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NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
No. Cion doc.:	COM(2018) 382 final
Subject:	European Social Fund Plus (ESF+) Regulation - Progress report

I. INTRODUCTION

1. On 30 May 2018, the Commission tabled the proposal for the European Social Fund Plus Regulation (ESF+ Regulation)[1], which is part of the Cohesion Policy legislative package for 2021-2027. The overarching policy objective of the ESF+ Regulation is to help create a more performing and resilient 'Social Europe' and implement the European Pillar of Social Rights as well as the social and employment priorities endorsed by the European economic governance process.

2. The ESF+ Regulation was presented to the Structural Measures Working Party in June 2018 during the Bulgarian Presidency. The detailed examination of the ESF+ Regulation took place under the Austrian and the Romanian Presidencies. The Permanent Representatives Committee endorsed a (partial) mandate for negotiations with the European Parliament on the ESF+ Regulation on 3 April 2019[2].

[1] Doc. 9573/18 + ADD1-2.
[2] Doc. 7982/19.

3. On 28 May 2020, following the COVID-19 outbreak, and as part of the revised MFF 2021-27 and of the Recovery Package, the Commission proposed various amendments to the Cohesion policy legislative package 2021-2027, including to the ESF+ Regulation[3]. On 22 July 2020, the Permanent Representatives Committee endorsed a (partial) mandate for negotiations with the European Parliament as regards the amended Commission proposal for the EFS+ Regulation[4].

4. On 5 October 2020, Coreper endorsed an updated partial mandate for negotiations on the ESF+ Regulation[5], to take account of the European Council Conclusions adopted in the special meeting of the European Council of 17, 18, 19, 20 and 21 July 2020 and of all related elements included therein.

II. STATE OF PLAY OF INTER-INSTITUTIONAL NEGOTIATIONS

5. During the German Presidency, 8 technical meetings and 2 political trilogues on the ESF+ Regulation have taken place. Progress on the negotiations in the last months has been substantial, with a provisional common understanding reached at trilogue level on most of the provisions, only excluding thematic concentration requirements, governance and budgetary provisions. The results of the negotiations are included in the Annex to this note.

6. Remaining work on the ESF+ Regulation at both political and technical level is to be finalised as soon as possible during the Portuguese Presidency.

7. In the past months, substantial progress has been made during the inter-institutional negotiations with the European Parliament. Moreover, the Structural Measures Working Party has been regularly informed and consulted about the progress on the negotiations. Following the Structural Measures Working Party on 3 December 2020 as well as informal contacts with delegations, **the Presidency is of the view that, based on the principle that "nothing is agreed until everything is agreed", a balanced compromise text has emerged -pending work on the remaining open provisions- which has been supported by a majority of Member States.**

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[3] Doc. 8394/20.
[4] Doc. 9431/20.
[5] Doc. 10881/20.

III. CONCLUSION

8. The Permanent Representatives Committee is, therefore, invited to take note of the progress made and acknowledge the results achieved on the negotiations with the European Parliament on the ESF+ Regulation, as set out in the Annex to this note;

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** (Plenary mandate 4/4/19)	**Council position** (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
		TABLE OF CONTENTS [… TO BE INSERTED]	*Provisional common understanding at trilogue on 23/11*	I-1
Part I **General provisions**	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	I-2
Article 1 *Subject matter*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-3
This Regulation establishes the European Social Fund Plus (ESF+).	Amendment 86 This Regulation establishes the European Social Fund Plus (ESF+)**.** ***ESF+ consists of three strands: the strand under shared management, the Employment and Social Innovation strand and the Health strand***.	*[no change]*	*Provisional common understanding at trilogue on 10/12* This Regulation establishes the European Social Fund Plus (ESF+)**. ESF+ consists of two strands: the strand under shared management and the Employment and Social Innovation strand.**.	I-4
It lays down the objectives of the ESF+, the budget for the period 2021-2027, the methods of implementation, the forms of Union funding and the rules for providing such funding.	Amendment 86 (cont.) ***This Regulation*** ~~It~~ lays down the objectives of the ESF+, the budget for the period 2021-2027, the methods of implementation, the forms of Union	*[no change]*	*Provisional common understanding at trilogue on 23/11* **This Regulation** ~~It~~ lays down the objectives of the ESF+, the budget for the period 2021-2027, the	I-5

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	funding and the rules for providing such funding***, complementing the general rules applicable to ESF+ under Regulation (EU) No [Regulation laying down Common Provisions]***.		methods of implementation, the forms of Union funding and the rules for providing such funding.	
Article 2 *Definitions*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-6
1. For the purposes of this Regulation, the following definitions shall apply:	Amendment 87 1. For the purposes of this Regulation, the following definitions ~~shall~~ apply:	*[no change]*	*Provisional common understanding at trilogue on 23/11* *Use of 'shall' referred to lawyer-linguists*	I-7
(1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion such as referring to and providing social services or advice on managing a household budget;	Amendment 87 (cont.) (1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion ***and eradicating poverty*** such as referring to and providing social services ***and psychological support, providing relevant information on public services*** or advice on managing a household budget;	(1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion such as referring to and providing social **and health** services or advice on managing a household budget;	*Provisional common understanding at trilogue on 23/11* (1) 'accompanying measures' means activities provided in addition to the distribution of food and/or basic material assistance with the aim of addressing social exclusion and **contributing to eradicating poverty** such as referring to and providing social **and health** services, ***including psychological support, providing relevant information on public services*** or advice on managing a household budget;	I-8

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(2) 'associated country' means a third country which is party to an agreement with the Union allowing for its participation in the Employment and Social Innovation and Health strands of the ESF+ in accordance with Article 30;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-9F
(2) 'associated country' means a third country which is party to an agreement with the Union allowing for its participation in the Employment and Social Innovation ~~and Health~~ strand~~s~~ of the ESF+ in accordance with Article 30	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-9
(3) 'basic material assistance' means goods which fulfil the basic needs of a person for a life with dignity, such as clothing, hygiene goods and school material;	Amendment 87 (cont.) (3) 'basic material assistance' means goods which fulfil the basic needs of a person for a life with dignity, such as clothing, hygiene goods***, including feminine hygiene products,*** and school material;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (3) 'basic material assistance' means goods which fulfil the basic needs of a person for a life with dignity, such as clothing, hygiene goods***, including feminine hygiene products,*** and school material;	I-10
(4) 'blending operation' means actions supported by the Union budget, including within blending facilities pursuant to Article 2(6) of the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-11

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
development or other public finance institutions, as well as from commercial finance institutions and investors;				
(5) 'common immediate result indicators' means common result indicators which capture effects within four weeks as from the day the participant leaves the operation (exit date);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-12
(6) 'common longer term result indicators' means common result indicators which capture effects six months after a participant has left the operation;	Amendment 87 (cont.) (6) 'common longer term result indicators' means common result indicators which capture effects six ***and twelve*** months after a participant has left the operation;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM withdrawn]*	I-13
(7) 'costs of purchasing food and/or basic material assistance' means the actual costs linked to the purchase of food and/or basic material assistance by the beneficiary and not limited to the price of the food and/or basic material assistance;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-14
	Amendment 87 (cont.)(new) ***(7a) 'cross-border partnerships' in the***		*Provisional common understanding at trilogue on 23/11*	I-15

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Employment and Social Innovation strand means permanent structures of cooperation between public employment services, civil society or the social partners located in at least two Member States;		***(7a) 'cross-border partnerships' means structures of cooperation between public employment services, civil society or the social partners located in at least two Member States;***	
(8) 'end recipient' means the most deprived person or persons receiving the support as laid down in point (xi) of Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-16
(9) 'health crisis' means any crisis commonly perceived as a threat, having a health dimension and which requires urgent action by authorities under conditions of uncertainty;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-17F
~~(9) 'health crisis' means any crisis commonly perceived as a threat, having a health dimension and which requires urgent action by authorities under conditions of uncertainty;~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-17
(10) 'legal entity' means any natural person, or any legal person created and recognised as such under national law, Union law or international law, which has a legal personality and which may, acting in its own name, exercise rights and be subject to obligations;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* Text of Commission amended proposal of 28 May in principle acceptable	I-18F

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			To be confirmed when discussing EP and CSL position on COM amended proposal	
(10) 'legal entity' means any natural ~~person,~~ or ~~any~~ legal person created and recognised as such under national law, Union law or international law, which has ~~a~~ legal personality and which may, acting in its own name, exercise rights and be subject to obligations**, or an entity without a legal personality in accordance with Article 197(2)(c) of the Financial Regulation;**	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-18
(11) 'microfinance' includes guarantees, microcredit, equity and quasi-equity, coupled with accompanying business development services such as in the form of individual counselling, training and mentoring, extended to persons and micro-enterprises that experience difficulties accessing credit for the purpose of professional and/or revenue-generating activities;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-19
(12) micro-enterprise' means an enterprise with fewer than 10 employees and an annual turnover or balance sheet	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-20

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
below EUR 2 000 000;				
(13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;	Amendment 87 (cont.) (13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons***, including children and homeless people***, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (13) 'most deprived persons' means natural persons, whether individuals, families, households or groups composed of such persons***, including children in vulnerable situation and homeless people***, whose need for assistance has been established according to the objective criteria set by the national competent authorities in consultation with relevant stakeholders, while avoiding conflicts of interest and which are approved by those national competent authorities and which may include elements that allow the targeting of the most deprived persons in certain geographical areas;	I-21
(14) 'reference value' means a value to set targets for common and programme specific result indicators which is based on existing or previous similar interventions;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-22

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(15) 'social enterprise' means an undertaking, regardless of its legal form, or a natural person which	Amendment 87 (cont.) (15) 'social enterprise' means ***a*** ~~an~~ ***social economy*** undertaking, regardless of its legal form, or a natural person ***who*** ~~which~~***:***	(15) 'social enterprise'[6] means an undertaking, regardless of its legal form, or a natural person which	*Provisional common understanding at trilogue on 23/11* (15) 'social enterprise'[2] means an undertaking, regardless of its legal form**, including social economy enterprises,** or a natural person which *Reference to social economy included in recitals (33) and (27)* (33) Lack of access to finance for microenterprises, social economy and social enterprises is one of the main obstacles to business creation, especially among people furthest from the labour market. **Under the EaSI strand,** the ESF+ Regulation lays down provisions in order to create a market eco-system to increase the supply of and access to	I-23

[6] Council position: *Recital (33) is amended as follows:* (33) Lack of access to finance for microenterprises, social economy and social enterprises is one of the main obstacles to business creation, especially among people furthest from the labour market. **Under the EaSI strand,** the ESF+ Regulation lays down provisions in order to create a market eco-system to increase the supply of and access to finance for social enterprises as well as to meet demand from those who need it most, and in particular the unemployed, women and vulnerable people who wish to start up or develop a microenterprise. This objective will also be addressed through financial instruments and budgetary guarantee under the social investment and skills policy window of the InvestEU Fund. *(Comment from TM on 27/1: Agreed to use the term "people in vulnerable situations" througout the proposal during discussion on Row III-9).*

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			finance for social enterprises as well as to meet demand from those who need it most, and in particular the unemployed, women and vulnerable people who wish to start up or develop a microenterprise. This objective will also be addressed through financial instruments and budgetary guarantee under the social investment and skills policy window of the InvestEU Fund. **Social economy enterprises, when defined under national law, are social enterprises in the meaning of the EaSI strand, regardless of their legal status, as far as they comply with the definition provided in art. 2(15).** (27) With a view to rendering policies more responsive to social change and to encourage and support innovative solutions, support for social innovation is crucial. In particular, testing and evaluating innovative solutions before scaling them up is instrumental in improving the efficiency of the policies and thus justifies specific support from the ESF+. **Social economy enterprises**	

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			can play a key role in delivering on social innovation and in contributing to economic and social resilience. The definition of a social economy enterprise should follow the definitions given in the Member States' social economy law and in the Council Conclusions of 7 December 2015 on the promotion of the social economy as a key driver of economic and social development in Europe. Moreover, with a view to enhancing mutual learning and exchange of knowledge and practices, Member States are encouraged to continue their transnational cooperation activities under shared management in the areas of employment, education and training, and social inclusion in line with the specific objectives of the ESF+.	
(a) in accordance with its Articles of Association, Statutes or with any other legal document that may result in liability under the rules of the Member State where it is located, has as its primary social objective the achievement of measurable, positive	Amendment 87 (cont.). (a) in accordance with its Articles of Association, Statutes or with any other legal document that may result in liability under the rules of the Member State where it is located, has as its primary social objective the	*[no change]*	*Provisional common understanding at trilogue on 23/11* (a) in accordance with its Articles of Association, Statutes or with any other legal document that may result in liability under the rules of the Member State where it is located, has	I-24

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social impacts rather than generating profit for other purposes, and which provides services or goods that generate a social return, and/or employs methods of production of goods or services that embodies social objectives;	achievement of measurable, positive social***, including environmental,*** impacts rather than generating profit for other purposes, and which provides services or goods that generate a social return, and/or employs methods of production of goods or services that embodies social objectives;		as its primary social objective the achievement of measurable, positive social impacts, **which may include environmental ones,** rather than generating profit for other purposes, and which provides services or goods that generate a social return, and/or employs methods of production of goods or services that embodies social objectives;	
(b) uses its profits first and foremost to achieve its primary social objective, and has predefined procedures and rules covering any distribution of profits that ensure that such distribution does not undermine the primary social objective;	Amendment 87 (cont.) (b) ***reinvests most of*** ~~uses~~ its profits first and foremost to achieve its primary social objective, and has predefined procedures and rules covering any distribution of profits that ensure that such distribution does not undermine the primary social objective;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-25
(c) is managed in an entrepreneurial, accountable and transparent way, in particular by involving workers, customers and stakeholders impacted by its business activities;	Amendment 87 (cont.) (c) is managed in an entrepreneurial**,** ***democratic, participatory***, accountable and transparent way, in particular by involving workers, customers and stakeholders impacted by its business activities;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (c) is managed in an entrepreneurial**,** ***participatory***, accountable and transparent way, in particular by involving workers, customers and stakeholders impacted by its business activities;	I-26
	Amendment 87 (cont.)(new)		*Provisional common understanding*	I-27

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	(15a) 'social economy enterprise' means different types of enterprises and entities falling within the social economy, such as cooperatives, mutuals, associations, foundations, social enterprises and other forms of enterprises regulated by the laws of the individual Member States and based on the primacy of the individual and social objectives over capital, democratic governance, solidarity and the reinvestment of the majority of profits or surpluses;		*at trilogue on 23/11* *EP AM withdrawn* *[deletion]* *Reference to social economy enterprise included in recitals 27 and 33*	
(16) 'social innovations' mean activities that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services and models) that simultaneously meet social needs and create new social relationships or collaborations, thereby benefiting society and boosting its capacity to act;	<u>Amendment 87 (cont.)</u> (16) 'social innovations' mean activities***, including collective activities,*** that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services***, practices*** and models) that simultaneously meet social needs and create new social relationships or collaborations, ***including between public, third sector organisations such as voluntary and community organisations and social economy enterprises,*** thereby benefiting society and boosting its capacity to act;	(16) 'social innovations' mean activities that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services, **practices** and models) that simultaneously meet social needs and create new social relationships or collaborations, thereby benefiting society and boosting its capacity to act;	*Provisional common understanding at trilogue on 23/11* (16) 'social innovations' mean activities, that are social both as to their ends and their means and in particular those which relate to the development and implementation of new ideas (concerning products, services**, practices** and models) that simultaneously meet social needs and create new social relationships or collaborations **between public, civil society and/or private organisations**, thereby benefiting society and boosting its capacity to act;	I-28

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(17) 'social experimentations' mean policy interventions that offer an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other contexts or on a larger scale, if the results prove convincing;	Amendment 87 (cont.) (17) 'social experimentations' mean policy interventions that offer an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other***, including geographical and sectorial,*** contexts or on a larger scale, if the results prove convincing;	(17) 'social experimentations' mean policy interventions that ~~offers~~ **aims to provide** an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other contexts or on a larger scale, if the results prove convincing[7];	*Provisional common understanding at trilogue on 23/11* (17) 'social experimentations' mean policy interventions that ~~offers~~ **aims to provide** an innovative response to social needs, implemented on a small scale and in conditions that enable their impact to be measured, prior to being implemented in other contexts **including geographical and sectorial ones,** or on a larger scale, if the results prove convincing[8];	I-29
(18) 'key competences' means the knowledge, skills and competences all individuals need, at any stage of their lives, for personal fulfilment and development, employment, social inclusion and active citizenship. The key competences are: literacy; multilingual; mathematics, science, technology and engineering; digital; personal, social and	Amendment 87 (cont.) (18) 'key competences' means the knowledge, skills and competences all individuals need, at any stage of their lives, for personal fulfilment and development, employment, social inclusion and active citizenship. The key competences are: literacy; multilingual;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (18) 'key competences' means the knowledge, skills and competences all individuals need, at any stage of their lives, for personal fulfilment and development, employment, social inclusion and active citizenship. The	I-30

[7] Council position: *Recital (31) is amended as follows:* (31) Social experimentation is a small-scale project testing which allows gathering evidence on the feasibility of social innovations **in each policy area under Article 4**. It should be possible for feasible ideas to be pursued on a wider scale or in other contexts with financial support from the ESF+, as well as from other sources. **Transnational cooperation under direct or indirect management should accelerate the transfer and facilitate the upscaling of innovative solutions, whilst transnational cooperation can also be supported by programmes under shared management.**

[8] Council position: *Recital (31) is amended as follows:* (31) Social experimentation is a small-scale project testing which allows gathering evidence on the feasibility of social innovations **in each policy area under Article 4**. It should be possible for feasible ideas to be pursued on a wider scale or in other contexts with financial support from the ESF+, as well as from other sources. **Transnational cooperation under direct or indirect management should accelerate the transfer and facilitate the upscaling of innovative solutions, whilst transnational cooperation can also be supported by programmes under shared management.**

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learning to learn; citizenship; entrepreneurship; cultural awareness and expression;	mathematics, science, technology***, arts*** and engineering; digital; ***media;*** personal, social and learning to learn; citizenship; entrepreneurship; ***(inter)***cultural awareness and expression ***and critical thinking***;		key competences are: literacy; multilingual; mathematics, science, technology***, arts*** and engineering; digital; ***media;*** personal, social and learning to learn; citizenship; entrepreneurship; ***(inter)***cultural awareness and expression ***and critical thinking***;	
(19) 'third country' means a country that is not member of the European Union.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-31
	Amendment 87 (cont.)(new) ***(19a) 'disadvantaged groups' means targeted groups with a high level of people experiencing or at risk of poverty, discrimination or social exclusion, including among others ethnic minorities such as Roma, third-country nationals, including migrants, elderly people, children, single parents, persons with disabilities or persons with chronic diseases;***		*Provisional common understanding at trilogue on 23/11* **(19a) 'disadvantaged groups' means people in vulnerable socio-economic situations including people experiencing or at risk of poverty, social exclusion or discrimination in its multiple dimensions.** *Recital 18 is amended as follow (wording to be finally approved at technical level)s:* (18) The ESF+ should support Member States' efforts to **eradicate**	I-32

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			poverty with a view to breaking the cycle of disadvantage across generations and promote social inclusion by ensuring equal opportunities for all, tackling discrimination and addressing health inequalities. This implies mobilising a range of policies targeting the most disadvantaged people regardless of their **gender, sexual orientation,** age, **religion or belief, racial or ethnic origin, in particular groups with a high level of people experiencing or at risk of poverty, discrimination or social exclusion** ~~marginalised communities~~ such as Roma, **people with disabilities, homeless people, children and elderly people.** The ESF+ should promote the active inclusion of people far from the labour market with a view to ensuring their socio-economic integration. The ESF+ should be also used to enhance timely and equal access to affordable, sustainable and high quality services such as healthcare and long-term care, in particular family and community-based care services. The ESF+ should contribute to the modernisation of social protection	

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			systems with a view in particular to promoting their accessibility.	
	Amendment 87 (cont.)(new) ***(19b) 'lifelong learning' means learning in all its forms (formal, non-formal and informal learning) taking place at all stages in life including early childhood education, general education, vocational education and training, higher education and adult education, and resulting in an improvement in knowledge, skills, competences, and possibilities to participate in society.***		*Provisional common understanding at trilogue on 23/11* *(text aligned with Erasmus+)* **(19b) 'lifelong learning' means learning in all its forms (formal, non-formal and informal learning) taking place at all stages in life and resulting in an improvement *or* update in knowledge, skills, competences and attitudes or participation in society in a personal, civic, cultural, social and/or employment-related perspective, including the provision of counselling and guidance services; it includes early childhood education and care, general education, vocational education and training, higher education, adult education, youth work and other learning settings outside formal education and training and it typically promotes cross-sectoral cooperation and flexible learning pathways;**	I-33
		(20) 'third-country national' means	*Provisional common understanding*	I-34

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		any person who is not a citizen of the Union as defined in Article 20(1) of the TFEU. Reference to third-country nationals shall be understood to include stateless persons and persons with undetermined nationality;	*at trilogue on 23/11* *(text aligned with Asylum and Migration Fund)* **(20) 'third-country national' means any person who is not a citizen of the Union as defined in Article 20(1) of the TFEU. Reference to third-country nationals shall be understood to include stateless persons and persons with undetermined nationality.**	
2. The definitions in Article [2] of [the future CPR] shall also apply for the ESF+ strand under shared management.	Amendment 87 (cont.) 2. The definitions in Article [2] of [the future CPR] ~~shall~~ also apply for the ESF+ strand under shared management.	2. The definitions in Article [2] of [the future CPR] shall also apply for the ESF+ strand under shared management.	*Provisional common understanding at trilogue on 23/11* 2. The definitions in Article [2] of [the future CPR] [shall] also apply for the ESF+ strand under shared management. *Use of 'shall' referred to lawyer-linguists*	I-35
	Amendment 87 (cont.)(new) ***2a. The definitions in Article 2 of Regulation (EU) 2018/1046 of the European Parliament and of the Council on the financial rules***		*Provisional common understanding at trilogue on 23/11* *EP AM withdrawn*	I-36

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	applicable to the general budget of the Union[9] also apply to the Employment and Social Innovation strand and to the Health strand under direct and indirect management.			
Article 3 *General objectives and methods of implementation*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-37
The ESF+ aims to support Member States to achieve high employment levels, fair social protection and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017.	Amendment 88 The ESF+ ***shall*** ~~aims to~~ support Member States***, at national, regional and local level, and the Union*** to achieve ***inclusive societies,*** high ***levels of quality*** employment ~~levels, fair~~***, job creation, quality and inclusive education and training, equal opportunities, eradicating poverty, including child poverty, social inclusion and integration, social cohesion,*** social protection and a skilled and resilient workforce ready for the future world of work***.***	The ESF+ aims to support Member States **and regions** to achieve high employment levels, fair social protection and a skilled and resilient workforce ready for the future world of work, in line with the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017	*Provisional common understanding at trilogue on 23/11* The ESF+ aims to support Member States **and regions** to achieve high employment levels, fair social protection and a skilled and resilient workforce ready for the future world of work**, as well as inclusive and cohesive societies aiming to eradicating poverty and delivering on** the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017.	I-38

