzR].	(d) the payments for the legal commitments referred to in point (c) are made within the period laid down in Article 42 of Regulation (EU) [HzR].	<del>(d) the payments for the legal commitments referred to in point (c) are made within the period laid down in Article 42 of Regulation (EU) [HzR].</del>	EP could accept the Council text (deletion). T2: A-item Council proposal was endorsed. EP withdraws AM 55.
Title I, Chapter IV, Section 2				
88	Section 2 aid schemes referred to in Articles 29 to 60 of Regulation (EU) No 1308/2013		<del>Section 2 aid schemes referred to in Articles 29 to 60 of Regulation (EU) No 1308/2013</del>	EP could accept the Council text (deletion). T2: A-item Council proposal was endorsed. EP withdraws AM 55.
Article 7				
89	Article 7		Article 7	TM 27.5.2020:

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Extended application of the aid schemes referred to in Articles 29 to 60 of Regulation (EU) No 1308/2013 and of Regulation (EU) No 1306/2013		<del>Extended application of the aid schemes referred to in Articles 29 to 60 of Regulation (EU) No 1308/2013 and of Regulation (EU) No 1306/2013</del>	Council, EP, COM: On Articles 6 and 7, an exchange of views of legal services of the three institutions needed. TM 10.6.2020: EP demands are covered in Article 11. TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11. See row 88.  T2: A-item Council proposal was endorsed
Article 7(1)				
90	1. The work programmes to support the olive oil and table olives sector referred to in Article 29 of Regulation (EU) No 1308/2013, drawn up for the period running from 1 April 2018 until 31 March 2021, shall be extended and shall end on 31 December 2021. The relevant producer organisations recognised under Article 152 of Regulation (EU) No 1308/2013, the relevant associations of producer	1. <b>AM 56</b> The work programmes to support the olive oil and table olives sector referred to in Article 29 of Regulation (EU) No 1308/2013, drawn up for the period running from 1 April 2018 until 31 March 2021, shall be extended and shall end <del>on 31 December 2021</del> <b>at the end of the transitional period.</b> The relevant producer organisations recognised under Article 152 of Regulation (EU)	1. <del>The work programmes to support the olive oil and table olives sector referred to in Article 29 of Regulation (EU) No 1308/2013, drawn up for the period running from 1 April 2018 until 31 March 2021, shall be extended and shall end on 31 December 2021. The relevant producer organisations recognised under Article 152 of Regulation (EU) No 1308/2013, the relevant associations of producer</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11. See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 56.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	organisations recognised under Article 156 of that Regulation and the relevant interbranch organisations recognised under Article 157 of that Regulation shall modify their work programmes to take account of this extension. The modified work programmes shall be notified to the Commission by 31 December 2020.	No 1308/2013, the relevant associations of producer organisations recognised under Article 156 of that Regulation and the relevant interbranch organisations recognised under Article 157 of that Regulation shall modify their work programmes to take account of this extension. The modified work programmes shall be notified to the Commission by 31 December 2020, <b>or, where Article -1(2) of this Regulation applies, by 31 December 2021.</b>	<del>organisations recognised under Article 156 of that Regulation and the relevant interbranch organisations recognised under Article 157 of that Regulation shall modify their work programmes to take account of this extension. The modified work programmes shall be notified to the Commission by 31 December 2020.</del>	
Article 7(2), first subparagraph, introductory part				
91	2. Recognised producer organisation in the fruit and vegetables sector having an operational programme as referred to in Article 33 of Regulation (EU) No 1308/2013 that has been approved by a Member State for a duration beyond 31 December 2021 shall, by 15 September 2021, submit a request to that Member State to the effect that its operational programme:	2. <b>AM 57</b> Recognised producer organisation in the fruit and vegetables sector having an operational programme as referred to in Article 33 of Regulation (EU) No 1308/2013 that has been approved by a Member State for a duration beyond <del>31 December 2021</del> <b>shall the end of the transitional period may</b> , by 15 September 2021, submit a request to that Member State to the effect that its	2. <del>Recognised producer organisation in the fruit and vegetables sector having an operational programme as referred to in Article 33 of Regulation (EU) No 1308/2013 that has been approved by a Member State for a duration beyond 31 December 2021 shall, by 15 September 2021, submit a request to that Member State to the effect that its operational programme:</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11. See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 57.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		operational programme:		
Article 7(2), first subparagraph, point(a)				
92	(a) be modified to meet the requirements of Regulation (EU) [CAP Strategic Plan Regulation]; or		(a) <del>be modified to meet the requirements of Regulation (EU) [CAP Strategic Plan Regulation];</del> or	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11.  See row 88.  T2: A-item Council proposal was endorsed.
Article 7(2), first subparagraph, point(b)				
93	(b) be replaced by a new operational programme approved under Regulation (EU) [CAP Strategic Plan Regulation].		(b) <del>be replaced by a new operational programme approved under Regulation (EU) [CAP Strategic Plan Regulation].</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				See row 88.  T2: A-item Council proposal was endorsed
Article 7(2), second subparagraph				
94	Where a recognised producer organisation does not submit such request by 15 September 2021, its operational programme approved under Regulation (EU) No 1308/2013 shall end on 31 December 2021.	<b>AM 58</b> Where a recognised producer organisation does not submit such request, <b>paragraph 6 applies to by 15 September 2021</b> , its operational programme <i>approved under Regulation (EU) No 1308/2013 shall end on 31 December 2021 until that programme ends.</i>	<del>Where a recognised producer organisation does not submit such request by 15 September 2021, its operational programme approved under Regulation (EU) No 1308/2013 shall end on 31 December 2021.</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11.  See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 58.
Article 7(3)				
95	3. The support programmes in the wine sector referred to in Article 40 of Regulation (EU) No 1308/2013 shall end on 15 October 2023. Articles 39 to 54 of Regulation (EU) No 1308/2013 shall continue to apply after 31 December 2021 as regards	3. <b>AM 59</b> The support programmes in the wine sector referred to in Article 40 of Regulation (EU) No 1308/2013 shall end on 15 October 2023. Articles 39 to 54 of Regulation (EU) No 1308/2013 <i>shall may</i> continue to apply <i>after</i>	3. <del>The support programmes in the wine sector referred to in Article 40 of Regulation (EU) No 1308/2013 shall end on 15 October 2023. Articles 39 to 54 of Regulation (EU) No 1308/2013 shall continue to apply after 31 December 2021 as regards</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	expenditure incurred and payments made for operations implemented pursuant to that Regulation before 16 October 2023 within the aid scheme referred to in Articles 39 to 52 of that Regulation.	<i>31 December 2021 as regards expenditure incurred and payments made for beyond the end of the transitional period to the operations implemented selected</i> pursuant to that Regulation before 16 October 2023, <i>as regards expenditure incurred and payments made</i> within the aid scheme referred to in Articles 39 to 52 of that Regulation.	<del>expenditure incurred and payments made for operations implemented pursuant to that Regulation before 16 October 2023 within the aid scheme referred to in Articles 39 to 52 of that Regulation.</del>	Article 11. See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 59.
Article 7(4)				
96	4. The national programmes in the apiculture sector referred to in Article 55 of Regulation (EU) No 1308/2013 shall end on 31 July 2022. Articles 55, 56 and 57 of Regulation (EU) No 1308/2013 shall continue to apply after 31 December 2021 as regards expenditure incurred and payments made for operations implemented pursuant to that Regulation before 1 August 2022 within the aid scheme referred to in Article 55 of that Regulation.	4. <b>AM 60</b> The national programmes in the apiculture sector referred to in Article 55 of Regulation (EU) No 1308/2013 shall end on 31 July 2022. Articles 55, 56 and 57 of Regulation (EU) No 1308/2013 <del>shall</del> <b>may</b> continue to apply <del>after 31 December 2021 as regards expenditure incurred and payments made for beyond the end of the transitional period to the operations implemented pursuant to selected under</del> that Regulation before 1 August 2022, <i>as regards expenditure incurred</i>	<del>4. The national programmes in the apiculture sector referred to in Article 55 of Regulation (EU) No 1308/2013 shall end on 31 July 2022. Articles 55, 56 and 57 of Regulation (EU) No 1308/2013 shall continue to apply after 31 December 2021 as regards expenditure incurred and payments made for operations implemented pursuant to that Regulation before 1 August 2022 within the aid scheme referred to in Article 55 of that Regulation.</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11.  See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 60.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>and payments made</i> within the aid scheme referred to in Article 55 of that Regulation.		
Article 7(5)				
97	5. As from the date from which a CAP Strategic Plan has legal effects in accordance with Article 106(7) of Regulation (EU) ...../..... [CAP Strategic Plan Regulation], the sum of the payments made in a financial year within each of the aid schemes referred to in Articles 29 to 31 and Articles 39 to 60 of Regulation (EU) No 1308/2013; and within each of the sectoral types of interventions referred to in points (b) to (e) of Article 39 of Regulation (EU) ..../..... [CAP Strategic Plan Regulation] shall not exceed the financial allocations laid down for each financial year for each of the sectoral types of interventions referred to in points (b) to (e) of Article 39 Regulation (EU) ..../..... [CAP Strategic Plan Regulation].		<del>5. As from the date from which a CAP Strategic Plan has legal effects in accordance with Article 106(7) of Regulation (EU) ...../..... [CAP Strategic Plan Regulation], the sum of the payments made in a financial year within each of the aid schemes referred to in Articles 29 to 31 and Articles 39 to 60 of Regulation (EU) No 1308/2013; and within each of the sectoral types of interventions referred to in points (b) to (e) of Article 39 of Regulation (EU) ..../..... [CAP Strategic Plan Regulation] shall not exceed the financial allocations laid down for each financial year for each of the sectoral types of interventions referred to in points (b) to (e) of Article 39 Regulation (EU) ..../..... [CAP Strategic Plan Regulation].</del>	TM 10.6.2020: EP can agree with the Council text in principle.  See row 88.  T2: A-item Council proposal was endorsed

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 7(6)				
98	6. With regard to the aid schemes referred to in paragraphs 3 and 4 of this Article, Articles 7(3), 9, 21, 43, 51, 52, 54, 59, 67, 68, 70 to 75, 77, 91 to 97, 99, 100, 102(2), 110 and 111 of Regulation (EU) No 1306/2013 and the relevant provisions of delegated and implementing acts related to those Articles shall continue to apply after 31 December 2021 in relation to expenditure incurred and payments made for operations implemented pursuant to Regulation (EU) No 1308/2013 after that date and until the end of the aid schemes referred to in paragraphs 3 and 4 of this Article.	6. <b>AM 61</b> With regard to the aid schemes referred to in paragraphs 2, 3 and 4 of this Article, Articles 7(3), 9, 21, 43, 51, 52, 54, 59, 67, 68, 70 to 75, 77, 91 to 97, 99, 100, 102(2), 110 and 111 of Regulation (EU) No 1306/2013 and the relevant provisions of delegated and implementing acts related to those Articles shall continue to apply after <del>31 December 2021</del> <b>the end of the transitional period</b> in relation to expenditure incurred and payments made for operations implemented pursuant to Regulation (EU) No 1308/2013 after that date and until the end of the aid schemes referred to in paragraphs 3 and 4 of this Article <b>and until the end of the operational programmes referred in paragraph 2 of this Article, where applicable.</b>	6. <del>With regard to the aid schemes referred to in paragraphs 3 and 4 of this Article, Articles 7(3), 9, 21, 43, 51, 52, 54, 59, 67, 68, 70 to 75, 77, 91 to 97, 99, 100, 102(2), 110 and 111 of Regulation (EU) No 1306/2013 and the relevant provisions of delegated and implementing acts related to those Articles shall continue to apply after 31 December 2021 in relation to expenditure incurred and payments made for operations implemented pursuant to Regulation (EU) No 1308/2013 after that date and until the end of the aid schemes referred to in paragraphs 3 and 4 of this Article.</del>	TM 10.6.2020: EP can agree with the Council text in principle.  TM: 12.6.2020: EP could withdraw AM 56-61 (rows 89-98) since these AMs will be integrated into Article 11.  See row 88.  T2: A-item Council proposal was endorsed. EP withdraws AM 61.
Title II				
99	Title II			



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Amendments			
Article 8				
100	Article 8 Amendments to Regulation (EU) No 1305/2013			
Article 8, first paragraph, introductory part				
101	Regulation (EU) No 1305/2013 is amended as follows:			
Article 8, first paragraph, point(-a), introductory part				
101a		<i>(-1) AM 62 In Article 17, the following paragraph is added:</i>		<p>TM 27.5.2020: COM: will check AM 62 (lack of financial resources)</p> <p>TM 3.6.2020 COM: Is seems to invite to overbooking Therefore, it seems problematic. COM will send comments. As regards the second sentence, is this an option or an obligation for MS?</p> <p>1<sup>st</sup> sentence: This is regulated in Art. 65(2) of the current CPR. There is no need to restate it.</p> <p>2<sup>nd</sup> sentence: If an application for support is not selected because of</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>insufficient funding, the beneficiary has to resubmit the application during the following call. Otherwise we would have non-selected applications under previous calls carried over to the following ones.</p> <p>Council: Similar views as the Commission. Overbooking already exists as a technical solution without having specific provision on it. It might be useful in case some MS do not extend their RDPs.</p> <p>Council will check. Question to COM could there be any legal problem? Would this be needed considering limitations of two years transitional period? This is policy choice to be discussed on political level.</p> <p>EP: The aim is to be able to use new money. Revisit once there is more clarity on the duration of transition.</p> <p>TM 12.6.2020. Council: In case of 2 year transition, this provision is not needed, Currently we cannot close the issue.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>COM: This is not just 2 year issue. Need for more clarity in the text to achieve the objective of this provision.</p> <p>EP: The clarity is there, political discussion is needed on the content and the result needs to be adapted to two years transition.</p> <p>T2: EP withdraws AM 62 as part of the compromise package.</p>
Article 8, first paragraph, point(-a), amending provision, paragraph				
101b		<p>"</p> <p><i>6a. Member States may continue to undertake new legal commitments in relation to beneficiaries during the transitional period referred to in Article -1 of Regulation (EU) .../... of the European Parliament and of the Council [Transitional Regulation]. Applications for support submitted before 2021 and not approved due to lack of financial allocation for such support in the programme concerned shall continue to be eligible during that transitional period.</i></p>		<p>T2: EP withdraws AM 62 as part of the compromise package.</p> <p>See row 101a</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		"		
Article 8(1), point(1), introductory part				
102	(1) in Article 28(5), the following second subparagraph is added:			
Article 8(1), point(1), Amending Provision, first paragraph				
103	<p>For new commitments to be undertaken from 2021 Member States shall determine a shorter period of one to three in their rural development programmes. If Member States provide for an annual extension of commitments after the termination of the initial period in accordance with the first subparagraph, from 2021 the extension shall not go beyond one year. As from 2021, for new commitments directly following a commitment performed in the initial period, Member States shall determine a period of one year in their rural development programmes.;</p>	<p><b>AM 63</b> For new commitments to be undertaken from <del>2021</del><i>the start of the transitional period referred to in Article -1 of Regulation (EU) ... /... [Transitional Regulation]</i>, Member States shall determine a shorter period of one to <del>three</del><i>five years</i> in their rural development programmes. <b>However, where necessary in order to achieve or maintain the environmental and climate benefits sought, Member States may determine a longer period for new commitments. In that case, Member States shall take into account that those commitments need to be adapted</b></p>	<p>‘For new commitments to be undertaken from 2021 Member States shall determine a shorter period of one to three <b>years</b> in their rural development programmes. If Member States provide for an annual extension of commitments after the termination of the initial period in accordance with the first subparagraph, from 2021 the extension shall not go beyond one year. <del>As from 2021, for new commitments directly following a commitment performed in the initial period, Member States shall determine a period of one year in their rural development programmes.;</del></p>	<p>TM 27.5.2020: EP will check AM 63 with its legal service.</p> <p>TM 3.6.2020: Council: Will come back. Similar proposal, but a bit more restricted in terms of commitments covered. Will have to check in the Council which might be divided on the issue.</p> <p>COM: Idea was not to have commitments going too deep in the new programming period. Reference to new CAP could be problematic (the same as Art 6). Prefer the approach of the</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>in the preparation and content of the CAP strategic plan. If Member States provide for an annual extension of <b>existing</b> commitments after the termination of the initial period in accordance with the first subparagraph, <del>from 2021</del> the extension shall not go beyond one year <b>from the start of the transitional period. Should the support to the beneficiary fall below the level granted.</b> <del>As from 2021, for new commitments directly following a commitment performed</del> in the <del>initial</del><b>previous planning</b> period, Member States shall determine a period of one year in their rural development programmes. <b>State may provide that beneficiary with the possibility to opt out of the legal commitments before its original termination.</b></i></p>		<p>Council. Adjustment to the new legal framework is covered by Article 48 of RD regulation. 1-3 years general rule and the derogation is flexible enough to cater to the needs of all MS.</p> <p>EP: sees AGRIENVI, Organic and Animal welfare as a package. Pending the agreement could Council consider accepting the Councils wording with inclusion of 1-5 years in the general rule. Same would apply in organic and Animal welfare.</p> <p>TM 3.6.2020: EP compromise proposal: For new commitments to be undertaken from <del>2021</del><b>the start of the transitional period referred to in Article -1 of Regulation (EU) ... /... [Transitional Regulation]</b>, Member States shall determine a shorter period of one to <del>three</del><b>five</b> years in their rural development programmes. <b>However, where necessary in order to achieve or maintain the environmental and climate benefits sought, Member States</b></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>may determine a longer period for new commitments. In that case, Member States shall take into account that those commitments need to be adapted in the preparation and content of the CAP strategic plan.</i> If Member States provide for an annual extension of <i>existing</i> commitments after the termination of the initial period in accordance with the first subparagraph, <del>from 2021</del> the extension shall not go beyond one year <i>from the start of the transitional period.</i></p> <p>Council: can not accept the EP compromise proposal. In case of 1-5 years as a general rule the derogation for additional 2 years is perhaps not needed. It is not certain that EP revised proposal will pass the Council for the same reasons the Commission already explained. Council is not looking toward general exemption for all types of multi-annual commitments. Council does not have the mandate to provide derogation for the animal welfare</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>measure, so at this moment we still cannot treat this question as a package.</p> <p>To be discussed further. Focused questions for political level should be prepared.</p> <p>TM: 12.6.2020: EP can withdraw AM 63 and 64 and accept Council text, in exchange for AM 66 (new proposal on animal welfare based on the Council text for the AECM multiannual commitments).</p> <p>T2: Agreement on Council text and EP withdraws AM 63.</p>
Article 8(1), point(1), Amending Provision, second paragraph				
103a			<p><b>By way of derogation from the first sentence of the second subparagraph of paragraph 5, for new commitments to be undertaken in 2021, Member States may determine a longer period than three years in their rural developments</b></p>	<p>TM 27.5.2020: EP will check with its legal service.</p> <p>TM: 12.6.2020: EP can withdraw AM 63 and 64 and accept Council text, in exchange for AM 66 (new</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			programmes based on the nature of the commitments and the environmental-climate objectives sought.’	proposal on animal welfare based on the Council text for the AECM multiannual commitments).  T2: Agreement on Council text.
Article 8(1), point(2), introductory part				
104	(2) in Article 29(3), the following second subparagraph is added:			
Article 8(1), point(2), Amending Provision, first paragraph				
105	For new commitments to be undertaken from 2021, Member States shall determine a shorter period of one to three years in their rural development programmes. If Member States provide for an annual extension for the maintenance of organic farming after the termination of the initial period in accordance with the first subparagraph, from 2021 the extension shall not go beyond one year. As from 2021, for new commitments concerning	<b>AM 64</b> For new commitments to be undertaken from <del>2021</del> <i>the start of the transitional period referred to in Article -1 of Regulation (EU) .../... [Transitional Regulation]</i> , Member States shall determine a <del>shorter</del> period of one to <del>three</del> <i>five</i> years in their rural development programmes. <b>However, Member States shall take into account that those commitments need to be adapted in the preparation and content of</b>	For new commitments to be undertaken from 2021, Member States shall determine a shorter period of one to three years in their rural development programmes. If Member States provide for an annual extension for the maintenance of organic farming after the termination of the initial period in accordance with the first subparagraph, from 2021 the extension shall not go beyond one year. <del>As from 2021,</del> <del>for new commitments concerning</del>	TM: 12.6.2020: EP can withdraw AM 63 and 64 and accept Council text, in exchange for AM 66 (new proposal on animal welfare based on the Council text for the AECM multiannual commitments).  T2: Agreement on Council text and EP withdraws AM 64.



