



Council of the
European Union

054696/EU XXVI. GP
Eingelangt am 19/02/19

Brussels, 19 February 2019
(OR. en)

6207/19

Interinstitutional File:
2018/0211(COD)

CODEC 339
GAF 16
FIN 119
UD 44
AGRI 72
ENFOCUSTOM 26
JAI 106
ENFOPOL 54
EPPO 6
CADREFIN 74
PE 23

INFORMATION NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Proposal for a Regulation of the European Parliament and of the Council establishing the EU Anti-Fraud Programme - Outcome of the European Parliament's first reading, (Strasbourg, 11 to 14 February 2019)

I. INTRODUCTION

The rapporteur, José Ignacio SALAFRANCA SÁNCHEZ-NEYRA (EPP, ES), presented a report on the proposal for a Regulation on behalf of the Committee on Budgetary Control. The report contained 43 amendments (amendments 1-43) to the proposal.

In addition, the EPP political group tabled 1 amendment (amendment 44) and the EFDD political group tabled 2 amendments (amendments 45-46).

II. VOTE

When it voted on 12 February 2019, the plenary adopted amendments 1-44 to the proposal for a Regulation. No other amendments were adopted.

The Commission's proposal as thus amended constitutes the Parliament's first-reading position which is contained in its legislative resolution as set out in the Annex hereto¹.

¹ The version of the Parliament's position in the legislative resolution has been marked up to indicate the changes made by the amendments to the Commission's proposal. Additions to the Commission's text are highlighted in ***bold and italics***. The symbol "■" indicates deleted text.

EU Anti-Fraud Programme *I**

European Parliament legislative resolution of 12 February 2019 on the proposal for a regulation of the European Parliament and of the Council establishing the EU Anti-Fraud Programme (COM(2018)0386 – C8-0236/2018 – 2018/0211(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2018)0386),
 - having regard to Article 325 and Article 33 of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C8-0236/2018),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the Court of Auditors of 15 November 2018²,
 - having regard to Rule 59 of its Rules of Procedure,
 - having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Budgets (A8-0064/2019),
1. Adopts its position at first reading hereinafter set out;
 2. Points out that the financial envelope specified in the legislative proposal is only an indication to the legislative authority and cannot be fixed until agreement is reached on the proposal for a regulation laying down the multiannual financial framework for the years 2021-2027;
 3. Calls on the Commission to refer the matter to Parliament again if it replaces, substantially amends or intends to substantially amend its proposal;
 4. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

² Not yet published in the Official Journal.

Amendment 1

Proposal for a regulation Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) It is necessary to compensate for the diversity of the legal and administrative systems in the Member States in order to overcome irregularities and combat fraud. The fluctuation in the number of irregularities can be linked to the progression of the multiannual programming cycles and late reporting. All of this requires the establishment of a uniform system for collecting data on irregularities and cases of fraud from the Member States in order to standardise the reporting process and ensure the quality and comparability of the data provided.

Amendment 2

Proposal for a regulation Recital 3 b (new)

Text proposed by the Commission

Amendment

(3b) The importance of the prevention activities of the Commission and the European Anti-Fraud Office (OLAF) is undisputable, as are the strengthening of implementation of the Early Detection and Exclusion System (EDES) and the Anti-Fraud Information System (AFIS) and the completion of the national anti-fraud strategies. In the context of those activities, it is necessary to draw up a framework for the digitalisation of all processes in the implementation of Union policies (including calls for proposals, application, evaluation, implementation

and payments) to be applied by all Member States.

Amendment 3

Proposal for a regulation Recital 6

Text proposed by the Commission

(6) Union support in the fields of the protection of the financial interests of the Union, of irregularity reporting, and of mutual administrative assistance and cooperation in customs and agricultural matters should be streamlined under a single programme, the EU Anti-Fraud Programme (the ‘Programme’), with a view to increasing synergies and budgetary flexibility, and to simplifying management.

Amendment

(6) Union support in the fields of the protection of the financial interests of the Union, of irregularity reporting, and of mutual administrative assistance and cooperation in customs and agricultural matters should be streamlined under a single programme, the EU Anti-Fraud Programme (the ‘Programme’), with a view to increasing synergies and budgetary flexibility, and to simplifying management ***without prejudice to an effective control by the co-legislators of the programme implementation.***

Amendment 4

Proposal for a regulation Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The protection of the Union’s financial interests should target all aspects of the Union budget, both on the revenue side and on the expenditure side. In this context, due consideration should be given to the fact that the Programme is the only one specifically to protect the expenditure side of the Union budget.