[9] ***1a 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).***

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	Amendment 88 (cont.)(new) ***The ESF+ shall be in line with the Treaties of the European Union and the Charter, delivering on the principles set out in the European Pillar of Social Rights proclaimed by the European Parliament, the Council and the Commission on 17 November 2017, thereby contributing to the goals of the Union as regards to strengthening economic, social and territorial cohesion in accordance with Article 174 TFEU and the commitment of the Union and its Member States to achieve the Sustainable Development Goals and commitments made under the Paris Agreement.***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM withdrawn]*	I-39
The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair working conditions, social protection and inclusion, and a high level of human health protection.	Amendment 88 (cont.) The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, ***equal*** access to the labour market, ***lifelong learning, high quality*** ~~fair~~ working conditions, social protection***, integration*** and inclusion, ***eradicating poverty, including child poverty, investment in children and young people, non-discrimination, gender equality, access to basic services***	The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair **and quality** working conditions, social protection and inclusion, and a high level of human health protection.	*Provisional common understanding at trilogue on 23/11* The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, **equal** access to the labour market, fair **and quality** working conditions, social protection and inclusion ~~and a high level of human health protection.~~ **in particular focussing on quality and inclusive education and training,**	I-40F

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	and a high level of human health protection.		**life-long learning, investment in children and young people and access to basic services.**	
The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair working conditions, social protection and inclusion~~, and a high level of human health protection~~.	The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, ***equal*** access to the labour market, ***lifelong learning, high quality*** ~~fair~~ working conditions, social protection***, integration*** and inclusion, ***eradicating poverty, including child poverty, investment in children and young people, non-discrimination, gender equality, access to basic services.***	The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, access to the labour market, fair **and quality** working conditions, social protection and inclusion.	*Provisional common understanding at trilogue on 23/11* The ESF+ shall support, complement and add value to the policies of the Member States to ensure equal opportunities, **equal** access to the labour market, fair **and quality** working conditions, social protection and inclusion ~~and a high level of human health protection.~~ **in particular focussing on quality and inclusive education and training, life-long learning, investment in children and young people and access to basic services.**	I-40
It shall be implemented:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-41
a) under shared management, for the part of the assistance which corresponds to the specific objectives indicated in Article 4(1) (the 'ESF+ strand under shared management'), and	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-42

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(b) under direct and indirect management for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and 23 (the 'Employment and Social Innovation strand') and for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and (3) and 26 (the 'Health strand').	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11 [no change]*	I-43F
(b) under direct and indirect management for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and 23 (the 'Employment and Social Innovation strand') ~~and for the part of the assistance which corresponds to the objectives indicated in Articles 4(1) and (3) and 26 (the 'Health strand')~~.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-43
Article 4 *Specific objectives*	*[no change]*	*[no change]*		I-44
1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, social inclusion and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [future CPR]:	Amendment 89 1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, ***mobility,*** social inclusion***, poverty eradication*** and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the European	1. The ESF+ shall support the following specific objectives in the policy areas of employment, education, social inclusion and health and thereby also contributing to the policy objective for "A more social Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	*Provisional common understanding at trilogue on 23/11* 1. The ESF+ shall support the following specific objectives in the policy areas of employment **and labour mobility,** education, social inclusion, **including contributing to poverty eradication,** and health and	I-45F

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	Pillar of Social Rights" set out in Article [4] of the [future CPR]:		thereby also contributing to the policy objective for "A more social **and inclusive** Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	
1. The ESF+ shall support the following specific objectives in the policy areas of employment, education~~,~~ **and** social inclusion and ~~health and~~ thereby also contributing to the policy objective for "A more social Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [future CPR]:	1. The ESF+ shall support the following specific objectives in the policy areas of employment **and labour mobility,** education, social inclusion, **including contributing to poverty eradication,** and thereby also contributing to the policy objective for "A more social **and inclusive** Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	1. The ESF+ shall support the following specific objectives in the policy areas of employment **and labour mobility**, education and social inclusion**, including contributing to poverty eradication,** and thereby also contributing to the policy objective for "A more social **and inclusive** Europe – Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	*Provisional common understanding at trilogue on 23/11* 1. The ESF+ shall support the following specific objectives in the policy areas of employment **and labour mobility,** education, social inclusion, **including contributing to poverty eradication,** and thereby also contributing to the policy objective for "A more social **and inclusive** Europe - Implementing the European Pillar of Social Rights" set out in Article [4] of the [~~future~~ CPR]:	I-45
(i) improving access to employment of all jobseekers, in particular youth and long-term unemployed, and of inactive people, promoting self-employment and the social economy;	<u>Amendment 89 (cont.)</u> (i) improving access to ***quality*** employment ***and activation measures*** of all jobseekers, in particular ~~youth and~~ ***specific measures for young people, especially though the implementation of the Youth Guarantee,*** long-term unemployed, ***economically*** ~~and of~~ inactive people ***and disadvantaged***	(i) improving access to employment of all jobseekers, in particular youth and long-term unemployed **and disadvantaged groups on the labour market**, and of inactive people, promoting self-employment and the social economy;	*Provisional common understanding at trilogue on 23/11* (i) improving access to employment **and activation measures** of all jobseekers, in particular youth, **especially through the implementation of the Youth Guarantee,** ~~and~~ long-term unemployed **and disadvantaged**	I-46

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	groups, ***with focus on persons furthest away from the labour market,*** promoting ***employment,*** self-employment***, entrepreneurship*** and the social economy;		**groups on the labour market**, and of inactive people, promoting self-employment and the social economy;	
(ii) modernising labour market institutions and services to assess and anticipate skills needs and ensure timely and tailor-made assistance and support to labour market matching, transitions and mobility;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-47
(iii) promoting women's labour market participation, a better work/life balance including access to childcare, a healthy and well–adapted working environment addressing health risks, adaptation of workers, enterprises and entrepreneurs to change, and active and healthy ageing;	<u>Amendment 89 (cont.)</u> (iii) promoting women's labour market participation ***and career progression, promoting the principle of equal pay for equal work,*** a better work/life balance***, with a special focus on single parents,*** including access to ***affordable, inclusive and quality*** childcare, ***early childhood education, eldercare, and other care services and support; and*** a healthy and well–adapted working environment addressing health ***and disease*** risks, adaptation of workers***, professional reorientation***, enterprises and entrepreneurs to change, and active and healthy ageing;	(iii) promoting ~~women's~~**a gender-balanced** labour market participation~~,~~ **and** a better work/life balance including **through** access to childcare~~, a healthy and well–adapted working environment addressing health risks,~~ **and care for dependent persons;**;	*Provisional common understanding at trilogue on 23/11* (iii) promoting ~~women's~~**a gender-balanced** labour market participation, **equal working conditions, and** a better work/life balance including **through** access to **affordable** childcare~~, a healthy and well–adapted working environment addressing health risks,~~ **and care for dependent persons;** *Comment: Addition in recital (13) as follows:* [...] improved work/life balance and access to childcare, **including early childhood**	I-48

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			education and care. […]	
		(iii bis) promoting adaptation of workers, enterprises and entrepreneurs to change, and active and healthy ageing **and a healthy and well-adapted working environment addressing health risks;**	*Provisional common understanding at trilogue on 23/11* **(iii bis) promoting the** adaptation of workers, enterprises and entrepreneurs to change, ~~and~~ active and healthy ageing **and a healthy and well-adapted working environment that addresses health risks;**	I-49
(iv) improving the quality, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including digital skills;	Amendment 89 (cont.) (iv) improving the quality***, inclusiveness***, effectiveness and labour market relevance of education and training systems, to support acquisition of key competences including ***entrepreneurial and*** digital skills ***and recognising non-formal and informal learning, to promote e-inclusion and facilitate the transition from education to work, in order to reflect social and economic requirements***;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (iv) improving the quality**, inclusiveness**, effectiveness and labour market relevance of education and training systems **including through validation of non-formal and informal learning**, to support acquisition of key competences including **entrepreneurial and** digital skills**, and by promoting the introduction of dual-training systems and apprenticeships**;	I-50
(v) promoting equal access to and completion of, quality and inclusive education and training, in particular for disadvantaged groups, from early	Amendment 89 (cont.) (v) promoting equal access to and completion of, ***high*** quality***, affordable*** and inclusive education and training, in	*[no change]*	*Provisional common understanding at trilogue on 23/11* (v) promoting equal access to and completion of, quality and inclusive	I-51

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childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all;	particular for disadvantaged groups ***and carers,*** from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, ***addressing early school leaving, promoting the introduction of dual-training systems, apprenticeships,*** ~~including facilitating~~ learning mobility for all ***and accessibility for persons with disabilities***;		education and training, in particular for disadvantaged groups, from early childhood education and care through general and vocational education and training, and to tertiary level, as well as adult education and learning, including facilitating learning mobility for all **and accessibility for persons with disabilities**; *Comment: Reference to "persons with disabilities" to be included in recital (28) based on COM drafting suggestion:* "...Rights of Persons with Disabilities. **The ESF + should contribute to promote accessibility for persons with disabilities with a view to improving integration into employment, education and training and thereby enhancing their inclusion in all spheres of life.**"	
(vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and promoting professional mobility;	<u>Amendment 89 (cont.)</u> (vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account ***entrepreneurial and*** digital skills, better anticipating change and new skills requirements based on labour market needs, facilitating career transitions and	*[no change]*	*Provisional common understanding at trilogue on 23/11* (vi) promoting lifelong learning, notably flexible upskilling and reskilling opportunities for all taking into account **entrepreneurial and** digital skills, better anticipating change and new skills requirements	I-52

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	promoting professional mobility ***and full participation in society***;		based on labour market needs, facilitating career transitions and promoting professional mobility; *Reference to "and full participation in society" to be included in recital (14) based on COM drafting suggestion:*"...support lifelong learning and employability **with a view to facilitating full participation in society for all,**..."	
(vii) fostering active inclusion with a view to promoting equal opportunities and active participation, and improving employability;	Amendment 89 (cont.) (vii) fostering active inclusion with a view to promoting equal opportunities***, non-discrimination*** and active participation, and improving employability***, in particular for disadvantaged groups***;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (vii) fostering active inclusion with a view to promoting equal opportunities**, non-discrimination** and active participation, and improving employability**, in particular for disadvantaged groups**;	I-53
(viii) promoting socio-economic integration of third country nationals and of marginalised communities such as the Roma;	Amendment 89 (cont.) (viii) promoting ***long-term*** socio-economic integration of third country nationals***, including migrants***; ~~and of marginalised communities such as the Roma~~;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (viii) promoting socio-economic integration of third country nationals**, including migrants**; ~~and of marginalised communities such as the~~	I-54

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			~~Roma~~;	
	Amendment 89 (cont.)(new) ***(viiia) fighting discrimination against and promoting the socio-economic integration of marginalised communities such as Roma;***		*Provisional common understanding at trilogue on 23/11* **(viiia) promoting the socio-economic integration of marginalised communities such as Roma;**	I-55
(ix) enhancing the equal and timely access to quality, sustainable and affordable services; modernising social protection systems, including promoting access to social protection; improving accessibility, effectiveness and resilience of healthcare systems and long-term care services;	Amendment 89 (cont.) (ix) enhancing the equal and timely access to quality, sustainable***, accessible*** and affordable services***, including services for access to housing and person-centred healthcare and related care***; modernising social ***security institutions, public employment services, social*** protection ***and social inclusion*** systems, including promoting access to ***equal*** social protection***, with a particular focus on children and disadvantages groups and the most deprived people***; improving accessibility ***including for persons with disabilities***, effectiveness and resilience of healthcare systems and long-term care services;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (ix) enhancing the equal and timely access to quality, sustainable and affordable services**, including services that promote the access to housing and person-centred care including healthcare** ; modernising social protection systems, including promoting access to social protection**, with a particular focus on children and disadvantaged groups**; improving accessibility **including for persons with disabilities**, effectiveness and resilience of healthcare systems and long-term care services;	I-56
	Amendment 89 (cont.) ***(ixa) increasing the accessibility for***		*Provisional common understanding at trilogue on 23/11*	I-57

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	persons with disabilities with a view to improving their inclusion in employment, education and training;		*[EP drops point (ixa) from AM 89]*	
(x) promoting social integration of people at risk of poverty or social exclusion, including the most deprived and children;	Amendment 89 (cont.) (x)promoting social integration of people ***experiencing or*** at risk of poverty ***and/or*** ~~or~~ social exclusion, including the most deprived and children;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-58
(xi) addressing material deprivation through food and/or basic material assistance to the most deprived, including accompanying measures.	Amendment 89 (cont.) (xi) addressing material deprivation through food and/or basic material assistance to the most deprived, including accompanying measures, ***aiming to ensure their social inclusion, with an emphasis on children in vulnerable situations***.	*[no change]*	*Provisional common understanding at trilogue on 23/11* (xi) addressing material deprivation through food and/or basic material assistance to the most deprived, including **children, and providing** accompanying measures **supporting their social inclusion.**	I-59
2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ shall also contribute to the other	Amendment 89 (cont.) 2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the	2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific objectives referred to in paragraph 1, the ESF+ shall also contribute to the other	*Provisional common understanding at trilogue on 23/11* 2. Through the actions implemented under the ESF+ strand under shared management to achieve the specific	I-60

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policy objectives listed in Article [4] of [the future CPR], in particular those related to:	ESF+ ***aims to*** ~~shall also~~ contribute to ~~the~~ other policy objectives listed in Article [4] of [the future CPR], in particular those related to:	policy objectives listed in Article [4] of [the future CPR][10], in particular those related to:	objectives referred to in paragraph 1, the ESF+ shall **aim to** ~~also~~ contribute to ~~the~~ other policy objectives listed in Article [4] of [the future CPR], in particular those related to:	
1. a smarter Europe through the development of skills for smart specialisation, skills for key enabling technologies, industrial transition, sectorial cooperation on skills and entrepreneurship, the training of researchers, networking activities and partnerships between higher education institutions, vocational and educational training (VET) institutions, research and technological centres and enterprises and clusters, support to micro, small and medium sized enterprises and the social economy;	Amendment 89 (cont.) 1. a smarter Europe through the development of skills for smart specialisation, skills for key enabling technologies, industrial transition, sectorial cooperation on skills and entrepreneurship, the training of researchers, networking activities and partnerships between higher education institutions, vocational and educational training (VET) institutions, research and technological centres***, medical and healthcare centres*** and enterprises and clusters, support to micro, small and medium sized enterprises and the social economy ***taking into account social economy laws and frameworks established in the Member States***;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-61

[10] Council position: *An additional recital is included:* **(new) Through the support to the specific objectives set out in Article 4(1) under policy objective 4 "a more social Europe", the ESF + will continue to contribute to territorial and local development strategies in order to implement the European Pillar of Social Rights. It will support the tools set out in Article 22 CPR and thereby also contribute to the delivery of policy objective 5 "a Europe closer to citizens".** *(Comment from TM on 5/2: Agreed to add modified recital including the content of EP AM 89, based on wording by the COM).*

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2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, and the bioeconomy.	Amendment 89 (cont.) 2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, ***awareness raising among the population about sustainable development and lifestyles,*** the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, ***circular economy*** and the bioeconomy***;***	*[no change]*	*Provisional common understanding at trilogue on 23/11* 2. a greener, low carbon Europe through the improvement of education and training systems necessary for the adaptation of skills and qualifications, the upskilling of all, including the labour force, the creation of new jobs in sectors related to the environment, climate and energy, **circular economy** and the bioeconomy***;***	I-62
	Amendment 89 (cont.)(new) ***2a. a Union that is closer to citizens through poverty reduction and social inclusion measures taking into account the specificities of urban, rural and coastal regions in view of tackling the socioeconomic inequalities in cities and regions;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]* *New recital (x) is added:* **"(x) Through the support to the specific objectives set out in Article 4(1) under policy objective 4 "a more social Europe", the ESF + will continue to contribute to territorial and local development strategies in order to implement the European Pillar of Social Rights. It will support the tools set out in Article [22] of the CPR and**	I-63

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			thereby also contribute to the delivery of policy objective 5 "a Europe closer to citizens", including through poverty reduction and social inclusion measures taking into account the specificities of urban, rural and coastal regions in view of tackling the socioeconomic inequalities in cities and regions;"	
	Amendment 89 (cont.)(new) ***2b. under the Employment and Social Innovation Strand, the ESF+ shall support the development, implementation monitoring and evaluation of the Union's instruments, policies and relevant law and promote evidence-based policy making, social innovation and social progress in partnership with the social partners, civil society organisations and public and private bodies (specific objective 1); it shall promote workers' voluntary geographical mobility on a fair basis and boost employment opportunities (specific objective 2); it shall promote employment and social inclusion by increasing the availability and accessibility of microfinance for micro-enterprises and social economy***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	I-64

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	enterprises, in particular for vulnerable people (specific objective 3);			
3. Under the Health strand, the ESF+ shall support health promotion and disease prevention, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, protect citizens from cross-border health threats, and support EU health legislation.	Amendment 89 (cont.) 3. under the Health strand, the ESF+ shall ***contribute*** ~~support~~ ***to a high level of human*** health ***protection*** ~~promotion~~ and disease prevention, ***including through the promotion of physical activity and promotion of health education***, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, ***increase life expectancy at birth***, protect citizens from cross-border health threats, ***foster disease prevention and early diagnosis, and health promotion throughout the lifetime and strengthen*** and support EU ***health-related*** ~~health~~ legislation***, including in the area of environmental health, and fostering Health in all Union policies***. ***The Union's health policy shall be guided by Sustainable Development Goals (SDG) to ensure that the Union and Member States reach the targets of SDG 3 "Ensure healthy lives and promote well-being for all at all ages".***	3. Under the Health strand, the ESF+ shall support health promotion and disease prevention, contribute to effectiveness, accessibility ~~and~~, resilience **and sustainability** of health systems, make healthcare safer, reduce health inequalities, protect citizens from cross-border health threats, and support EU health legislation.	*Provisional common understanding at trilogue on 23/11* *[covered by row I-65]*	I-65F
~~3. Under the Health strand, the ESF+~~	*[no change]*	*[no change]*	*Provisional common understanding*	I-65

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
~~shall support health promotion and disease prevention, contribute to effectiveness, accessibility and resilience of health systems, make healthcare safer, reduce health inequalities, protect citizens from cross-border health threats, and support EU health legislation.~~			*at trilogue on 23/11* *[no change]*	
		3. In addition, where strictly necessary as a temporary measure to respond to exceptional or unusual circumstances referred to in Article 15a of [Common Provisions Regulation], the ESF+ supports:	*Commission drafting proposal at technical meeting on 30/11* 3. In addition, where strictly necessary as a temporary measure to respond to exceptional or unusual circumstances referred to in Article 15a of [Common Provisions Regulation], **<u>and limited to a duration of 18 months</u>**, the ESF+ supports:	I-65A
		(i) the financing of short-time work schemes without the requirement that they should be combined with active measures;	*Commission drafting proposal at technical meeting on 30/11* (i) the financing of short-time work schemes without the requirement that they should be combined with active measures;	I-65B

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
		(ii) access to healthcare including for people not in immediate socio-economic vulnerability.	*Commission drafting proposal at technical meeting on 30/11* (ii) access to healthcare including for people not in immediate socio-economic vulnerability.	I-65C
		Where, upon a request submitted by the Member States concerned, the Commission finds that the requirements laid down in the first subparagraph are fulfilled, it shall adopt an implementing decision specifying the period during which the temporary additional support from ESF+ is authorised.[11]	*Commission drafting proposal at technical meeting on 30/11* Where, upon a request submitted by the Member States concerned, the Commission finds that the requirements laid down in the first subparagraph are fulfilled, it shall adopt an implementing decision specifying the period during which the temporary additional support from ESF+ is authorised.	I-65D
		The Commission shall monitor the	*Commission drafting proposal at*	I-65E

[11] Council position: *Recital (54) is amended as follows:* (54) In order to allow for a rapid response to exceptional and unusual circumstances as referred to in the Stability and Growth Pact that may arise during the programming period, **implementing powers should be conferred to the Commission to adopt** temporary measures ~~should be provided for~~ to facilitate the use of the support from the ESF+ in response to such circumstances. **The Commission should adopt the measures that are most appropriate in light of the exceptional or unusual circumstances that a Member State is facing while preserving the objectives of the fund.** Furthermore, the implementing powers in relation to the temporary measures for the use of the Funds in response to exceptional and unusual circumstances should be adopted without committee procedures given that the scope of application is determined by the Stability and Growth Pact and limited to the measures set out in this Regulation. **The Commission should also monitor the implementation and assess the appropriateness of the measures.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
		implementation of this paragraph and assess whether the temporary additional support from ESF+ is sufficient to facilitate the use of the fund in response to the exceptional and unusual circumstances. On the basis of its assessment, the Commission shall, where deemed appropriate, make proposals for amendments to this Regulation, including on thematic concentration requirements in Article 7.	*technical meeting on 30/11* The Commission shall monitor the implementation of this paragraph and assess whether the temporary additional support from ESF+ is sufficient to facilitate the use of the fund in response to the exceptional and unusual circumstances. On the basis of its assessment, the Commission shall, where deemed appropriate, make proposals for amendments to this Regulation, including on **the** thematic concentration requirements in Article 7, **except the thematic concentration requirement as specified in Article 7(4)**.	
Article 5 *Budget*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11 on the title of the Article* *[no change]* *Commission drafting suggestion for amending recital (50), following DG BUDG's recommendation for the CPR:* (50) Horizontal financial rules adopted by the European Parliament	I-66

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			and the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union apply to this Regulation. These rules are laid down in the Financial Regulation and determine in particular the procedure for establishing and implementing the budget through grants, procurement, prizes, indirect implementation, and provide for checks on the responsibility of financial actors. Rules adopted on the basis of Article 322 TFEU also ~~concern~~ **include** the **general regime of conditionality for the** protection of the Union's budget. ~~in case of generalised deficiencies as regards the rule of law in the Member States, as the respect for the rule of law is an essential precondition for sound financial management and effective EU funding.~~	
1. The total financial envelope for the ESF+ for the period 2021-2027 shall be EUR 101 174 000 000 in current prices.	Amendment 90 1. The total financial envelope for the ESF+ for the period 2021-2027 shall be ***EUR 106 781 000 000*** ~~EUR 101 174 000 000~~ ***in 2018 prices (EUR 120 457 000 000*** in current prices***)***.	1. The total financial envelope for the ESF+ for the period 2021-2027 shall be EUR ~~101 174 000 000~~ **87 995 063 417** in ~~current~~ **2018** prices.		I-67F