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>maintenance that directly follow the commitment performed in the initial period, Member States shall determine a period of one year in their rural development programmes.;</p>	<p><i>the CAP strategic plan and need to maintain the environmental and climate benefits sought.</i> If Member States provide for an annual extension for the <i>maintenance of organic farming existing commitments</i> after the termination of the initial period in accordance with the first subparagraph, <del>from 2021</del> the extension shall not go beyond one year. <del>As from 2021, for new commitments concerning maintenance that directly follow the commitment performed from the start of the transitional period. Should the support to the beneficiary fall below the level granted in the initial previous planning period, the Member States shall determine a period of one year in their rural development programmes.</del> <i>State may provide that beneficiary with the possibility to opt out of the legal commitments before its original termination.</i>;</p>	<p>maintenance that directly follow the commitment performed in the initial period, Member States shall determine a period of one year in their rural development programmes.;</p>	
Article 8(1), point(2), Amending Provision, second paragraph				
105a				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			By way of derogation from the first sentence of the second subparagraph of paragraph 3, for new commitments to be undertaken in 2021, where support is granted for conversion to organic farming Member States may determine a longer period than three years in their rural developments programmes’;	<p>Council: The Council mandate already provides option to undertake commitments of 5-7 years <b>for conversion to organic farming</b>.</p> <p>TM: 12.6.2020: EP can withdraw AM 63 and 64 and accept Council text, in exchange for AM 66 (new proposal on animal welfare based on the Council text for the AECM multiannual commitments).</p> <p>T2: EP accepts Council text.</p>
Article 8, first paragraph, point(2a), introductory part				
105b		<i>(2a) AM 65 in Article 31, paragraph 5 is replaced by the following:</i>		<p>See row 105c</p> <p>TM 19.6.2020: Council compromise proposal: <i>in Article 31, the following subparagraph is added after the second subparagraph:</i></p> <p>TM: 24.6.2020 Council: <i>in Article 31(5), the second subparagraph is replaced by the following:</i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				COM: Made a drafting proposal.
Article 8, first paragraph, point(2a), amending provision, paragraph				
105c		<p>"</p> <p><b><i>5. In addition to the payments provided for in paragraph 2, Member States may grant payments under this measure between 2014 and 2020 to beneficiaries in areas which were eligible under Article 36(a)(ii) of Regulation (EC) No 1698/2005 during the 2007-2013 programming period. For beneficiaries in areas that are no longer eligible following the new delimitation referred to in Article 32(3), those payments shall be degressive over a maximum period of four years. That period shall start on the date that the delimitation in accordance with Article 32(3) is completed and at the latest in 2019. Those payments shall start at no more than 80 % of the average payment fixed in the programme for the programming period 2007-2013 in accordance with Article 36(a)(ii) of Regulation (EC) No 1698/2005, and shall</i></b></p>		<p>TM 27.5.2020: Council: policy choice, legal analysis needed.</p> <p>TM 3.6.2020</p> <p>Council: As a policy choice, the political issue to be discussed at the trilogue. At the technical level, we should explore a possible solution to ensure the degressivity of payment during transitional period, especially in the case of 2-years transition.</p> <p>COM: can not accept. This is not compatible with the current system of degresivity and would favour those farmers in MS which are late. In those MS which started phasing-out payments later than others, and which therefore have now a shorter phasing-out period for farmers no longer eligible, the respective beneficiaries were</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>end at the latest at the end of the transitional period referred to in Article -1 of Regulation (EU).../... [Transitional Regulation] at no more than 20 %. When the application of degressivity results in the level of the payment reaching EUR 25, the Member State can continue payments at this level until the phasing out period is completed.</i></p> <p><i>By way of derogation from the first subparagraph, where degressive payments start only in the year 2019, those payments shall start at no more than 80 % of the average payment fixed in the 2014-2020 programming period. The payment level shall be established in such a way that the end-level in 2020 is half of the starting level. Member States may continue their support at that level during the transitional period referred to in Article -1 of Regulation (EU).../... [Transitional Regulation].</i></p> <p><i>Following completion of the delimitation, beneficiaries in the areas that remain eligible shall</i></p>		<p>granted and could benefit from the full amount according to the former designation during a much longer period compared to the Member States with early new designation. A late approval of the CAP Strategic Plan Regulation has no influence on the provisions concerning phasing-out payments; hence, there are no transitional arrangements to be considered.</p> <p>EP: Could COM help with the possible redrafting of the text, to make it legally acceptable?</p> <p>TM 12.6.2020: Council and EP: If co-legislators decide to go into the direction suggested by the EP, technical work is needed to ensure degressivity of payments. To be further discussed at the political level. COM: Acknowledged the need to have technical adaptation if this approach is chosen.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>receive full payment under this measure.</i></p> <p style="text-align: right;">"</p>		<p>T2: Agreement in principle, provided that degressivity of payments is ensured – text to be provided on the technical level (agreed as part of the compromise package).. COM raised political concerns and did not agree.</p> <p>TM 19.6.2020: Council compromise proposal: <b><u>Option 1</u></b> By way of derogation from the first and second subparagraph, for programmes extended in accordance with Article <b><u>1(1) and 1(1a)</u></b> of Transitional Regulation and were degressive payments where not granted for more than 4 years, Member State may decide to continue those payments until the end of extended programme but for no longer than four years in total.</p> <p><b><u>Option 2</u></b> By way of derogation from the first and second subparagraph, for programmes extended in accordance with Article <b><u>1(1)</u></b> of Transitional Regulation and</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>where degressive payments were not granted for more than 4 years, Member State may decide to continue those payments until the end of extended programme but for no longer than four years in total.</p> <p>COM: does not agree with the substance. In terms of legal drafting, there is a need to check if this drafting allows proper application of degressivity. Drafting issue in “granted for more than 4 years”. There was an amendment to include degressivity for two years. Level should not be the same as for 2 years option.</p> <p>Technical solution to be further explored. COM will send comments.</p> <p>TM: 24 06 2020 Council proposal:</p> <p>COM drafting proposal:</p> <p>Commission drafting suggestion: “In year 2021, for programmes extended in accordance with</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Article 1(1) of [Transitional Regulation] and where degressive payments were not granted by the Member State for the maximum duration of 4 years up to year 2020, Member State may decide to continue those payments until the end of extended programme but for no longer than four years in total. In that case the payments in year 2021 shall not exceed EUR 25/ha.”</p> <p>EP: Text seems to be acceptable, to be confirmed by the EP. COM: In case of BG, it would be for 4 years maximum, till end of transition. Degressivity in this case is not real, its "floor level". MS take last programming period and apply in 1 year 80% and last year 20%. But later exception was created, so that last year 50% possible.</p> <p>Council compromise text: In year 2021 and 2022, for programmes extended in accordance with Article 1 of [Transitional Regulation] and</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>where digressive payments were not granted by the Member State for the maximum duration of 4 years up to year 2020, Member State may decide to continue those payments until the end of 2022 but for no longer than four years in total. In that case the payments in year 2021 and 2022 shall not exceed EUR 25 per ha.”</p> <p>EP: We see it as linked to 2 years transition. Compromise text is ok for EP.</p>
Article 8(1), point(3), introductory part				
106	(3) in Article 33(2), the following third subparagraph is added:			<p>TM 26.6.2020: Agreed to keep COM text.</p>
Article 8(1), point(3), Amending Provision, first paragraph				
107	<p>For new commitments to be undertaken as from 2021 Member States shall determine a shorter period of one to three years in their rural development programmes. If Member States</p>	<p><b>AM 66</b> For new commitments to be undertaken as from <del>2021</del><b>the start of the transitional period,</b> Member States shall determine a shorter period of one to <del>three</del><b>five</b></p>		<p>TM 27.5.2020: EP will check with its legal service (including on animal welfare). COM: Will clarify its proposal COM: Animal welfare measures are usually shorter, is there a</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>provide for an annual renewal of commitments after the termination of the initial period in accordance with the first subparagraph, as from 2021 the renewal shall not go beyond one year.;</p>	<p>years in their rural development programmes. <del>However, where necessary in order to achieve or maintain the animal welfare benefits sought</del>, Member States <del>provide for an annual renewal of</del> <b>may determine a longer period for new commitments. In that event, Member States shall take into account that those commitments after the termination need to be adapted in the preparation and content of the initial period in accordance with the first subparagraph, as from 2021 the renewal shall not go beyond one year</b> CAP strategic plan. Member States may provide for a renewal of commitments after the termination of the initial period in accordance with the first subparagraph.;</p>		<p>specific reason why longer duration is needed?</p> <p>TM 12.6.2020: EP compromise text: For new commitments to be undertaken as from 2021 Member States shall determine a shorter period of one to three years in their rural development programmes. If Member States provide for an annual renewal of commitments after the termination of the initial period in accordance with the <del>first</del> <b>second</b> subparagraph, as from 2021 the renewal shall not go beyond one year.;</p> <p><b>By way of derogation from the first sentence of the third subparagraph of paragraph 2, for new commitments to be undertaken in 2021, Member States may determine a longer period than three years in their rural development programmes based on the nature of the commitments and the animal welfare benefits sought.'</b></p> <p>TM: 12.6.2020: Council: Perhaps, we can already</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>now confirm that the EP compromise text is probably acceptable at the technical level, but we have to check it at the political level.</p> <p>T2: Agreement on EP compromise text provided on 12.06. (see above)</p>
Article 8, first paragraph, point(3a), introductory part				
107a		<p><i>(3a) AM 67</i>  <i>In Article 38(3), the second subparagraph is replaced by the following:</i></p>		<p>TM: 12.6.2020:</p> <p>T2: AM 67 accepted as part of the compromise package. See row 107b</p>
Article 8, first paragraph, point(3a), amending provision, paragraph				
107b		<p>"</p> <p><i>Support under point (b) of Article 36(1) shall only be granted to cover for loss caused by the outbreak of adverse climatic events, an animal or plant disease, a pest infestation, or a measure adopted in accordance with Directive 2000/29/EC to eradicate or</i></p>		<p>TM 27.5.2020:</p> <p>EP: was already discussed in the Omnibus Regulation, related to market measures and also COVID-19. Priority for the EP. Political point.</p> <p>COM: did not foresee this provision.</p> <p>TM 3.6.2020</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>contain a plant disease or pest or an environmental incident, which destroy more than 20 % of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry. Indexes may be used in order to calculate the annual production of the farmer. The calculation method used shall permit the determination of the actual loss of an individual farmer in a given year.</i></p>		<p>EP: Political question</p> <p>Council: This AM is a new element which goes beyond the Transitional Regulation COM: this would be against the principle of continuity of the current rules. Political question.</p> <p>TM: 12.6.2020: Council, EP: To be further checked at the political level.</p> <p>T2: Agreement in principle with adaptation of the text on the technical level to explore wording for referencing MS voluntary application of the decreased percentage (agreed as part of the compromise package). To be prepared on the technical level as an A-item for the 3rd trilogue.</p> <p>TM 19.6.2020: Compromise text: Support under point (b) of Article 36(1) shall only be granted to cover for loss caused by the outbreak of adverse climatic events, an animal or plant disease, a pest infestation, or a measure</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest or an environmental incident, which destroy more than 20 % of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry. Indexes may be used in order to calculate the annual production of the farmer. The calculation method used shall permit the determination of the actual loss of an individual farmer in a given year.</p> <p><b><u>Member State can set the higher limit than 20% in their respective programme.</u></b></p> <p>Council: The aim is to allow the MS who want to keep 30% in their programme to do so, in case they do not want to change their established RDP.</p> <p>COM: will come back with drafting suggestions.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM: 24.6.2020:  COM drafting suggestion:  'Support under point (b) of Article 36(1) shall only be granted to cover for loss caused by the outbreak of adverse climatic events, an animal or plant disease, a pest infestation, or a measure adopted in accordance with Directive 2000/29/EC to eradicate or contain a plant disease or pest or an environmental incident, which destroy more than <b>30 %</b> of the average annual production of the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry. Indexes may be used in order to calculate the annual production of the farmer. The calculation method used shall permit the determination of the actual loss of an individual farmer in a given year. <del>Member States may decide to also grant such support for cases where 20 % to 30% of the average annual production of</del></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><del>the farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry, are destroyed.</del> Member States may decide to reduce the percentage of 30%, provided that it is not lower than 20%.'</p> <p>EP, Council: agreed with text</p>
Article 8, first paragraph, point(3b), introductory part				
107c		<p><i>(3b) AM 68</i>  <i>In Article 39, paragraph 1 is replaced by the following:</i></p>		See row 107d
Article 8, first paragraph, point(3b), amending provision, paragraph				
107d		<p>"</p> <p><i>1. Support under point (c) of Article 36(1) shall only be granted where the drop of income exceeds 20 % of the average annual income of the individual farmer in the preceding three-year period or a three-year average based on the preceding five-year period</i></p>		<p>TM 3.6.2020:  Council: The AM is going beyond the transitional regulation and the principle of continuity of the current rules - Political question. At the technical level, we ask whether the second percentage in the AM (70%) should be 80% instated.  EP: Should be kept 70 in order to comply with WTO rules (to</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>excluding the highest and lowest entry. Income for the purposes of point (c) of Article 36(1) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, deducting input costs. Payments by the mutual fund to farmers shall compensate for less than 70 % of the income lost in the year the producer becomes eligible to receive this assistance. Indexes may be used to calculate the annual loss of income of the farmer.</i></p>		<p>qualify for a green box).</p> <p>Council: Change in the initial % might already triggers the change in the WTO.</p> <p>TM: 12.6.2020: Council can agree to keep 70% as it stand in the current proposal on the CAP SP Regulation. Council, EP: To be further checked at the political level.</p> <p>T2: Agreement in principle with adaptation of the text on the technical level to explore wording for referencing MS voluntary application of the percentage (agreed as part of the compromise package). To be prepared on the technical level as an A-item for the 3rd trilogue.</p> <p>TM 19.6.2020: Compromise text: 1. Support under point (c) of Article 36(1) shall only be granted where the drop of income exceeds <b>at least</b> 20 % of the average annual income of the individual farmer in the preceding</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>three-year period or a three-year average based on the preceding five-year period excluding the highest and lowest entry. Income for the purposes of point (c) of Article 36(1) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, deducting input costs. Payments by the mutual fund to farmers shall compensate for less than 70 % of the income lost in the year the producer becomes eligible to receive this assistance. Indexes may be used to calculate the annual loss of income of the farmer.</p> <p>Alternative:  <u><b>Member State can set the higher limit than 20% in their respective programme.</b></u></p> <p>Is “at least” (first proposal enough? If not we need the text of alternative.</p> <p>COM: will check and get back with drafting.</p> <p>TM: 24 06 2020</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>COM drafting suggestion:  '1.Support under point (c) of Article 36(1) shall only be granted where the drop in income exceeds <b>30 %</b> of the average annual income of the individual farmer in the preceding three-year period or a three-year average based on the preceding five-year period excluding the highest and lowest entry. Income for the purposes of point (c) of Article 36(1) shall refer to the sum of revenues the farmer receives from the market, including any form of public support, deducting input costs. Payments by the mutual fund to farmers shall compensate for less than 70 % of the income lost in the year the producer becomes eligible to receive this assistance. Indexes may be used to calculate the annual loss of income of the farmer. <del>Member States may decide to also grant such support for cases of 20 % to 30% of drop in income of the average annual income of the individual farmer in the preceding three-</del></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><del>year period or a three year average based on the preceding five year period excluding the highest and lowest entry.</del> Member States may decide to reduce the percentage of 30%, provided that it is not lower than 20%.'</p> <p>Council, EP: agree with the compromise text.</p>
Article 8(1), point(4), introductory part				
108	(4) in Article 42, paragraph 1 is replaced by the following:			<p>TM 26.6.2020: Agreed to keep COM text. COM: Text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation).</p>
Article 8(1), point(4), Amending Provision(1), first subparagraph				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
109	<p>1. In addition to the tasks referred to in Article 34 of Regulation (EU) No 1303/2013 and, where applicable referred to in Article 27 of Regulation (EU) [NEW CPR] of the European Parliament and of the Council* local action groups may also perform additional tasks delegated to them by the Managing Authority and/or paying agency.</p>			<p>TM 26.6.2020: Agreed to keep COM text.</p> <p>COM: Text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation).</p>
Article 8(1), point(4), Amending Provision(1), second subparagraph				
110	-----			
Article 8(1), point(4), Amending Provision(1), third subparagraph				
111	<p>* Regulation (EU) [NEW CPR] of the European Parliament and of the Council of [...] [...] (OJ .....);</p>			<p>TM 26.6.2020: Agreed to keep COM text.</p> <p>COM: Text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation)
Article 8(1), point(5), introductory part				
112	(5) in Article 44, the introductory sentence is replaced by the following:			TM 26.6.2020: Agreed to keep COM text. COM: Text acceptable in a case the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation)
Article 8(1), point(5), Amending Provision, first paragraph				
113	The support referred to in point (c) of Article 35 (1) of Regulation			TM 26.6.2020: Agreed to keep COM text. COM: Text acceptable in a case