Amendment 5

Proposal for a regulation Recital 10

Text proposed by the Commission

(10) Horizontal financial rules adopted by the European Parliament 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 of the Treaty on the Functioning of the European Union also concern 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.

Amendment

(10) Horizontal financial rules adopted by the European Parliament 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. ***Contracts financed in whole or in part by the Union budget under the Programme are thus subject, inter alia, to the principles of transparency, proportionality, equal treatment and non-discrimination, while grants are in addition subject to the principles of co-financing, non-cumulative award and no double financing, non-retroactivity and no-profit.*** Rules adopted on the basis of Article 322 of the Treaty on the Functioning of the European Union also concern 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.

Amendment 6

**Proposal for a regulation
Recital 11 a (new)**

Text proposed by the Commission

Amendment

(11a) The maximum rates for co-financing for grants under the Programme should not exceed 80 % of the eligible costs. In exceptional and duly justified cases, defined in the work programme, such as cases concerning

Member States exposed to a high risk in relation to the financial interests of the Union, the maximum co-financing rate should be set at 90 % of eligible costs.

Amendment 7

Proposal for a regulation Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) The Commission should adopt the work programmes in accordance with article 110 of the Financial Regulation. The work programmes should contain a description of the actions to be financed, an indication of the amount allocated to each action, an indicative implementation timetable and the maximum rate of co-financing for grants. When preparing the work programme, the Commission should take into account the European Parliament's priorities as expressed within the framework of its annual evaluation of the protection of the financial interests of the Union. The work programme should be published on the Commission's website and transmitted to the European Parliament.

Amendment 8

Proposal for a regulation Recital 12 b (new)

Text proposed by the Commission

Amendment

(12 b) Actions should be eligible on the basis of their ability to achieve the specific objectives of the Programme provided for in Article 2. These may include the provision of special technical

assistance for the competent authorities of Member States, such as providing specific knowledge, specialised and technically advanced equipment and effective information technology (IT) tools; ensuring the necessary support and facilitating investigations, in particular the setting up of joint investigation teams and cross-border operations; or enhancing staff exchanges for specific projects. Moreover, eligible actions may also include the organisation of targeted specialised training, risk analysis workshops as well as, where appropriate, conferences and studies.

Amendment 9

Proposal for a regulation

Recital 13

Text proposed by the Commission

(13) The purchase of equipment through the Union instrument for financial support for customs control equipment²⁶ may have a positive impact on the fight against fraud affecting the financial interests of the EU. There is a joint responsibility on the Union instrument for financial support for customs control equipment and the Programme to avoid any duplication in the Union support. The Programme should essentially target its support to the acquisition of types of equipment which do not fall under the scope of the Union instrument for financial support for customs control equipment, or equipment for which the beneficiaries are authorities other than the authorities targeted by the Union instrument for financial support for customs control equipment. Avoiding overlaps should be notably ensured in the context of the preparation of the *annual* work programmes.

Amendment

(13) The purchase of equipment through the Union instrument for financial support for customs control equipment²⁶ may have a positive impact on the fight against fraud affecting the financial interests of the EU. There is a joint responsibility on the Union instrument for financial support for customs control equipment and the Programme to avoid any duplication in the Union support. The Programme should essentially target its support to the acquisition of types of equipment which do not fall under the scope of the Union instrument for financial support for customs control equipment, or equipment for which the beneficiaries are authorities other than the authorities targeted by the Union instrument for financial support for customs control equipment. ***Moreover, there should be a clear link between the impact of the funded equipment and the protection of the financial interest of the Union.*** Avoiding overlaps ***as well as establishing synergies between the Programme and other relevant***

programmes in areas such as justice, customs, and home affairs should be notably ensured in the context of the preparation of the work programmes.

²⁶ [ref]

²⁶ [ref]

Amendment 10

Proposal for a regulation Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) The Programme supports cooperation between administrative and law enforcement authorities of the Member States and between the latter and the Commission, including OLAF, as well as other relevant Union bodies and agencies, such as the Agency for Criminal Justice Cooperation (Eurojust), the European Union Agency for Law Enforcement Cooperation (Europol), with a view to ensuring a more effective protection of the financial interests of the Union. It will also support cooperation with the European Public Prosecutor's Office (EPPO) in this regard, once that office assumes its tasks.