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
1. The total financial envelope for the ESF+ for the period 2021-2027 shall be EUR ~~101 174 000 000~~ **97 332 282 000** in current prices.	1. The total financial envelope for the ESF+ for the period 2021-2027 shall be **[EUR 106 361 000 000] in 2018 prices (EUR 119 984 000 000** ~~97 332 282 000~~ in current prices***)***.	1. The total financial envelope for the ESF+ for the period 2021-2027 shall be EUR ~~97 332 282 000~~ **87 995 063 417** in ~~current~~ **2018** prices.		I-67
2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be EUR 100 000 000 000 in current prices or EUR 88 646 194 590 in 2018 prices of which EUR 200 000 000 in current prices or or EUR 175 000 000 in 2018 prices shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i) and EUR 400 000 000 in current prices or EUR 376 928 934 in 2018 prices as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.	<u>Amendment 90 (cont.)</u> 2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be ***EUR 105 686 000 000 in 2018 prices (EUR 119 222 000 000 in current prices)*** ~~EUR 100 000 000 000 in current prices or EUR 88 646 194 590 in 2018 prices~~ of which EUR 200 000 000 in current prices or EUR 175 000 000 in 2018 prices shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i), ***EUR 5 900 000 000 shall be allocated for measures falling under the European Child Guarantee referred to in Article 10a,*** and EUR 400 000 000 in current prices or EUR 376 928 934 in 2018 prices as additional funding to the outermost regions identified in Article	2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for ~~J~~**j**obs and ~~G~~**g**rowth goal shall be EUR ~~100 000 000 000 in current prices or EUR 88 646 194 590~~ **87 319 331 843** in 2018 prices of which ~~EUR 200 000 000 in current prices or or~~ EUR 175 000 000 ~~in 2018 prices~~ shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i) and EUR ~~400 000 000 in current prices or EUR 376 928 934 in 2018 prices~~ **472 980 447** as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No- 6 to the 1994 Act of Accession.		I-68F

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.			
2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be EUR ~~100 000 000 000~~ **96 571 282 000** in current prices ~~or EUR 88 646 194 590 in 2018 prices~~ of which EUR 200 000 000 in current prices ~~or or EUR 175 000 000 in 2018 prices~~ shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i) and EUR 400 000 000 in current prices ~~or EUR 376 928 934 in 2018 prices~~ as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.	2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for Jobs and Growth goal shall be EUR ***119 222 000 000*** in current prices of which EUR 200 000 000 in current prices shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23, ***EUR 5 900 000 000 shall be allocated for measures falling under the European Child Guarantee referred to in Article 10a,*** and EUR 400 000 000 in current prices as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.	2. The part of the financial envelope for the ESF+ strand under shared management under the Investment for ~~J~~**j**obs and ~~G~~**g**rowth goal shall be EUR ~~96 571 282 000~~ **87 319 331 843** in ~~current~~ **2018** prices of which EUR ~~200 000 000~~ **175 000 000** ~~in current prices~~ shall be allocated for transnational cooperation supporting innovative solutions as referred to in Article 23(i) and EUR ~~400 000 000 in current prices~~ **472 980 447** as additional funding to the outermost regions identified in Article 349 TFEU and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No- 6 to the 1994 Act of Accession.		I-68
3. The financial envelope for the Employment and Social Innovation strand and the Health strand for the period 2021-2027 shall be EUR	Amendment 90 (cont.) 3. The financial envelope for the Employment and Social Innovation strand and the Health strand for the	3. The financial envelope for the Employment and Social Innovation strand ~~and the Health strand~~ for the period 2021-2027 shall be EUR ~~1 174 000 000~~ **675 731 573** in ~~current~~		I-69F

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1 174 000 000 in current prices.	period 2021-2027 shall be ***EUR 1 095 000 000 in 2018 prices (EUR 1 234 000 000*** ~~EUR 1 174 000 000~~ in current prices***).***	**2018** prices.		
3. The financial envelope for the Employment and Social Innovation strand ~~and the Health strand~~ for the period 2021-2027 shall be EUR 1~~174 000 000~~ **761 000 000** in current prices.	*[no change]*	3. The financial envelope for the Employment and Social Innovation strand for the period 2021-2027 shall be EUR ~~761 000 000~~ **675 731 573** in ~~current~~ **2018** prices.		I-69
4. The indicative distribution of the amount referred in paragraph 3 shall be:	*[no change]*	~~4. The indicative distribution of the amount referred in paragraph 3 shall be:~~		I-70F
~~4. The indicative distribution of the amount referred in paragraph 3 shall be:~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-70
(a) EUR 761 000 000 for the implementation of the Employment and Social Innovation strand;	Amendment 90 (cont.) (a) ***EUR 675 000 000*** ~~EUR 761 000 000~~ ***in 2018 prices (EUR 761 000 000 in current prices)*** for the implementation of the Employment and Social Innovation strand;	~~(a) EUR 761 000 000 for the implementation of the Employment and Social Innovation strand;~~		I-71F
~~(a) EUR 761 000 000 for the implementation of the Employment and Social Innovation strand;~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-71

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(b) EUR 413 000 000 for the implementation of the Health strand.	Amendment 90 (cont.) (b)***EUR 420 000 000*** ~~EUR 413 000 000~~ ***in 2018 prices (EUR 473 000 000 in current prices; or 0,36 % of the MFF 2021-2027)*** for the implementation of the Health strand.	~~(b) EUR 413 000 000 for the implementation of the Health strand.~~		I-72F
~~(b) EUR 413 000 000 for the implementation of the Health strand.~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	I-72
5. The amounts referred to in paragraphs 3 and 4 may also be used for technical and administrative assistance for the implementation of the programmes, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	*[no change]*	5. The amounts referred to in paragraph~~s~~ 3 ~~and 4~~ may also be used for technical and administrative assistance for the implementation of the programme~~s~~, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	*Following discussions on Row III-46, the EP would like a recital to clarify Article 5(5).*	I-73F
5. The amounts referred to in paragraph~~s~~ 3 ~~and 4~~ may also be used for technical and administrative assistance for the implementation of the programme~~s~~, such as preparatory, monitoring, control, audit and evaluation activities including corporate information technology systems.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* 5. The amount referred to in paragraph 3 may also be used for technical and administrative assistance for the implementation of the ~~programme~~ **Employment and Social Innovation strand**, such as preparatory, monitoring, control,	I-73

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			audit and evaluation activities including corporate information technology systems *New recital is added as follows:* (12a) With a view to facilitating the implementation of the specific and operational objectives of the Employment and Social Innovation strand, the ESF+ should support activities related to technical and administrative assistance, such as preparatory, monitoring, control, audit and evaluation activities, while communication and dissemination activities are part of the actions eligible under the Employment and Social Innovation strand	
Article 6 *Equality between men and women and equal opportunities, and non-discrimination*	Amendment 91 Article 6 ***Gender*** equality ~~between men and women~~ and equal opportunities, and non-discrimination	Article 6 ~~Equality between men and women and~~ **Gender equality,** equal opportunities~~,~~ and non-discrimination	*Provisional common understanding at trilogue on 23/11* Article 6 ~~Equality between men and women and~~ **Gender equality,** equal opportunities~~,~~ and non-discrimination	I-74
1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and	Amendment 91 (cont.) 1. All programmes implemented under the ESF+ ~~strand under shared~~	1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and	*Provisional common understanding at trilogue on 23/11* ~~1. All programmes implemented~~	I-75F

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Social Innovation and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.	~~management, as well as the operations supported by the Employment and Social Innovation and Health strands~~ shall ensure ***gender*** equality ~~between men and women~~ throughout their preparation, implementation, monitoring and evaluation. They shall also ***support specific actions aimed at increasing the participation of women in working life and their professional development as well as conciliation between working and personal life,*** promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability ***or health condition***, age or sexual orientation***, including the accessibility to persons with disabilities also in terms of ICT,*** throughout their preparation, implementation, monitoring and evaluation***, thereby enhancing social inclusion and reducing inequalities***.	Social Innovation and Health strands shall ensure **gender** equality ~~between men and women~~ throughout their preparation, implementation, monitoring and evaluation. They shall also ~~promote~~ **ensure** equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation. **These programmes and operations shall also aim at increasing participation of women in employment, combating the feminisation of poverty and gender discrimination in the labour market and in education and training.**	~~under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.~~ *It is covered by Article 6a (2) and (3) CPR and Article 29a ESF+ Regulation.*	
1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation ~~and Health~~ strand~~s~~ shall ensure equality between men and women throughout their preparation, implementation, monitoring and	1. All programmes implemented under the ESF+ ~~strand under shared management, as well as the operations supported by the Employment and Social Innovation and Health strands~~ shall ensure ***gender*** equality ~~between men and women~~ throughout their preparation, implementation, monitoring	1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation strand shall ensure **gender** equality ~~between men and women~~ throughout their preparation, implementation, monitoring and	*Provisional common understanding at trilogue on 23/11* ~~1. All programmes implemented under the ESF+ strand under shared management, as well as the operations supported by the Employment and Social Innovation~~	I-75

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading (Plenary mandate 4/4/19)	Council position (Coreper partial mandates 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
evaluation. They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.	and evaluation. They shall also ***support specific actions aimed at increasing the participation of women in working life and their professional development as well as conciliation between working and personal life,*** promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability ***or health condition***, age or sexual orientation***, including the accessibility to persons with disabilities also in terms of ICT,*** throughout their preparation, implementation, monitoring and evaluation***, thereby enhancing social inclusion and reducing inequalities***.	evaluation. They shall also ~~promote~~**ensure** equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation**. These programmes and operations shall also aim at increasing participation of women in employment, combating the feminisation of poverty and gender discrimination in the labour market and in education and training**.	~~and Health strands shall ensure equality between men and women throughout their preparation, implementation, monitoring and evaluation. They shall also promote equal opportunities for all, without discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation throughout their preparation, implementation, monitoring and evaluation.~~ *It is covered by Article 6a (2) and (3) CPR and Article 29a ESF+ Regulation.*	
2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1 within any of the objectives of the ESF+, including the transition from residential/institutional care to family and community-based care.	<u>Amendment 91 (cont.)</u> 2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1 within any of the objectives of the ESF+, including the transition from ~~residential/~~institutional care to family and community-based care ***and improving universal accessibility for persons with disabilities***.	2. The Member States and the Commission shall also support specific targeted actions to promote the principles referred to in paragraph 1 within any of the objectives of the ESF~~+, including+~~**. These actions may include accessibility for persons with disabilities and** the transition from residential/institutional care to family and community-based care.	*Provisional common understanding at trilogue on 23/11* The Member States and the Commission shall support specific targeted actions to promote the principles referred to in ~~paragraph 1~~ **paragraphs 2 and 3 of Article 6a CPR and Article 29a of this Regulation** within any of the objectives of the ESF+ ~~including~~. **These actions may include actions for ensuring accessibility for persons with disabilities, including**	I-76

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			in terms of ICT, and promoting the transition from ~~residential/~~ institutional care to family and community-based care. **Through the ESF+, Member States and the Commission shall also aim at increasing the participation of women in employment as well as conciliation between working and personal life, combating the feminisation of poverty and gender discrimination in the labour market and in education and training.**	

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
<u>Part II – Implementation under the ESF+ strand under shared management</u>	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-1
Chapter I Common provisions on programming	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-2
Article 7 *Consistency and thematic concentration*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-3
1. Member States shall concentrate the ESF+ resources under shared management on interventions that address the challenges identified in their national reform programmes, in the European Semester as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account principles and rights set out in the European Pillar of Social Rights.	<u>Amendment 92</u> 1. Member States shall concentrate the ESF+ resources under shared management on interventions that address the challenges identified in their national reform programmes, in the European Semester as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account principles and rights set out in the European Pillar of Social	1. Member States shall ~~concentrate~~ **program** the ESF+ resources under shared management ~~on~~ **by prioritising** interventions that address the challenges identified in **the European Semester, including in** their national reform programmes ~~in the European Semester~~ as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU, and take into account **the** principles and rights set out in the European Pillar of	*Provisional common understanding at trilogue on 10/12* Member States shall ~~concentrate~~ **programme** the ESF+ resources under shared management **by prioritising** ~~on~~ interventions that address the challenges identified in **the European Semester, including in** their national reform programmes ~~in the European Semester~~ as well as in the relevant country-specific recommendations adopted in accordance with Article 121(2)	II-4

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	Rights***, the Social Scoreboard under the European Semester and regional specificities thereby contributing to the goals of the Union set out in Article 174 TFEU as regards to strengthening economic, social and territorial cohesion and that are fully in line with the Paris Agreement and the UN Sustainable Development Goals.***	Social Rights **and the national and regional strategies relevant for ESF+ objectives.**	TFEU and Article 148(4) TFEU, and take into account **the** principles and rights set out in the European Pillar of Social Rights **and the national and regional strategies relevant for ESF+ objectives, thereby contributing to the goals of the Union set out in Article 174 TFEU.** *Provisional common understanding at trilogue on 10/12 on two recitals* (3) The Council of […] adopted revised guidelines for the employment policies of the Member States to align the text with the principles of the European Pillar of Social Rights, with a view to improving Europe's competitiveness and making it a better place to invest, create jobs and foster social cohesion. In order to ensure the full alignment of the ESF+ with the objectives of these guidelines, particularly as regards employment, education, training and the fight against social exclusion, poverty and discrimination, the ESF+ should support Member States, taking account of the relevant Integrated	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Guidelines and relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and, where appropriate, at national level, the national reform programmes underpinned by national strategies. The ESF+ should also contribute to relevant aspects of the implementation of key Union initiatives and activities, in particular the "Skills Agenda for Europe" and the European Education Area, relevant Council Recommendations and other initiatives such as the Youth Guarantee, Upskilling Pathways ~~and on~~ Integration of the long-term unemployed **and the EU Roma strategic framework on equality, inclusion and participation.** (21) The ESF+ should support policy and system reforms in the fields of employment, social inclusion, access to healthcare for vulnerable persons, long-term care, education and training, **contributing to poverty eradication**. In order to strengthen	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			alignment with the European Semester, Member States should allocate an appropriate amount of their resources of the ESF+ strand under shared management to implement relevant country-specific recommendations relating to structural challenges which it is appropriate to address through multiannual investments falling within the scope of the ESF+**,** **taking into account the European Pillar of Social Rights, the Social Scoreboard and regional specificities**. The Commission and the Member States should ensure coherence, coordination ~~and~~ complementarity, **and foster synergies** between the shared-management strand of ESF+ and **other Union funds, programmes and instruments such as the Just Transition Fund, the European Regional Development Fund, the Health Programme, the Recovery and Resilience Facility, the European Globalisation Adjustment Fund for displaced workers, the European Maritime and Fisheries Fund, Erasmus, the**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Asylum and Migration Fund, Horizon Europe, the European Agricultural Fund for Rural Development, the Digital Europe Programme, InvestEU, Creative Europe, the European Solidarity Corps and the Technical Support Instrument. In particular, the Commission and the Member State should ensure, in all stages of the process, effective coordination in order to safeguard the consistency, coherence, complementarity and synergy among sources of funding, including technical assistance thereof.	
Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as Erasmus, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms	Amendment 92 (cont.) Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as ***the European Regional Development Fund (ERDF), the European Globalisation Adjustment Fund (EGF), the European Maritime and Fisheries Fund, InvestEU, Creative Europe, the***	Member States and, where appropriate the Commission~~,~~ shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments ~~such as Erasmus, the Asylum and Migration Fund and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument~~, both in the planning phase and during implementation. Member States and, where appropriate the Commission,		II-5F

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.	***Rights and Values Instrument,*** Erasmus, the Asylum and Migration Fund***, the post-2020 EU Framework for National Roma Integration Strategies*** and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those ***Managing Authorities*** responsible for implementation to deliver ***integrated approaches,*** coherent and streamlined support actions.	shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.		
Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as Erasmus, the **Health Programme, the** Asylum and Migration Fund**, the Recovery** and **Resilience Facility** ~~the Reform Support Programme, including the Reform Delivery Tool~~ and the	Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments such as **the European Regional Development Fund (ERDF), the European Globalisation Adjustment Fund (EGF), the European Maritime and Fisheries Fund,**	Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments ~~such as Erasmus, the Health Programme, the Asylum and Migration Fund, the Recovery and Resilience Facility and the Technical Support Instrument~~, both in the	*Provisional common understanding at trilogue on 23/11* Member States and, where appropriate the Commission, shall foster synergies and ensure coordination, complementarity and coherence between the ESF+ and other Union funds, programmes and instruments ~~such as Erasmus, the Health Programme, the Asylum and~~	II-5

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions	**InvestEU, Creative Europe, the Rights and Values Instrument,** Erasmus, the Asylum and Migration Fund, the post-2020 EU Framework for National Roma Integration Strategies, **the Recovery and Resilience Facility** and the Technical Support Instrument, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those Managing Authorities responsible for implementation to deliver integrated approaches, coherent and streamlined support actions.	planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions.	~~Migration Fund, the Recovery and Resilience Facility and the Technical Support Instrument~~, both in the planning phase and during implementation. Member States and, where appropriate the Commission, shall optimise mechanisms for coordination to avoid duplication of effort and ensure close cooperation between those responsible for implementation to deliver coherent and streamlined support actions. *Commission provided drafting suggestion to include EP AM in rectal 21 (see above row II-4)*	
2. Member States shall allocate an appropriate amount of their ESF+ resources under shared management to address challenges identified in relevant country-specific recommendations adopted in accordance with Article 121(2) TFEU and Article 148(4) TFEU and in the European Semester falling within the scope of the ESF+ as set out in Article 4.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-6

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
3. Member States shall allocate at least 25% of their ESF+ resources under shared management to the specific objectives for the social inclusion policy area set out in points (vii) to (xi) of Article 4(1), including the promotion of the socio-economic integration of third country nationals.	Amendment 92 (cont.) 3. Member States shall allocate at least ***27%*** ~~25%~~ of their ESF+ resources under shared management to the specific objectives for the social inclusion policy area set out in points (vii) to ***(x)*** ~~(xi)~~ of Article 4(1), including the promotion of the socio-economic integration of third country nationals.	*[no change]*		II-7
3a. Member States shall allocate at least 5% of their ESF+ resources under shared management to support targeted actions and structural reforms to tackling child poverty under the specific objectives set out in points (v) and (vii) to (x) of Article 4(1).	3a. Member States shall allocate at least 5% of their ESF+ resources under shared management to support targeted actions ~~and structural reforms to tackling child poverty~~ **aiming at implementing the European Child Guarantee** under the specific objectives set out in points (v) and (vii) to (x) of Article 4(1)**, in order to contribute to children's equal access to free healthcare, free education, free childcare, decent housing and adequate nutrition.**	~~3a. Member States shall allocate at least 5% of their ESF+ resources under shared management to support targeted actions and structural reforms to tackling child poverty under the specific objectives set out in points (v) and (vii) to (x) of Article 4(1).~~	*Comment from trilogue on 12/10: Still open.* *Comment at TM 21/10:* *Commission provided data on Member States' child population and child poverty rates* *EP to clarify whether 5% is intended in addition to or within the earmarking of resources under shared management in row-II-7* *Commission provided drafting suggestion for clarification in recital 22a related to tackling child poverty:* "(22a) With a view to addressing the	II-7A NEW

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			persistently high level of child poverty in the Union, and in line with principle 11 of the European Pillar of Social Rights which states that children have the right to protection from poverty, and children from disadvantaged backgrounds have the rights to specific measures to enhance equal opportunities, the ambition should be that Member States allocate at least 5% of the**ir** ESF+ resources under shared management to support activities addressing child poverty in line with the specific objectives of the ESF+ that allow for programming resources towards actions directly supporting children with regards to early childcare, education, healthcare, **and** decent housing ~~and adequate nutrition~~. **Operations contributing to this thematic concentration requirement may count towards the 25% thematic concentration requirement for social inclusion when programmed under specific objectives (vii) to (x), and in duly justified cases the 2% thematic concentration requirement for**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			support to the most deprived when programmed under specific objective (x).	
	Amendment 92 (cont.)(new) ***3a. Within the specific objectives for the social inclusion policy area set out in points (vii) to (x) of Article 4(1), Member States shall allocate at least 5 % of their ESF+ resources under shared management to targeted actions aiming at implementing the European Child Guarantee, in order to contribute to children's equal access to free healthcare, free education, free childcare, decent housing and adequate nutrition.***		*Row replaced by row 7a*	II-8
4. Member States shall allocate at least 2% of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point (xi) of Article 4(1).	Amendment 92 (cont.) 4. ***In addition to the minimum allocation of at least 27 % of the ESF+ resources under shared management to the specific objectives set out in points (vii) to (x) of Article 4(1),*** Member States shall allocate at least ***3%*** ~~2%~~ of their ESF+ resources under shared management to the specific objective of addressing ***social inclusion of the most deprived and/or***	*[no change]*	*Provisional common understanding at technical meeting on 17/11 on the second part of the EP amendment (no agreement on bracketed part)* *Commission drafting suggestion 18/11:* Member States shall allocate at least 2% of their ESF+ resources under shared management to the specific objective of addressing material deprivation set out in point (xi) of	II-9

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	material deprivation set out in ***points*** ~~point~~ ***(x) and*** (xi) of Article 4(1).		Article 4(1), **and in duly justified cases, Member States may allocate at least 2% of their ESF+ resources under shared management to the specific objective set out in point (x) of Article 4(1).** *Comments at TM 17/11: Commission will provide drafting suggestion to incorporate row II-10 into II-9.* 4. [***In addition to the minimum allocation of at least 27 % of the ESF+ resources under shared management to the specific objectives set out in points (vii) to (x) of Article 4(1),*** Member States shall allocate at least ***3%*** ~~2%~~] of their ESF+ resources under shared management to the specific objective of addressing ***social inclusion of the most deprived and/or*** material deprivation set out in ***points*** ~~point~~ ***(x) and*** (xi) of Article 4(1).	
In duly justified cases, the resources allocated to the specific objective set out in point (x) of Article 4(1) and targeting	Amendment 92 (cont.) ~~In duly justified cases, the resources~~	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-10

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
the most deprived may be taken into account for verifying compliance with the minimum allocation of at least 2% set out in the first subparagraph of this paragraph.	~~allocated to the specific objective set out in point (x) of Article 4(1) and targeting the most deprived may be taken into account for verifying compliance with the minimum allocation of at least 2% set out in the first subparagraph of this paragraph.~~		~~In duly justified cases, the resources allocated to the specific objective set out in point (x) of Article 4(1) and targeting the most deprived may be taken into account for verifying compliance with the minimum allocation of at least 2% set out in the first subparagraph of this paragraph.~~	
5. Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	<u>Amendment 92 (cont.)</u> 5. Member States ~~having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data,~~ shall allocate at least ***3%*** ~~10%~~ of their ESF+ resources under shared management ~~for the years 2021 to 2025~~ to targeted actions and structural reforms to support youth employment and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	5. Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2019~~ on the basis of **the latest annual available** Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment**, vocational education and training, in particular apprenticeships,** and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.		II-11F
5. Member States having a rate of	5. Member States ~~having a rate of~~	5. Member States having a rate of	*Comment at TM 21/10: Reference to*	II-11