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(EU) No 1303/2013 and, where applicable referred to in Article 28 of Regulation (EU) [NEW CPR], shall be granted to:;			the new CPR is adopted by the time of adoption of TR, otherwise this provision should be excluded from this act and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation).
Article 8, first paragraph, point(5a), introductory part				
113a		<i>(5a) AM 69 In Article 51(2), the following subparagraph is added:</i>		T2: Agreement in principle with adaptation of the text on the technical level (see row 113b).  TM: 24 06 2020 COM drafting suggestion: In Article 51 (2), the following fourth subparagraph is added to Art. 51 (2)
Article 8, first paragraph, point(5a), amending provision, paragraph				
113b		" <i>In the event that a Member State decides to make use of the possibility referred to in Article 1(1) of Regulation (EU) .../... [Transitional Regulation ], that</i>		TM 27.5.2020: EP: COM, is there a better way to deal with the EP request. COM: need to understand how the proposal would work given the fact that the calculation of the % for TA is made over the whole

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>Member State may decide to increase the 4 % limit referred to in this paragraph to up to 6 % for the duration of the transitional period referred to in Article -1 of that Regulation. The amount of such increase shall be compensated for by a lower percentage of technical assistance in the years 2022-2027 or, where Article -1(2) of that Regulation applies, in the years 2023-2027.</i></p>		<p>period and not annually, how would a 6% limit work only in one year.</p> <p><b>TM 3.6.2020</b>  <b>EP:</b> <i>In the event that a Member State decides to make use of the possibility referred to in Article 1(1) of Regulation (EU) .../... [Transitional Regulation ], that Member State may decide to increase the 4 % limit referred to in this paragraph to up to 6 % for the duration of the transitional period referred to in Article -1 of that Regulation. <del>The amount of such increase shall be compensated for by a lower percentage of technical assistance in the years 2022-2027 or, where Article -1(2) of that Regulation applies, in the years 2023-2027.</del></i></p> <p>Recital: Explaining that the additional expense could be deducted in the next CAP reform"</p> <p><b>TM 3.6.2020</b>  <b>Council:</b> It is a policy choice. In the hypothetical case where this would be accepted, the percentage should be adapted (5.22%,</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>rounded to 5%) in the case of 2-year transition. Difficult to move here. Perhaps, there is possibility to limit this only to MS which have smaller national RD envelopes? More money for an administration means less money for farmers and other CAP beneficiaries.</p> <p>COM: Can not see the link with the transition. Other funds also apply 4 %. Keep in mind that the absolute figures from the MFF could be higher as initially. No need for the recital.</p> <p>TM: 12.6.2020: EP compromise text: <i>In the event that a Member State decides to make use of the possibility referred to in Article 1(1) of Regulation (EU) .../... [Transitional Regulation ], that Member State may decide to increase the 4 % limit referred to in this paragraph to up to 5 %<del>6</del> for the duration of the transitional period referred to in Article -1 of that Regulation. <del>The amount of such increase shall be compensated for by a lower</del></i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>percentage of technical assistance in the years 2022-2027 or, where Article 1(2) of that Regulation applies, in the years 2023-2027.</i></p> <p>Recital: Explaining that the additional expense could be deducted in the next CAP reform</p> <p>Council: If co-legislators decide to move to the direction suggested by the EP, it should be limited to the MS with relatively small financial envelopes, as it stands in the current Council text of the proposal on the CPR. First we need a decision on principle (threshold), and then to adjust the text. Its not clear how deductions from the next CAP will work. EP: to be further discussed in political trilogue</p> <p>T2: Agreement reached only on the ring-fencing (up to 5%) and to delegate the work to technical level to adapt the text taking into account decision that this provision would be beneficial only to certain Member States with the</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>smaller financial envelopes following approach taken in SPR for the following programming period. To be prepared as an A-item for 3<sup>rd</sup> trilogue (agreed as part of the compromise package). COM did not agree, but showed openness to work on the idea of increase for Member States with a smaller financial allocation.</p> <p>TM 19.6.2020:</p> <p><b><u>Option 1</u></b> Council compromise proposal: For programmes extended in accordance with Article <b><u>1(1) and 1(1a)</u></b> of this Regulation, Member State may decide to increase the 4 % limit referred to in this paragraph to up to 5 % for the duration of the transitional period where the total amount of Union support for rural development in 2014-2020 is less than EUR 1.7 billion.</p> <p><b><u>Option 2</u></b> Council compromise proposal:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>For programmes extended in accordance with Article <b>1(1a)</b> of this Regulation, Member State may decide to increase the 4 % limit referred to in this paragraph to up to 5 % for the duration of the transitional period where the total amount of Union support for rural development in 2014-2020 is less than EUR 1.7 billion.</p> <p>Threshold: EUR 1.8 billion for the 2014-2020 period, but the TA should be 5% of the envelope in the new MFF period. COM initial proposal was much lower which would cover only 2 MS. The Council proposal covers 11 MS. COM: we could also identify the MS. Will check the drafting. EP will check.</p> <p>TM: 24.6.2020: COM drafting suggestion: "By way of derogation to the first subparagraph Member States for which the total amount of Union support for rural development for the years 2014-2020 as laid down in Annex I is less than EUR</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				1.8 billion and which decide to extend their programmes in accordance with Article 1 of Regulation XX/XXXX (Transitional Regulation) may decide to devote 5% of the total amount of each rural development programme to tasks referred to in Article 59 of Regulation (EC) No 1303/2013. “  EP, Council: Agree with this compromise.
Article 8(1), point(6), introductory part				
114	(6) Article 58 is amended as follows:			
Article 8(1), point(6)(a), introductory part				
115	(a) in paragraph 1, the following second subparagraph is added:			
Article 8(1), point(6)(a), Amending Provision, first paragraph				
116	‘ Without prejudice to paragraphs	‘ <i>AM 70</i>	‘ ‘Without prejudice to paragraphs	TM: 12.6.2020: MFF question

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>5, 6 and 7, the total amount of Union support for rural development under this Regulation for the period from 1 January 2021 to 31 December 2021 shall be maximum EUR 11 258 707 816, in current prices, in accordance with the multiannual financial framework for the years 2021 to 2027.;</p>	<p>Without prejudice to paragraphs 5, 6 and 7, the total amount of Union support for rural development under this Regulation for the <i>transitional</i> period <del>from 1 January 2021 to 31 December 2021</del> <i>as referred to in Article -1 of Regulation (EU) .../... [Transitional Regulation]</i>, shall be maximum EUR <del>11 258 707 816</del><sup>X*</sup>,<sup>1</sup> in current prices, in accordance with the multiannual financial framework for the years 2021 to 2027.;</p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in</i></p>	<p>5, 6 and 7, the total amount of Union support for rural development under this Regulation for the period from 1 January 2021 to 31 December 2021 shall be maximum EUR [11 258 707 816], in current prices, in accordance with the multiannual financial framework for the years 2021 to 2027.;</p>	

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>accordance with Article 312(4) TFEU.</i>		
Article 8(1), point(6)(b), introductory part				
117	(b) paragraph 7 is replaced by the following:			TM 26.6.2020: Agreed to keep COM text.
Article 8(1), point(6)(b), Amending Provision(7), first subparagraph				
118	<p>7. In order to take account of the developments relating to the annual breakdown referred to in paragraph 4, including the transfers referred to in paragraphs 5 and 6 and the transfers resulting from the application of Article 1 of Regulation (EU) XXXX/XXXX of the European Parliament and of the Council* [This Regulation], to make technical adjustments without changing the overall allocations, or to take account of any other change provided for by a legislative act after the adoption of this Regulation, the Commission shall be empowered to adopt delegated acts, in accordance with Article 83 of this</p>			TM 26.6.2020: Agreed to keep COM text.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Regulation, to review the ceilings set out in Annex I to this Regulation.			
Article 8(1), point(6)(b), Amending Provision(7), second subparagraph				
119	-----			
Article 8(1), point(6)(b), Amending Provision(7), third subparagraph				
120	* Regulation (EU) [...] of the European Parliament and of the Council of [...] [...] (OJ .....);			TM 26.6.2020: Agreed to keep COM text.
Article 8(1), point(7), introductory part				
121	(7) in Article 59(5), the following second subparagraph is added:		(7) <del>in Article 59(5), the following second subparagraph is added</del> <b>is replaced by the following:</b>	TM: 12.6.2020: EP can agree with the Council text COM: If Article 4 would be taken off the Regulation (because new CPR is not adopted on time), this Council text should also be taken off.  T2: A-item Council text was endorsed (see row 121)

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 8(1), point(7), Amending Provision, first paragraph -a				
121a			<p>‘<b>At least 5% and in the case of Croatia 2,5% of the total EAFRD contribution to the rural development programme shall be reserved for LEADER and Community-led local development referred to in Article 4 of Regulation (EU) XXXX/XXXX of the European Parliament and of the Council* [This Regulation].</b></p>	<p>TM 27.5.2020: EP: Council explanation understandable.</p> <p>TM 3.6.2020 Council: Correction of the COM proposal. COM: this was drafting mistake, this is needed for completeness of the new CLLD programmes.</p> <p>EP can agree with the Council text. A item: to be endorsed at the next political trilogue.</p> <p>TM 12.6.2020: PM: If we delete Article 4, no need for this Council text. COM: If Article 4 would be taken off the Regulation (because new CPR is not adopted on time), this Council text should also be taken off. EP can agree with the Council text</p> <p>T2: A-item Council text was endorsed (PM: in the case of</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				excluding Article 4, Council text under row 121 and 121a should be also excluded and would need to be re-integrated with another legal act once it is clear when the new CPR Regulation would apply (through which act this should be done is still to be seen depending on the timing of adoption of the new CPR Regulation )
Article 8(1), point(7), Amending Provision, first paragraph				
122	<p>When Member States make use of the possibility provided for in the sixth subparagraph of Article 14(1) of Regulation (EU) No 1307/2013, the percentages laid down in the first subparagraph of this paragraph shall apply to the total EAFRD contribution to the rural development programme without the additional support made available in accordance with the sixth subparagraph of Article 14(1) of Regulation (EU) No 1307/2013;</p>			<p>TM 26.6.2020: Agreed to keep COM text.</p>
Article 8(1), point(8), introductory part				



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
123	(8) in Article 75 (1), the following second subparagraph is added:			
Article 8(1), point(8), Amending Provision, first paragraph				
124	<p>‘</p> <p>For programmes for which a Member State decides to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], that Member State shall submit to the Commission the annual implementation report pursuant to the first subparagraph of this paragraph until 31 December 2025.;</p> <p>’</p>		<p>‘</p> <p>For programmes for which a Member State decides to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], that Member State shall submit to the Commission the annual implementation report pursuant to the first subparagraph of this paragraph until <b>30 June</b><del>31 December</del> 2025.;</p> <p>’</p>	<p>TM 27.5.2020: EP: Council explanation was sufficient, technical</p> <p>TM 3.6.2020 EP can agree with the COM can also agree to Council text. (correction)</p> <p>T2: A-item Council text was endorsed</p>
Article 8(1), point(9), introductory part				
125	(9) in Article 78, the following second subparagraph is added:			
Article 8(1), point(9), Amending Provision, first paragraph				
126				TM 24.6.2020:

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>For programmes for which a Member State decides to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], that Member State shall submit to the Commission the ex post evaluation report pursuant to the first subparagraph of this paragraph until 31 December 2025.;</p>			<p>COM: 31.12.2025 does not work in case of 2 years transition.</p> <p>Council compromise proposal: For programmes extended in accordance with Article 1 of Regulation (EU) [XXXX/XXXX] [This Regulation], Member States shall submit to the Commission the ex post evaluation report pursuant to the first subparagraph of this paragraph until 31 December 2026.</p> <p>TM 26.6.2020: EP: Agree with Council compromise.</p>
Article 8, first paragraph, point(9a), introductory part				
126a		<p><b>(9a) AM 71</b> <b><i>The following Article is added to the end of Title VIII:</i></b></p>		<p>TM: 12.6.2020: EP can withdraw AM 71 since the same provision is provided under the CMO Regulation (see AM 107, row 2111)</p> <p>T2: A-item – EP withdraws AM 71</p>
Article 8, first paragraph, point(9a), amending provision, paragraph				
126b		"		<p>TM 27.5.2020: EP: AM 71 is linked to COVID-</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>Article 82a</i>  <i>National fiscal measures</i>  <i>In order to limit the effects of income variability, Articles 107, 108 and 109 TFEU shall not apply to national fiscal measures whereby Member States decide to deviate from general tax rules by allowing for the income tax base applied to farmers to be calculated on the basis of a multiannual period, including by deferring part of the tax base, or by allowing the exclusion of amounts placed in a dedicated agricultural savings account.</i></p>		<p>19 and state aid, priority AM for the EP, political.  Council: understand this AM but the problem is that this is not the right place to regulate this.  This AM might be considered as a new element which goes beyond the Transitional Regulation and the principle of continuity of the current rules.  COM asked for clarification on COM addition final part on savings accounts</p> <p>TM 3.6.2020</p> <p>EP: The correct place is in the CMO.  To be discussed in the next technical meeting.</p> <p>TM: 12.6.2020:  EP can withdraw AM 71 since the same provision is provided under the CMO Regulation (see AM 107, row 2111)</p> <p>T2: A-item – EP withdraws AM 71</p>
Article 8(1), point(10)				
127				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(10) Annex I is amended in accordance with Annex I to this Regulation.			
Article 9				
128	Article 9 Amendments to Regulation (EU) No 1306/2013			
Article 9, first paragraph, introductory part				
129	Regulation (EU) No 1306/2013 is amended as follows:			
Article 9, first paragraph, point(-a), introductory part				
129a		<i>(-1) AM 72 Article 25 is replaced by the following:</i>		TM 27.5.2020: EP, Council: MFF issue TM: 12.6.2020: EP insists on political discussion on AM 72.
Article 9, first paragraph, point(-a), amending provision, paragraph				
129b		" <i>Article 25 Reserve for crises in the agricultural sector</i>		TM: 12.6.2020: MFF related EP insists on political discussion on AM 72.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>A reserve intended to provide additional support for the agricultural sector in the case of major crises affecting the agricultural production or distribution ("the reserve for crises in the agricultural sector") shall be established at the beginning of each year in the EAGF.</i></p> <p><i>The total amount of the reserve shall be EUR 2800 million with equal annual instalments of EUR 400 million (at 2011 prices) for the period 2014-2020 and shall be included under Heading 2 of the Multiannual Financial Framework as set out in the Annex to Regulation (EU, Euratom) No1311/2013.</i></p> <p><i>For 2021, the amount of the reserve shall be EUR 400 million (at 2011 prices) in addition to the EAGF and EAFRD budgets and shall be included under Heading 3 of the Multiannual Financial Framework as set out in the Annex to Council Regulation (EU) .../... *<sup>1</sup>[MFF].</i></p> <p><i>At the beginning of the years following 2021, the amount of the reserve shall be at least equal to</i></p>		<p>T2: trilogue parties took note of the EP presentation. EP asked for a political statement as part of the compromise package.</p> <p>TM 26.6.2020: EP proposed draft text for common EP Council political statement. Council to propose alternative text.</p> <p>Council: we cannot provide any statement related to MFF negotiations. It is part of negotiation box. We can only refer to continuation of current rules.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>the initial amount allocated in 2021 and shall be adjusted through the annual budgetary procedure or during the year, where appropriate, in view of market crisis developments or perspectives in the current or following year and taking into account available revenues assigned to the EAGF or margins of available appropriations under the EAGF sub-ceiling.</i></p> <p><i>Where those available appropriations are not sufficient, financial discipline may be used as a last resort to finance the reserve up to the amount of the year 2021 referred to in the third paragraph of this Article.</i></p> <p><i>By way of derogation from point (d) of Article 12(2) of Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council*, non-committed appropriations of the reserve shall be carried over without time limitation to finance the reserve in the following financial years.</i></p> <p style="text-align: right;">"</p> <hr style="width: 10%; margin-left: 0;"/>		