Amendment 11

Proposal for a regulation Recital 14

Text proposed by the Commission

Amendment

(14) The Programme should be open to participation by countries of the European Free Trade Association (EFTA) which are members in the European Economic Area (EEA). It should also be open to

(14) The Programme should be open to participation by countries of the European Free Trade Association (EFTA) which are members in the European Economic Area (EEA). It should also be open to

participation by acceding countries, candidate ***countries*** and potential ***candidates***, as well as 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. The Programme should also be open to other third countries provided that they enter into a specific agreement covering their participation to Union programmes.

participation by acceding countries, candidate and potential ***candidate countries***, as well as 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. The Programme should also be open to other third countries provided that they ***have an association agreement or*** enter into a specific agreement covering their participation to Union programmes.

Amendment 12

Proposal for a regulation Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) In particular, the participation of entities established in countries which have an association agreement in force with the Union should be encouraged, with a view to strengthening the protection of the financial interests of the Union through cooperation relating to customs and exchange of best practices, particularly as regards ways of combating fraud, corruption and other illegal activities affecting the financial interests of the Union and as regards facing challenges relating to new technological developments;

Amendment 13

Proposal for a regulation Recital 22

Text proposed by the Commission

Amendment

(22) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better

(22) Pursuant to paragraph 22 and 23 of the Inter-institutional agreement for Better

Law-Making of 13 April 2016³⁵, there is a need to evaluate this Programme on the basis of information collected through *specific* monitoring requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Programme on the ground.

³⁵ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016 (OJ L 123, 12.5.2016, p. 1).

Law-Making of 13 April 2016³⁵, there is a need to evaluate this Programme on the basis of information collected through *reporting, namely on performance, monitoring and evaluation* requirements, while avoiding overregulation and administrative burdens, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Programme on the ground. ***An independent evaluator should carry out the evaluation.***

³⁵ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016 (OJ L 123, 12.5.2016, p. 1).

Amendment 14

Proposal for a regulation Recital 23

Text proposed by the Commission

(23) The power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to ***develop the provisions for a monitoring and evaluations framework*** of the ***Programme***. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts

Amendment

(23) ***In order to supplement this Regulation***, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to ***adopt the work programmes. In addition, in order to amend this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission as regards the indicators set out in Annex II to this Regulation.*** It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on

systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Amendment 15

Proposal for a regulation Article 3 – paragraph 1

Text proposed by the Commission

1. The financial envelope for the implementation of the Programme for the period 2021 – 2027 shall be EUR **181.207 million** in current prices.

Amendment

1. The financial envelope for the implementation of the Programme for the period 2021 – 2027 shall be EUR **321 314 000 in 2018 prices (EUR 362 414 000 in current prices)**.

Amendment 16

Proposal for a regulation Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) EUR **114.207 million** for the objective referred to in Article 2(2)(a);

Amendment

(a) EUR **202 512 000 in 2018 prices (EUR 228 414 000 in current prices)** for the objective referred to in Article 2(2)(a);

Amendment 17

Proposal for a regulation Article 3 – paragraph 2 – point b

Text proposed by the Commission

(b) EUR 7 million for the objective referred to in Article 2(2)(b);

Amendment

(b) EUR **12 412 000 in 2018 prices** (**EUR 14 million in current prices**) for the objective referred to in Article 2(2)(b);

Amendment 18

Proposal for a regulation

Article 3 – paragraph 2 – point c

Text proposed by the Commission

(c) EUR **60** million for the objective referred to in Article 2(2)(c).

Amendment

(c) EUR **106 390 000 in 2018 prices** (**EUR 120 million in current prices**) for the objective referred to in Article 2(2)(c).

Amendment 19

Proposal for a regulation

Article 3 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The Commission shall be empowered to reallocate funds between the objectives set out in Article 2(2). If a reallocation involves the change by 10 % or more of one of the amounts set out in paragraph 2 of this Article, the reallocation shall be done by way of a delegated act adopted in accordance with Article 14.

Amendment 20

Proposal for a regulation

Article 3 – paragraph 3

Text proposed by the Commission

Amendment

3. The amount referred to in paragraph 1 may be used for technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities, including corporate information technology systems.

3. The amount referred to in paragraph 1 may be used for technical and administrative assistance for the implementation of the Programme, such as preparatory, monitoring, control, audit and evaluation activities, including corporate information technology systems.