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of **latest available** Eurostat data, shall allocate at least ~~10~~ **15**% of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment**, vocational education and training, in particular apprenticeships,** and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	~~young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data,~~ shall allocate at least **3%** ~~15%~~ of their ESF+ resources under shared management ~~for the years 2021 to 2025~~ to targeted actions and structural reforms to support youth employment, vocational education and training, in particular apprenticeships, and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2019~~ on the basis of **the** latest **annual** available Eurostat data, shall allocate at least ~~15~~**10**% of their ESF+ resources under shared management for the years 2021 to 2025 to targeted actions and structural reforms to support youth employment, vocational education and training, in particular apprenticeships, and school-to-work transition, pathways to reintegrate into education or training and second chance education, in particular in the context of implementing Youth Guarantee schemes.	*"latest annual available data" agreed. Rest is open.* *Commission provided drafting suggestion for clarification in recital 23 related to support to youth employment:* (23) In order to facilitate an inclusive economic recovery after a major crisis, and support youth employment in a changing world of work and in the light of persistently high levels of youth unemployment and inactivity in a number of Member States and regions, it is necessary that Member States continue to invest sufficient ESF+ resources in measures to support youth employment and skills, including through the implementation of Youth Guarantee schemes. Building on the actions supported by the Youth Employment Initiative in the 2014-2020 programming period targeting individual persons and the lessons learnt, Member States should further promote employment and education reintegration	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			pathways and invest in early prevention and outreach by prioritising, where relevant, long-term unemployed, inactive and disadvantaged young people including through youth work. Member States should also invest in measures aimed at facilitating school-to-work transition as well as adequate capacities of employment services so as to provide tailor-made and holistic support and better targeted offers to young people. **By fully integrating the Youth Employment Initative into the ESF+, the delivery of targeted actions for youth employment will be more effective and efficient and the scope will be extended to structural measures and reforms, thus ensuring a better match between EU funding support and the implementation of the Youth Guarantee.** Upgrading of skills and acquiring new and different skills shall help young people seize the opportunities of growing sectors and prepare them for the changing nature of work,	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			while also harnessing the opportunities arising from the digital and green transitions and the transformation of the European industrial ecosystems. Therefore, Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2019 on the basis of Eurostat data, should allocate at least 15% of their ESF+ resources under shared management to those actions."	
	Amendment 92 (cont.)(new) ***Member States having a rate of young people aged 15 to 29 not in employment, education or training (NEET) above the Union average in 2019 or where the NEET rate is above 15 % on the basis of the latest Eurostat data, shall allocate at least 15 % of their ESF+ resources under shared management for the years 2021 to 2025 in the programming period to the above mentioned actions and structural reform measures, paying special attention to those regions more affected taking into account the divergences between***			II-12

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	them.			
When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 on the basis of Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2026 to 2027 to these actions.	Amendment 92 (cont.) When programming the ESF+ resources under shared management for 2026 and 2027 at mid-term in accordance with Article [14] of[the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 ***or where the NEET rate is above 15%*** on the basis of Eurostat data, shall allocate at least ***15***% ~~10%~~ of their ESF+ resources under shared management for the years 2026 to 2027 to these actions ***or structural reform measures***.	~~When programming the ESF+ resources under shared management for 2026 and 2027 at~~ **At** mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2024~~ on the basis of **the latest available annual** Eurostat data, shall allocate at least 10% of their ESF+ resources under shared management for the years 2026 to 2027 to ~~these~~ **those** actions.		II-13F
When ~~programming~~ **reviewing** the ESF+ ~~resources under shared management for 2026 and 2027~~ **programmes** at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 on the basis of Eurostat data, shall allocate at least ~~10~~**15**% of their ESF+ resources under shared	When reviewing the ESF+ programmes at mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average in 2024 **or where the NEET rate is above 15%** on the basis of Eurostat data, shall allocate at least 15% of their ESF+ resources under shared management	~~When reviewing the ESF+ programmes at~~ **At** mid-term in accordance with Article [14] of [the future CPR], Member States having a rate of young people aged 15 to 29 not in employment, education or training above the Union average ~~in 2024~~ on the basis of **the latest available annual** Eurostat data, shall allocate at least ~~15~~ **10**% of their ESF+ resources under shared management for the	*Comment at TM 21/10: Reference to "latest annual available data" agreed. Rest is open.*	II-13

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
management for the years 2026 to 2027 to ~~these~~ **those** actions.	for the years 2026 to 2027 to those actions.	years 2026 to 2027 to those actions.		
Outermost regions meeting the conditions set out in the first and second subparagraphs shall allocate at least 15% of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs.	Amendment 92 (cont.) Outermost regions meeting the conditions set out in the ***second*** ~~first~~ and ***third*** ~~second~~ subparagraphs shall allocate at least 15% of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs. ***That allocation shall not replace funding necessary for infrastructure and development for outermost regions.***	Outermost regions meeting the conditions set out in the first and second subparagraphs shall allocate at least ~~15~~ **10**% of the ESF+ resources under shared management in their programmes to the targeted actions set out in the first subparagraph. This allocation shall be taken into account for verifying compliance with the minimum percentage at national level set out in the first and second subparagraphs.	*Comments at trilogue on 10/12: Still open.* *Comments at TM of 21/10:* *Last part of EP AM withdrawn*	II-14
When implementing such actions, Member States shall give priority to inactive and long-term unemployed young people and put in place targeted outreach measures.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-15
6. Paragraphs 2 to 5 shall not apply to the specific additional allocation received by the outermost regions and	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-16

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession.			*[no change]*	
7. Paragraphs 1 to 5 shall not apply to technical assistance.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-17
	Amendment 93 (new) ***Article 7a*** ***Respect for fundamental rights***		*Comments at trilogue on 23/11:* *Remain open* *EP redrafting suggestion at technical meeting on 30.11:* **Article 7a** **Respect for the Charter of Fundamental Rights of the European Union** *Commission drafting suggestion to include the respect for fundamental rights into Article 6a + new wording on recital (1), as follows:* **Article 6 – *Respect for fundamental rights*, gender equality, equal opportunities, and non-discrimination**	II-18

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Member States and the Commission shall ensure respect for fundamental rights and compliance with the Charter of Fundamental Rights of the European Union in the implementation of the fund. The Member States and the Commission shall support specific targeted actions to promote the principles referred to in paragraphs 2 and 3 of Article 6a CPR and Article 29a of this Regulation within any of the objectives of the ESF+. These actions may include actions for ensuring accessibility for persons with disabilities, including in terms of ICT, and promoting the transition from institutional care to family and community-based care. Through the ESF+, Member States and the Commission shall also aim at increasing the participation of women in employment as well as	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			conciliation between working and personal life, combating the feminisation of poverty and gender discrimination in the labour market and in education and training. **Recital (1)** On 17 November 2017, the European Pillar of Social Rights was jointly proclaimed by the European Parliament, the Council and the Commission as a response to social challenges in Europe. The twenty key principles of the pillar are structured around three categories: equal opportunities and access to the labour market; fair working conditions; social protection and inclusion. The twenty principles of the European Pillar of Social Rights should guide the actions under the European Social Fund Plus (ESF+). In order to contribute to the implementation of the European Pillar of Social Rights the ESF+ should support investments in people and systems in the policy areas of employment, education and social inclusion, thereby supporting economic,	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			territorial and social cohesion in accordance with Article 174 TFEU. **All actions to be financed under the ESF+ should be selected and implemented in respect of the Charter of Fundamental Rights of the European Union.**	
	Amendment 93 (cont.)(new) ***Member States and the Commission shall ensure respect for fundamental rights and compliance with the Charter in the implementation of the funds.***		*Comments at trilogue on 23/11* *Remain open* *EP redrafting suggestion at technical meeting on 30/11:* 1. Member States and the Commission shall ensure respect for fundamental rights and compliance with the Charter of Fundamental Rights of the European Union in the implementation of the funding. *Council and Commission consider the EP AM redundant as covered by the CPR provisions (Article 6a on Horizontal principles)* *EP wishes to stick to its AM in particular as regards row II-20*	II-19

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Amendment 93 (cont.)(new) ***Any cost incurrent for action that is not in line with the Charter shall not be eligible in accordance with Article 58(2) of the Common Provisions Regulation xx/xx and Delegated Regulation (EU) No 240/2014.***		*Comments at trilogue on 23/11* *Remain open* *EP redrafting suggestion at TM on 30/11:* 2. In accordance with [Article 63(6) CPR], Member States shall ensure the effective examination of complaints concerning the ESF+. This is without prejudice to the possibility of citizens and stakeholders to address complaints to the Commission, including with regard to infringements of the Charter. The Commission shall assess such complaints in a timely manner and shall inform the complainant of the result of its assessment. 3. Audits carried out under Article 22 shall verify compliance of operations with the Charter of Fundamental Rights of the European Union. 4. Where the Commission finds, pursuant to paragraph 2 or 3 of this Article, that there has been an	II-20

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			infringement of the Charter, the Commission shall take into account the gravity of any infringement of the Charter in determining the level of any financial correction under [Article 98 CPR]. *Council and Commission consider the EP AM redundant as covered by the CPR provisions* *EP wishes to stick to its AM as regards the ineligibility of costs as it does not consider it covered by CPR provisions (Article 6a)*	
Article 8 *Partnership*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 10/12* *[no change]*	II-21
1. Each Member State shall ensure adequate participation of social partners and civil society organisations in the delivery of employment, education and social inclusion policies supported by the ESF+ strand under shared management.	Amendment 94 1. ***In accordance with Article 6 of the [future CPR] and with the Delegated Regulation (EU) No 240/2014, each*** ~~Each~~ Member State shall ensure***, in partnership with local and regional authorities, a meaningful*** ~~adequate~~ participation of social partners***,*** ~~and~~ civil society organisations***, equality***	*[no change]*	*Provisional common understanding at trilogue on 23/11* 1. Each Member State shall ensure ~~adequate~~ **meaningful** participation of social partners and civil society organisations in the delivery of employment, education and social inclusion policies supported by the ESF+ strand under shared	II-22

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	bodies, national human rights institutions and other relevant or representative organisations in the ***programming and*** delivery of employment, education***, non-discrimination*** and social inclusion policies ***and initiatives*** supported by the ESF+ strand under shared management. ***Such meaningful participation shall be inclusive and accessible to persons with disabilities.***		management **in accordance with Article 6 of [the future CPR]**.	
2. Member States shall allocate an appropriate amount of ESF+ resources under shared management in each programme for the capacity building of social partners and civil society organisations.	Amendment 94 (cont.) 2. Member States shall allocate ***at least 2%*** ~~an appropriate amount~~ of ESF+ resources ~~under shared management in each programme~~ for the capacity building of social partners and civil society organisations ***at Union and national level in the form of training, networking measures, and strengthening of the social dialogue, and to activities jointly undertaken by the social partners***.	2. Member States shall, **where relevant,** allocate an appropriate amount of ESF+ resources under shared management in each programme for the capacity building of social partners and civil society organisations **and may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1) and/or under technical assistance.**	*Provisional common understanding at technical meeting on 6/10 on second part of the text.* *Brackets on first part of both EP and CSL AMs* 2. [Member States shall allocate an appropriate amount of ESF+ resources under shared management in each programme] for the capacity building of social partners and civil society organisations, **including in the form of training, networking measures, and strengthening of the social dialogue, and to activities jointly undertaken by the social partners.**	II-23

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
Article 9 *Addressing material deprivation*	*[no change]*	Article 9 ~~Addressing material deprivation~~ **Support to the most deprived**	*Provisional common understanding at trilogue on 23/11* Article 9 ~~Addressing material deprivation~~ **Support to the most deprived**	II-24
The resources referred to in Article 7(4) shall be programmed under a dedicated priority or programme.	Amendment 95 The resources referred to in Article 7(4) ***regarding social inclusion of the most deprived and/or material deprivation*** shall be programmed under a dedicated priority or programme. ***The co-financing rate for this priority or programme is set, at least, at 85%.***	The ~~resources referred~~ **co-financing rate for the support** to ~~in Article 7(4)~~ **the most deprived** shall **not** be ~~programmed under a dedicated priority or programme~~ **higher than 85%**.	*Provisional common understanding at technical meeting on 6/10 on first part of the text* The resources referred to in Article 7(4) **under specific objectives (x) and (xi) of Article 4(1)** shall be programmed under a dedicated priority or programme. [**The co-financing rate for this priority or programme shall not be higher than 85%.]** *Second part remains open, reference to co-financing rate 85% to be discussed with new COM proposal of May 2020.*	II-25
Article 10 *Support to youth employment*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-26
Support in accordance with Article 7(5) shall be programmed under a dedicated	Amendment 96	Support in accordance with Article 7(5) shall be programmed under a	*Provisional common understanding*	II-27

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
priority and it shall support the specific objective set out in point (i) of Article 4(1).	Support in accordance with Article 7(5) shall be programmed under a dedicated priority ***or programme*** and it shall support the specific objective set out in point (i) of Article 4(1).	dedicated priority **or programme** and it shall **at least include** support **to** the specific objective set out in point (i) **and may include support to the specific objectives set out in points (v) and (x)** of Article 4(1).	*at trilogue on 23/11* Support in accordance with Article 7(5) shall be programmed under a dedicated priority **or programme** and it shall **at least include** support **to** the specific objective set out in point (i) **and may include support to the specific objectives set out in points (v) and (x)** of Article 4(1).	
	Amendment 97 (new) ***Article 10a*** ***Support to the European Child Guarantee***		*Comments at TM of 16/9* *To be discussed together with Article 7*	II-28
	Amendment 97 (cont.)(new) ***Support in accordance with Article 7(3a) shall be programmed under a dedicated priority or programme reflecting the 2013 European Commission Recommendation on Investing in Children. It shall support for tackling child poverty and social exclusion within the specific objectives set out in points (vii) to (x) of Article 4(1).***		*Comments at TM of 16/9* *To be discussed together with Article 7*	II-29
Article 11 *Support to relevant country-specific*	*[no change]*	*[no change]*	*Provisional common understanding*	II-30

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
recommendations			*at trilogue on 23/11* *[no change]*	
The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under one or more dedicated priorities.	Amendment 98 The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under ***any of the specific objectives referred to in Article 4(1)***. ***Member States shall ensure complementarity, coherence, coordination and synergies with the European Pillar of Social Rights*** ~~one or more dedicated priorities~~***.***	The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under one or more ~~dedicated~~ priorities**, which can be part of a multi-fund priority**.	*Provisional common understanding at trilogue on 23/11* The actions addressing the challenges identified in relevant country-specific recommendations and in the European Semester as referred to in Article 7(2) shall be programmed under **any of the specific objectives referred to in Article 4(1) of this Regulation in support to the implementation of the European Pillar of Social Rights and under** one or more ~~dedicated~~ priorities**, which can be a multi-fund priority**.	II-31
	Amendment 98 (cont.)(new) ***Sufficient flexibility shall be ensured at Managing Authority level to identify priorities and areas for ESF+ investments in line with the specific local or regional challenges.***		*Provisional common understanding at trilogue on 23/11* *[EP AM withdrawn]*	II-32
	Amendment 99 (new)		*Provisional common understanding*	II-33

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Article 11a ***Integrated territorial development***		*at trilogue on 23/11* *[EP amendment withdrawn]*	
	Amendment 99 (cont.)(new) ***1. The ESF+ may support integrated territorial development within programmes under both goals referred to in Article 4(2) of Regulation (EU) 2018/xxxx [new CPR] in accordance with Chapter II of Title III of that Regulation [new CPR].***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-34
	Amendment 99 (cont.)(new) ***2. Member States shall implement integrated territorial development, supported by the ESF+, exclusively through the forms referred to in Article [22] of Regulation (EU) 2018/xxxx [new CPR].***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-35
	Amendment 100 (new) ***Article 11b*** ***Transnational cooperation***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-36

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Amendment 100 (cont.)(new) ***1. Member States may support transnational cooperation actions under a dedicated priority.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-37
	Amendment 100 (cont.)(new) ***2. Transnational cooperation actions may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1).***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-38
	Amendment 100 (cont.)(new) ***3. The maximum co-financing rate for this priority may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	II-39
Chapter II General support of the ESF+ strand under shared management	*[no change]*	*[no change]*		II-40
Article 12 *Scope*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-41

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
This Chapter applies to ESF+ support under points (i) to (x) of Article 4(1) when implemented under shared management (the 'general support of the ESF+ strand under shared management').	Amendment 101 This Chapter applies to ESF+ support under points (i) to (x) of Article 4(1) when implemented under shared management (the 'general support of the ESF+ strand under shared management'). ***In addition, Article 13 also applies to ESF+ support under point (xi) of Article 4(1).***	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM withdrawn]*	II-42
Article 13 *Innovative actions*	Amendment 102 Article 13 ***Social i***Innovative actions	Article 13 Innovative actions[12]	*Provisional common understanding at trilogue on 23/11* *(Recital 31 as amended by CONS is still to be discussed)* Article 13 **Social i**Innovative actions	II-43
1. Member States shall support actions of social innovation and social experimentations, or strengthen bottom-up approaches based on partnerships involving public authorities, the private	Amendment 102 (cont.) 1. Member States shall support actions of social innovation and***/or*** social experimentations***, including***	1. Member States shall support actions of social innovation and social experimentations, or strengthen bottom-up approaches based on partnerships involving public	*Provisional common understanding at trilogue on 23/11* 1. Member States shall support actions of social innovation and	II-44

[12] Council position: *In order to clarify that transnational cooperation may be supported under the shared management strand, recital (31) is amended as follows:* (31) Social experimentation is a small-scale project testing which allows gathering evidence on the feasibility of social innovations **in each policy area under Article 4**. It should be possible for feasible ideas to be pursued on a wider scale or in other contexts with financial support from the ESF+, as well as from other sources. **Transnational cooperation under direct or indirect management should accelerate the transfer and facilitate the upscaling of innovative solutions, whilst transnational cooperation can also be supported by programmes under shared management.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
sector, and civil society such as the Local Action Groups designing and implementing community-led local development strategies.	***those with a socio-cultural component, using*** ~~or strengthen~~ bottom-up approaches based on partnerships involving public authorities, ***the social partners, social economy enterprises,*** the private sector, and civil society ~~such as the Local Action Groups designing and implementing community-led local development strategies~~.	authorities, the private sector~~,~~ and civil society~~ such as the Local Action Groups designing and implementing community-led local development strategies~~.	social experimentations**, including those with a socio-cultural component,** or strengthen bottom-up approaches based on partnerships involving public authorities, **the social partners, social enterprises,** ~~**[social economy enterprises],**~~ the private sector, and civil society ~~such as the Local Action Groups designing and implementing community-led local development strategies~~.	
	Amendment 102 (cont.)(new) ***1a. Member States shall identify, either in their operational programmes or at a later stage during implementation, fields for social innovation and social experimentations that correspond to the Member States' specific needs.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment 102 on row II-45 withdrawn]* *[deletion]*	II-45
2. Member States may support the upscaling of innovative approaches tested on a small-scale (social experimentations) developed under the Employment and Social Innovation strand and other Union programmes.	Amendment 102 (cont.) 2. Member States may support the upscaling of innovative approaches tested on a small-scale (social ***innovation and social*** experimentations***, including those with a socio-cultural component***)	2. Member States may support the upscaling of innovative approaches tested on a small-scale ~~(social experimentations)~~ developed under the Employment and Social Innovation strand and other Union programmes	*Provisional common understanding at trilogue on 23/11* 2. Member States may support the upscaling of innovative approaches tested on a small-scale ~~(social experimentations)~~ developed under the Employment and Social	II-46

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	developed under the Employment and Social Innovation strand and other Union programmes.		Innovation strand and other Union programmes	
3. Innovative actions and approaches may be programmed under any of the specific objectives set out in points (i) to (x) of Article 4(1).	Amendment 102 (cont.) 3. Innovative actions and approaches may be programmed under any of the specific objectives set out in ~~points (i) to (x) of~~ Article 4(1).	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM withdrawn]*	II-47
4. Each Member State shall dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.	Amendment 102 (cont.) 4. Each Member State shall dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management ~~to such priorities.~~	4. Each Member State ~~shall~~ **may** dedicate at least one priority to the implementation of paragraphs 1 or 2 or to both. The maximum co-financing rate for these priorities may be increased to 95% for the allocation of maximum 5% of the national ESF+ allocation under shared management to such priorities.	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP and CSL AMs withdrawn]*	II-48
		5. Member States shall identify, either in their programmes or at a later stage during implementation, fields for social innovation and social experimentations that correspond to	*Provisional common understanding at trilogue on 23/11* **5. Member States shall identify, either in their programmes or at a**	II-49

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
		the Member States' specific needs.	**later stage during implementation, fields for social innovation and social experimentations that correspond to the Member States' specific needs.**	
		6. The Commission shall facilitate capacity building for social innovation, in particular through supporting mutual learning, establishing networks, and disseminating and promoting good practices and methodologies.	*Provisional common understanding at trilogue on 23/11* **6. The Commission shall facilitate capacity building for social innovation, in particular through supporting mutual learning, establishing networks, and disseminating and promoting good practices and methodologies.**	II-50
		Article 13a Transnational cooperation	*Provisional common understanding at trilogue on 23/11* **Article 13a Transnational cooperation** *Recital (27) is amended as follows:* (27) With a view to rendering policies more responsive to social change and to encourage and support innovative solutions,	II-51

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			support for social innovation is crucial. In particular, testing and evaluating innovative solutions before scaling them up is instrumental in improving the efficiency of the policies and thus justifies specific support from the ESF+. **Social economy enterprises can play a key role in delivering on social innovation and in contributing to economic and social resilience. The definition of a social economy enterprise should follow the definitions given in the Member States' social economy law and in the Council Conclusions of 7 December 2015 on the promotion of the social economy as a key driver of economic and social development in Europe. Moreover, with a view to enhancing mutual learning and exchange of knowledge and practices, Member States are encouraged to continue their transnational cooperation activities under shared management in the areas of employment, education and training, and social inclusion in**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			line with the specific objectives of the ESF+.	
			Provisional common understanding at trilogue on 23/11 **Member States may support transnational cooperation actions under any of the specific objectives set out in points (i) to (x) of Article 4(1).** *Commission provided drafting suggestion in Recital (27) (see above)*	II-52
Article 14 *Eligibility*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-53
1. In addition to the costs referred to in Article [58] of [the future CPR], the following costs are not eligible under the general support of the ESF+ strand under shared management:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-54

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
(a) the purchase of land and real estate, and the provision of infrastructure, and	Amendment 103 (a) the purchase of land and real estate, and the ***purchase*** ~~provision~~ of infrastructure, and	(a) the purchase of land and real estate, and the ~~provision~~ **purchase** of infrastructure, and	*Provisional common understanding at trilogue on 23/11* (a) the purchase of land and real estate, and the **purchase** ~~provision~~ of infrastructure, and	II-55
(b) the purchase of furniture, equipment and vehicles except where the purchase is necessary for achieving the objective of the operation, or these items are fully depreciated, or the purchase of these items is the most economic option.	Amendment 103 (cont.) (b) the purchase of furniture, equipment and vehicles except where the purchase is ***absolutely*** necessary for achieving the objective of the operation, or these items are fully depreciated, or the purchase of these items is the most economic option.	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-56
2. Contributions in kind in the form of allowances or salaries disbursed by a third party for the benefit of the participants in an operation may be eligible for a contribution from the general support of the ESF+ strand under shared management provided that the contributions in kind are incurred in accordance with national rules, including accountancy rules, and do not exceed the cost borne by the third party.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-57