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>1. *Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1)."</i>		
Article 9(1), point(1), introductory part				
130	(1) in Article 25, the following third subparagraph is added:	<i>(1) in Article 25, the following third subparagraph is added:AM 73</i>		TM: 12.6.2020: MFF related EP insists on political discussion on AM 73.  T2: trilogue parties took note of the EP presentation. EP asked for a political statement as part of the compromise package..
Article 9(1), point(1), Amending Provision, first paragraph				
131	For 2021, the amount of the reserve shall be EUR 400 million (at 2011 prices) and shall be	<i>For 2021, the amount of the reserve shall be <del>EUR 400 million</del> (at 2011 prices) and shall be</i>	For 2021, the amount of the reserve shall be EUR <del>[400]</del> 400 million (at 2011 prices) and shall	TM: 12.6.2020: MFF related EP insists on political discussion on AM 73.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	included under Heading 3 of the Multiannual Financial Framework as set out in the Annex to Council Regulation (EU) [xxxx/xxxx]*[MFF].	<i>included under Heading 3 of the Multiannual Financial Framework as set out in the Annex to Council Regulation (EU) [xxxx/xxxx]*[MFF].</i>	be included under Heading 3 of the Multiannual Financial Framework as set out in the Annex to Council Regulation (EU) [xxxx/xxxx]*[MFF].	T2: trilogue parties took note of the EP presentation. EP asked for a political statement as part of the compromise package.
Article 9(1), point(1), Amending Provision, second paragraph				
132	-----	---		
Article 9(1), point(1), Amending Provision, third paragraph				
133	* Council Regulation (EU) [...] of [...] [laying down the multiannual financial framework for the years 2021 to 2027 (OJ .....);	<i>*<del>---</del> Council Regulation (EU) [...] of [...] [laying down the multiannual financial framework for the years 2021 to 2027 (OJ .....);</i>		TM: 12.6.2020: MFF related EP insists on political discussion on AM 73.  T2: trilogue parties took note of the EP presentation. EP asked for a political statement as part of the compromise package.
Article 9(1), point(2), introductory part				
134	(2) Article 33 is replaced by the following:			
Article 9(1), point(2), Amending Provision, first paragraph				
135				



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Article 33			
Article 9(1), point(2), Amending Provision, second paragraph				
136	Budget commitments			
Article 9(1), point(2), Amending Provision, third paragraph				
137	As regards the Union's budget commitments for rural development programmes, Article 76 of Regulation (EU) No 1303/2013, where applicable in conjunction with Article 2(2) of Regulation (EU) [XXXX/XXXX] of the European Parliament and of the Council* [This Regulation] shall apply.			
Article 9(1), point(2), Amending Provision, fourth paragraph				
138	* Regulation (EU) [...] of the European Parliament and of the Council of [...] [...] (OJ .....);			
Article 9(1), point(3), introductory part				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
139	(3) in Article 35, the following paragraph 5 is added:			
Article 9(1), point(3), Amending Provision(5)				
140	<p>5. For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], no pre-financing shall be granted for the 2021 allocation.;</p>	<p>5. <b>AM 74</b> For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], no pre-financing shall be granted for the <del>2021 allocation</del> <b>allocations during the transitional period referred to in Article -1 of Regulation (EU) .,./... [Transitional Regulation].</b></p>		<p>TM: 12.6.2020: MFF issue.</p> <p>TM 19.6.2020: <b>Option 1</b> 5. For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) and Article 1(1a) of Regulation (EU) [XXXX/XXXX] [This Regulation], no pre-financing shall be granted for the 2021 <b>and 2022</b> allocation.</p> <p><b>Option 2</b> 5. For programmes for which Member States decide to extend the 2014–2020 period in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], no pre-financing shall be granted for the 2021 <b>and 2022</b> allocation.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM: 24.6.2020: Council, EP: Option 2 from 19.6. with reference on Article 1 instead of Article 1(1).</p> <p>TM 26.06.2020: 5. For programmes extended in accordance with Article 1(1) of Regulation (EU) [XXXX/XXXX] [This Regulation], no pre-financing shall be granted for the 2021 and 2022 allocation.</p>
Article 9(1), point(4), introductory part				
141	(4) in Article 37, paragraph 1 is replaced by the following:			
Article 9(1), point(4), Amending Provision(1)				
142	<p>1. After receiving the last annual progress report on the implementation of a rural development programme, the Commission shall pay the balance, subject to the availability of resources, on the basis of the financial plan in force, the annual accounts for the last execution year for the relevant rural</p>			

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	development programme and of the corresponding clearance decision. Those accounts shall be presented to the Commission no later than six months after the final eligibility date of expenditure as referred to in Article 65(2) of Regulation (EU) No 1303/2013, where applicable in conjunction with Article 2(2) of Regulation (EU) [XXXX/XXXX] [This Regulation]. They shall cover the expenditure effected by the paying agency up to the last eligibility date of expenditure.;			
Article 9(1), point(5), introductory part				
143	(5) in Article 38, paragraph 2 is replaced by the following:			
Article 9(1), point(5), Amending Provision(2)				
144	2. The part of budget commitments that is still open on the last eligibility date for expenditure as referred to in			

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Article 65(2) of Regulation (EU) No 1303/2013, and where applicable in conjunction with Article 2(2) of Regulation (EU) [XXXX/XXXX] [This Regulation], for which no declaration of expenditure has been made within six months of that date shall be automatically decommitted..			
Article 10				
145	Article 10 Amendments to Regulation (EU) No 1307/2013			TM 24.6.2020: COM: presented a document on direct payment notifications for which the notification dates of 1 August is laid down in Regulation (EU) No 1307/2013, that would need to be amended in the Transitional Regulation <sup>1</sup> .

<sup>11</sup> The delays in adoption of the transitional regulation require further technical changes regarding direct payments (DP) notifications. The DP basic act contains annual reviews (for example annual review of voluntary coupled support), which are normally notified by 1 August of the year preceding the year of application, i.e. 1 August 2020 for calendar year 2021. Given the delays in adoption of the transitional regulation and the subsequent absence of Annex II (DP national ceilings) for 2021 by 1 August 2020, MS will not be able to review those provisions. Therefore to maintain the review possibilities, it is necessary to postpone as well those other DP notifications. This implies amendments of Articles 22(2), 22(5) (overbooking of basic payment scheme), 36(4) (overbooking of single area payment scheme), 41(1), 42(1) (redistributive payment), 49(1) (payment for areas facing natural constraints), 51(1) (payment for young farmers), 53(1), 53(6) and 54 (voluntary coupled support) (see specific footnotes in relevant recitals and articles). The date will have to be set according to the timetable of adoption of the text but without further delay to what is strictly necessary, to preserve farmers' interests and to take into the time necessary to adopt the related secondary legislation in time for the budgetary procedure.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10, first paragraph, introductory part				
146	Regulation (EU) No 1307/2013 is amended as follows:			
Article 10(1), point(1), introductory part				
147	(1) in Article 11(6), the following fourth subparagraph is added:			
Article 10(1), point(1), Amending Provision, first paragraph				
148	‘ For the year 2021, Member States shall notify the Commission of the decisions taken in accordance with this Article and of any estimated product of reductions by 1 August 2020.; ’	‘ <b>AM 75</b> <b><i>For every year of the transitional period referred to in Article -1 of Regulation (EU).../2020 of the European Parliament and of the Council [Transitional Regulation]</i></b> <del><i>For the year 2021,</i></del> Member States shall notify the Commission of the decisions taken in accordance with this ’	‘ For the year 2021, Member States shall notify the Commission of the decisions taken in accordance with this Article and of any estimated product of reductions by 1 August[dd/mm] 2020.; ’	‘ Council mandate: footnote on the date: "To be adjusted depending on the likely time for adoption of this regulation." ’  TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p>Article and of any estimated product of reductions by 1 August <del>2020</del><i>of the preceding year.</i>;</p>		<p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table (more details coming).</p> <p>TM 12.6.2020: COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table. DP decisions (annual reviews, first introduction of redistributive payment...) are indeed usually notified on 1 August N for the following year, which will not be possible this year due to the absence of transitional text by 1 August 2020. So further changes in the text are necessary (COM will send drafting suggestions).</p> <p>TM 19.6.2020: For the year 2021 <b>and 2022</b>, Member States shall notify the Commission of the decisions taken in accordance with this Article and of any estimated</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>product of reductions by [dd/mm] 2020 and <b>1 August 2021</b>;</p> <p>Should there be 2 separate notifications or just one? The current text provides for 1 notification for two years.</p> <p>TM: 24.6.2020: Council: Council proposal from 19.6 with editorial change:</p> <p>Member States shall notify the Commission of the decisions taken in accordance with this Article and of any estimated product of reductions by [dd/mm] 2020 <b>for the year 2021</b> and by 1 August 2021 <b>for the year 2022</b>;</p> <p>EP: Acceptable.</p>
Article 10(1), point(2), introductory part				
149	(2) Article 14 is amended as follows:			
Article 10(1), point(2)(a), introductory part				
150	(a) in paragraph 1, the following			



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	seventh subparagraph is added:			
Article 10(1), point(2)(a), Amending Provision, first paragraph				
151	<p>By 1 August 2020, Member States may decide to make available, as additional support financed under the EAFRD in financial year 2022, up to 15 % of their annual national ceilings for the calendar year 2021 set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That decision shall be notified to the Commission by 1 August 2020 and shall set out the percentage chosen.;</p>	<p><b>AM 76</b> <b>By 31 December</b> 2020, Member States may decide to make available, as additional support financed under the EAFRD in financial year 2022, up to 15 % of their annual national ceilings for <del>the</del> calendar year 2021 set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That decision shall be notified to the Commission by <del>1 August</del><b>31 December</b> 2020 and shall set out the percentage chosen.;</p>	<p>By <del>1 August</del><b>[dd/mm]</b> 2020, Member States may decide to make available, as additional support financed under the EAFRD in financial year 2022, up to 15 % of their annual national ceilings for the calendar year 2021 set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That decision shall be notified to the Commission by <del>1 August</del><b>[dd/mm]</b> 2020 and shall set out the percentage chosen.;</p>	<p>Council mandate: footnote on the dates: "To be adjusted depending on the likely time for adoption of this regulation."</p> <p><i>COM comment</i> TM 27.5.2020: Council, EP: positions close, related to timetable of adoption of transitional regulation. COM: OK but should be as close as possible to the publication date of transitional regulation + warning that other technical changes in DP notifications necessary ("cascade effect"). Technical but to be treated at the end as related to timetable of adoption TM 10.6.2020: Council, EP, COM: Dates need to be adjusted at the later stage.</p> <p>TM 19.6.2020: By <b>[dd/mm]</b> 2020, Member</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>States may decide to make available, as additional support financed under the EAFRD in financial year 2022 <b>and 2023</b>, up to 15 % of their annual national ceilings for the calendar year 2021 set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That decision shall be notified to the Commission by <b>[dd/mm]</b> 2020 and shall set out the percentage chosen.;</p> <p>Same question as in row 148</p> <p>TM: 24.6.2020: Council compromise proposal:</p> <p><del>By <b>[dd/mm]</b> 2020,</del> Member States may decide to make available, as additional support financed under the EAFRD in financial year 2022 <b>and 2023</b>, up to 15 % of their annual national ceilings for the calendar year 2021 <b>and 2022</b> set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>decision shall be notified to the Commission by [dd/mm] 2020 <b><u>for the year 2021 and by 1 August 2021 for the year 2022</u></b> and shall set out the percentage chosen.;</p> <p>EP: Text looks good but need to check. As in EP AM its said December, need to see how this works in 2 year system. COM: August is standard, we have notified every year on 1 August.</p> <p>EP: Agrees with the compromise text.</p>
Article 10(1), point(2)(aa), introductory part				
151a		<i>(aa) AM 77 in paragraph 1, the following subparagraph is added:</i>		<p>TM 26.6.2020: EP: AM 77 withdrawn since it is covered in row 150.</p>
Article 10(1), point(2)(aa), amending provision, paragraph				
151b		<i>" Where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, Member States may</i>		<p>TM 26.6.2020: EP: AM 77 withdrawn since it is covered in row 150.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>decide by 31 December 2020, to make available, as additional support financed under the EAFRD in financial year 2023, up to 15 % of their annual national ceilings for the calendar year 2022 set out in Annex II to this Regulation. As a result, the corresponding amount shall no longer be available for granting direct payments. That decision shall be notified to the Commission by 31 December 2020 and shall set out the percentage chosen.</i>		
Article 10(1), point(2)(b), introductory part				
152	(b) in paragraph 2, the following seventh subparagraph is added:			
Article 10(1), point(2)(b), Amending Provision, first paragraph				
153	‘ By 1 August 2020, Member States which do not take the decision referred to in paragraph 1 for financial year 2022, may decide to make available as direct	‘ <b>AM 78</b> <b>By 31 December</b> <del>By 1 August</del> 2020, Member States which do not take the decision referred to in paragraph 1 for financial year	‘ <del>By 1 August</del> <b>[dd/mm]</b> 2020, Member States which do not take the decision referred to in paragraph 1 for financial year 2022, may decide to make	‘ Council mandate: footnote on the dates: "To be adjusted depending on the likely time for adoption of this regulation."

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	<p>payments up to 15 %, or in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2022 by Union legislation adopted after the adoption of Council Regulation (EU) [xxxx/xxxx]*[MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by 1 August 2020 and shall set out the percentage chosen.</p>	<p>2022, may decide to make available as direct payments up to 15 %, or in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2022 by Union legislation adopted after the adoption of Council Regulation (EU) [xxxx/xxxx]*[MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by <del>1 August</del><b>31 December</b> 2020 and shall set out the percentage chosen.</p>	<p>available as direct payments up to 15 %, or in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2022 by Union legislation adopted after the adoption of Council Regulation (EU) [xxxx/xxxx]*[MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by <del>1 August</del><b>[dd/mm]</b> 2020 and shall set out the percentage chosen.</p>	<p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>TM 19.6.2020: By <b>[dd/mm]</b> 2020, Member States which do not take the decision referred to in paragraph 1 for financial year 2022, may decide to make available as direct payments up to 15 %, or in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2022 <b>and 2023</b> by Union legislation adopted after the adoption of Council Regulation (EU) [xxxx/xxxx]*[MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by 1 August<b>[dd/mm]</b> 2020 and shall set out the percentage chosen.</p> <p>Same question as in row 148</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM: 24.6.2020  Council compromise proposal:  <b>By [dd/mm] 2020</b>, Member States which do not take the decision referred to in paragraph 1 for financial year 2022 <b>and 2023</b>, may decide to make available as direct payments up to 15 %, or in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2022 <b>and 2023</b> by Union legislation adopted after the adoption of Council Regulation (EU) [xxxx/xxxx]*[MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by [dd/mm] 2020 <b>for the year 2021 and by 1 August 2021 for the year 2022</b> and shall set out the percentage chosen.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(2)(b), Amending Provision, second paragraph				
154	-----	-----		
Article 10(1), point(2)(b), Amending Provision, third paragraph				
155	* Council Regulation (EU) [...] of [...] [laying down the multiannual financial framework for the years 2021 to 2027 (OJ .....).];	*——— Council Regulation (EU) [...] of [...] [laying down the multiannual financial framework for the years 2021 to 2027 (OJ .....).];'		
Article 10(1), point(2)(ba), introductory part				
155a		<i>(ba) AM 79 in paragraph 2, the following subparagraph is added:</i>		TM 26.6.2020: EP: AM 79 withdrawn since it is covered in row 155.
Article 10(1), point(2)(ba), amending provision, paragraph				
155b		" <i>Where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, Member States which do not take the decision referred to</i>		TM: 12.6.2020: Council: To be treated at the end as it is related to the timetable of adoption.  TM 26.6.2020: EP: AM 79 withdrawn since it is

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>in paragraph 1 of this Article for financial year 2023, may by 31 December 2020 decide to make available as direct payments up to 15 % or, in the case of Bulgaria, Estonia, Spain, Latvia, Lithuania, Poland, Portugal, Romania, Slovakia, Finland and Sweden, up to 25 %, of the amount allocated to support financed under the EAFRD in financial year 2023 by Union legislation adopted after the adoption of Council Regulation (EU) .../... [MFF]. As a result, the corresponding amount shall no longer be available for support financed under the EAFRD. That decision shall be notified to the Commission by 31 December 2020 and shall set out the percentage chosen.</i></p>		covered in row 155.
Article 10(1), point(3), introductory part				
156	(3) the following Article 15a is added at the end of Chapter 1:			See row 157
Article 10(1), point(3), Amending Provision, first paragraph				



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
157	Article 15a			COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>2</sup> .
Article 10(1), point(3), Amending Provision, second paragraph				
158	Notifications for calendar year 2021	<p>‘</p> <p><b>AM 80</b></p> <p>Notifications for calendar <del>year</del> <i>years during the transitional period</i></p>		<p>TM 12.6.2020</p> <p>Council: 2 years issue, see row 50.</p> <p>TM 19.6.2020:</p> <p>Notifications for calendar year 2021 <b>and 2022</b></p>
Article 10(1), point(3), Amending Provision, third paragraph				
159	For calendar year 2021 Member States shall notify the percentages of the annual national ceiling referred to in Articles 22(2), 42(1), 49(1), 51(1) and 53(6) by 1	<p><b>AM 81</b></p> <p><b>For every</b><del>For</del> calendar year <del>2021</del><b>of the transitional period,</b> Member States shall notify the percentages of the annual national</p>	For calendar year 2021 Member States shall notify the percentages of the annual national ceiling referred to in Articles 22(2), <b>36(4)</b> , 42(1), 49(1), 51(1) and	Council mandate: footnote on the date: "To be adjusted depending on the likely time for adoption of this regulation."

<sup>2</sup> It is suggested to delete Article 15a introduced by the draft Transitional Regulation and replace it by amendments into the individual articles : Articles 22(2), 22(5) (overbooking of basic payment scheme), 36(4) (overbooking of single area payment scheme), 41(1), 42(1) (redistributive payment), 49(1) (payment for areas facing natural constraints), 51(1) (payment for young farmers), 53(1), 53(6) and 54 (voluntary coupled support).