Moreover, the indicative allocation in point (a) of paragraph 2 takes due account of the fact that the Programme is the only one of its kind addressing the expenditure side of the protection of the financial interests of the Union.

Amendment 21

Proposal for a regulation

Article 4 – paragraph 1 – point d – point a

Text proposed by the Commission

Amendment

(a) ensures a fair balance as regards the contributions and benefits of the third country participating in the Union programmes;

deleted

Amendment 22

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

Amendment

2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants and procurement, as well as the reimbursement of travel and subsistence expenses as provided for by Article 238 of the Financial Regulation.

2. The Programme may provide funding in any of the forms laid down in the Financial Regulation, in particular grants ***in accordance with Title VIII*** and procurement ***in accordance with Title VII***, as well as the reimbursement of travel and subsistence expenses as provided for by

Amendment 23

Proposal for a regulation Chapter 2 – title

Text proposed by the Commission

GRANTS

Amendment

deleted

Amendment 24

Proposal for a regulation Article 7 – paragraph 1

Text proposed by the Commission

Grants under the Programme shall *be awarded and managed in accordance with Title VIII* of the *Financial Regulation*.

Amendment

The co-financing rate for grants awarded under the Programme shall **not exceed 80 %** of the *eligible costs*. **In exceptional and duly justified cases, defined in the work programmes referred to in Article 10, the co-financing rate shall not exceed 90 % of the eligible costs.**

Amendment 25

Proposal for a regulation Article 8 – paragraph 1

Text proposed by the Commission

Only actions implementing the objectives referred to in Article 2 shall be eligible for funding.

Amendment

The following actions implementing the objectives referred to in Article 2 shall be eligible for funding:

(a) providing technical knowledge, specialised and technically advanced equipment and effective IT tools enhancing transnational and multidisciplinary cooperation and

cooperation with the Commission;

(b) enhancing staff exchanges for specific projects, ensuring the necessary support and facilitating investigations, in particular the setting up of joint investigation teams and cross border operations;

(c) providing technical and operational support to national investigations, in particular to customs and law enforcement authorities to strengthen the fight against fraud and other illegal activities;

(d) building IT capacity throughout the Member States and third countries, increasing data exchange, and developing and providing IT tools for investigation and monitoring of intelligence work;

(e) organising specialised training, risk analysis workshops, conferences and studies aimed at improving cooperation and coordination among services concerned with the protection of the financial interests of the Union;

(f) financing a set of IT applications related to customs and operated under a common information system managed by the Commission, built to perform tasks entrusted to the Commission by Council Regulation (EC) No 515/97^{1a};

(g) financing a secure electronic communications tool to facilitate the Member States' obligation to report detected irregularities, including fraud, and which supports the management and analyses of those;

(h) any other action, provided by the work programmes under Article 10, which is necessary for attaining the general and specific objectives provided for in Article 2.

^{1a} Council Regulation (EC) No 515/97 of 13 March 1997 on mutual assistance between the administrative authorities of the Member States and cooperation

between the latter and the Commission to ensure the correct application of the law on customs and agricultural matters (OJ L 82, 22.3.1997, p. 1).

Amendment 26

Proposal for a regulation Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

When the action supported involves the acquisition of equipment, the Commission shall ensure that the funded equipment contributes to the protection of the financial interest of the Union.

Amendment 27

Proposal for a regulation Article 9 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) any legal entity created under Union law or any international organisation.

(c) any legal entity created under Union law or any international organisation, *as defined in Article 156 of the Financial Regulation.*

Amendment 28

Proposal for a regulation Article 10 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The work programmes shall be adopted by the Commission by means of delegated acts in accordance with Article 14.

Amendment 29

Proposal for a regulation

Article 10 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

The Commission shall explore synergies between the Programme and other relevant programmes in areas such as justice, customs and home affairs, and make sure that overlaps are avoided in the context of the preparation of the work programmes.

Amendment 30

Proposal for a regulation

Article 10 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

The work programmes shall be published on the Commission's website and transmitted to the European Parliament, which shall assess their content and outcomes within the framework of the annual evaluation of the protection of the financial interests of the Union.