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
3. The specific additional allocation received by the outermost regions and the NUTS level 2 regions fulfilling the criteria laid down in Article 2 of Protocol No 6 to the 1994 Act of Accession shall be used to support the achievement of the specific objectives set out in paragraph 1 of Article 4.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-58
4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management provided that their level is not higher than 100% of the usual remuneration for the profession concerned in the Member State as demonstrated by Eurostat data.	Amendment 103 (cont.) 4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management. ***If a collective agreement applies, they shall be determined according to that agreement. If no collective agreement applies,*** ~~provided that~~ their level ***shall*** ~~is~~ not ***be*** higher than 100% of the usual remuneration for the profession ***or the specific expertise*** concerned in the Member State ***or region*** as demonstrated by ***relevant documentary justification provided by the respective Managing Authority and/or*** Eurostat data.	4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management ~~provided that their level is not higher than 100% of~~ **if they are in line with** the **beneficiary's** usual remuneration **practice** for the ~~profession~~ **category of function** concerned ~~in the Member State as demonstrated by Eurostat data.~~ **or in line with applicable national law, other national legal provisions, collective agreements or official statistics**.	*Provisional common understanding at trilogue on 23/11* 4. Direct staff costs shall be eligible for a contribution from the general support of the ESF+ strand under shared management ~~provided that their level is not higher than 100% of~~ **if they are in line with** the **beneficiary's** usual remuneration **practice** for the ~~profession~~ **category of function** concerned ~~in the Member State as demonstrated by Eurostat data.~~ **or in line with applicable national law, collective agreements or official statistics**.	II-59
Article 15 *Indicators and reporting*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-60

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators.	<u>Amendment 104</u> 1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 ***or Annex IIa for actions targeting social inclusion of the most deprived within point (x) of Article 4(1),*** to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators ***and action-specific indicators***.	1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators. **Priorities and programmes providing support to specific objective (x) of Article 4(1) shall use at least one programme-specific result indicator.**	*Provisional common understanding at trilogue on 23/11* 1. Programmes benefitting from the general support of the ESF+ strand under shared management shall use common output and result indicators, as set out in Annex 1 to this Regulation to monitor progress in implementation. The programmes may also use programme-specific indicators. **1a. Where a Member State allocates its resources to the specific objective set out point (x) of Article 4(1) to target the most deprived, in line with the second subparagraph of Article 7(4), the common indicators as set out in Annex II to this Regulation will apply.** *Para 1a needs to be aligned with provisional common understanding on rows II-9 and II-10*	II-61
2. The baseline for common and programme-specific output indicators	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-62

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
shall be set at zero. Where relevant to the nature of the operations supported, cumulative quantified milestones and target values for those indicators shall be set in absolute numbers. The reported values for the output indicators shall be expressed in absolute numbers.			*[no change]*	
3. The reference value for common and programme-specific result indicators for which a cumulative quantified milestone for 2024 and a target value for 2029 have been set, shall be fixed using the latest available data or other relevant sources of information. Targets for common result indicators shall be fixed in absolute numbers or as a percentage. Programme-specific result indicators and related targets may be expressed in quantitative or qualitative terms. The reported values on common result indicators shall be expressed in absolute numbers.	*[no change]*	3. The reference value for common and programme-specific result indicators for which ~~a cumulative quantified milestone for 2024 and~~ a target value for 2029 have been set, shall be fixed using the latest available data or other relevant sources of information. Targets for common result indicators shall be fixed in absolute numbers or as a percentage. Programme-specific result indicators and related targets may be expressed in quantitative or qualitative terms. The reported values on common result indicators shall be expressed in absolute numbers.	*Provisional common understanding at trilogue on 23/11* 3. The reference value for common and programme-specific result indicators for which ~~a cumulative quantified milestone for 2024 and~~ a target value for 2029 have been set, shall be fixed using the latest available data or other relevant sources of information. Targets for common result indicators shall be fixed in absolute numbers or as a percentage. Programme-specific result indicators and related targets may be expressed in quantitative or qualitative terms. The reported values on common result indicators shall be expressed in absolute numbers.	II-63

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
4. Data on the indicators for participants shall only be transmitted when all data required under point (1a) of Annex 1 relating to that participant are available.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-64
	Amendment 104 (cont.)(new) ***4a. The data referred to in paragraph 3 shall include a gender impact assessment to monitor the implementation of the ESF+ programmes with regard to gender equality and be disaggregated by sex.***		*Provisional common understanding at trilogue on 23/11* *[EP AM withdrawn]*	II-65
5. Member States shall, when data are available in registers or equivalent sources, enable the Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.	Amendment 104 (cont.) 5. Member States ***may*** ~~shall~~, when data are available in registers or equivalent sources, enable the Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.	5. Member States ~~shall~~**may**, when data are available in registers or equivalent sources, enable the Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of Regulation (EU) 2016/679.	*Provisional common understanding at trilogue on 23/11* 5. Member States ~~shall~~ **may**, when data are available in registers or equivalent sources, enable the Managing Authorities and other bodies entrusted with data collection necessary for the monitoring and the evaluation of the general support of the ESF+ strand under shared management to obtain those data from data registers or equivalent sources, in accordance with points (c) and (e) of Article 6(1) of	II-66

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Regulation (EU) 2016/679.	
6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I where considered necessary to ensure effective assessment of progress in the implementation of programmes.	Amendment 104 (cont.) 6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I ***and Annex IIa*** where considered necessary to ensure effective assessment of progress in the implementation of programmes.	~~6. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I where considered necessary to ensure effective assessment of progress in the implementation of programmes.~~	*Provisional common understanding at trilogue on 10/12* The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex I **and II** where considered necessary to ensure effective assessment of progress in the implementation of programmes. **Amendments shall be proportionate taking into account the administrative burden for Member States and beneficiaries. Delegated acts in accordance with this paragraph shall not change the methodology for data collection as laid down in Annex I and II.**	II-67
		Article 15a **Processing of personal data**[13]	*Common provisional understanding at trilogue on 23/11*	II-68

[13] Council position: *Recital (30) is amended as follows:* **(30) For the purpose of the implementation of the programmes with a view to achieving the objectives of the ESF+, it is necessary to process certain personal data of participants in operations supported by the ESF+. The personal data should be processed for the common indicators, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants. The processing of personal data should be done** ~~With regard to the processing of personal data within the framework of this Regulation, national data controllers should carry out their tasks for the purposes of this Regulation~~ in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council [GDPR OJ reference in footnote].

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[CSL AM withdrawn] *[deletion]*	
		1. For the purposes of the implementation of the ESF+ with a view to achieving the objectives set out in Articles 3 and 4, the Managing Authority, the Audit Authority and the beneficiaries, as data controllers, shall process, in accordance with Regulation (EU) 2016/679, the personal data necessary for the common indicators in Annex I, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants.	*Common provisional understanding at trilogue on 23/11* *[CSL AM withdrawn]* *[deletion]*	II-69
		2. The personal data referred to in paragraph 1 shall be retained in accordance with Article 76 [of the future CPR].	*Common provisional understanding at trilogue on 23/11* *[CSL AM withdrawn]* *[deletion]*	II-70
		3. When processing of data revealing racial or ethnic origin or	*Common provisional understanding*	II-71

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
		data concerning health is necessary for the purposes set out in paragraph 1, the data controller shall ensure appropriate safeguards for the fundamental rights and interests of the data subject, including the necessary technical and organizational measures.	*at trilogue on 23/11* *[CSL AM withdrawn]* *[deletion]*	
Chapter III ESF+ support for addressing material deprivation	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-72
Article 16 *Scope*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-73
This Chapter applies to ESF+ support under point (xi) of Article 4(1).	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-74
Article 17 *Principles*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-75
1. The ESF+ support for addressing material deprivation may only be used to support the distribution of food and	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-76

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
goods that are in conformity with the Union law on consumer product safety.			*[no change]*	
2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and environmental aspects, in particular with a view to reduction of food waste. Where appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.	Amendment 105 2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and environmental aspects, in particular with a view to reduction of food waste ***and single-use plastic***. Where appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.	*[no change]*	*Provisional common understanding at trilogue on 23/11* 2. Member States and beneficiaries shall choose the food and/or the basic material assistance on the basis of objective criteria related to the needs of the most deprived persons. The selection criteria for the food products, and where appropriate for goods, shall also take into consideration climatic and environmental aspects, in particular with a view to reduction of food waste **and single-use plastic**. Where appropriate, the choice of the type of food products to be distributed shall be made having considered their contribution to the balanced diet of the most deprived persons.	II-77
The food and/or basic material assistance may be provided directly to the most deprived persons or indirectly through electronic vouchers or cards, provided that they can only be redeemed against food and/or basic material	Amendment 105 (cont.) The food and/or basic material assistance may be provided directly to the most deprived persons or indirectly through electronic vouchers or cards,	*[no change]*	*Provisional common understanding at trilogue on 23/11* The food and/or basic material assistance may be provided directly to the most deprived persons or	II-78

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
assistance as set out in Article 2(3).	provided that they can only be redeemed against food and/or basic material assistance as set out in Article 2(3) ***and are not replacing any existing social benefit***.		indirectly **such as** through ~~electronic~~ vouchers or cards, **in electronic or other form,** provided that they can only be redeemed against food and/or basic material assistance as set out in Article 2(3). **The support to the most deprived shall be additional to any social benefit that may be provided to end recipients by national social systems or according to national legislation.** *Linked to Recital 19, which is complemented with the following wording: […]***The provision of food and/or basic material assistance to the most deprived should not replace existing social benefits provided to them under national social systems or according to national legislation.** *[…]* *Linked to amendment of CPR annex regarding audit trail of vouchers or cards.*	
The food provided for the most deprived persons may be obtained from the use,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-79

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
processing or sale of the products disposed of in accordance with Article 16(2) of Regulation (EU) No 1308/2013, provided that this is economically the most favourable option and does not unduly delay the delivery of the food products to the most deprived persons.			*[no change]*	
Any amount derived from such a transaction shall be used for the benefit of the most deprived persons, in addition to the amounts already available to the programme.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-80
3. The Commission and the Member States shall ensure that aid provided in the framework of the ESF+ support for addressing material deprivation respects the dignity and prevents stigmatisation of the most deprived persons.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-81
4. The delivery of food and/or material assistance may be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.	Amendment 105 (cont.) 4. The delivery of food and/or material assistance ***shall*** ~~may~~ be complemented with re-orientation towards competent services and other accompanying measures aiming at the social inclusion of the most deprived persons.	*[no change]*	*Provisional common understanding at trilogue on 23/11***The Member States shall complement t**~~T~~he delivery of food and/or material assistance ~~may be complemented with~~ **by a** re-orientation towards competent services and other accompanying measures ~~aiming at the social inclusion of the most~~	II-82

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			~~deprived persons~~ **under the specific objective referred to in point (xi) of Article 4(1) or by promoting the social integration of the most deprived persons under the specific objective referred to in point (x) of Article 4(1).**	
Article 18 *Content of the priority*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-83
A priority concerning support under point (xi) of Article 4(1) shall set out:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-84
(a) the type of support;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-85
(b) the main target groups.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	II-86

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
(c) a description of the national or regional schemes of support	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-87
In the case of programmes limited to this type of support and the related technical assistance,the priority shall also include the criteria for the selection of operations.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-88
Article 19 *Eligibility of operations*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-89
1. The food and/or basic material assistance provided to the most deprived persons may be purchased by or on behalf of the beneficiary or made available free of charge to the beneficiary.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-90

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Provisional common understanding at trilogue on 23/11 **1a. Costs for the preparation of cards or voucher schemes, in electronic or other form, and corresponding operating costs are eligible under technical assistance provided they are borne by the Managing authority or another public body which is not a beneficiary distributing the card or voucher to end recipients (or provided they are not covered by the costs set out in point c) of paragraph 1.**	II-90A
2. The food and/or basic material assistance shall be distributed free of charge to the most deprived persons.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-91
Article 20 *Eligibility of expenditure*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-92

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
1. The eligible costs of the ESF+ support for addressing material deprivation shall be:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-93
(a) the costs of purchasing food and/or basic material assistance, including costs related to transporting food and/or basic material assistance to the beneficiaries delivering the food and/or basic material assistance to the end recipients;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-94
(b) where the transport of the food and/or basic material assistance to the beneficiaries distributing them to the end recipients is not covered by point (a), the costs borne by the purchasing body related to transporting food and/or basic material assistance to the storage depots and/or the beneficiaries and storage costs at a flat-rate of 1% of the costs referred to in point (a) or, in duly justified cases, costs actually incurred and paid;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-95
(c) the administrative, transport and storage costs borne by the beneficiaries involved in the distribution of the food and/or basic material assistance to the	*[no change]*	(c) the administrative, transport ~~and~~, storage **and preparation** costs borne by the beneficiaries involved in the distribution of the food and/or basic	*Provisional common understanding at trilogue on 23/11* (c) the administrative, transport ~~and~~,	II-96

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
most deprived at a flat-rate of 5% of the costs referred to in point (a); or 5% of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013		material assistance to the most deprived at a flat-rate of ~~5~~**7%** of the costs referred to in point (a); or ~~5~~**7%** of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013;	storage **and preparation** costs borne by the beneficiaries involved in the distribution of the food and/or basic material assistance to the most deprived at a flat-rate of ~~5~~**7%** of the costs referred to in point (a); or ~~5~~**7%** of the costs of the value of the food products disposed of in accordance with Article 16 of Regulation (EU) No 1308/2013;	
(d) the cost of collection, transport, storage and distribution of food donations and directly related awareness raising activities;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-97
(e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived persons at a flat- rate of 5% of the costs referred to in point (a).	Amendment 106 (e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived persons at a flat- rate of ***5,5%*** ~~5%~~ of the costs referred to in point (a).	(e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived persons at a flat- rate of ~~5~~**7%** of the costs referred to in point (a).	*Provisional common understanding at trilogue on 23/11* (e) the costs of accompanying measures undertaken by or on behalf of beneficiaries and declared by the beneficiaries delivering the food and/or basic material assistance to the most deprived persons at a flat-rate of ~~5~~**7%** of the costs referred to in point (a).	II-98
2. A reduction of the eligible costs referred to in point (a) of paragraph 1	*[no change]*	*[no change]*	*Provisional common understanding*	II-99

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because the body responsible for the purchase of food and/or basic material assistance did not comply with applicable law, shall not lead to a reduction of the eligible costs set out in points (c) and (e) of paragraph 1.			*at trilogue on 23/11* *[no change]*	
3. The following costs shall not be eligible:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-100
(a) interest on debt;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-101
(b) provision of infrastructure;	Amendment 106 (cont.) (b) ***purchase*** ~~provision~~ of infrastructure;	(b) ~~provision~~ **purchase** of infrastructure;	*Provisional common understanding at trilogue on 23/11* (b) **purchase** ~~provision~~ of infrastructure;	II-102
(c) costs of second-hand goods.	Amendment 106 (cont.) (c) costs of second-hand goods ***of reduced quality***.	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-103

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Article 21 *Indicators and reporting*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-104
1. Priorities addressing material deprivation shall use common output and result indicators, as set out in Annex II to this Regulation to monitor progress in implementation. These programmes may also use programme-specific indicators.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-105
2. The reference values for common and programme-specific result indicators shall be established.	Amendment 107 2. The reference values for common and programme-specific result indicators shall be established. ***Reporting requirements shall be kept as simple as possible.***	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *EP AM to be included in recital 29 as follows:* (29) In order to reduce the administrative burden for the collection of data, **reporting requirements should be kept as simple as possible**. Member States **may** ~~should~~, where such data are available in registers, allow managing authorities to collect data from registers.”	II-106
3. By 30 June 2025 and 30 June 2028, Managing Authorities shall report to the	Amendment 107 (cont.) 3. By 30 June 2025 and 30 June 2028,	*[no change]*	*Provisional common understanding at trilogue on 10/12*	II-107

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Commission the results of a structured survey of the end recipients carried out during the previous year. This survey shall be based on the model which shall be established by the Commission by means of an implementing act.	Managing Authorities shall report to the Commission the results of a structured ***anonymous*** survey of the end recipients carried out during the previous year ***and also focusing on their living conditions and the nature of their material deprivation***. This survey shall be based on the model which shall be established by the Commission by means of an implementing act.		3. By 30 June 2025 and 30 June 2028, Managing Authorities shall report to the Commission the results of a structured survey of the end recipients carried out during the previous year **and also focusing on their living conditions and the nature of their material deprivation**. This survey shall be based on the model which shall be established by the Commission by means of an implementing act. *EP to confirm withdrawal of 1st part of its AM upon provision by Commission of drafting suggestion clarifying that there is no mandatory identity collection, (especially for material deprivation)* *Commission drafting suggestion on Recital 30:* (30) With regard to the processing of personal data within the framework of this Regulation,	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			national data controllers should carry out their tasks for the purposes of this Regulation in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council. **In particular, given the target group and the nature of the operations concerned, there will be no mandatory requirement to identify end recipients in the structured survey.**	
4. The Commission shall adopt an implementing act establishing the model to be used for the structured survey of end recipients in accordance with the advisory procedure referred to in Article 39(2) in order to ensure uniform conditions for the implementation of this Article.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-108
5. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex II where considered necessary to ensure effective assessment of progress in the implementation of programmes.	*[no change]*	~~5. The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex II where considered necessary to ensure effective assessment of progress in the implementation of programmes.~~	*Provisional common understanding at trilogue on 10/12* The Commission is empowered to adopt delegated acts in accordance with Article 38 to amend the indicators in Annex **III** where considered necessary to ensure effective assessment of progress in the implementation of programmes.	II-109

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Amendments shall be proportionate taking into account the administrative burden for Member States and beneficiaries. Delegated acts in accordance with this paragraph shall not change the methodology for data collection as laid down in Annex III.	
Article 22 *Audit*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-110
Audit of operations may cover all stages of its implementation and all levels of the distribution chain, with the sole exception of control of the end recipients, unless a risk assessment establishes a specific risk of irregularity or fraud.	Amendment 108 Audit of operations may cover all stages of its implementation and all levels of the distribution chain, with the sole exception of control of the end recipients, unless a risk assessment establishes a specific risk of irregularity or fraud. ***The audit of operations shall include more controls in the early stages of implementation so that in case of risk of fraud the funds may be re-directed to other projects.***	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	II-111

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
<u>Part III – Implementation under direct and indirect management</u>	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-1
Chapter I – Specific rules for the Employment and Social Innovation strand	*[no change]*	*[no change]*		III-2F
Chapter I – **Operational objectives** ~~Specific rules for the Employment and Social Innovation strand~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-2
Section I: General provisions	*[no change]*	*[no change]*		III-3F
~~Section I: General provisions~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-3
Article 23 *Operational objectives*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-4
The Employment and Social Innovation strand has the following operational	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-5

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objectives:			*[no change]*	
a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and conditions in the associated countries;	*[no change]*	a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and **local** conditions; ~~in the associated countries~~	*Provisional common understanding at trilogue on 23/11* a) to develop high-quality comparative analytical knowledge in order to ensure that policies to achieve the specific objectives referred to in Article 4 are based on sound evidence and are relevant to needs, challenges and **local** conditions; ~~in the associated countries~~	III-6
b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the associated countries in taking appropriate policy measures;	*[no change]*	b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the **design of** ~~associated countries in taking~~ appropriate policy measures;	*Provisional common understanding at trilogue on 23/11* b) to facilitate effective and inclusive information-sharing, mutual learning, peer reviews and dialogue on policies in the fields referred to in Article 4 in order to assist the **design of** ~~associated countries in taking~~ appropriate policy measures;	III-7
c) to support social experimentations in the fields referred to in Article 4 and build up the stakeholders' capacity to implement, transfer or upscale the tested	Amendment 109 c) to support social experimentations in the fields referred to in Article 4 and build up the stakeholders' capacity to	*[no change]*	*Provisional common understanding at trilogue on 23/11* c) to support social experimentations in the fields referred to in Article 4	III-8

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
social policy innovations;	***prepare, design and*** implement, transfer or upscale the tested social policy innovations ***with a special focus on promoting the scaling up of local projects developed by cities, local and regional authorities, social partners, civil society organisations and socio-economic actors in the field of reception and social inclusion and integration of third-country nationals***;		and build up the stakeholders' capacity **at national and local levels** to **prepare, design and** implement, transfer or upscale the tested social policy innovations, **in particular with regard to the scale-up of projects developed by local stakeholders in the field of the socio-economic integration of third country nationals**;	
d) to provide specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. vulnerable people);	Amendment 109 (cont.) d) to ***develop and*** provide specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. ***people in*** vulnerable ***situations*** ~~people~~);	*[no change]*	*Provisional common understanding at trilogue on 23/11*d) **to facilitate the voluntary geographical mobility of workers and increase employment opportunities through developing and** providing specific support services to employers and job-seekers with a view to the development of integrated European labour markets, ranging from pre-recruitment preparation to post-placement assistance to fill vacancies in certain sectors, professions, countries, border regions or for particular groups (e.g. **people in** vulnerable **situations** ~~people~~);	III-9
	Amendment 109 (cont.)(new) ***(da) to support cross-border***		*Provisional common understanding at trilogue on 23/11*	III-10

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	partnerships between public employment services, civil society and social partners to promote a cross-border labour market and cross-border mobility with adequate conditions;		*EP drops AM following the agreed addition of ", in particular between public employment services, civil society and the social partners" in Row III-33*	
	Amendment 109 (cont.)(new) ***(db) to support the provision of EURES services for the recruitment and placing of workers in quality and sustainable employment through the clearance of job vacancies and applications, including through cross-border partnerships;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-11
	Amendment 109 (cont.)(new) ***dc) to facilitate the voluntary geographical mobility of workers with adequate social conditions and increase employment opportunities through the development of high-quality and inclusive labour markets in the Union, which are open and accessible to all, while respecting workers' rights throughout the Union;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-12

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
e) to support the development of the market eco-system related to the provision of microfinance for micro-enterprises in start-up and development phases, in particular those that employ vulnerable people;	Amendment 109 (cont.) e) to support the development of the market eco-system related to the provision of microfinance***, as well as its availability and accessibility*** for micro-enterprises ***social economy enterprises and vulnerable people*** in start-up and development phases, in particular those that employ ***people in*** vulnerable ***situations*** ~~people~~ ***including disadvantage groups***;	*[no change]*	*Provisional common understanding to be confirmed at trilogue* e) to support the development of the market eco-system **around** the provision of microfinance **to** micro-enterprises in start-up and development phases, in particular those **created by or** that employ **people in** vulnerable **situations** ~~people~~;	III-13
f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of these stakeholders, including the public employment services (PES), social security institutions, microfinance institutions and institutions providing finance to social enterprises and social economy;	Amendment 109 (cont.) f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of ***involved*** ~~these~~ stakeholders, including the public employment services (PES), social security institutions, ***civil society,*** microfinance institutions and institutions providing finance to social ***economy*** enterprises and social economy;	f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of these stakeholders, including the public employment services (PES), social security **and health insurance** institutions, microfinance institutions and institutions providing finance to social enterprises and social economy;	*Provisional common understanding at trilogue on 23/11* f) to support networking at Union level and dialogue with and among relevant stakeholders in the fields referred to in Article 4 and contribute to build up the institutional capacity of **involved** ~~these~~ stakeholders, including the public employment services (PES), **public** social security **and health insurance** institutions, **civil society,** microfinance institutions and institutions providing finance to social enterprises and social economy;	III-14