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	August 2020.;	ceiling referred to in Articles 22(2), 42(1), 49(1), 51(1) and 53(6) by 1 August <del>2020</del> <i>of the preceding year.</i>	53(6) by <del>1 August</del> [dd/mm] 2020.;	<p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>TM 19.6.2020: For calendar year 2021 <b>and 2022</b> Member States shall notify the percentages of the annual national ceiling referred to in Articles 22(2), <b>36(4)</b>, 42(1), 49(1), 51(1) and 53(6) by <del>1 August</del>[dd/mm] <b>of the preceding year.</b></p> <p>TM: 24.6.2020: Council proposal: <del>For calendar year 2021</del> <b>and 2022</b> Member States shall notify the percentages of the annual national ceiling referred to in Articles 22(2), <b>36(4)</b>, 42(1), 49(1), 51(1) and 53(6) by <del>1 August</del>[dd/mm] <b><u>2020 for the calendar year 2021 and by 1 August for the calendar year 2022.</u></b> of the preceding year.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Council: technical remark: in Row 159 the "year 2021" is missing.</p> <p>Council new proposal:</p> <p>For calendar year 2021 and 2022 Member States shall notify the percentages of the annual national ceiling referred to in Articles 22(2), 36(4), 42(1), 49(1), 51(1) and 53(6) by <del>1 August</del>[dd/mm] 2020 for the calendar year 2021 and by 1 August 2021 for the calendar year 2022. <del>of the preceding year.</del></p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table<sup>3</sup>.</p>

<sup>3</sup> In Article 10(1), point(3), second paragraph, the introduction of article 15a is replaced by an amendment to Article 22(2) of R1307/2013: in Article 22(2), the first paragraph is replaced by the following paragraph:

'2. For each Member State, the amount calculated in accordance with the paragraph 1 of this Article may be increased by a maximum of 3 % of the relevant annual national ceiling set out in Annex II after deduction of the amount resulting from the application of Article 47(1) for the relevant year. When a Member State applies such an increase, that increase shall be taken into account by the Commission when setting the annual national ceiling for the basic payment scheme pursuant to paragraph 1 of this Article. For that purpose, Member States shall notify the Commission by 1 August 2014 of the annual percentages by which the amount calculated pursuant to paragraph 1 of this Article is to be

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(4), introductory part				
160	(4) in Article 22(5), the following second subparagraph is added:			
Article 10(1), point(4), Amending Provision, first paragraph				
161	‘ For calendar year 2021, if the ceiling for a Member State set by the Commission pursuant to paragraph 1 is different from that of the previous year as a result of a change in the amount set out in Annex II or as a result of any decision taken by that Member State in accordance with paragraph 3 of this Article, Article 14(1) or (2), Article 42(1), Article 49(1), Article 51(1), or Article 53, that Member State shall linearly reduce or increase the value of all payment entitlements and/or reduce or increase the national reserve or regional reserves in order to ensure compliance with	‘ <b>AM 82</b> <b><i>For every <del>For</del>-calendar year 2021 of the transitional period,</i></b> if the ceiling for a Member State set by the Commission pursuant to paragraph 1 is different from that of the previous year as a result of a change in the amount set out in Annex II or as a result of any decision taken by that Member State in accordance with paragraph 3 of this Article, Article 14(1) or (2), Article 42(1), Article 49(1), Article 51(1), or Article 53, that Member State shall linearly reduce or increase the value of all payment entitlements and/or reduce or increase the national reserve or		TM 19.6.2020: For calendar year 2021 <b>and 2022</b> , if the ceiling for a Member State set by the Commission pursuant to paragraph 1 is different from that of the previous year as a result of a change in the amount set out in Annex II or as a result of any decision taken by that Member State in accordance with paragraph 3 of this Article, Article 14(1) or (2), Article 42(1), Article 49(1), Article 51(1), or Article 53, that Member State shall linearly reduce or increase the value of all payment entitlements and/or reduce or increase the national reserve or regional reserves in order to ensure compliance with paragraph

increased. By [dd/mm] 2020, Member States shall notify the Commission of the annual percentage by which the amount calculated pursuant to paragraph 1 of this Article is to be increased for calendar year 2021.’ [adaptation necessary in case of 2 years transition]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	paragraph 4 of this Article.;	regional reserves in order to ensure compliance with paragraph 4 of this Article.;		4 of this Article.;
				TM 26.6.2020: Compromise text agreed by EP, Council
				COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>4</sup> .
Article 10(1), point(5), introductory part				
162	(5) in Article 23(6), the following fourth subparagraph is added:			
Article 10(1), point(5), Amending Provision, first paragraph				
163	For calendar year 2021, Member States applying the first subparagraph of paragraph 1 shall notify the Commission by 1 August 2020 of the decisions	<b>AM 83</b> <b>For every</b> For calendar year <del>2021</del> <b>of the transitional period,</b> Member States applying the first subparagraph of paragraph 1 shall	For calendar year 2021, Member States applying the first subparagraph of paragraph 1 shall notify the Commission by 1 August <del>2020</del> <b>[dd/mm]</b> 2020 of the	Council mandate: footnote on the date: "To be adjusted depending on the likely adoption of this regulation."

<sup>4</sup> In the compromise text presented above, the part "paragraph 3 of" should be deleted so that the article covers also Article 22(2) and the notification of overbooking of basic payment scheme for 2021.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	referred to in paragraph 2 and 3.;	notify the Commission by 1 August <del>2020</del> <b>of the preceding year</b> of the decisions referred to in <del>paragraph</del> <b>paragraphs</b> 2 and 3.;	decisions referred to in paragraph 2 and 3.;	<p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>TM 19.6.2020: For calendar year 2021 <b>and 2022</b>, Member States applying the first subparagraph of paragraph 1 shall notify the Commission by <b>1 October of the preceding year</b> of the decisions referred to in paragraph 2 and 3.;</p> <p>TM: 24.6.2020: Council proposal: <del>For calendar year 2021 and 2022</del>, Member States applying the first subparagraph of paragraph 1 shall notify the Commission by <b>[dd/mm]</b> 2020 for calendar year 2021 and by 1 August 2021 for calendar year 2022 <b>1 October of the preceding year</b> of the decisions referred to in paragraph 2 and 3.;</p>
Article 10(1), point(6), introductory part				
164				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(6) in Article 25, the following paragraph 11 is added:			
Article 10(1), point(6), Amending Provision(11), first subparagraph, introductory part				
165	<p>11. After having applied the adjustment referred to in Article 22(5), Member States that have made use of the derogation provided for in paragraph 4 of this Article may decide that payment entitlements held by farmers on 31 December 2019 having a value lower than the national or regional unit value for the year 2020 as calculated in accordance with the second subparagraph of this paragraph have their unit value increased towards the national or regional unit value in the year 2020. The increase shall be calculated under the following conditions:</p>	<p>11. <b>AM 84</b> After having applied the adjustment referred to in Article 22(5), Member States that have made use of the derogation provided for in paragraph 4 of this Article <del>may decide</del><b>shall ensure</b> that payment entitlements held by farmers on 31 December 2019 <b>and, where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, 31 December 2020,</b> having a value lower than the national or regional unit value for the <b>subsequent year of the transitional period</b> <del>year 2020</del> as calculated in accordance with the second subparagraph of this paragraph have their unit value increased towards the national or regional unit value in the <del>year 2020</del><b>corresponding year</b>. The increase shall be calculated under</p>		<p>TM 27.5.2020: EP: request to have <i>COM</i>: compulsory internal convergence. Political point for the EP. Council: we did not touch this issue <i>COM addition</i>: Council raised the issue of retroactivity of compulsory internal convergence from 2020. COM explained intention of continuity, no anticipation of the reform, no controversial elements for adoption. Political point</p> <p>TM: 10.6.2020: Council: AM 84-88. The Council maintained the COM proposal to have voluntary internal convergence. EP: EP text is clear, it's a political point. Hard to understand reasoning for the initial COM proposal. We haven't heard good</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		the following conditions:		<p>arguments.  COM: Its about the continuity, since in 2019 the internal convergence (tunnel) stopped We wanted to give flexibility for MSs to decide on it. If the relevant EP AM will be accepted, then we will have an issue of retroactivity. We should leave flexibility for MSs. Allow to do it but not to impose it to MSs.  For claim year 2020, beneficiaries have already submitted an application. So now is too late to have this provision in the Transitional Regulation.  EP: In case of 2 years transition, this point becomes even more important.  Council: Political decision to be taken.</p> <p>TM: 12.6.2020:  Council, EP: To be discussed at the political level.</p> <p>T2: EP withdraws AM 84 as part of the compromise package.</p>
Article 10(1), point(6), Amending Provision(11), first subparagraph, point(a)				



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
166	(a) the calculation method for the increase decided by the Member State is based on objective and non-discriminatory criteria;			
Article 10(1), point(6), Amending Provision(11), first subparagraph, point(b)				
167	(b) to finance the increase, all or part of the owned or leased-in payment entitlements held by farmers on 31 December 2019 having a value higher than the national or regional unit value in the year 2020 as calculated in accordance with the second subparagraph shall be reduced. That reduction shall apply to the difference between the value of those entitlements and the national or regional unit value in the year 2020. The application of that reduction shall be based on objective and non-discriminatory criteria, which may include the fixing of a maximum decrease.	(b) <b>AM 85</b> to finance the increase, all or part of the owned or leased-in payment entitlements held by farmers on 31 December 2019 <b>and, where Article -1(2) of the Regulation (EU) .../... [Transitional Regulation] applies, 31 December 2020,</b> having a value higher than the national or regional unit value in the <b>subsequent year of the transitional period</b> <del>year 2020</del> as calculated in accordance with the second subparagraph shall be reduced. That reduction shall apply to the difference between the value of those entitlements and the national or regional unit value in the <b>corresponding</b> year <del>2020</del> . The application of that reduction shall be based on objective and non-discriminatory		TM: 12.6.2020: Council, EP: To be discussed at the political level.  T2: EP withdraws AM 85 as part of the compromise package.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		criteria, which may include the fixing of a maximum decrease.		
Article 10(1), point(6), Amending Provision(11), second subparagraph				
168	The national or regional unit value for the year 2020 referred to in the first subparagraph shall be calculated by dividing the national or regional ceiling for the basic payment scheme set in accordance with Article 22(1) or 23(2) for the year 2020, excluding the amount of the national or regional reserve(s), by the number of the owned or leased-in payment entitlements held by farmers on 31 December 2019.	<b>AM 86</b> The national or regional unit value for the <del>year 2020</del> <b>years during the transitional period</b> referred to in the first subparagraph shall be calculated by dividing the national or regional ceiling for the basic payment scheme set in accordance with Article 22(1) or 23(2) for the year <del>2020</del> <b>in question</b> , excluding the amount of the national or regional reserve(s), by the number of the owned or leased-in payment entitlements held by farmers on 31 December <del>2019</del> <b>of the preceding year</b> .		TM: 12.6.2020: Council, EP: To be discussed at the political level.  T2: EP withdraws AM 86 as part of the compromise package.
Article 10(1), point(6), Amending Provision(11), third subparagraph				
169	By way of derogation from the first subparagraph, Member States that have made use of the derogation provided for in paragraph 4 may decide to keep	<del>By way of derogation from the first subparagraph, Member States that have made use of the derogation provided for in paragraph 4 may decide to keep</del>		TM: 12.6.2020: Council, EP: To be discussed at the political level.  T2: EP withdraws AM 87 as part

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	the value of payment entitlements calculated in accordance with that paragraph subject to the adjustment referred to in Article 22(5).	<i>the value of payment entitlements calculated in accordance with that paragraph subject to the adjustment referred to in Article 22(5).</i> <b>AM 87</b>		of the compromise package.
Article 10(1), point(6), Amending Provision(11), fourth subparagraph				
170	Member States shall inform farmers in due time of the value of their payment entitlements as calculated in accordance with this paragraph.;			
Article 10(1), point(7), introductory part				
171	(7) in Article 25, the following paragraph 12 is added:			
Article 10(1), point(7), Amending Provision(12)				
172	12. For calendar year 2021, Member States may decide to apply further internal convergence by applying paragraph 11 to the respective	12. <b>AM 88</b> <b>For the whole of the period of application of this Regulation</b> <del>For</del> <del>calendar year 2021</del> , Member States <del>may decide to</del> <b>shall</b> apply		TM: 12.6.2020: Council, EP: To be discussed at the political level.  T2: EP withdraws AM 88 as part of the compromise package.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	year.;	further internal convergence by applying paragraph 11 to the respective year.;		TM 26.6.2020: Compromise text: ,  12. For calendar year 2021 and 2022, Member States may decide to apply further internal convergence by applying paragraph 11 to the respective year.;
Article 10(1), point(8), introductory part				
173	(8) Article 29 is replaced by the following:			TM 26.6.2020: Agreed to keep COM text  COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>5</sup> .
Article 10(1), point(8), Amending Provision, first paragraph				
174	, Article 29			TM 26.6.2020: Agreed to keep COM text

<sup>5</sup> In Article 10(1), point(8), the introductory part (row 173) should be replaced by: “in Article 29 the following subparagraph is added:”. Rows 174 and 175 should be deleted (the article is not replaced but completed).

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>6</sup> .
Article 10(1), point(8), Amending Provision, second paragraph				
175	Notifications concerning the value of payment entitlements and convergence			TM 26.6.2020: Agreed to keep COM text  COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>7</sup> .
Article 10(1), point(8), Amending Provision, third paragraph				
176	For calendar year 2020, Member States shall notify their decisions referred to in Article 25(11) by [OPOCE within one month after entry into force of this Transitional Regulation].			TM 26.6.2020: Agreed to keep COM text  COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the

<sup>6</sup> Row 174 should be deleted (the article is not replaced but completed).

<sup>7</sup> Row 175 should be deleted (the article is not replaced but completed).

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				table <sup>8</sup> .
Article 10(1), point(8), Amending Provision, fourth paragraph				
177	For calendar year 2021, Member States shall notify their decisions referred to in Article 25(12) by 1 August 2020.;		For calendar year 2021, Member States shall notify their decisions referred to in Article 25(12) by <del>1 August</del> <b>[dd/mm]</b> 2020.;	<p>Council mandate: footnote on the date: "To be adjusted depending on the likely adoption of this regulation."</p> <p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>TM 19.6.2020: For calendar year 2021 <b>and 2022</b>, Member States shall notify their decisions referred to in Article 25(12) by <del>1 August</del><b>[dd/mm]</b> <b>of the preceding year</b>.;</p> <p>TM: 24.6.2020: Council proposal: <del>For calendar year 2021</del> <b>and 2022</b>, Member States shall notify their decisions referred to in Article 25(12) by <del>1 August</del><b>[dd/mm]</b> <b>2020 for calendar year 2021 and</b></p>

<sup>8</sup> Row 176 (Article 10(1), point(8), third paragraph) should be deleted: With the delays in adoption of transition, it does not appear adequate to separate the date for the notifications of internal convergence for 2020 and 2021 (see text provided in footnote 13).

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>by 1 August 2021 for calendar year 2022. <del>of the preceding year</del>;</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table<sup>9</sup>.</p>
Article 10, first paragraph, point(8a), introductory part				
177a		<p><b>AM 89</b>  <i>Where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, Member States shall notify, for calendar year 2022, any decisions referred to in Article 25(12) of this Regulation by 1 August 2021.</i></p>		<p>TM: 12.6.2020:  Council, EP: Technical but to be treated at the end as related to timetable of adoption.</p>
Article 10(1), point(9), introductory part				
178	(9) in Article 30(8), the following fourth subparagraph is added:			

<sup>9</sup> Article 10(1), point(8), current fourth paragraph (row 177) should be replaced by:

For calendar years 2020 and 2021, Member States shall notify their decisions referred to in Article 25(11) and 25(12) by [dd/mm] 2020. [adaptation necessary in case of 2 years]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(9), Amending Provision, first paragraph				
179	For allocations from the reserve in 2021, the amount of the reserve to be excluded in accordance with the second subparagraph shall be adjusted in accordance with the second subparagraph of Article 22(5). For allocations from the reserve in 2021, the third subparagraph of this paragraph shall not apply.;	<b>AM 90</b> For allocations from the reserve in 2021, <b>and, where Article -1(2) of Regulation (EU) .../...</b> <b>[Transitional Regulation] applies, for allocations from the reserve in 2022</b> , the amount of the reserve to be excluded in accordance with the second subparagraph shall be adjusted in accordance with the second subparagraph of Article 22(5). For allocations from the reserve in 2021 <b>and, where Article -1(2) of Regulation (EU) .../...</b> <b>[Transitional Regulation] applies, for allocations from the reserve in 2022</b> , the third subparagraph of this paragraph shall not apply.;		TM: 12.6.2020: Council: Related to 2 years transitional period.  TM 19.6.2020: For allocations from the reserve in 2021 <b>and 2022</b> , the amount of the reserve to be excluded in accordance with the second subparagraph shall be adjusted in accordance with the second subparagraph of Article 22(5). For allocations from the reserve in 2021 <b>and 2022</b> , the third subparagraph of this paragraph shall not apply.;  TM 26.6.2020: Compromise text agreed by EP, Council
Article 10(1), point(10), introductory part				
180	(10) in Article 36(1), the following second subparagraph is			TM 26.6.2020: Agreed to keep COM text.