Amendment 31

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

Amendment

2. To ensure effective assessment of progress of the Programme towards the achievement of its objectives, the Commission is empowered to adopt delegated acts, in accordance with Article

2. To ensure effective assessment of progress of the Programme towards the achievement of its objectives, the Commission is empowered to adopt delegated acts, in accordance with Article

14, to amend Annex II to review or complement the indicators where considered necessary ***and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework.***

14, to amend Annex II to review or complement the indicators where considered necessary.

Amendment 32

Proposal for a regulation Article 11 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. The Commission shall submit an annual report on the performance of the programme to the European Parliament and to the Council.

Amendment 33

Proposal for a regulation Article 12 – paragraph 1

Text proposed by the Commission

Amendment

1. Evaluations shall be carried out in a timely manner to feed into the decision-making process.

1. Evaluations shall be carried out in a timely manner ***by an independent evaluator*** to feed into the decision-making process.

Amendment 34

Proposal for a regulation Article 12 – paragraph 3

Text proposed by the Commission

Amendment

3. At the end of the implementation of

3. At the end of the implementation of

the Programme, but no later than **four** years after the end of the period specified in Article 1, a final evaluation of the Programme shall be carried out by the Commission.

the Programme, but no later than **three** years after the end of the period specified in Article 1, a final evaluation of the Programme shall be carried out by the Commission.

Amendment 35

Proposal for a regulation Article 12 – paragraph 4

Text proposed by the Commission

4. The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the European Parliament, the Council, the European Economic and Social Committee, the Committee of the Regions, and the European Court of Auditors.

Amendment

4. The Commission shall communicate the conclusions of the evaluations accompanied by its observations, to the European Parliament, the Council, the European Economic and Social Committee, the Committee of the Regions, and the European Court of Auditors, **and publish them on the Commission's website.**

Amendment 44

Proposal for a regulation Article 13 – paragraph 1

Text proposed by the Commission

The Commission is empowered to adopt delegated acts in accordance with article 14 to **develop the provisions for a monitoring and evaluation framework** as provided for in Article 11.

Amendment

The Commission is empowered to adopt delegated acts in accordance with article 14 to **adopt the work programmes** as provided for in Article 10 **and to amend the indicators set out in Annex II to this Regulation.**

Amendment 36

Proposal for a regulation Article 14 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. A delegated act adopted pursuant to Articles 10 and 13 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Amendment 37

Proposal for a regulation Article 15 – paragraph 1

Text proposed by the Commission

Amendment

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 proportionate targeted information to multiple audiences, including the media and the public. Acknowledging the origin, and ensuring visibility, of the Union funding shall not be required where there is a risk of compromising the effective performance of anti-fraud and customs operational activities.

1. The recipients of Union funding shall acknowledge the origin and ensure **maximum** visibility of the Union funding (in particular when promoting the actions and their results) by providing coherent, effective and proportionate targeted information to multiple audiences, including the media and the public. Acknowledging the origin, and ensuring visibility, of the Union funding shall not be required where there is a risk of compromising the effective performance of anti-fraud and customs operational activities.

Amendment 38

Proposal for a regulation
Article 15 – paragraph 2

Text proposed by the Commission

2. The Commission shall implement information and communication actions relating to the Programme, and its actions and results. Financial resources allocated to the Programme 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 Article 2.

Amendment

2. The Commission shall **regularly** implement information and communication actions relating to the Programme, and its actions and results. Financial resources allocated to the Programme 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 Article 2.

Amendment 39

Proposal for a regulation
Annex II – paragraph 1 – subparagraph 2 – point 1.1 – point a (new)

Text proposed by the Commission

Amendment

a) Number and type of activities organised and (co-)financed through the programme;

Amendment 40

Proposal for a regulation
Annex II – paragraph 1 – subparagraph 2 – point 1.2

Text proposed by the Commission

Amendment

1.2 : **Percentage** of Member States receiving support each year of the programme.

1.2 : **List** of Member States receiving support each year of the programme **and respective share in funding**.

Amendment 41

Proposal for a regulation
Annex II – paragraph 1 – subparagraph 4 – point a (new)

Text proposed by the Commission

Amendment

(a) Number of reports of irregularities;

Amendment 42

Proposal for a regulation

Annex II – paragraph 1 – subparagraph 4 a (new)

Text proposed by the Commission

Amendment

***User satisfaction rate for the use of the
Anti-Fraud Information System.***

Amendment 43

Proposal for a regulation

Annex II – paragraph 1 – subparagraph 6 a (new)

Text proposed by the Commission

Amendment

***Number and type of mutual assistance-
related activities;***