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g) to support the development of social enterprises and the emergence of a social investment market, facilitating public and private interactions and the participation of foundations and philanthropic actors in that market;	Amendment 109 (cont.) g) to support the development of social ***economy*** enterprises and the emergence of a social investment market, facilitating public and private interactions and the participation of foundations and philanthropic actors in that market;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *EP AM withdrawn* *[no change]*	III-15
h) to provide guidance for the development of social infrastructure (including housing, child care and education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;	Amendment 109 (cont.) h) to provide guidance for the development of social infrastructure (including housing, ***early childhood education and care, eldercare, accessibility requirements and transition from institutional to family and community-based care services including accessibility requirements for persons with disabilities,*** child care and education and training, health care and long term care) needed for the implementation of the European Pillar of Social Rights;	*[no change]*	*Provisional common understanding at trilogue on 23/11* h) to provide guidance for the development of social infrastructure ~~(including housing, child care and education and training, health care and long term care)~~ needed for the implementation of the European Pillar of Social Rights; *Comment TM 5/2: content of EP AM has been placed in Recital (34a):* "Guidance is needed with regard to the development of social infrastructures and related services, in	III-16

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			particular for social housing, childcare and education, healthcare and long-term care, including facilities to assist transitions from institutional to family and community-based care services and taking into account accessibility requirements for persons with disabilities."	
i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the areas of employment, skills and social inclusion, across Europe.	Amendment 109 (cont.) i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the areas ***combating poverty,*** ~~of~~ employment, skills and social inclusion, across Europe.	*[no change]*	*Provisional common understanding at trilogue on 23/11* i) to support transnational cooperation to accelerate the transfer of, and to facilitate the scaling of, innovative solutions, in particular for the **policy** areas **referred to in Article 4.1**. ~~of employment, skills and social inclusion, across Europe.~~	III-17
j) to support the implementation of relevant international social and labour standards in the context of harnessing globalisation and the external dimension of Union policies in the fields referred to in Article 4.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 27/01* *[no change]*	III-18
	Amendment 110 (new) ***Article 23a***		*Provisional common understanding at trilogue on 23/11*	III-19

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Thematic concentration and funding		*[EP amendment withdrawn]*	
	Amendment 110 (cont.)(new) ***The part of the ESF+ financial envelope for the Employment and Social Innovation Strand referred to in Article 5(4)(a) shall be allocated over the whole period to the specific objectives set out in Article 4(2b) according to the following indicative percentages:***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-20
	Amendment 110 (cont.)(new) ***(a) 55% to the specific objective 1;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-21
	Amendment 110 (cont.)(new) ***(b) 18% to the specific objective 2;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-22
	Amendment 110 (cont.)(new) ***(c) 18% to the specific objective 3.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-23
Section II - Eligibility	*[no change]*	*[no change]*		III-24F
~~Section~~ **Chapter** II - Eligibility		*[no change]*	*Provisional common understanding*	III-24

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			at trilogue on 23/11 *[no change]*	
Article 24 *Eligible actions*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-25
1. Only actions pursuing the objectives referred to in Article 3 and 4 shall be eligible for funding.	*[no change]*	1. Only actions pursuing the objectives referred to in Article 3 and 4 **and 23** shall be eligible for funding.	*Provisional common understanding at trilogue on 23/11* 1. Only actions pursuing the objectives referred to in Article 3 and 4 **and 23** shall be eligible for funding.	III-26
2. The Employment and Social Innovation strand may support the following actions:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-27
(a) Analytical activities, including in relation to third countries, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-28

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(i) surveys, studies, statistical data, methodologies, classifications, micro-simulations, indicators, support to European-level observatories and benchmarks;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-29
(ii) social experimentations evaluating social innovations;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-30
(iii) monitoring and assessment of the transposition and application of Union law;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-31
(b) Policy implementation, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-32
(i) cross-border partnerships and support services in cross-border regions;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* (i) Cross-border partnerships, **in particular between public**	III-33

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			employment services, civil society and the social partners, and support services in cross-border regions;	
(ii) an EU-wide labour targeted mobility scheme at Union level to fill job vacancies where labour market shortcomings have been identified;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-34
(iii) support to microfinance and social enterprises, including through blending operations such as asymmetric risk sharing or reducing transaction costs, as well as support to the development of social infrastructure and skills;	Amendment 111 (iii) support to microfinance and social ***economy*** enterprises, including through blending operations such as asymmetric risk sharing or reducing transaction costs, as well as support to the development of social infrastructure and skills;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-35
(iv) support to transnational cooperation and partnership with a view to transferring and upscaling innovative solutions;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-36
(c) Capacity building, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-37

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(i) of networks at Union level related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-38
(ii) of national contact points providing guidance, information and assistance related the implementation of the strand;	*[no change]*	(ii) of national contact points providing guidance, information and assistance related **to** the implementation of the strand;	*Provisional common understanding at trilogue on 23/11* (ii) of national contact points providing guidance, information and assistance related **to** the implementation of the strand;	III-39
(iii) of participating countries administrations, social security institutions and employment services responsible for promoting labour mobility, of microfinance institutions and of institutions providing finance to social enterprises or other social investment actors, as well as networking;	Amendment 111 (cont.) (iii) of participating countries administrations, social security institutions and employment services responsible for promoting labour mobility, of microfinance institutions and of institutions providing finance to social ***economy*** enterprises or other social investment actors, as well as networking;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-40
(iv) of stakeholders in view of transnational cooperation;	Amendment 111 (cont.) (iv) of ***the social partners and*** stakeholders in view of transnational cooperation;	*[no change]*	*Provisional common understanding at trilogue on 23/11* (iv) of stakeholders**, including social partners and civil society organisations**, in view of	III-41

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			transnational cooperation;	
(d) Communication and dissemination activities, in particular:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-42
(i) mutual learning through exchange of good practices, innovative approaches, results of analytical activities, peer reviews, and benchmarking;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-43
(ii) guides, reports, informative material and media coverage of initiatives related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-44
(iii) information systems disseminating evidence related to the fields referred to in Article 4(1);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-45
(iv) Council Presidency events, conferences and seminars.	Amendment 111 (cont.) (iv) ~~Council Presidency events, conferences and seminars.~~ ***technical***	(iv) Council Presidency events, conferences ~~and~~, seminars **and awareness-raising activities**.	*Provisional common understanding at trilogue on 23/11* (iv) Council Presidency events,	III-46

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	and administrative assistance for the implementation of the work programme, such as preparatory, monitoring, control, audit and evaluation activities including information technology systems.		conferences ~~and~~, seminars **and awareness-raising activities**. *EP ready to accept the provisional common understanding in III-46 if Council can agree on a recital explaining Article 5(5)*	
Article 25 *Eligible entities*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-47
1. In addition to the criteria set out in Article [197] of the Financial Regulation, the following criteria shall apply for entities to be eligible:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-48
(a) Legal entities established in any of the following countries:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-49
(i) a Member State or an overseas country or territory linked to it;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-50
(ii) an associated country ;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-51

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
(iii) a third country listed in the work programme under the conditions specified in paragraphs 2 and 3;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-52
(b) Any legal entity created under Union law or any international organisation.	Amendment 112 (b) Any legal entity created under Union law or ***relevant*** ~~any~~ international organisation;	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP amendment withdrawn]*	III-53
2. Legal entities established in a third country which is not an associated country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-54
3. Legal entities established in a third country which is not an associated country should in principle bear the cost of their participation.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-55
	Amendment 113 (new) ***Article 25a*** ***Governance***		*Remains open* *Comments: Commission provided some drafting suggestions on the Governance / Committees provisions as a basis for discussion following*	III-56

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			latest CONS proposal for TM on 17/11 and trilogue on 23/11 *Comments from TM on 6 and 15/10: Commission provided drafting suggestion to cover EP AM in rows III-56 to III-58 in Article 40, see row IV-27.*	
	Amendment 113 (cont.)(new) ***1. The Commission shall consult stakeholders within the Union, in particular social partners and civil society organisations, on the employment and social innovation work programmes, their priorities and strategic orientation and their implementation.***			III-57
	Amendment 113 (cont.)(new) ***2. The Commission shall establish the necessary links with the Employment Committee, the Social Protection Committee, the Advisory Committee on Health and Safety at Work, the Group of Directors-General for Industrial Relations and the Advisory Committee on Freedom***			III-58

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	of Movement of Workers in order to ensure that they are regularly and appropriately informed of progress in implementing these programmes. The Commission shall also inform other committees dealing with policies, instruments and actions of relevance to the Employment and Social innovation Strand.			

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
Chapter II – Specific provisions for the Health strand				III-59F
Section I: General provisions				III-60F
Article 26 *Operational objectives*				III-61F TO III-109F
Section II Eligibility				III-110F
Article 27 *Eligible actions*				III-111F TO III-137F
Article 28 *Eligible entities and costs*				III-138F TO III-148F
Article 29 *Governance*				III-149F TO III-150F

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Chapter II and its Articles 26 to 29 are deleted;	*[no change]*[14]	*[no change]*[15]	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-59 TO III-150
	Amendment 144 (new) ***Article 29a*** ***Steering Board for Health***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-151
	Amendment 144 (cont.)(new) ***1. The Commission shall establish a Steering Board for Health ('the Steering Board') for implementing the actions under the Health strand.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-152
	Amendment 144 (cont.)(new) ***2. The Steering Board shall focus on creating synergies between the Health strand and other programmes where a health dimension is integrated, through coordination***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-153

[14] Chapter II and its Articles 26 to 29 of the original Commission proposal are deleted, covering the deletion of former (F) rows III-59 to III-150 (which do not appear in the table).

[15] Chapter II and its Articles 26 to 29 of the original Commission proposal are deleted, covering the deletion of former (F) rows III-59 to III-150 (which do not appear in the table).

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	and cooperation, promoting patients and society engagement, and providing scientific advice and recommendations. Those actions shall provide value oriented health actions, sustainability, better health solutions, foster access and reduce health inequalities.			
	Amendment 144 (cont.)(new) ***3. The Steering Board shall provide a comprehensive strategy and steering in developing the work plans under the Health strand.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-154
	Amendment 144 (cont.)(new) ***4. The Steering Board shall be an independent stakeholder group, composed of actors from relevant sectors in the field of public health, wellbeing and social protection, with participation of representatives of regions and local health authorities, patient representatives and citizens.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-155
	Amendment 144 (cont.)(new) ***5. The Steering Board shall be composed of 15 to 20 high level***		*Provisional common understanding at trilogue on 23/11*	III-156

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	individuals drawn from across disciplines and activities referred to in paragraph 4. The members of the Steering Board shall be appointed by the Commission, following an open call for nominations or for expression of interests or both.		*[EP amendment withdrawn]*	
	Amendment 144 (cont.)(new) ***6. The Chair of the Steering Board shall be appointed by the Commission from among its members.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-157
	Amendment 144 (cont.)(new) ***7. The Steering Board shall:***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-158
	Amendment 144 (cont.)(new) ***(i) provide input to annual work plans for the Health strand, following a proposal from the Commission;***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-159
	Amendment 144 (cont.)(new) ***(ii) elaborate a blueprint for steering coordination and cooperation between the Health strand and other***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-160

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	programmes where health dimension is integrated.			
	Amendment 144 (cont.)(new) ***The blueprint shall facilitate ensuring visibility and coordination of all the existing financial mechanisms relevant to health, and shall help steering coordination and cooperation.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-161
	Amendment 145 (new) ***Article 29b*** ***International cooperation***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-162
	Amendment 145 (cont.)(new) ***The Commission shall develop cooperation with relevant international organisations such as the United Nations and its specialised agencies, in particular the World Health Organisation (WHO), as well as with the Council of Europe and the Organisation for Economic Co-operation and Development (OECD) to implement the Health strand, in order to maximise the effectiveness and efficiency of actions at Union***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	III-163

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	and international level.			
Chapter III Common Rules applicable to the Employment and Social Innovation and Health strands	*[no change]*	*[no change]*	*[no change]*	III-164F
~~Chapter III~~ ~~Common Rules applicable to the Employment and Social Innovation and Health strands~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-164
			Provisional common understanding at trilogue on 23/11 **Article 29a** **Horizontal principles**	III-164A
			Provisional common understanding at trilogue on 23/11 **1. The Commission shall ensure that gender equality, gender mainstreaming and the integration of gender perspective are taken into account and promoted throughout the preparation, implementation, monitoring reporting and evaluation of the operations supported by the**	III-164B

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Employment and Social Innovation Strand.	
			Provisional common understanding at trilogue on 23/11 **2. The Commission shall take appropriate steps to prevent any discrimination based on gender, racial or ethnic origin, religion or belief, disability, age or sexual orientation during the preparation, implementation, monitoring, reporting and evaluation of the operations supported by the Employment and Social Innovation Strand. In particular, accessibility for persons with disabilities shall be taken into account throughout the preparation and implementation of the Employment and Social Innovation Strand.**	III-164C
Article 30 *Participation of third countries associated to the Employment and Social Innovation and Health strands*	*[no change]*	Article 30 Participation of third countries ~~associated to the Employment and Social Innovation and Health strands~~		III-165F
Article 30 *Participation of third countries* ~~*associated to the Employment and*~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-165

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
~~*Social Innovation and Health strands*~~			*[no change]*	
1. The Employment and Social Innovation and Health strands shall be open to the following associated countries:	*[no change]*	*[no change]*		III-166F
1. The Employment and Social Innovation ~~and Health~~ strand~~s~~ shall be open to the following associated countries:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-166
(a) European Free Trade Association (EFTA) members which are members of the European Economic Area (EEA), in accordance with the conditions laid down in the EEA agreement;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-167
(b) acceding countries, candidate countries and potential candidates, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and Association Council decisions, or similar agreements, and in accordance	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-168

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
with the specific conditions laid down in agreements between the Union and those countries;				
(c) third countries, in accordance with the conditions laid down in a specific agreement covering its participation to the strand, provided that the agreement	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-169
(1) ensures a fair balance as regards the contributions and benefits of the third country participating in the Union programmes;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-170
(2) lays down the conditions of participation in the programmes, including the calculation of financial contributions to individual programmes or strands of programmes and their administrative costs. These contributions shall constitute assigned revenues in accordance with Article [21(5)] of [the new Financial Regulation];	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-171
(3) does not confer to the third country a decisional power on the strand;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-172

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
(4) guarantees the rights of the Union to ensure sound financial management and to protect its financial interests.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-173
2. In addition, the Health strand shall also be open to countries covered by the European Neighbourhood Policy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and association council decisions, or similar agreements;, and in accordance with the specific conditions laid down in agreements between the Union and those countries.	*[no change]*	~~2. In addition, the Health strand shall also be open to countries covered by the European Neighbourhood Policy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the respective framework agreements and association council decisions, or similar agreements;, and in accordance with the specific conditions laid down in agreements between the Union and those countries.~~		III-174F
~~2. In addition, the Health strand shall also be open to countries covered by the European Neighbourhood Policy, in accordance with the general principles and general terms and conditions for the participation of those countries in Union programmes established in the~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-174

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
~~respective framework agreements and association council decisions, or similar agreements;, and in accordance with the specific conditions laid down in agreements between the Union and those countries.~~				
Chapter III - General Provisions				III-174A NEW
Article 31 *Forms of EU funding and methods of implementation*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-175

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
1. The Employment and Social Innovation and Health strands may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement and voluntary payments to International Organisations of which the Union is a member or in whose work it participates.	Amendment 146 1. The Employment and *Social* Innovation and Health strands may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement***, contributions,*** and voluntary payments to International Organisations of which the Union is a member or in whose work it participates.	*[no change]*	*Provisional common understanding at trilogue on 23/11* 1. The Employment and Social Innovation and Health strands may provide funding in any of the forms laid down in the Financial Regulation **for financial contributions,** in particular grants**,** prizes, procurement and voluntary payments to International Organisations of which the Union is a member or in whose work it participates. *Recital 7* (7) (…) The Financial Regulation lays down rules on the implementation of the Union budget, **in particular rules on all forms of financial contributions** including grants, prizes, procurement, indirect implementation, financial assistance, financial instruments and budgetary guarantees. **Co-financing for grants may be provided from beneficiaries' own resources, income generated by the project or financial or in-kind contributions from third parties**. (…)	III-176

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
1. The Employment and Social Innovation ~~and Health~~ strand~~s~~ may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement and voluntary payments to International Organisations of which the Union is a member or in whose work it participates	1. The Employment and Social Innovation strand may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes, procurement***, contributions,*** and voluntary payments to International Organisations of which the Union is a member or in whose work it participates.	*[no change]*	*Provisional common understanding at trilogue on 23/11* 1. The Employment and Social Innovation strand may provide funding in any of the forms laid down in the Financial Regulation **for financial contributions,** in particular grants**,** prizes, procurement and voluntary payments to International Organisations of which the Union is a member or in whose work it participates. *Recital 7* (7) (…) The Financial Regulation lays down rules on the implementation of the Union budget, **in particular rules on all forms of financial contributions** including grants, prizes, procurement, indirect implementation, financial assistance, financial instruments and budgetary guarantees. **Co-financing for grants may be provided from beneficiaries' own resources, income generated by the project or financial or in-kind contributions**	III-176A

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			from third parties. (…)	
2. The Employment and Social Innovation and Health strands shall be implemented directly as provided for by the Financial Regulation or indirectly with bodies referred to in Article [61(1)(c)] of the Financial Regulation.	*[no change]*	2. The Employment and Social Innovation and Health strands shall be implemented directly as provided for by **Article [62(1)(a)] of** the Financial Regulation or indirectly with bodies referred to in Article [~~61~~ **62**(1)(c)] of the Financial Regulation.	*Provisional common understanding at trilogue on 23/11* 2. The Employment and Social Innovation and Health strands shall be implemented directly as provided for by **Article [62(1)(a)] of** the Financial Regulation or indirectly with bodies referred to in Article [~~61~~ **62**(1)(c)] of the Financial Regulation.	III-177F
2. The Employment and Social Innovation ~~and Health~~ strand~~s~~ shall be implemented directly as provided for by the Financial Regulation or indirectly with bodies referred to in Article [~~61~~ **62** (1)(c)] of the Financial Regulation	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* 2. The Employment and Social Innovation strand shall be implemented directly as provided for by **Article [62(1)(a)] of** the Financial Regulation or indirectly with bodies referred to in Article [~~61~~ **62**(1)(c)] of the Financial Regulation.	III-177
When awarding grants, the evaluation committee referred to in article [150] of the Financial Regulation may be composed of external experts.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-178
3. Blending operations under the Employment and Social Innovation strand shall be implemented in	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-179

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
accordance with the [InvestEU regulation] and Title X of the Financial Regulation.			*[no change]*	
4. Under the Health strand, direct grants may be awarded without a call for proposals to fund actions having a clear Union added value co-financed by the competent authorities that are responsible for health in the Member States or in the third countries associated to the Programme, or by public sector bodies and non-governmental bodies, acting individually or as a network, mandated by those competent authorities.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change but requires update concerning Health strand]*	III-180F
~~4. Under the Health strand, direct grants may be awarded without a call for proposals to fund actions having a clear Union added value co-financed by the competent authorities that are responsible for health in the Member States or in the third countries associated to the Programme, or by public sector bodies and non-governmental bodies, acting individually or as a network, mandated by those competent authorities.~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-180

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
5. Under the Health strand, direct grants may be awarded without a call for proposals to European Reference Networks that are approved as Networks by the Board of Member States of the European Reference Networks, following the approval procedure set out in Commission Implementing Decision 2014/287/EU of 10 March 2014 setting out criteria for establishing and evaluating European Reference Networks and their Members and for facilitating the exchange of information and expertise on establishing and evaluating such Networks.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change but requires update concerning Health strand]*	III-181F
~~5. Under the Health strand, direct grants may be awarded without a call for proposals to European Reference Networks that are approved as Networks by the Board of Member States of the European Reference Networks, following the approval procedure set out in Commission Implementing Decision 2014/287/EU of 10 March 2014 setting out criteria for establishing and evaluating European Reference Networks and their Members and for facilitating the exchange of information and expertise on establishing and~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-181

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
~~evaluating such Networks.~~				
Article 32 *Work programme and coordination*	*[no change]*	*[no change]*		III-182F
Article 32 *Work programme ~~and coordination~~*		*Article 32* *Work programme **and coordination***	*Comments from TM on 30/11: Commission has provided some drafting suggestions on the Governance / Committees provisions as a basis for discussion following latest CONS proposal*	III-182
The Employment and Social Innovation strand and Health strand shall be implemented by work programmes referred to in Article [108] of Financial Regulation. Work programmes shall set out, where applicable, the overall amount reserved for blending operations.	Amendment 147 The ***Commission*** ~~Employment and Social Innovation strand and Health strand~~ shall ***adopt delegated acts in accordance with Article 38 in order to supplement the Employment and Social Innovation strand and the Health strand by establishing*** ~~be implemented by~~ work programmes ***as*** referred to in Article [108] of Financial Regulation. ***Those work*** ~~Work~~ programmes shall set out, where applicable, the overall amount reserved for blending operations.	*[no change]*	*Comment at technical meeting on 15/10:* *Remains open for trilogue*	III-183F
The Employment and Social Innovation strand ~~and Health strand~~ shall be implemented by work programmes	The **Commission** ~~Employment and Social Innovation strand and Health strand~~ shall **adopt delegated acts in**	*[no change]*	*Remains open for trilogue* *Commission drafting suggestion at*	III-183

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
referred to in Article [~~108~~**110**] of Financial Regulation. Work programmes shall set out, where applicable, the overall amount reserved for blending operations.	**accordance with Article 38 in order to supplement the Employment and Social Innovation strand by establishing** ~~be implemented by~~ work programmes **as** referred to in Article [110] of Financial Regulation. **Those work** ~~Work~~ programmes shall set out, where applicable, the overall amount reserved for blending operations.		*technical meeting on 30/11* The Employment and Social Innovation strand shall be implemented by work programmes referred to in Article [**110**] of Financial Regulation. **The content of work programmes shall be defined in line with the operational objectives set out in Article 23 and along the eligible actions set out in Article 24.** Work programmes shall set out, where applicable, the overall amount reserved for blending operations.	
		The Commission shall adopt implementing acts laying down annual or multi-annual work programmes and their possible changes covering the Employment and Social Innovation strand. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 39a.	*Remains open for trilogue* *Commission drafting suggestion at technical meeting on 30/11* **The Commission shall gather expertise on the preparation of the work programmes by consulting the working group referred to in Article 40(6).**	III-184

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
The Commission shall foster synergies and ensure effective coordination between the Health strand of ESF+ and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument	*[no change]*	The Commission shall foster synergies and ensure effective coordination between ~~the Health strand of~~ ESF+ and ~~the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument~~**other relevant EU instruments as well as among the ESF+ strands.**		III-185F
~~The Commission shall foster synergies and ensure effective coordination between the Health strand of ESF+ and the Reform Support Programme, including the Reform Delivery Tool and the Technical Support Instrument.~~		**The Commission shall foster synergies and ensure effective coordination between ESF+ and other relevant EU instruments as well as among the ESF+ strands**	*Provisional common understanding at trilogue on 23/11* **The Commission shall foster synergies and ensure effective coordination between ESF+ and other relevant EU instruments as well as among the ESF+ strands**	III-185
Article 33 *Monitoring and reporting*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-186