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	inserted:			
Article 10(1), point(10), Amending Provision, first paragraph				
181	Member States applying in 2020 the single area payment scheme shall continue to do so after 31 December 2020.;			<p>TM 26.6.2020: Agreed to keep COM text.</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table<sup>10</sup>.</p>
Article 10(1), point(10a), introductory part				
181a		<b><i>(10a) AM 91 In Article 37(1), the following subparagraph is added:</i></b>	<b>(10a) in Article 37(1), the following subparagraph is added:</b>	<p>TM 10.6.2020: Council: AM 91-92 - Council and EP are close. COM: TNA should not continue, if it will, keep degressivity. EP: Council text can be acceptable but correct to 2 year</p>

<sup>10</sup> Additional point (10a) to Article 10 to be added with an additional row below (Article 15 a replaced by amendments individual articles):  
in Article 36(4), the second subparagraph is replaced by the following subparagraph:

‘For each Member State, the amount calculated in accordance with the first subparagraph of this paragraph may be increased by a maximum of 3 % of the relevant annual national ceiling set out in Annex II after deduction of the amount resulting from the application of Article 47(1) for the relevant year. When a Member State applies such an increase, that increase shall be taken into account by the Commission when setting the annual national ceiling for the single area payment scheme pursuant to the first subparagraph of this paragraph. For that purpose, Member States shall notify the Commission by 31 January 2018 of the annual percentages by which the amount calculated pursuant to paragraph 1 of this Article is to be increased each calendar year from 2018. By [dd/mm] 2020, Member States shall notify the Commission of the annual percentage by which the amount calculated pursuant to paragraph 1 of this Article is to be increased for calendar year 2021.’ [adaptation necessary in case of 2 years]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>transition.</p> <p>Preliminarily agreed at the technical level by the EP and Council but the only open issue seems to be related to 2 years. COM does not share this view.</p> <p>TM: 12.6.2020: Council, EP: Agree on the content and possible adaptation to two years. COM doesn't agree with the substance. Should be discussed on the political level.</p> <p>T2: Agreement on Council text (which covers AM 91) In the case of two year transition possibility of granting TNA support is maintained (50% in 2021 and 2022)</p>
Article 10(1), point(10a), Amending Provision, first paragraph				
181b		<p>"</p> <p><i>Member States granting transitional national aid in 2020 may continue to do so until the end of the transitional period referred to in Article -1 of</i></p>	<p>"</p> <p><b>Member States granting transitional national aid in the period 2015-2020 may decide to grant transitional national aid in 2021.'</b></p>	<p>TM 10.6.2020: EP, Council: In case of 2 years transition, possibility of granting TNA has to be maintained in 2022. COM: Does not share this view.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>Regulation (EU) .../... [Transitional Regulation].</i>	"	TM: 12.6.2020: Council, EP: Agree on the content and possible adaptation to two years. COM doesn't agree with the substance. Should be discussed on the political level.  T2: Agreement on Council text (which covers AM 91) In the case of two year transition possibility of granting TNA support is maintained also in 2022.
Article 10(1), point(10b), introductory part				
181c		<i>(10b) AM 92 In Article 37(4), the following indents are added:</i>	<b>(10b) in Article 37(4), the last indent is replaced by the following:</b>	TM 27.5.2020: EP, Council: positions on the transitional national aid are quite close. COM: not in favour of extension of TNA TM: 12.6.2020: Council, EP: Agree on the content and possible adaptation to two years. COM doesn't agree with the substance. Should be discussed on the political level.  T2: Agreement on Council text (which covers AM 92)

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(10b), Amending Provision, first paragraph				
181d		" - 50 % in 2021, - where Article -1(2) of <i>Regulation (EU) .../...</i> [Transitional Regulation] applies, 50 % in 2022.	" - 50% in 2020 and 2021.	" TM 10.6.2020: EP: In case of 2 years transition, the current level has to be maintained in 2022. COM: Degressivity is key for us in case of 2 years transitional period. Its state aid question. TM: 12.6.2020: Council, EP: Agree on the content and possible adaptation to two years. COM doesn't agree with the substance. Should be discussed on the political level.  T2: Agreement on Council text (which covers AM 92) In the case of two year transition level of support is maintained on 50%.
Article 10(1), point(11), introductory part				
182	(11) in Article 41(1), the following third subparagraph is added:			COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>11</sup> .

<sup>11</sup> Article 10(1), point(11), the introductory part should be replaced by:  
'In Article 41, the first paragraph is replaced by the following paragraph'

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(11), Amending Provision, first paragraph				
183	Member States may review their decision referred to in the first subparagraph by 1 August of the year preceding the year of application. They shall notify the Commission of any such decision by that date.;		Member States may review their decision referred to in the first subparagraph by <del>1 August</del> <b>[dd/mm]</b> of the year preceding the year of application. They shall notify the Commission of any such decision by that date.;	<p>Council mandate: footnote on the date: "To be adjusted depending on the likely time for adoption of this regulation."</p> <p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table<sup>12</sup>.</p>
Article 10(1), point(12), introductory part				
184	(12) in Article 42(1), the			

<sup>12</sup> In Article 10(1), point(11), the first paragraph should be replaced by:

'1. Member States may decide by 1 August of any given year to grant, from the following year, an annual payment to farmers who are entitled to a payment under the basic payment scheme referred to in Sections 1, 2, 3 and 5 of Chapter 1 or under the single area payment scheme referred to in Section 4 of Chapter 1 ("the redistributive payment"). From or calendar year 2021, Member States may take such a decision by [dd/mm] 2020.

Member States already applying the redistributive payment may review their decision to grant the scheme and the details of the scheme by [dd/mm] 2020 for calendar year 2021. Member States shall notify the Commission of any such decision by the date referred to in the first and second subparagraphs.' [adaptation necessary in case of 2 years transition]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	following second subparagraph is added:			
Article 10(1), point(12), Amending Provision, first paragraph				
185	<p>Member States may review their decision referred to in the first subparagraph by 1 August of the year preceding the year of application. They shall notify the Commission of any such decision by that date.;</p>		<p>Member States may review their decision referred to in the first subparagraph by <del>1</del> August[dd/mm] of the year preceding the year of application. They shall notify the Commission of any such decision by that date.;</p>	<p>Council mandate: footnote on the date: "To be adjusted depending on the likely time for adoption of this regulation."</p> <p>TM 10.6.2020: Technical but to be treated at the end as related to timetable of adoption.</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table<sup>13, 14</sup></p>

<sup>13</sup> In Article 10(1), point(12), the first paragraph should be replaced by:

‘Member States shall notify by [dd/mm] 2020 the percentage referred to in the first subparagraph for calendar year 2021.’ [adaptation necessary in case of 2 years transition]

<sup>14</sup> Additional point (12a) to be added to Article 10 with an additional row (Article 15a replaced by amendments in the individual articles) :

in Article 49(1), the following third subparagraph is added:

‘Member States granting payments in accordance with Article 48 in calendar year 2020 shall notify by [dd/mm] 2020 the percentage referred to in the first subparagraph for calendar year 2021.’ [adaptation necessary in case of 2 years transition]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				15
Article 10(1), point(12a), introductory part				
185a			<b>(12a) in Article 52, the paragraph 10 is replaced by the following:</b>	See row 185b TM: 12.6.2020: Council: need to adjust it with 2 years.  T2: A-item, Council text was endorsed.  COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the table <sup>16</sup> .
Article 10(1), point(12a), Amending Provision, first paragraph				
185b			<b>" The Commission is empowered to adopt delegated acts in accordance with Article 70</b>	TM 27.5.2020: COM: no problem with this Council text TM 10.6.2020: Council: need to adjust it with 2

<sup>15</sup> Additional point (12b) to be added to Article 10 with an additional row (Article 15a replaced by amendments in the individual articles) :  
in Article 51(1), the first subparagraph is replaced by the following subparagraph:

'1. In order to finance the payment for young farmers, Member States shall use a percentage, which shall not be higher than 2 %, of the annual national ceiling set out in Annex II. The Member States shall notify the Commission, by 1 August 2014, of the estimated percentage necessary to finance that payment. By [dd/mm] 2020, Member States shall notify the Commission of the estimated percentage necessary to finance that payment for calendar year 2021.' [adaptation necessary in case of 2 years transition]

<sup>16</sup> Given the introduction of two additional points just before in article 10, this point should be renamed 12c.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			<p>supplementing this Regulation as regards measures in order to avoid beneficiaries of voluntary coupled support suffering from structural market imbalances in a sector. Those delegated acts may allow Member States to decide that such support may continue to be paid until 2021 on the basis of the production units for which voluntary coupled support was granted in a past reference period.</p>	<p>years.</p> <p>TM 12.6.2020</p> <p>T2: A-item, Council text was endorsed.</p> <p><b>TM 19.6.2020:</b> The Commission is empowered to adopt delegated acts in accordance with Article 70 supplementing this Regulation as regards measures in order to avoid beneficiaries of voluntary coupled support suffering from structural market imbalances in a sector. Those delegated acts may allow Member States to decide that such support may continue to be paid until <b>2022</b> on the basis of the production units for which voluntary coupled support was granted in a past reference period.</p> <p>TM 24.6.2020: Council, EP: compromise text on 19.6 acceptable.</p> <p>COM: The delays in adoption of the transitional regulation trigger further technical changes regarding DP notifications going beyond what is currently in the</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				table <sup>17, 18 19</sup>
Article 10(1), point(13), introductory part				
186	(13) in Article 58, paragraph 3 is replaced by the following:			

<sup>17</sup> Additional point (12d) to be added to Article 10 with an additional row (Article 15a replaced by amendments in the individual articles) :  
in Article 53(1), the following second subparagraph is added:

‘Member States not having granted voluntary coupled support until claim year 2020 may take a decision in accordance with the first subparagraph for calendar year 2021 by [dd/mm] 2020.’ [adaptation necessary in case of 2 years transition]

<sup>18</sup> Additional point (12e) to be added to Article 10 with an additional row (Article 15a replaced by amendments in the individual articles) :  
Article 53(6) is replaced by the following paragraph:

‘6 . Member States may, by 1 August of any given year, review their decision pursuant to this Chapter.

By 8 February 2020, Member States may also review their decision pursuant to this Chapter to the extent necessary to adjust to the decision on flexibility between pillars for calendar year 2020 taken in accordance with Article 14.

Member States shall decide by [dd/mm] 2020 if they continue or cease granting voluntary coupled support for claim year 2021.

By means of a review pursuant to the first and second subparagraphs of this paragraph, or a notification pursuant to the third subparagraph of this paragraph, Member States may decide with effect from the following year:

- (a) to leave unchanged, increase or decrease the percentage fixed pursuant to paragraphs 1, 2 and 3, within the limits laid down therein where applicable, or to leave unchanged or decrease the percentage fixed pursuant to paragraph 4;
- (b) to modify the conditions for granting the support;
- (c) to cease granting the support under this Chapter.

Member States shall notify the Commission of any decision relating to the first, second and third subparagraphs of this paragraph by the respective dates referred to in those subparagraphs. The notification of the decision relating to a review pursuant to the second subparagraph of this paragraph shall explain the link between the review and the decision on flexibility between pillars for calendar year 2020 taken in accordance with Article 14.’ [adaptation necessary in case of 2 years transition]

<sup>19</sup> Additional point (12f) to be added to Article 10 with an additional row (Article 15a replaced by amendments in the individual articles) :  
in Article 54, the first paragraph is replaced by the following paragraph:

‘1. Member States shall notify the Commission of the decisions referred to in Article 53 by the dates referred to in that Article. Except for the decision referred to in point (c) of Article 53(6), the notification shall include information on the regions targeted, the selected types of farming or sectors, and the level of support to be granted The notifications of the decisions referred to in the second subparagraph of Article 53(1) and of the decision referred to in the third subparagraph of Article 53(6) shall also include the percentage of the national ceiling referred to in Article 53 for calendar year 2021.’ [adaptation necessary in case of 2 years transition]

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 10(1), point(13), Amending Provision(3), first subparagraph, introductory part				
187	<p>3. The amount of the crop-specific payment per hectare of eligible area shall be calculated for 2020 by multiplying the yields established in paragraph 2 with the following reference amounts:</p>		<p>3. The amount of the crop-specific payment <b>for cotton</b> per hectare of eligible area shall be calculated for 2020 by multiplying the yields established in paragraph 2 with the following reference amounts:</p>	<p>TM 27.5.2020: Council, COM: minor editorial change EP: Council text acceptable for the EP.  T2: A-item, Council text was endorsed.</p>
Article 10(1), point(13), Amending Provision(3), first subparagraph, first indent				
188	- Bulgaria: EUR 649,45,			
Article 10(1), point(13), Amending Provision(3), first subparagraph, second indent				
189	- Greece: EUR 234,18,			
Article 10(1), point(13), Amending Provision(3), first subparagraph, third indent				
190	- Spain: EUR 362,15,			
Article 10(1), point(13), Amending Provision(3), first subparagraph, fourth indent				
191				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	- Portugal: EUR 228,00.			
Article 10(1), point(13), Amending Provision(3), second subparagraph, introductory part				
192	The amount of the crop-specific payment per hectare of eligible area shall be calculated for 2021 by multiplying the yields established in paragraph 2 with the following reference amounts:		The amount of the crop-specific payment <b>for cotton</b> per hectare of eligible area shall be calculated for 2021 by multiplying the yields established in paragraph 2 with the following reference amounts:	<p>TM 27.5.2020: Council, COM: minor editorial change EP: ok for us</p> <p>T2: A-item, Council text was endorsed.</p> <p>TM 19.6.2020: The amount of the crop-specific payment <b>for cotton</b> per hectare of eligible area shall be calculated for 2021 <b>and 2022</b> by multiplying the yields established in paragraph 2 with the following reference amounts:</p>
Article 10(1), point(13), Amending Provision(3), second subparagraph, first indent				
193	- Bulgaria: EUR 624,11,	<p>‘</p> <p>- <b>AM 93</b> Bulgaria: EUR <del>624,11</del><sup>X*1</sup></p> <p>_____</p> <p><i>1. *In its resolution of 14 November</i></p>	- Bulgaria: EUR [ <del>624,11</del> ]624,11,	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		
Article 10(1), point(13), Amending Provision(3), second subparagraph, second indent				
194	- Greece: EUR 225,04,	<p>- <b>AM 94</b> Greece: EUR <del>225,04</del><sup>X</sup>,<sup>1</sup></p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the</i></p>	- Greece: EUR [225,04]225,04,	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i>		
Article 10(1), point(13), Amending Provision(3), second subparagraph, third indent				
195	- Spain: EUR 348,03,	- <b>AM 95</b> Spain: EUR <del>348,03</del> <sup>X</sup> , <sup>1</sup>  <i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in</i>	- Spain: EUR [ <b>348,03</b> ] <del>348,03</del> ,	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>accordance with Article 312(4) TFEU.</i>		
Article 10(1), point(13), Amending Provision(3), second subparagraph, fourth indent				
196	- Portugal: EUR 219,09.;	- <b>AM 96</b> Portugal: EUR <del>219,09</del> <sup>X</sup> . <sup>1</sup> ;  <i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i>	- Portugal: EUR [219,09]219,09.;	MFF related
Article 10, first paragraph, point(13a)				
196a		<b>AM 97</b> <i>Where Article -1(2) of</i>		MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>Regulation (EU) .../... [Transitional Regulation] applies, the amount of the crop-specific payment per hectare of eligible area shall be calculated for 2022 by multiplying the yields established in paragraph 2 with the following reference amounts:</i></p> <ul style="list-style-type: none"> <li><i>– Bulgaria: EUR X*,</i></li> <li><i>– Greece: EUR X*,</i></li> <li><i>– Spain: EUR X*,</i></li> <li><i>– Portugal: EUR X*<sup>a 1</sup></i></li> </ul> <hr/> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		
Article 10(1), point(14)				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
197	(14) Annexes II and III are amended in accordance with Annex II to this Regulation.			TM 26.6.2020: Agreed to keep COM text.
Article 11				
198	Article 11 Amendments to Regulation (EU) No 1308/2013			TM 10.6.2020: EP demands are covered in Article 11.
Article 11, first paragraph, introductory part				
199	Regulation (EU) No 1308/2013 is amended as follows:			
Article 11,, point(0), introductory part				
199a			<b>(0) in Article 29 (1), the following second subparagraph is added:</b>	TM 12.6.2020: T2: A-item, Council text was endorsed.
Article 11, point(0), Amending Provision, first paragraph				
199b			" <b>By way of derogation to subparagraph 1, work programmes drawn up for the</b>	" Council mandate: footnote on the date: "To be adjusted depending on the likely



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
			<p><b>period running from 1 April 2018 until 31 March 2021, shall be extended and shall end on 31 December 2021. The relevant producer organisations recognised under Article 152 of this Regulation, the relevant associations of producer organisations recognised under Article 156 of this Regulation and the relevant interbranch organisations recognised under Article 157 of this Regulation shall modify their work programmes to take account of this extension. The modified work programmes shall be notified to the Commission by [31 December 2020];</b></p>	<p>adoption of this regulation."</p> <p>TM 10.6.2020: Council: In the case of 2 years transition, possibility of the adoption of new programmes (till 31.12.2022) should be envisaged. EP: Could accept Council text . COM: If we would go for 2 years transition, Council proposal would be acceptable.</p> <p>TM 12.6.2020: T2: A-item (PM: Among others, also 2 year issue – see row 50</p> <p>T2: Agreement on Council text. In case of two- year transitional period, the text would need to be adapted to ensure possibility of the adoption of new programmes.</p> <p>TM 19.6.2020: By way of derogation to subparagraph 1, work programmes drawn up for the period running from 1 April 2018</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>until 31 March 2021, may be extended <b><u>or replaced by newly adopted programme</u></b> which shall end on 31 December <b><u>2022</u></b>. The relevant producer organisations recognised under Article 152 of this Regulation, the relevant associations of producer organisations recognised under Article 156 of this Regulation and the relevant interbranch organisations recognised under Article 157 of this Regulation shall modify their work programmes to take account of this extension <u>or they may submit a new work programme for adoption.</u> The modified or new work programmes shall be notified to the Commission by [31 December 2020];</p> <p>To be discussed. COM to check if this is possible to implement.</p> <p>TM: 24.6.2020: Council compromise proposal which replaces the compromise from 19.6.2020:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>Work programmes drawn up for the period running from 1 April 2021 shall end on 31 December 2022.</p> <p>Council: All new programmes should end on 31.12.2022 and new programmes should be established.</p> <p>COM: No problem, except that we don't support 2 year transition. Might have a look at drafting.</p> <p>EP: Agrees with compromise text.</p>
Article 11(1), point(1), introductory part				
200	(1) in Article 29, paragraph 2 is replaced by the following:			
Article 11(1), point(1), Amending Provision(2), first subparagraph, introductory part				
201	2. The Union financing of the work programmes referred to in paragraph 1 shall be for 2020:			
Article 11(1), point(1), Amending Provision(2), first subparagraph, point(a)				
202				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	(a) EUR 11 098 000 for Greece;			
Article 11(1), point(1), Amending Provision(2), first subparagraph, point(b)				
203	(b) EUR 576 000 for France;			
Article 11(1), point(1), Amending Provision(2), first subparagraph, point(c)				
204	(c) EUR 35 991 000 for Italy.			
Article 11(1), point(1), Amending Provision(2), second subparagraph, introductory part				
205	The Union financing for the work programmes referred to in paragraph 1 shall be for 2021:			
Article 11(1), point(1), Amending Provision(2), second subparagraph, point(a)				
206	(a) EUR 10 666 000 for Greece;	‘ (a) <b>AM 98</b> <b>EUR X*<sup>1</sup>EUR 10 666 000</b> for Greece;  <i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European</i>	(a) EUR [10 666 000] for Greece;	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		
Article 11(1), point(1), Amending Provision(2), second subparagraph, point(b)				
207	(b) EUR 554 000 for France;	<p>(b) <b>AM 99</b> <b>EUR X*EUR-554 000</b> for France;</p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the</i></p>	(b) EUR [554 000] for France;	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i>		
Article 11(1), point(1), Amending Provision(2), second subparagraph, point(c)				
208	(c) EUR 34 590 000 for Italy.;	(c) <del>EUR 34 590 000</del> <b>AM 100</b> EUR X* <sup>1</sup> for Italy.;	(c) EUR [34 590 000] for Italy.?’;	MFF related
		<i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i>		
Article 11(1), point(1), Amending Provision(2), second subparagraph a				
208a				MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><b>AM 101</b>  <i>Where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, the Union financing for the work programmes referred to in paragraph 1 shall, for 2022, be:</i></p> <p><i>(a) EUR X<sup>*1</sup> for Greece;</i>  <i>(b) EUR X<sup>*</sup> for France; and</i>  <i>(c) EUR X<sup>*</sup> for Italy.</i></p> <hr/> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		
Article 11, first paragraph, point(1a), introductory part				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
208b			<b>(1a) in Article 33(1), the following third and fourth subparagraphs are added:</b>	<p>TM 27.5.2020: Council: related to fruit and vegetables programmes EP: explanation is clear COM: have problems with this Council text (not carry-over but you have a dual approach now)</p> <p>TM 12.6.2020 EP can agree with the Council text.</p> <p>T2: Agreed as an A-item.</p>
Article 11, first paragraph, point(1a), Amending Provision, a				
208c			<p>"</p> <p><b>‘Operational programmes for which an extension in line with the maximum duration of five years referred to in the first subparagraph is to be approved after the entry into force of Regulation EU [XXXX/XXXX] [Transitional regulation] may only be extended until 31 December 2021.</b></p>	<p>TM: 10.6.2020: EP: Council text could be acceptable. But need to adjusted as regards 2 years transitional period. COM: row 208c Council proposal could be acceptable Council: In case of 2 years transition, programmes perhaps should be extended till 31.12.2022.</p> <p>TM 12.6.2020 EP can agree with the Council text.</p> <p>T2: Agreed as an A-item (PM:</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>but pending possible adjustments to the 2 year transition.)</p> <p>TM 19.6.2020: ‘Operational programmes for which an extension in line with the maximum duration of five years referred to in the first subparagraph is to be approved after the entry into force of Regulation EU [XXXX/XXXX] [Transitional regulation] may only be extended until 31 December <u>2022</u>.</p> <p>TM 26.6.2020: EP, Council: agree with the compromise text.</p>
Article 11, first paragraph, point(1a), Amending Provision, b				
208d			<p><b>By way of derogation to the first subparagraph, new operational programmes that are approved after the entry into force of Regulation EU [XXXX/XXXX] [Transitional regulation] shall have a maximum duration of three years.’;</b></p> <p>"</p>	<p>TM: 10.6.2020: COM: row 208d: risk of having old and new systems running in parallel. MSs should be aware of this. Running of up to 3 years a full set of two systems with management and controls applied differently. In addition, producer organisations (POs) – with new programmes will be submitted to</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>old rules. Especially, they will be not submitted to new environmental obligations, while the other POs under new rules will do.</p> <p>Council: MSs are aware of the risk of having a double system and possible different treatment of POs. But we cannot put aside approved POs who want to start new operational programme during the transitional period. They cannot wait till the adoption of the national strategic plans. Council wanted to ensure here that approved POs can start new operational programmes during the transitional period before national strategic plans are in place. If we don't regulate this, there is also a risk.</p> <p>EP: To be checked</p> <p>TM 12.6.2020 EP can agree with the Council text.</p> <p>T2: A-item, Council text was endorsed.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>TM 19.6.2020:</p> <p><b>Find the right place for it and check the drafting.</b></p> <p>The national programmes in the apiculture sector</p> <p>4. The national programmes in the apiculture sector referred to in Article 55 of Regulation (EU) No 1308/2013 shall end on 31 <del>July</del> <b>December</b> 2022. Articles 55, 56 and 57 of Regulation (EU) No 1308/2013 shall continue to apply <del>after 31 December 2021</del> as regards expenditure incurred and payments made for operations implemented pursuant to that Regulation before <del>1 August 2022</del> <b>1 January 2023</b> within the aid scheme referred to in Article 55 of that Regulation.</p> <p>TM 24.6.2020: COM: Drafting problem as Regulation 1308/2013 is not repealed and continues to apply.</p> <p>TM 26.6.2020: Council compromise proposal:</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>“In Article 11 of the Transitional Regulation :  (1b) in Article 55 (1), the following second subparagraph is added:  ‘By way of derogation to subparagraph 1, national programmes drawn up for the period running from 1 August 2019 until 31 July 2022 shall be extended and shall end on 31 December 2022. Member States shall modify their national programmes to take account of this extension and shall notify the modified programmes to the Commission for approval.’</p> <p>TM 26.6.2020:  Compromise text of 26.6 agreed.  See new row 208e</p>
Article 11, first paragraph, point(1b)				
208e				<p>(1b) in Article 55 (1), the following second subparagraph is added:  ‘By way of derogation to subparagraph 1, national programmes drawn up for the period running from 1 August</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				2019 until 31 July 2022 shall be extended and shall end on 31 December 2022. Member States shall modify their national programmes to take account of this extension and shall notify the modified programmes to the Commission for approval.'
Article 11(1), point(2), introductory part				
209	(2) in Article 58, paragraph 2 is replaced by the following:			
Article 11(1), point(2), Amending Provision(2), first subparagraph				
210	‘ 2. The Union financing for the aid to producer organisations provided for in paragraph 1 shall be for 2020 EUR 2 277 000 for Germany.			
Article 11(1), point(2), Amending Provision(2), second subparagraph				
211	The Union financing for the aid to producer organisations provided for in paragraph 1 shall be for 2021 EUR 2 188 000 for	‘ <b>AM 102</b> The Union financing for the aid to producer organisations provided	The Union financing for the aid to producer organisations provided for in paragraph 1 shall be for 2021 EUR [2 188 000] for	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	Germany.;	<p>for in paragraph 1 shall be for 2021 EUR <del>2 188 000X</del><sup>*1</sup> for Germany.;</p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>	Germany.;	
Article 11, first paragraph, point(2a), introductory part				
211a			<b>(2a) in Article 68(1), the second sentence of the second subparagraph is replaced by the following:</b>	<p>TM 12.6.2020 EP could agree Council text but pending the 2 years transition.</p> <p>TM 12.6.2020: T2: A-item. Agreement on</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				Council compromise text.
Article 11, first paragraph, point(2a)(i)				
211b			<p><b>‘Member States may decide to allow producers to submit such a request to convert rights into authorisations until 31 December 2021.’.</b></p>	<p>TM 27.5.2020: Council: to bridge gap before the CAP SP is in place. EP: we have a similar amendment. COM: understand that this may be needed. See row 211g</p> <p>TM 10.6.2020: Council: The Council text is related to AM 104 and 105. EP: Council text is acceptable but AM 105 is also needed. Its very important that given authorisations will be still valid during the third year after the end of the transitional period.</p> <p>COM: Council text covering AM 104 could be acceptable but AM 105 could be complicated as it is too long period. 3 years gets away from transitional period. We move too far from the transitional period.</p> <p>Council: AM 105 from technical point of view could be acceptable</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>but need to further check. If we extend the deadline for converting rights into authorisations until the end of the transitional period (31.12.2021 or 31.12.2022), we should also extend the validity of granted authorisations accordingly (for 3 years).</p> <p>TM: 12.6.2020: Council compromise text: <b>Member States may decide to allow producers to submit such a request to convert rights into authorisations until 31 December 2021[/2022]. If these authorisations are not used, they shall expire at the 31 December of the 2024[/2025].</b></p> <p>TM 12.6.2020 EP could agree Council compromise text but pending the 2 years transition.</p> <p>T2: Agreement on Council compromise text in principle, but text related to the expiration of authorisations shall be provided under Article 68(2) of 1308/2013 Regulation instead of Article 68(1). To be prepared on the</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>technical level as an A-item for the 3 trilogue.</p> <p>TM 19.6.2020: Council compromise text: ‘Member States may decide to allow producers to submit such a request to convert rights into authorisations until 31 December <u>2022.</u>’.</p> <p>See row 211i</p>
Article 11, first paragraph, point(2ba)				
211ba				<p>TM 24.6.2020: [NEW Row 211ba] In Article 11 of the Transitional Regulation the following points would be introduced:</p> <p>After the current point (2) and before the current point (2a) (after row 211):</p> <p>"(2x) In Art 62(3) the following second subparagraph is added:</p> <p>“(6) By way of derogation to the first subparagraph, a) authorisations granted in</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>accordance with Articles 64 and 66(1), which expire in the year 2020, shall only expire by 31 December 2021; and</p> <p>b) producers who hold planting authorisations in accordance with Articles 64 and 66(1), which expire in the year 2020 shall not be subject to the administrative penalty referred to in Article 89(4) of Regulation (EU) No 1306/2013 provided that they inform the competent authorities by 31 December 2020 that they do not intend to make use of their authorisation and do not wish to benefit from the extension of their validity referred to in letter (a); "</p> <p>[See also row 235]</p>
Article 11, first paragraph, point(2b)				
211c			<b>(2b) in Article 214a, the following subparagraph is added:</b>	<p>See row 211d</p> <p>T2: Agreement on Council text.</p>
Article 11, first paragraph, point(2c)				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
211d			<p><b>‘In 2021 Finland may continue to grant the national aids referred to in paragraph 1 subject to the same conditions and amounts as authorised by the Commission for year 2020.’;</b></p>	<p>TM 27.5.2020: EP: Council wording could be fine for the EP (EP has also a similar text). EP: Agrees with Council text but with reference on 2022. (Similar to EP AM 108 in rows 211n and 211o) COM: Cannot agree with Council text.</p> <p>TM 12.6.2020: Council compromise text <b>‘In 2021 [and 2022] Finland may continue to grant the national aids referred to in paragraph 1 subject to the same conditions and amounts as authorised by the Commission for year 2020.’;</b></p> <p>Council, EP: Agree on the content and possible adaptation to two years. COM doesn’t agree with the substance. Should be discussed on the political level.</p> <p>T2: Agreement on Council text and possible adaptation to two years, where the level of support</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				will be maintained.
Article 11, first paragraph, point(2a), introductory part				
211e		<p><b>AM 103</b>  <b>Where Article -1(2) of Regulation (EU) .../... [Transitional Regulation] applies, the Union financing for the aid to producer organisations provided for in paragraph 1 shall, for 2022, be EUR X*1 for Germany.</b></p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament took a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 11, first paragraph, point(2a)				
211f		<i>(2a) AM 104 in Article 68, paragraph 1 is replaced by the following:</i>		TM 10.6.2020: Council can accept AM 104.  See row 211b  T2: Agreement under row 211b.
Article 11, first paragraph, point(2a)				
211g		<i>"1. Planting rights granted to producers in accordance with Article 85h, Article 85i or Article 85k of Regulation (EC) No 1234/2007 before 31 December 2015 which have not been used by those producers and are still valid by that date may be converted into authorisations under this Chapter as from 1 January 2016. Such conversion shall take place upon a request to be submitted by those producers before 31 December 2015. Member States may decide to allow producers to submit such a request to convert rights into authorisations until 31 December of the last year of the</i>		TM 10.6.2020: Council can accept AM 104.  See row 211k  T2: Agreement under row 211b.

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>transitional period as referred to in Article -1 of Regulation (EU) .../... [Transitional Regulation].”</i>		
Article 11, first paragraph, point(2b)				
211h		<i>(2b) AM 105 in Article 68, paragraph 2 is replaced by the following:</i>		TM 10.6.2020: Council could accept AM 105, to be checked.  See row 211b.  T2: Agreement under row 211b.
Article 11, first paragraph, point(2b)				
211i		<i>"2. Authorisations granted pursuant to paragraph 1 shall have the same period of validity as the planting rights referred to in paragraph 1. If these authorisations are not used, they shall expire at the latest by 31 December 2018, or, where a Member State has taken the decision referred to in the second subparagraph of paragraph 1, at the latest by 31 December of the third year after the end of the transitional period referred to in Article -1 of Regulation (EU) .../... [Transitional Regulation].”</i>		TM 10.6.2020: Council could accept AM 105, to be checked.  See row 211b.  T2: Agreement under row 211b.  TM 19.6.2020: Compromise text: <i>'2. Authorisations granted pursuant to paragraph 1 shall have the same period of validity as the planting rights referred to in paragraph 1. If these</i>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>authorisations are not used, they shall expire at the latest by 31 December 2018, or, where a Member State has taken the decision referred to in the second subparagraph of paragraph 1, at the latest by 31 December 2025.”</i></p> <p><i>EP: will double check, but looks fine.</i></p> <p><i>COM: Problem was legal drafting. Now being solved.</i></p>
Article 11, first paragraph, point(2c)				
211j		<p><b><i>(2c) AM 106</i></b>  <b><i>In Title II, Chapter III, Section 4, the following Article is added:</i></b></p>		<p>TM 27.5.2020:  EP: AM 106 would allow to regulate olive oil sector. Extension of old rules to sector currently in crisis, the same system exists already in wine sector. Priority for the EP. Political issue for the EP.  Council: This AM might be considered as a new element which goes beyond the Transitional Regulation and the principle of continuity of the current rules.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>COM: this should not be regulated under the Transitional Regulation. Not continuation of existing rules, this is a novelty for us. Let's see to what extent it is needed and what already exist in current regulation.</p> <p>TM 10.6.2020: Council: AM 106 we have similar text in CAP SP regulation. Text as such could be acceptable at the technical level. The main problem is that it goes beyond the transitional period. Political decision needed - do we introduce it now or we wait for the reform package to be adopted.</p> <p>EP: Strongly ask that this should be extended to olive oil (covid and Airbus related), essential tool without budgetary impact.</p> <p>COM: Not about new rules but about continuity of rules. We take note of the EP comments. Need to adjust drafting, e.g. olive oil and table olives.</p> <p>COM: Will provide an adjusted text.</p> <p>See row 211k</p>



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				T2: AM 106 accepted with text adjustment provided by COM (agreed as part of the compromise package). See row 211k.
Article 11, first paragraph, point(2c)				
211k		<p><i>“Article 167a Marketing rules to improve and stabilise the operation of the common market in the olive oil sector</i></p> <p><i>1. In order to improve and stabilise the operation of the common market in the olive oil sector, producer Member States may lay down marketing rules to regulate supply. Such rules shall be proportionate to the objective pursued and shall not:</i></p> <p><i>(a) relate to any transaction after the first marketing of the produce concerned;</i></p> <p><i>(b) allow for price fixing, including where prices are set for guidance or recommendation;</i></p> <p><i>(c) render unavailable an excessive proportion of the yield that would otherwise be</i></p>		<p>See row 211j</p> <p>TM 12.6.2020: COM drafting proposal: Marketing rules to improve and stabilise the operation of the common market <i>in <del>the olive oils sector</del></i></p> <p>1. In order to improve and stabilise the operation of the common market in <i><del>the olive oils sector</del>, including the olives from which they derive</i>, producer Member States may lay down marketing rules to regulate supply.</p> <p>Such rules shall be proportionate to the objective pursued and shall not:</p> <p>(a) relate to any transaction after the first marketing of the produce concerned;</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>available.</i></p> <p><i>2. The rules provided for in paragraph 1 shall be brought to the attention of operators by being published in full in an official publication of the Member State concerned.</i></p> <p><i>3. Member States shall notify the Commission of any decisions taken under this Article.”</i></p>		<p>(b) allow for price fixing, including where prices are set for guidance or recommendation; (c) render unavailable an excessive proportion of the <b>yield production of the marketing year</b> that would otherwise be available.</p> <p>EP: Supports the new proposed wording.</p> <p>To be discussed at the political trilogue.</p> <p>T2: Agreement on compromise text provided on 12.06.2020 as COM compromise text(see above).</p>
Article 11, first paragraph, point(2d)				
2111		<p><i>(2d) AM 107</i> <i>In Article 211, the following paragraph is added:</i></p>		<p>See row 211m</p> <p>T2: compromise text related to the AM 107 agreed as part of the compromise package. The compromise text is provided in row 211m.</p>
Article 11, first paragraph, point(2d)				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
211m		<p><i>"2a. By way of derogation from paragraph 1 and in order to limit the effects of income variability, by encouraging farmers to build up savings in good years in order to cope with bad years, Articles 107, 108 and 109 TFEU shall not apply to national fiscal measures whereby Member States decide to deviate from general tax rules by allowing for the income tax base applied to farmers to be calculated on the basis of a multiannual period, including by carrying forward part of the tax base including by deferring part of the tax base, or by allowing the exclusion of amounts placed in a dedicated agricultural savings account."</i></p>		<p>TM 27.5.2020 EP: on AM 107 we will come back on this. TM 10.6.2020: EP: AM 107 - new CAP reform proposed this but we should do it already during the transitional period, due to the current crisis. Can help farmers and bring security. Council: Article 133 CAP SP proposal - council text. EP: This Council text is acceptable. Council: It passed technical level in Council. Goes beyond council mandate but at technical level can say could be fine.</p> <p>TM 10.6.2020: Compromise text: <i>By way of derogation from paragraph 1, Articles 107, 108 and 109 TFEU shall not apply to national fiscal measures whereby Member States decide to deviate from general tax rules by allowing for the income tax base applied to farmers to be calculated on the basis of a multiannual period with a view to evening out the tax base over a</i></p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p><i>certain number of years.</i></p> <p>COM: This compromise text could be acceptable, similar to CAP reform text (although you advance the reform). Will analyse and give feedback if appropriate.</p> <p>TM 12.6.2020: To be discussed at the political level.</p> <p>T2: Agreement on compromise text provided on 10.06.2020. (see above)</p>
Article 11, first paragraph, point(2e)				
211n		<p><i>(2e) AM 108</i> <i>In Article 214a, the following paragraph is inserted after the first paragraph:</i></p>		<p>See row 211o</p> <p>EP withdraws AM 108 as it is covered in Council text (row 211d).</p> <p>T2: Agreed.</p>
Article 11, first paragraph, point(2e)				
211o		<p><i>"By way of derogation from the first paragraph and subject to authorisation by the Commission, Finland may,</i></p>		<p>TM 10.6.2020: Council: EP and Council have similar positions. COM: These are not current rules because it would have expired on</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>during the transitional period provided for in Article -1 of Regulation (EU) .../... [Transitional Regulation], continue to grant national aid which it granted in 2020 to producers on the basis of this Article. "</i>		2020. It's a state aid issue, COM recalls elements of degressivity. EP: Agrees with Council text in row 211d but with reference on 2022.  T2: Agreement on Council text (row 211d).
Article 11(1), point(3)				
212	(3) Annex VI is replaced by the text in Annex III to this Regulation.			
Article 11, first paragraph, point(3a)				
212a		<i>(3a) AM 109 In Annex VIII, Part I, Section D, the following point is added:</i>		See row 212b  T2: EP withdraws AM 109 as part of the compromise package.
Article 11, first paragraph, point(3a)				
212b		<i>"7a. Notwithstanding points 1 and 3, in specific cases and for duly substantiated reasons and in the presence of homogeneous productive and environmental</i>		TM 27.5.2020 EP: AM 109, linked to COVID-19. Council: This AM might be considered as a new element which goes beyond the