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
1. Indicators to monitor implementation and progress of the strands towards the achievement of the specific objectives set out in Article 4 and the operational objectives set out in Articles 23 and 26 shall be set.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-187F
1. Indicators to monitor implementation and progress of the strand~~s~~ towards the achievement of the specific objectives set out in Article 4 and the operational objectives set out in ~~Articles~~ Article 23 ~~and 26~~ shall be set.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-187
2. The performance reporting system shall ensure that data for monitoring implementation of the strands and results are collected efficiently, effectively and in a timely fashion. To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where relevant, Member States.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-188

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in Annex III where considered necessary to ensure effective assessment of progress in the implementation of the strands.	Amendment 148 3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in ***Annexes II b and*** ~~Annex~~ III where considered necessary to ensure effective assessment of progress in the implementation of the strands.	*[no change]*	*Comments from TM 6/10: Remains open pending discussion on Annexes. Annex III deleted from updated Council mandate.*	III-189F
~~3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in Annex III where considered necessary to ensure effective assessment of progress in the implementation of the strands.~~	3. The Commission is empowered to adopt delegated acts in accordance with Article 38 to supplement or amend the indicators in ***Annexes II b*** where considered necessary to ensure effective assessment of progress in the implementation of the strand.	*[no change]*	*Comments from trilogue on 23/11:* *Remains open pending discussion on Delegated Acts* *Provisional common understanding at trilogue on 23/11 on a set of indicators for the EaSI strand in new Annex IV (row A-93)*	III-189
	Amendment 148 (cont.)(new) ***3a. With a view to regular monitoring of the strands and to making any adjustments needed to their policy and funding priorities, the Commission shall draw up an initial qualitative and quantitative monitoring report covering the first year, followed by three reports***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP amendment withdrawn as content included in Article 35]*	III-190

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	covering consecutive two-year periods and shall submit those reports to the European Parliament and the Council. The reports shall also be submitted, for information, to the European Economic and Social Committee and the Committee of the Regions. The reports shall include the results of the strands and the extent to which the principles of equality between women and men and gender mainstreaming have been applied, as well as how anti-discrimination considerations, including accessibility issues, have been addressed through their activities. The reports shall be made available to the public in order to enhance the transparency of the strands.			
Article 34 *Protection of the financial interests of the Union*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-191
Where a third country participates in the programme by a decision under an international agreement, the third country shall grant the necessary rights and access required for the authorizing officer responsible, the European Anti-	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-192

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Fraud Office (OLAF), the European Court of Auditors to comprehensively exert their respective competences. In the case of OLAF, such rights shall include the right to carry out investigations, including on-the-spot checks and inspections, provided for in Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council concerning investigations conducted by the European Anti-Fraud Office (OLAF).				
Article 35 *Evaluation*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-193
1. Evaluations shall be carried out in a sufficiently timely manner to feed into the decision-making process.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-194
2. The interim evaluation of the strands may be performed once there is sufficient information available about their implementation, but not later than four years after the start of the implementation of the strands.	Amendment 149 2. ***By 31 December 2024, the Commission shall carry out a mid-term*** evaluation of the strands ***in order to:*** ~~The interim evaluation of the strands may be performed once there is sufficient information available about their implementation, but not later than~~	*[no change]*	*Provisional common understanding at trilogue on 23/11* 2. **The Commission shall carry out a mid-term** evaluation of the strand once there is sufficient information available about its implementation, but not later than **31 December 2024**.	III-195

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	~~four years after the start of the implementation of the strands.~~			
	Amendment 149 (cont.)(new) ***(a) measure, on a qualitative and quantitative basis, progress made in meeting the objectives of the strand;***		*Provisional common understanding at trilogue on 23/11* **It shall assess the performance of the programme, pursuant to Article 34 of the Financial Regulation, and in particular its effectiveness, efficiency, coherence, relevance and EU added value, including vis-a-vis the horizontal principles referred to in Article 29a, and measure, on a qualitative and quantitative basis, progress made in meeting the objectives of the strand.** **The mid-term evaluation shall be based on the information generated by the monitoring arrangements and indicators established pursuant to Article 33, with a view to making any adjustments needed to the policy and funding priorities.**	III-196
	Amendment 149 (cont.)(new) ***(b) address the social environment within the Union and any major***		*Provisional common understanding at trilogue on 23/11*	III-197

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	changes introduced by Union law;		*[no change]* *[EP amendment included in row 196]*	
	Amendment 149 (cont.)(new) ***(c) determine whether the resources of the strands have been used efficiently and to assess its Union added value.***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP amendment included in row 196]*	III-198
	Amendment 149 (cont.)(new) ***The results of that mid-term evaluation shall be presented to the European Parliament and to the Council.***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP amendment withdrawn]*	III-199
3. At the end of the implementation period, but no later than four years after the end of the period specified in Article 5, a final evaluation of the strands shall be carried out by the Commission.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-200
4. The Commission shall communicate the conclusions of the evaluations	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	III-201

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
accompanied by its observations, to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions.			*[no change]*	
Article 36 *Audits*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-202
Audits on the use of the Union contribution carried out by persons or entities, including by other than those mandated by the Union Institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Financial Regulation.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-203
Article 37 *Information, communication and publicity*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-204
1. The recipients of Union funding shall acknowledge the origin and ensure the visibility of the Union funding (in particular when promoting the actions and their results), by providing coherent, effective and targeted information to multiple audiences, including the media	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-205

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
and the public.				
2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation and Health strands, and their actions and results. Financial resources allocated to the Employment and Social Innovation and Health strands shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives referred to in Articles 4, 23 and 26.	Amendment 150 2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation and Health strands, and their actions and results. Financial resources allocated to the Employment and Social Innovation and Health strands shall also contribute to the ~~corporate~~ communication of the political priorities of the Union, as far as they are related to the objectives referred to in Articles 4, 23 and 26.	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	III-206F
2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation ~~and Health~~ strand~~s~~, and their actions and results. Financial resources allocated to the Employment and Social Innovation and Health strands shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives referred to in Articles 4, 23 ~~and 26~~.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 10/12* 2. The Commission shall implement information and communication actions relating to the Employment and Social Innovation ~~and Health~~ strand~~s~~, and their actions and results. Financial resources allocated to the Employment and Social Innovation ~~and Health~~ strand~~s~~ shall also contribute to the corporate communication of the political	III-206

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			priorities of the Union, as far as they are related to the objectives referred to in Articles 4~~,~~ **and** 23 ~~and 26~~.	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Part IV – Final Provisions	*[no change]*	*[no change]*		IV-1
Article 37a ***Temporary measures for the use of the ESF in response to exceptional and unusual circumstances***	~~*Article 37a*~~ ~~*Temporary measures for the use of the ESF in response to exceptional and unusual circumstances*~~	~~*Article 37a*~~ ~~*Temporary measures for the use of the ESF in response to exceptional and unusual circumstances*~~	*Comments at TM on 17/11: EP decision on this Article to be taken on 19/11 and later on incorporated into the 4CT.*	IV-1A NEW
Where the Council after [*date of entry into force of this Regulation*], has recognised the occurrence of an unusual event outside the control of one or more Member States which has a major impact on the financial position of the general government or a severe economic downturn for the euro area or the Union as a whole, as referred to in the tenth sub-paragraph of Article 5(1), the fourth sub-paragraph of Article 6(3), the tenth sub-paragraph of Article 9(1) and the fourth sub-paragraph of Article 10(3) of Regulation (EC) No 1466/97(*)[16] or the occurrence of unexpected adverse economic events with major unfavourable consequences for government finances, as referred to in	~~Where the Council after [date of entry into force of this Regulation], has recognised the occurrence of an unusual event outside the control of one or more Member States which has a major impact on the financial position of the general government or a severe economic downturn for the euro area or the Union as a whole, as referred to in the tenth sub-paragraph of Article 5(1), the fourth sub-paragraph of Article 6(3), the tenth sub-paragraph of Article 9(1) and the fourth sub-paragraph of Article 10(3) of Regulation (EC) No 1466/97(*) or the occurrence of unexpected adverse economic events with major unfavourable consequences for government finances, as referred to in~~	~~Where the Council after [*date of entry into force of this Regulation*], has recognised the occurrence of an unusual event outside the control of one or more Member States which has a major impact on the financial position of the general government or a severe economic downturn for the euro area or the Union as a whole, as referred to in the tenth sub-paragraph of Article 5(1), the fourth sub-paragraph of Article 6(3), the tenth sub-paragraph of Article 9(1) and the fourth sub-paragraph of Article 10(3) of Regulation (EC) No 1466/97(*)~~[~~18~~] ~~or the occurrence of unexpected adverse economic events with major unfavourable consequences for government finances, as referred to in~~		

[16] **(*) Council Regulation (EC) No 1466/97 of 7 July 1997 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies (OJ L 209, 2.8.1997, p. 1).**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Articles 3(5) and 5(2) of Regulation (EC) No 1467/97(**)[17], the Commission may, by way of implementing decision and for the period defined in that decision	~~Articles 3(5) and 5(2) of Regulation (EC) No 1467/97(**) , the Commission may, by way of implementing decision and for the period defined in that decision~~	~~Articles 3(5) and 5(2) of Regulation (EC) No 1467/97(**)[19], the Commission may, by way of implementing decision and for the period defined in that decision~~		
(a) extend the scope of support of the ESF+, by way of derogation from Article 4(1), by allowing to support measures that are strictly necessary to respond to such exceptional or unusual circumstances, in particular to allow for financing of short-time work schemes without the requirement that they should be combined with active measures and of access to healthcare including for people not in immediate socio-economic vulnerability;	~~(a) extend the scope of support of the ESF+, by way of derogation from Article 4(1), by allowing to support measures that are strictly necessary to respond to such exceptional or unusual circumstances, in particular to allow for financing of short-time work schemes without the requirement that they should be combined with active measures and of access to healthcare including for people not in immediate socio-economic vulnerability;~~	~~(a) extend the scope of support of the ESF+, by way of derogation from Article 4(1), by allowing to support measures that are strictly necessary to respond to such exceptional or unusual circumstances, in particular to allow for financing of short-time work schemes without the requirement that they should be combined with active measures and of access to healthcare including for people not in immediate socio-economic vulnerability;~~		IV-1B NEW
(b) reduce thematic concentration requirements by way of derogation from Article 7.	~~(b) reduce thematic concentration requirements by way of derogation from Article 7.~~	~~(b) reduce thematic concentration requirements by way of derogation from Article 7.~~		IV-1C NEW

18 **(*) Council Regulation (EC) No 1466/97 of 7 July 1997 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies (OJ L 209, 2.8.1997, p. 1).**

17 **(**) Council Regulation (EC) No 1467/97 of 7 July 1997 on speeding up and clarifying the implementation of the excessive deficit procedure (OJ L 209, 2.8.1997, p. 6)**.

19 **(**) Council Regulation (EC) No 1467/97 of 7 July 1997 on speeding up and clarifying the implementation of the excessive deficit procedure (OJ L 209, 2.8.1997, p. 6)**.

Commission proposal **COM(2018) 382 and COM(2020) 447**	**European Parliament first reading** *(Plenary mandate 4/4/19)*	**Council position** (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	**Compromise proposal, comments**	**Row**
Article 38 *Exercise of the delegation*		~~*Article 38*~~ ~~*Exercise of the delegation*~~		IV-2
1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	*[no change]*	~~1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.~~		IV-3
2. The power to adopt delegated acts referred to in Article 15(6), Article 21(5) and Article 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	<u>Amendment 151</u> 2. The power to adopt delegated acts referred to in Article 15(6), Article 21(5)***, Article 32*** and Article 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	2. The power to adopt delegated acts referred to in Article ~~15(6), Article 21(5) and Article~~ 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.		IV-4F
2**.** The power to adopt delegated acts referred to in Article 15(6)~~,~~ **and** Article 21(5) ~~and Article 33(3~~) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	2. The power to adopt delegated acts referred to in Article 15(6), Article 21(5) ***and Article 32*** shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.	~~2. The power to adopt delegated acts referred to in Article 15(6), **and** Article 21(5) and Article 33(3) shall be conferred on the Commission for an indeterminate period of time from date of entry into force of this Regulation.~~		IV-4

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
3. The delegation of power referred to in Article 15(6), Article 21(5) and Article 33(3)may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	Amendment 151 (cont.) 3. The delegation of power referred to in Article 15(6), Article 21(5)***, Article 32*** and Article 33(3)may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3. The delegation of power referred to in Article ~~15(6), Article 21(5) and Article~~ 33(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.		IV-5F
3. The delegation of power referred to in Article 15(6)~~, Article 21(5~~) and Article ~~33(3)~~ **21(5)** may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force~~.~~	3. The delegation of power referred to in Article 15(6), Article 21(5) ***and Article 32*** may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	~~3. The delegation of power referred to in Article 15(6), Article 21(5) and Article 33(3)~~ ~~**21(5)**~~ ~~may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already~~		IV-5

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
		~~in force.~~		
4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[20].	*[no change]*	~~4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016[21].~~		IV-6
5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	*[no change]*	~~5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.~~		IV-7

[20] OJ L 123, 12.5.2016, p. 13.
[21] OJ L 123, 12.5.2016, p. 13.

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
6. A delegated act adopted pursuant to Article 15(6), Article 21(5) and Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	Amendment 151 (cont.) 6. A delegated act adopted pursuant to Article 15(6), Article 21(5)***, Article 32*** and Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6. A delegated act adopted pursuant to ~~Article 15(6), Article 21(5) and~~ Article 33(3) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.		IV-8F
6. A delegated act adopted pursuant to Article 15(6)~~, Article 21(5)~~ and Article ~~33(3~~) **21(5)** shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be	6. A delegated act adopted pursuant to Article 15(6), Article 21(5) ***and Article 32*** shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object.	~~6. A delegated act adopted pursuant to Article 15(6), Article 21(5) and Article 33(3) **21(5)** shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object.~~		IV-8

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
extended by two months at the initiative of the European Parliament or of the Council.	That period shall be extended by two months at the initiative of the European Parliament or of the Council.	~~That period shall be extended by two months at the initiative of the European Parliament or of the Council.~~		
Article 39 *Committee Procedure for the ESF+ strand under shared management*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-9
1. The Commission shall be assisted by the committee referred to in Article [109(1)] of [the future CPR].	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-10
2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-11
		Article 39a (new) **Committee procedure for the Employment and Social Innovation strand**	*Comments: Commission provided some drafting suggestions on the Governance / Committees provisions as a basis for discussion following latest CONS proposal at TM on 17/11 and trilogue on 23/11* *Comment at TM 15/10* Remains open for trilogue	IV-12

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Council wishes to stick to its amendment. EP against implementing acts and committee procedure for the adoption of the work programme.	
		1. The Commission shall be assisted by a committee for the Employment and Social Innovation strand. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	*Comment at TM 15/10* Remains open for trilogue	IV-13
		2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	*Comment at TM 15/10* Remains open for trilogue	IV-14
Article 40 *Committee under Article 163 TFEU*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11 on the title of the Article* *[no change]*	IV-15
1. The Commission shall be assisted by the Committee set up under Article 163 TFEU (the 'ESF+ Committee').	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-16
2. Each Member State shall appoint one government representative, one representative of the workers'	Amendment 152 2. Each Member State shall appoint	*[no change]*	*Provisional common understanding at trilogue on 23/11*	IV-17

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
organisations, one representative of the employers' organisations and one alternate for each member for a maximum period of seven years. In the absence of a member, the alternate shall be automatically entitled to take part in the proceedings.	one government representative, one representative of the workers' organisations, one representative of the employers' organisations, ***one representative of civil society, one representative of the equality bodies or other independent human rights institutions in accordance with point (c) of Article 6(1) of [the future CPR]*** and one alternate for each member for a maximum period of seven years. In the absence of a member, the alternate shall be automatically entitled to take part in the proceedings.		*[no change]* *[EP amendment withdrawn]*	
3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations and employers' organisations at Union level.	Amendment 152 (cont.) 3. The ESF+ Committee shall include one representative from each of the organisations representing workers' organisations, ~~and~~ employers' organisations ***and civil society organisations*** at Union level.	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP amendment withdrawn]*	IV-18
	Amendment 152 (cont.)(new) ***3a. The ESF+ Committee may invite representatives of the European Investment Bank and the European Investment Fund.***		*Provisional common understanding at trilogue on 23/11* **3a. The ESF+ Committee, including its working groups**	IV-19

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			referred to in paragraph 6, may invite non-voting representatives of stakeholders to attend its meetings. This may include representatives of the European Investment Bank and the European Investment Fund as well as relevant civil society organizations. *New recital (55) is added:* **(55) The Commission should be assisted in the administration of the ESF+ by the Committee provided for in Article 163 TFEU. In order to enable the ESF+ committee to have all the necessary information at its disposal and obtain a wide range of views of relevant stakeholders, the ESF+ Committee should be able to invite representatives without a voting right, including representatives of the European Investment Bank and the European Investment Fund and relevant civil society organizations.**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Provisional common understanding at trilogue on 10/12 **(56) In order to ensure that the specificities of each ESF+ strand continue to be addressed, the ESF+ Committee should create working groups for each of the strands. Their composition and tasks are to be established by the ESF+ Committee. The working groups should have the possibility to invite civil society representatives as a well as other stakeholders to its meetings. The tasks of the working groups may include ensuring coordination and cooperation between Member State authorities and the Commission on the implementation of the ESF+, including consultation on the EaSI strand work programme, monitoring the implementation of each strand, exchanging experience and good practice within and across the strands and fostering**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			potential synergies with other Union Programmes. **(57) In order to ensure a greater transparency regarding the implementation of the ESF+ Regulation, the Commission should establish the necessary links with relevant policy committees active in the social and employment field, such as the Employment and Social Protection Committee or the Advisory Committee on Health and Safety at Work.**	
	Amendment 152 (cont.)(new) ***3b. Gender balance and appropriate representation of minority and other excluded groups in the ESF+ Committee shall be safeguarded.***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	IV-20
4. The ESF+ Committee shall be consulted on the planned use of technical assistance in the case of support from the ESF+ strand under shared management, as well as on other	*[no change]*	4. The ESF+ Committee shall be consulted on the planned use of technical assistance **referred to in article 29 of [the future CPR]** in the case of support from the ESF+ strand	*Provisional common understanding at trilogue on 23/11* 4. The ESF+ Committee shall be consulted on the planned use of	IV-21

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
issues having an impact on the implementation of strategies at Union level relevant to the ESF+;		under shared management, as well as on other issues having an impact on the implementation of strategies at Union level relevant to the ESF+;	technical assistance **referred to in article 29 of [the future CPR]** in the case of support from the ESF+ strand under shared management, as well as on other issues having an impact on the implementation of strategies at Union level relevant to the ESF+;	
5. The ESF+ Committee may deliver opinions on:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-22
(a) questions related to the ESF+ contribution to the implementation of the European Pillar of Social Rights, including country-specific recommendations and semester-related priorities (national reform programmes, etc.);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-23
(b) issues concerning the [future CPR] relevant for the ESF+;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-24
(c) questions related to the ESF+ referred to it by the Commission other than those referred to in paragraph 4.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-25

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
The opinions of the ESF+ Committee shall be adopted by an absolute majority of the votes validly cast, and shall be communicated to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, for information. The Commission shall inform the ESF+ Committee of the manner in which it has taken account of its opinions.	Amendment 152 (cont.) The opinions of the ESF+ Committee shall be adopted by an absolute majority of the votes validly cast, and shall be communicated to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, for information. The Commission shall inform the ESF+ Committee ***in writing*** of the manner in which it has taken account of its opinions.	*[no change]*	*Provisional common understanding at trilogue on 23/11* The opinions of the ESF+ Committee shall be adopted by an absolute majority of the votes validly cast, and shall be communicated to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions, for information. The Commission shall inform the ESF+ Committee ***in writing*** of the manner in which it has taken account of its opinions.	IV-26
6. The ESF+ Committee may set up working groups for each of the strands of the ESF+.	*[no change]*	6. The ESF+ Committee ~~may~~ **shall** set up working groups for each of the strands of the ESF+.	*Comment 30/11:* *Council drafting suggestion:* 6a. **The Commission shall consult** the working group dealing with the EaSI strand **on the work programme prior to its adoption. It shall inform the working group in writing of the manner in which it has taken account of the results of this consultation. The working group** shall ensure that a	IV-27

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			consultation of the work programme with stakeholders, including with representatives of civil society, takes place. *Comment at TM 15/10:* *Commission drafting suggestion to include EP AM* **6a. The working group dealing with the EaSI strand shall ensure that a consultation of the work programme with stakeholders, including with representatives of civil society, takes place**. New recital 52a **(52a) In order to ensure a greater transparency regarding the implementation of the ESF+ Regulation, the Commission should establish the necessary links with relevant policy committees active in the social and employment field, such as the Employment and Social Protection Committee or the**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			Advisory Committee on Health and Safety at Work.	
Article 41 *Transitional provisions for the ESF+ under shared management*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-28
Regulation (EU) No 1304/2013 of the European Parliament and of the Council[22], Regulation (EU) No 223/2014 of the European Parliament and of the Council[23] or any act adopted thereunder shall continue to apply to programmes and operations supported by the European Social Fund and the Fund for European Aid to the Most Deprived under the 2014-2020 programming period.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-29

[22] Regulation (EU) No 1304/2013 of the European Parliament and of the Council of 17 December 2013 on the European Social Fund and repealing Council Regulation (EC) No 1081/2006 (OJ L 347, 20.12.2013, p. 470).

[23] Regulation (EU) No 223/2014 of the European Parliament and of the Council of 11 March 2014 on the Fund for European Aid to the Most Deprived (OJ L 72, 12.3.2014, p. 1).

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
Article 42 *Transitional provisions for the Employment and Social Innovation strand and the Health strand*	*[no change]*	*Article 42* *Transitional provisions for the Employment and Social Innovation strand ~~and the Health strand~~*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-30F
Article 42 ***Transitional provisions for the Employment and Social Innovation strand ~~and the Health strand~~***		*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-30
1. Regulation (EU) No 1296/2013 of the European Parliament and of the Council[24] and Regulation (EU) No 282/2014 of the European Parliament and of the Council[25] are repealed with effect from 1 January 2021.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-31F
1. Regulation (EU) No 1296/2013 of the European Parliament and of the Council[26] ~~and Regulation (EU) No~~	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	IV-31

[24] Regulation (EU) No 1296/2013 of the European Parliament and of the Council of 11 December 2013 on a European Union Programme for Employment and Social Innovation ("EaSI") and amending Decision No 283/2010/EU establishing a European Progress Microfinance Facility for employment and social inclusion (OJ L 347, 20.12.2013, p. 238).

[25] Regulation (EU) No 282/2014 of the European Parliament and of the Council of 11 March 2014 on the establishment of a third Programme for the Union's action in the field of health (2014-2020) and repealing Decision No 1350/2007/EC (OJ L 86, 21.3.2014, p. 1).

[26] Regulation (EU) No 1296/2013 of the European Parliament and of the Council of 11 December 2013 on a European Union Programme for Employment and Social Innovation ("EaSI") and amending Decision No 283/2010/EU establishing a European Progress Microfinance Facility for employment and social inclusion (OJ L 347, 20.12.2013, p. 238).

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
~~282/2014 of the European Parliament and of the Council[27] are~~ **is** repealed with effect from 1 January 2021.			*[no change]*	
2. The financial envelope for the Employment and Social Innovation strand and the Health strand may also cover technical and administrative assistance expenses necessary to ensure the transition between the ESF+ and the measures adopted under its predecessors: the Employment and Social Innovation programme and the Union Programme for Health.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-32F
2. The financial envelope for the Employment and Social Innovation strand ~~and the Health~~ strand may also cover technical and administrative assistance expenses necessary to ensure the transition between the ESF+ and the measures adopted under its predecessor~~s~~: the Employment and Social Innovation programme ~~and the Union Programme for Health~~.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-32
3. If necessary, appropriations may be entered in the budget beyond 2027 to	*[no change]*	3. If necessary, appropriations may be entered in the budget beyond 2027 to	*Provisional common understanding at trilogue on 23/11*	IV-33

~~[27] Regulation (EU) No 282/2014 of the European Parliament and of the Council of 11 March 2014 on the establishment of a third Programme for the Union's action in the field of health (2014-2020) and repealing Decision No 1350/2007/EC (OJ L 86, 21.3.2014, p. 1).~~

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
cover the expenses provided for in Article 5(6) [technical and administrative assistance], to enable the management of actions not completed by 31 December 2027.		cover the expenses provided for in Article 5 (~~6~~ **5**) technical and administrative assistance, to enable the management of actions not completed by 31 December 2027.	3. If necessary, appropriations may be entered in the budget beyond 2027 to cover the expenses provided for in Article 5(~~6~~**5**) technical and administrative assistance, to enable the management of actions not completed by 31 December 2027.	
4. Reflows from financial instruments established by Employment and Social Innovation programme (EaSI 2014-2020) shall be invested in the financial instruments of the "social window" of the InvestEU Fund established under Regulation XXX.	*[no change]*	4. ~~Reflows~~ **Repayments** from financial instruments established by Employment and Social Innovation programme (EaSI 2014-2020) shall be invested in the financial instruments of the "social window" of the InvestEU Fund established under Regulation XXX**.**	*Provisional common understanding at trilogue on 23/11* 4. ~~Reflows~~ **Repayments** from financial instruments established by Employment and Social Innovation programme (EaSI 2014-2020) shall be invested in the financial instruments of the "social window" of the InvestEU Fund established under Regulation XXX**.**	IV-34
Article 43 *Entry into force*	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-35
This Regulation shall enter into force on the twentieth day following its publication in the *Official Journal of the European Union*.	*[no change]*	*[no change]*	*Provisional common understanding at technical meeting of 15/07 (not yet validated at trilogue level due to the fact that the date of the entry into*	IV-36

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			force is to be reconsidered at the end of the negotiating process). *Provisional common understanding at technical meeting on 30/11 to include retroactivity provisions and align the wording to CPR (if any) and other funds* *[no change]*	
This Regulation shall be binding in its entirety and directly applicable in all Member States.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	IV-37

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
ANNEX I[28]	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]* *Comment from technical meeting of 15/10: Annexes may be re-visited and technically fine-tuned at a later stage to be fully aligned with CPR Annexes*	A-1
Common indicators for the general support of the ESF+ strand under shared management	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-2
All personal data are to be broken down by gender (female, male, 'non binary'). If certain results are not possible, data for those results do not have to be collected	Amendment 153 All personal data are to be broken down by gender (female, male, 'non binary'). If	All personal data are to be broken down by gender (female, male, 'non binary'[29]). If certain results are not possible, data for those ~~results~~ **result indicators** do not	*Provisional common understanding at trilogue on 23/11* All personal data are to be broken	A-3

[28] Data reported under the indicators marked with * are personal data according to Article 4(1) of Regulation (EU) 2016/679. Data reported under the indicators marked with ** are a special category of data according to Article 9 of Regulation (EU) 2016/679.

[29] Council position: **According to national legislation.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
and reported.	certain results are not ***available*** ~~possible~~, data for those results do not have to be collected and reported. ***Sensitive personal data can be surveyed anonymously.***	have to be collected and reported. **Common output indicators on participants can be derived from the type of the operation.**	down by gender (~~female, male,~~**women, men,** 'non binary'[30]). If certain results are not possible, data for those ~~results~~ **result indicators** do not have to be collected and reported. **Where appropriate, common output indicators can be reported based on the target group of the operation.**	
(1) Common output indicators related to operations targeting people:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-4
(1a) Common output indicators for participants	*[no change]*	(1a) Common output indicators for participants[31, 32]	*Provisional common understanding at trilogue on 23/11* (1a) Common output indicators for participants[33, 34]	A-5

[30] **According to national legislation.**

[31] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1), except the indicators 'below 30 years of age' and 'above 54 years of age' and the 'total number of participants'.**

[32] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

[33] **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1), except the 'number of children below 18 years of age', 'young people aged 18-29 years'' and 'number of participants 55 years of age and above' and the 'total number of participants'.**

[34] **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
– The common output indicators for participants are:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-6
– unemployed, including long-term unemployed*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-7
– long-term unemployed*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-8
– inactive*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-9
– employed, including self-employed*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	A-10

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
	Amendment 153 (cont.)(new) – ***not in education or training (NEET)*,***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-11
– below 30 years of age *,	Amendment 153 (cont.) – ***children*** below ***18*** ~~30~~ years of age *,	*[no change]*	*Provisional common understanding at trilogue on 23/11* **- number of children** below **18** ~~30~~ years of age*,	A-12
	Amendment 153 (cont.)(new) – ***young people between 18-29 years of age *,***		*Provisional common understanding at trilogue on 23/11* **– young people aged 18-29 years*,**	A-13
			Provisional common understanding at trilogue on 23/11 **– number of participants** ~~above 54~~ **55** years of age **and above*,**	A-13A
– above 54 years of age*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-14

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
– with lower secondary education or less (ISCED 0-2)*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-15
– with upper secondary (ISCED 3) or post-secondary education (ISCED 4)*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-16
– with tertiary education (ISCED 5 to 8)*.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-17
The total number of participants is to be calculated automatically on the basis of the common output indicators relating to employment status.	*[no change]*	– ~~The~~ total number of participants [35] ~~is to be calculated automatically on the basis of the common output indicators relating to employment status~~	*Provisional common understanding at trilogue on 23/11* – ~~The~~ total number of participants [36]	A-18
(1b) Other common output indicators	*[no change]*	(1b) Other common output indicators[37]	*Provisional common understanding*	A-19

[35] Council position: **To be calculated automatically on the basis of the common output indicators relating to employment status, except for ESF+ support under specific objective (x) of Article 4(1), in which case the total number of participants is to be reported.**

[36] **To be calculated automatically on the basis of the common output indicators relating to employment status except for ESF+ support under specific objective (x) of Article 4(1), in which case the total number of participants is to be reported.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			at trilogue on 23/11 (1b) Other common output indicators[38]	
If data for these indicators is not collected from data registers, values on these indicators can be determined based on informed estimates by the beneficiary.	Amendment 153 (cont.) If data for these indicators is not collected from data registers, values on these indicators can be determined based on informed estimates by the beneficiary. ***Data is always provided by participants on a voluntary basis.***	~~If data for these indicators is not collected from data registers, values~~**Data collection is only necessary when applicable and in relevant cases. Values** on these indicators can be determined based on informed estimates by the beneficiary.	*Provisional common understanding at trilogue on 23/11* **Data collection is only necessary when applicable and in relevant cases. Values** on these indicators can be determined based on informed estimates by the beneficiary.	A-20
– participants with disabilities**,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-21
	Amendment 153 (cont.)(new) – ***participants below 18 years of age*,***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-22

[37] Council position: **National definitions may be used for these indicators, except for the indicators 'third-country nationals' and 'from rural areas'.**

[38] **National definitions may be used for these indicators, except for the indicators 'third-country nationals' and 'from rural areas'.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
– third country nationals*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-23
– participants with a foreign background*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-24
– minorities (including marginalised communities such as the Roma)**,	Amendment 153 (cont.) – minorities (***other than from the*** ~~including marginalised communities such as the~~ Roma ***community***)**,	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-25
	Amendment 153 (cont.)(new) – ***participants from the Roma community*****		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-26
– homeless or affected by housing exclusion*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	A-27

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
– participants from rural areas*.	*[no change]*	– participants from rural areas*[39].	*Provisional common understanding at trilogue on 23/11* - participants from rural areas*[40].	A-28
	Amendment 153 (cont.)(new) – ***participants from geographical areas with high levels of poverty and social exclusion*,***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-29
	Amendment 153 (cont.)(new) – ***participants transitioning from institutional to family and community based care**.***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-30
(2) Common output indicators for entities are:	*[no change]*	(2) Common output indicators for entities[41] are:	*Provisional common understanding at trilogue on 23/11* (2) Common output indicators for entities[42] are:	A-31

[39] Council position: **This indicator does not apply to ESF+ support under specific objective (x) of Article 4(1).**
[40] **This indicator does not apply to ESF+ support under specific objective (x) of Article 4(1).**
[41] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**
[42] **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
– number of supported public administrations or public services at national, regional or local level,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-32
– number of supported micro, small and medium-sized enterprises (including cooperative enterprises, social enterprises).	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-33
(3) The common immediate result indicators for participants are:	*[no change]*	(3) The common immediate result indicators for participants are[43, 44]**:**	*Provisional common understanding at trilogue on 23/11* (3) The common immediate result indicators for participants are[45,46]**:**	A-34
– participants engaged in job searching upon leaving*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-35

[43] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**
[44] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**
[45] **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**
[46] **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
– participants in education or training upon leaving*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-36
– participants gaining a qualification upon leaving*,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-37
– participants in employment, including self-employment, upon leaving*.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-38
(4) Common longer-term result indicators for participants:	*[no change]*	(4) Common longer-term result indicators for participants[47, 48]:	*Provisional common understanding at trilogue on 23/11* (4) Common longer-term result indicators for participants[49, 50]:	A-39
– participants in employment, including self-employment, six months	Amendment 153 (cont.)	*[no change]*	*Provisional common understanding*	A-40

[47] Council position: **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**

[48] Council position: **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

[49] **These indicators do not apply to ESF+ support under specific objective (x) of Article 4(1).**

[50] **When data are collected from registers, Member States do not have to align with commonly agreed definitions and may use national definitions.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
after leaving*,	– participants in employment, including self-employment, six ***and twelve*** months after leaving*,		*at trilogue on 23/11* *[no change]*	
– participants with an improved labour market situation six months after leaving*,	Amendment 153 (cont.) – participants with an improved labour market situation six ***and twelve*** months after leaving*,	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-41
		These data shall be collected so as to allow the reporting of the common longer-term result indicators by the 31st January 2026 in accordance with Article 37(1) [of the future CPR] and in the final performance report referred to in Article 38 [of the future CPR].	*Provisional common understanding at trilogue on 23/11* **Common longer-term result indicators shall be reported by the 31st January 2026 in accordance with Article 37(1) [of the future CPR] and in the final performance report referred to in Article 38 [of the future CPR].**	A-42
As a minimum requirement, these data are to be collected based on a representative sample of participants within each specific objective. Internal validity of the sample is to be ensured in such a way that the data can be generalised at the level of the specific objective.	*[no change]*	As a minimum requirement, these data are to be collected based on a representative sample of participants within ~~each~~ **the** specific ~~objective.~~ **objectives (i) to (ix) of Article 4(1).** Internal validity of the sample is to be ensured in such a way that the data can be generalised at the level of the specific objective.	*Provisional common understanding at trilogue on 23/11* As a minimum requirement, ~~these data are to be collected~~ **common longer-term indicators shall be** based on a representative sample of participants within ~~each~~ **the** specific ~~objective.~~ **objectives (i) to (ix) of Article 4(1).** Internal validity of the	A-43

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			sample is to be ensured in such a way that the data can be generalised at the level of the specific objective.	
			Provisional common understanding at trilogue on 10/12 *Reference to Art. 7(4) needs to be aligned with provisional common understanding on rows II-9 and II-10* **ANNEX II** **Common indicators for the ESF+ actions targeting social inclusion of the most deprived within specific objective (x) of Article 4(1), in line with the second subparagraph of Article 7(4) ESF+** **All personal data are to be broken down by gender (women, men, 'non binary'[51]).** **(1) Common output indicators related to operations targeting people:** **(1a) Common output indicators for participants**	A-44A NEW

[51] According to national legislation.

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			- total number of participants; **- number of children below 18 years of age*;** **- number of young people aged 18-29 years*;** **- number of participants 65 years of age and above *;** **(1b) Other common output indicators** **Data collection is only necessary when applicable and in relevant cases. Values on these indicators can be determined based on informed estimates by the beneficiary.** **- participants with disabilities**,** **- third country nationals*,** **- number of participants with a foreign background,* minorities (including marginalised communities such as the Roma);**,** **- homeless or affected by housing exclusion*,**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
ANNEX II	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* ANNEX III	A-44
Common indicators for ESF+ support for addressing material deprivation	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-45
(1) Output indicators	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-46
(a) Total monetary value of distributed food and goods.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-47
(i) total value of the food support;	*[no change]*	*[no change]*	*Provisional common understanding*	A-48

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			at trilogue on 23/11 (i) total value of the food support[52];	
(ia) total monetary value of food for children;	*[no change]*	~~(ia) total monetary value of food for children;~~	*Provisional common understanding at trilogue on 23/11* ~~(ia) total monetary value of food for children;~~	A-49
(ib) total monetary value of food for the homeless;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-50
(ic) total monetary value of food for other target groups.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-51
(ii) total value of goods distributed	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* (ii) total value of goods distributed[53]	A-52

[52] **These indicators do not apply to food assistance provided indirectly through electronic vouchers or cards.**
[53] **These indicators do not apply to food assistance provided indirectly through electronic vouchers or cards.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
(iia) total monetary value of goods for children;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-53
(iib) total monetary value of goods for the homeless;	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-54
(iic) total monetary value of goods for other target groups.	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-55
(b) Total quantity of food support distributed (tons).	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* (b) Total quantity of food support distributed (tons)[54].	A-56
Thereof[55]:	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	A-57

[54] **These indicators do not apply to food assistance provided indirectly through electronic vouchers or cards.**

[55] Values on these estimates shall be determined based on the informed estimation by the beneficiaries.

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
(a) share of food for which only transport, distribution and storage were paid for by the programme (in %);	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-58
(b) proportion of the ESF+ co-financed food products in the total volume of food distributed the beneficiaries (in %)	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-59
(3) Common result indicators[56]	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-60
Number of the end recipients receiving food support	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11*	A-61

[56] Ibid.

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			[no change]	
– Number of children below 18 years of age	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-62
– Number of youths aged 18-29 years;	*[no change]*	- Number of **young people** aged 18-29 years;	*Provisional common understanding at trilogue on 23/11* - Number of **young people** aged 18-29 years;	A-63
		- **Number of women**	*Provisional common understanding at trilogue on 23/11* **- Number of women**	A-64
– Number of end recipients above 54 years of age,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* – Number of end recipients ~~above 54~~ **65** years of age **and above**;	A-65
– Number of end recipients with disabilities,	*[no change]*	- Number of end recipients with disabilities[57]	*Provisional common understanding at trilogue on 23/11*	A-66

[57] Council position: **National definitions may be used for this indicator.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			- Number of end recipients with disabilities[58]	
– Number of third country nationals;	*[no change]*	- Number of third country nationals[29]	*Provisional common understanding at trilogue on 23/11* - Number of third country nationals[29]	A-67
– Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma),	Amendment 154 – Number of end recipients with a foreign background and minorities (***other than from the*** ~~including marginalised communities such as the~~ Roma ***community***),	- Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)[29]	*Provisional common understanding at trilogue on 23/11* - Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)[29]	A-68
	Amendment 154 (cont.)(new) – ***participants from the Roma community,***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-69
– Number of homeless end recipients or end-recipients affected by housing exclusion.	*[no change]*	- Number of homeless end recipients or end-recipients affected by housing exclusion[29].	*Provisional common understanding at trilogue on 23/11* - Number of homeless end recipients or end-recipients affected by housing exclusion[29].	A-70
Number of the end recipients receiving	*[no change]*	*[no change]*	*Provisional common understanding*	A-71

[58] **National definitions may be used for this indicator.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
material support			*at trilogue on 23/11* *[no change]*	
- Number of children below 18 years of age	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-72
- Number of youths aged 18-29 years	*[no change]*	- Number of **young people** aged 18-29 years	*Provisional common understanding at trilogue on 23/11* - Number of **young people** aged 18-29 years;	A-73
		- **Number of women**	*Provisional common understanding at trilogue on 23/11* **- Number of women**	A-74
- Number of end recipients above 54 years of age,	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* – Number of end recipients ~~above 54~~ **65** years of age **and above**;	A-75
- Number of end recipients with disabilities,	*[no change]*	- Number of end recipients with disabilities[59]	*Provisional common understanding at trilogue on 23/11*	A-76

[59] Council position: **National definitions may be used for this indicator.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			- Number of end recipients with disabilities[60]	
- Number of third country nationals	*[no change]*	- Number of third country nationals[30]	*Provisional common understanding at trilogue on 23/11* - Number of third country nationals[29]	A-77
- Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)	Amendment 154 (cont.) – Number of end recipients with a foreign background and minorities (***other than from the*** ~~including marginalised communities such as the~~ Roma ***community***),	- Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)[30]	*Provisional common understanding at trilogue on 23/11* - Number of end recipients with a foreign background and minorities (including marginalised communities such as the Roma)[29]	A-78
	Amendment 154 (cont.)(new) – ***participants from the Roma community,***		*Provisional common understanding at trilogue on 23/11* *[no change]*	A-79
- Number of homeless end recipient or end recipients affected by housing exclusion	*[no change]*	- Number of homeless end recipient or end recipients affected by housing exclusion[30]	*Provisional common understanding at trilogue on 23/11* - Number of homeless end recipients or end-recipients affected by housing exclusion[29].	A-80
	Amendment 155 (new)		*Provisional common understanding*	A-81

[60] **National definitions may be used for this indicator.**

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	ANNEX IIa (new)		*at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	
	Amendment 155 (cont.)(new) ***Common indicators for ESF+ support for promoting social inclusion for the most deprived people***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-82
	Amendment 155 (cont.)(new) ***Output indicators***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-83
	Amendment 155 (cont.)(new)		*Provisional common understanding at trilogue on 23/11*	A-84

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	(1) Total number of people who receive help towards social inclusion.		*[no change]* *[EP AM 155 covered in new Annex II*	
	Amendment 155 (cont.)(new) ***Of which:***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-85
	Amendment 155 (cont.)(new) ***(a) number of children aged 15 or younger;***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-86
	Amendment 155 (cont.)(new) ***(b) number of persons aged 65 or***		*Provisional common understanding at trilogue on 23/11*	A-87

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	older;		*[no change]* *[EP AM 155 covered in new Annex II*	
	Amendment 155 (cont.)(new) ***(c) number of women;***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-88
	Amendment 155 (cont.)(new) ***(d) number of people with a foreign background and minorities (other than from the Roma community);***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-89
	Amendment 155 (cont.)(new) ***(e) participants from the Roma***		*Provisional common understanding at trilogue on 23/11*	A-90

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	community;		*[no change]* *[EP AM 155 covered in new Annex II*	
	Amendment 155 (cont.)(new) ***(f) number of homeless people.***		*Provisional common understanding at trilogue on 23/11* *[no change]* *[EP AM 155 covered in new Annex II*	A-91
	Amendment 156 (new) ***ANNEX IIb (new)***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn and covered by row A-93]*	A-92
	Amendment 156 (cont.)(new) ***Indicators for the Employment and Social Innovation Strand***		*Provisional common understanding at trilogue on 23/11* **Annex IV - Indicators for the Employment and Social Innovation Strand**	A-93

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			1. Number of analytical activities **2. Number of information-sharing and mutual learning activities** **3. Number of social experimentations** **4. Number of capacity building and networking activities** **5. Number of job placements under Targeted Mobility Schemes** **Data for the last indicator shall only be collected every other year.** *New recital is added as follows:* **"(48a) It is appropriate to lay down the main indicators for the purposes of reporting under the Employment and Social Innovation strand. Those indicators should be**	

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
			output-based, objective, easy to retrieve, and proportionate to the share of the strand within the entire ESF+ programme. They should cover the operational objectives and funding activities under the strand, without requiring the setting of corresponding targets."	
	Amendment 156 (cont.)(new) ***1. Level of declared gain of better understanding of Union policies and legislation***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-94
	Amendment 156 (cont.)(new) ***(1) Number of analytical activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-95
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-96
	Amendment 156 (cont.)(new) ***(3) Support for main actors***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-97
	Amendment 156 (cont.)(new)		*Provisional common understanding*	A-98

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	2. Level of active collaboration and partnership between government institutions of the Union, Member States and associated countries		*at trilogue on 23/11* *[EP amendment withdrawn]*	
	Amendment 156 (cont.)(new) ***(1) Number of analytical activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-99
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-100
	Amendment 156 (cont.)(new) ***(3) Support for main actors***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-101
	Amendment 156 (cont.)(new) ***3. Declared use of social policy innovation in the implementation of social CSRs and the results of social policy experimentation for policy making***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-102
	Amendment 156 (cont.)(new) ***(1) Number of analytical activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-103

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Amendment 156 (cont.)(new) ***(2) Number of mutual learning, awareness and dissemination activities,***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-104
	Amendment 156 (cont.)(new) ***(3) Support for main actors***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-105
	Amendment 156 (cont.)(new) ***4. Number of visits of the EURES platform***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-106
	Amendment 156 (cont.)(new) ***5. Number of youth job placements achieved or supported under the Preparatory Action Your First EURES Job (YfEJ) as well as under Targeted Mobility Schemes***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-107
	Amendment 156 (cont.)(new) ***6. Number of individual personal contacts of EURES advisers with jobseekers, job changers and employers***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-108
	Amendment 156 (cont.)(new) ***7. Number of businesses created or consolidated that have benefitted from***		*Provisional common understanding at trilogue on 23/11*	A-109

Commission proposal COM(2018) 382 and COM(2020) 447	European Parliament first reading *(Plenary mandate 4/4/19)*	Council position (Coreper mandate 3/4/19, 22/7/20 and 5/10/20)	Compromise proposal, comments	Row
	Union support		*[EP amendment withdrawn]*	
	Amendment 156 (cont.)(new) ***8. Proportion of beneficiaries that have created or further developed a business with Union microfinance that are unemployed or belonging to disadvantaged groups***		*Provisional common understanding at trilogue on 23/11* *[EP amendment withdrawn]*	A-110
ANNEX III **Indicators for the Health Strand**	*[no change]*	*[no change]*		A-111F to A-118F
Annex III is deleted	*[no change]*	*[no change]*	*Provisional common understanding at trilogue on 23/11* *[no change]*	A-111 TO A-118