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>characteristics, Member States may authorise the processes referred to in Sections B and C to be carried out in a wine-growing zone bordering the zone in which the fresh grapes used were harvested.”</i></p>		<p>Transitional Regulation and the principle of continuity of the current rules.  COM: preliminary comments: not continuity of rules. Very technical, less related to COVID-19. We need to check with experts. Not the purpose of this regulation to regulate this issue. Technically unclear how this would work.  EP: AM 109 and 110: Question related to wine growing zones. The aim of the AMs is to fight against bureaucracy. Covid context.  EP: Covers only wine operation, not food production.  Council: This does not represent continuity of current rules. This is very technical, requires discussion by wine experts. In EP we have conservative approach to wine reduction. We go beyond not only transitional period but also beyond our expertise.  COM: COM: Oenological operations are referred here (enrichment and acidification/de-acidification), so they should be under control of MS competent authorities within the production</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>zones. Allowing this outside wine makers facilities in the production zone would rise problems from controls point of view (on GI, denomination of origin specification as well).</p> <p>Council: To be further checked.  EP: We take note and analyse.  Council: at technical level we cannot improve text. To be decided at the political level.</p> <p>TM 12.6.2020:  To be discussed at political level.</p> <p>T2: EP withdraws AM 109 as part of the compromise package.</p>
Article 11, first paragraph, point(3b)				
212c		<p><i>(3b) AM 110  In Annex VIII, Part I, Section D, the following point is added:</i></p>		<p>TM 27.5.2020  See row 212b  T2: EP withdraws AM 110 as part of the compromise package.</p>
Article 11, first paragraph, point(3b)				
212d		<p><i>“7b. In winegrowing regions affected by the area bordering</i></p>		<p>T2: EP withdraws AM 110 as part of the compromise package.</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>the two winegrowing areas and in the presence of homogeneous productive and environmental characteristics, Member States may, notwithstanding points 1 and 3, authorise the processes referred to in Sections B and C to be carried out in a winegrowing zone bordering the zone in which the fresh grapes used were harvested.”</i>		
Article 12				
213	Article 12 Amendments to Regulation (EU) No 228/2013			
Article 12, first paragraph, introductory part -1, introductory part				
213a		<i>(-1) AM 111 The following Article is inserted:</i>		TM 27.5.2020 EP: AM 111 - a specific request Council: This AM might be considered as a new element which goes beyond the Transitional Regulation and the principle of continuity of the current rules. COM: we don't see the link with the transitional period, don't see why it has to be brought up now.



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>EP tries to impose fees on non-members. Its not a bridge to future CAP but a brand new issue. But in CMO there are some rules already, we will check and might come back in the framework of the market discussion.</p> <p>TM 10.6.2020:  Council: AM 111: hard to understand your AM. Could you provide examples.  EP: This is strongly demanded in the current economic context. Currently its voluntary for interbranch organisations. Our AM would make it compulsory.  COM: AM 111 is a no go for us. Continuity not respected but it's a complete novelty. CMO already provides extension of rules. We speak here interbranch organisations, covers the whole chain (e.g. beef production) and they can make all to apply rules they have made. Can impose private tax outside the organisation, this is existing scheme but AM 111 goes beyond this. Rules created by a private body are extended to others outside of this body. With limited</p>

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				<p>benefits. This creates questions of soundness of proposal and equal treatment. Here we speak about rules of competition not about helping outermost regions. Perhaps EP legal service can look into this</p> <p>EP: Can we get this explanations in writing and references to articles?</p> <p>COM: Can provide this paper/e-mail. But if goes to political level, please tell which are cases that are not covered by current rules?</p> <p>EP: Will try to come back with examples.</p> <p>TM 12.6.2020: To be discussed at political level.</p> <p>T2: EP withdraws AM 111 with a condition of introducing a recital, which underlines the importance of flexibilities to address these specific concerns in Outermost Regions (agreed as part of the compromise package). COM did not agree to the recital.</p>
Article 12, first paragraph -1 amending provision, paragraph				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
213b		<p>"</p> <p><b>Article 22a</b>  <b>Agreements within the trade</b>  <b>1. By way of derogation from Articles 164 and 165 of Regulation (EU) No 1308/2013, where an interbranch organisation recognised pursuant to Article 157 of that Regulation, operating in an outermost region and considered to be representative of the production of, or trade in, or processing of one or more products of that region, the Member State concerned may, at the request of that interbranch organisation, make binding for a renewable period of one year agreements, decisions or concerted practices agreed within that organisation for other economic operators acting in the outermost region in question, whether individuals or groups, who do not belong to that organisation.</b></p>		See row 213a
Article 12, first paragraph -1, amending provision, paragraph				
213c				See row 213a

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>2. Where the rules of a recognised interbranch organisation are extended pursuant to paragraph 1, and the activities covered by those rules are in the general economic interest of economic operators whose activities relate to products solely destined for the local market of that outermost region, the Member State may, after consulting the relevant stakeholders, decide that individual economic operators or groups, which are not members of that interbranch organisation but which operate on the market in question, are to pay the organisation all or part of the financial contributions paid by its members to the extent that such contributions are intended to cover costs directly incurred as a result of pursuing the activities in question.</i></p>		
Article 12, first paragraph -1, amending provision, paragraph				
213d		<p><i>3. The Member State concerned shall inform the Commission of any agreement the scope of</i></p>		See row 213a

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>which is extended in accordance with this Article.</i>	"	
Article 12, first paragraph, introductory part				
214	In Article 30 of Regulation (EU) No 228/2013, paragraphs 1, 2 and 3 are replaced by the following:			
Article 12(1), Amending Provision(1)				
215	1. The measures provided for in this Regulation shall constitute intervention intended to stabilise the agricultural markets within the meaning of Article 4(1)(a) of Regulation (EU) No 1306/2013 of the European Parliament and of the Council*, with the exception of the measures provided for in Articles 22 and 24 of this Regulation.			
Article 12(1), Amending Provision(2), introductory part				
216	2. In respect of each financial year, the Union shall finance the	2. <i>In respect of each financial</i>		TM: 12.6.2020: EP political issue to be discussed

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	measures provided for in Chapters III and IV, up to an annual sum of:	<i>year, the Union shall finance the measures provided for in Chapters III and IV, up to an annual sum of: AM 112</i>		<p>in the political trilogue, since this is not strictly part of MFF. The legislation is in place and will not be replaced, as is the case with CAP. Furthermore, the financing is fixed each year in the budgetary procedure, where the MFF will be taken into account. COM: Cannot see this as not related to the MFF, normal envelope.</p> <p>Council: We cannot discuss on any of the figures, including POSEI. We should not prejudge MFF negotiations.</p> <p>T2: EP asked for a political statement to maintain funding on POSEI, Aegan Islands and French Overseas as part of the compromise package.</p>
Article 12(1), Amending Provision(2), first indent				
217	- in the French overseas departments: EUR 267 580 000,	- <i>in the French overseas departments: EUR 267 580 000,</i>	- in the French overseas departments: EUR [267 580 000],	MFF related
Article 12(1), Amending Provision(2), second indent				
218	- Azores and Madeira: EUR 102 080 000,	- <i>Azores and Madeira: EUR 102 080 000,</i>	- Azores and Madeira: EUR [102 080 000],	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Article 12(1), Amending Provision(2), third indent				
219	- Canary Islands: EUR 257 970 000.	- <del>Canary Islands: EUR 257 970 000.</del>	- Canary Islands: EUR [257 970 000].	MFF related
Article 12(1), Amending Provision(3), first subparagraph, introductory part				
220	3. The sums allocated for each financial year to finance the measures provided for in Chapter III may not exceed the following amounts:			
Article 12(1), Amending Provision(3), first subparagraph, first indent				
221	- in the French overseas departments: EUR 25 900 000,	- <b>AM 113</b> in the French overseas departments: EUR <del>25 900 000</del> <b>35 000 000,</b>	- in the French overseas departments: EUR [25 900 000],	MFF related EP: to be discussed at political level together with 216.  T2: EP asked for a political statement to maintain funding on POSEI, Aegan Islands and French Overseas as part of the compromise package.
Article 12(1), Amending Provision(3), first subparagraph, second indent				
222	- Azores and Madeira: EUR 20	- <del>Azores and Madeira: EUR 20</del>	- Azores and Madeira: EUR [20	MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
	400 000,	<del>400 000</del> , <b>AM 114</b>	400 000],	
Article 12(1), Amending Provision(3), first subparagraph, third indent				
223	- Canary Islands: EUR 69 900 000.	- <del>Canary Islands: EUR 69 900 000</del> . <b>AM 115</b>	- Canary Islands: EUR [69 900 000].	MFF related
Article 12(1), Amending Provision(3), second subparagraph				
224	The Commission shall adopt implementing acts establishing the requirements in accordance with which Member States may amend the allocation of resources allocated every year to the various products benefiting from the supply arrangements. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 34(2).			
Article 12(1), Amending Provision(3), third subparagraph				
225	--			
Article 12(1), Amending Provision(3), fourth subparagraph				



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
226	* Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 (OJ L 347, 20.12.2013, p. 549)..			
Article 13				
227	Article 13 Amendments to Regulation (EU) No 229/2013	Article 13 <i>Amendments to Regulation (EU) No 229/2013</i> <b>AM 116</b>		TM: 12.6.2020: EP political issue to be discussed in the political trilogue, since this is not strictly part of MFF. The legislation is in place and will not be replaced, as is the case with CAP. Furthermore, the financing is fixed each year in the budgetary procedure where the MFF will be taken into account.  T2: EP asked for a political statement to maintain funding on

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				POSEI, Aegan Islands and French Overseas as part of the compromise package.
Article 13, first paragraph, introductory part				
228	In Article 18 of Regulation (EU) No 229/2013, paragraphs 2 and 3 are replaced by the following:	<i>In Article 18 of Regulation (EU) No 229/2013, paragraphs 2 and 3 are replaced by the following:</i>		MFF related  T2: EP asked for a political statement to maintain funding on POSEI, Aegan Islands and French Overseas as part of the compromise package.
Article 13(1), Amending Provision(2)				
229	2. The Union shall finance the measures provided for in Chapters III and IV up to an amount of EUR 23 000 000.	2. <i>The Union shall finance the measures provided for in Chapters III and IV up to an amount of EUR 23 000 000.</i>	2. The Union shall finance the measures provided for in Chapters III and IV up to an amount of EUR [23 000 000].	MFF related  T2: EP asked for a political statement to maintain funding on POSEI, Aegan Islands and French Overseas as part of the compromise package.
Article 13(1), Amending Provision(3)				
230	3. The amount allocated to finance the specific supply arrangements referred to in Chapter III shall not exceed EUR 6 830 000.'	3. <i>The amount allocated to finance the specific supply arrangements referred to in Chapter III shall not exceed EUR 6 830 000.'.</i>	3. The amount allocated to finance the specific supply arrangements referred to in Chapter III shall not exceed EUR [6 830 000].' . :-.	MFF related  T2: EP asked for a political statement to maintain funding on POSEI, Aegan Islands and French Overseas as part of the

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				compromise package.
Title III				
231	Title III Final provisions			
Article 14				
232	Article 14 Entry into force and application			
Article 14, first paragraph				
233	This Regulation shall enter into force on the seventh day following that of its publication in the Official Journal of the European Union.			
Article 14, second paragraph, introductory part				
234	However,			
Article 14(2), first indent				
235	- point (6) of Article 10 shall apply from 1 January 2020;			TM 24.6.2020: In Art. 14 of the Transitional

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
				Regulation, the indent should also refer to point 2x of Article 11:  "-- point (6) of Article 10 and point 2x of Article 11 shall apply from 1 January 2020."  [See new row 211ba]
Article 14(2), second indent				
236	- Articles 12 and 13 shall apply from 1 January 2021.			
Article 14, third paragraph				
237	This Regulation shall be binding in its entirety and directly applicable in all Member States.			
Formula				
238	Done at Brussels,			
Formula				
239	For the European Parliament			
Formula				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
240	The President			
Formula				
241	For the Council			
Formula				
242	The President			
Annex I, first paragraph, introductory part				
243	Annex I to Regulation (EU) No 1305/2013 is amended as follows:			
Annex I(1), point(1), introductory part				
244	(1) the title is replaced by:			
Annex I(1), point(1), Amending Provision, first paragraph				
245	Part one: Breakdown of union support for rural development (2014 to 2020)			

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
Annex I(1), point(2), introductory part				
246	(2) below the table the following title and column are added:			
Annex I(1), point(2), Amending Provision, first paragraph				
247	Part two: Breakdown of union support for rural development (2021)	<p>Part two: Breakdown of Union support for rural development  <i>(2021) yearly for the transitional period as provided for in Article - 1 of Regulation (EU).../... [Transitional Regulation]</i></p>		MFF related
Annex I(1), point(2), Amending Provision, second paragraph				
248	(current prices in EUR)			
Annex I(1), point(2), Amending Provision, Table				
249	The element is not present in the annex, as it is not supported. Please consult the original document	<p><i>The element is not present in the annex, as it is not supported. Please consult the original document.</i></p> <p><b>AM 118</b>  <i>Transitional period as provided</i></p>		MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>for in Article -1 of Regulation (EU) .../... [Transitional Regulation] (yearly*<sup>1</sup>)</i></p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament takes a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p>		
Annex II, first paragraph, introductory part				
250	Annexes II and III to Regulation (EU) No 1307/2013 are amended as follows:			
Annex II(1), point(1), introductory part				

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
251	(1) in Annex II, the following column is added:			
Annex II(1), point(1), Amending Provision, Table				
252	<p>The element is not present in the annex, as it is not supported. Please consult the original document</p>	<p><i>The element is not present in the annex, as it is not supported. Please consult the original document</i><b>AM 119</b></p> <p><b>Transitional period as provided for in Article -1 of Regulation (EU) .../... [Transitional Regulation] (yearly<sup>*1</sup>)</b></p> <p><i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament takes a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be</i></p>		MFF related



	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i>		
Annex II(1), point(2), introductory part				
253	(2) in Annex III, the following column is added:			
Annex II(1), point(2), Amending Provision, Table				
254	‘ The element is not present in the annex, as it is not supported. Please consult the original document	‘ <i>The element is not present in the annex, as it is not supported. Please consult the original document</i> <b>AM 120</b> <i>Transitional period as provided for in Article -1 of Regulation (EU) .../... [Transitional Regulation] (yearly***)<sup>1</sup></i>  <hr/> <i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament takes a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the</i>		MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<p><i>agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in accordance with Article 312(4) TFEU.</i></p> <p><i>**The amounts shall include the expenses relating to the operations committed within the framework of the previous five-year programming period and for which the payments are being made during the current five-year programming period.</i></p>		
Annex III, Amending Provision, first paragraph				
255	‘ ANNEX VI			
Annex III, Amending Provision, second paragraph				
256	BUDGETARY LIMITS FOR SUPPORT PROGRAMMES REFERRED TO IN ARTICLE 44(1)	<p>‘ <b>AM 121</b> BUDGETARY LIMITS FOR SUPPORT PROGRAMMES REFERRED TO IN ARTICLE 44(1)*<sup>1</sup></p> <hr/> <p><i>1. *The amounts shall also include the</i></p>		MFF related

	Commission Proposal	EP Mandate (15.5.2020)	Council Mandate (6.4.2020)	Possible compromise text
		<i>expenses relating to the operations committed within the framework of the previous five-year programming period and for which the payments are being made during the current five-year programming period.</i>		
Annex III, Amending Provision, Table				
257	The element is not present in the annex, as it is not supported. Please consult the original document	<del><i>The element is not present in the annex, as it is not supported. Please consult the original document</i></del> <b>AM 122</b> <b>2021 onwards*<sup>1</sup></b>  <i>1. *In its resolution of 14 November 2018 on the Multiannual Financial Framework 2021-2027 – Parliament’s position with a view to an agreement (P8_TA(2018)0449), the European Parliament takes a position in favour of maintaining the financing of the CAP for the EU-27 at the level of the 2014-2020 budget in real terms, while budgeting the initial amount of the agricultural reserve, namely EUR 383 255 million in 2018 prices (EUR 431 946 million in current prices). The figures provided for in this Regulation should therefore be calculated on the basis of the figures agreed for the MFF 2021-2027 or, should that MFF not be adopted in time, on the basis of extended 2020 ceilings and provisions in</i>		MFF related

	<b>Commission Proposal</b>	<b>EP Mandate (15.5.2020)</b>	<b>Council Mandate (6.4.2020)</b>	<b>Possible compromise text</b>
		<i>accordance with Article 312(4) TFEU.</i>		