

Procedure file

Basic information	
<p>COD - Ordinary legislative procedure (ex-codecision procedure) Regulation</p> <p>2003/0245(COD)</p>	Procedure completed
<p>Development cooperation with South Africa</p> <p>Amending Regulation (EC) No 1726/2000 1999/0070(COD)</p>	
<p>Subject</p> <p>6.30 Development cooperation</p>	
<p>Geographical area</p> <p>South Africa</p>	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	DEVE Development and Cooperation		10/09/2003
		V/ALE MAES Nelly	
	Committee for opinion	Rapporteur for opinion	Appointed
	BUDG Budgets	The committee decided not to give an opinion.	
Council of the European Union	Council configuration	Meeting	Date
	General Affairs	2603	13/09/2004
European Commission	Commission DG	Commissioner	
	Development		

Key events			
21/10/2003	Legislative proposal published	COM(2003)0627	Summary
23/10/2003	Committee referral announced in Parliament, 1st reading		
08/03/2004	Vote in committee, 1st reading		Summary
08/03/2004	Committee report tabled for plenary, 1st reading	A5-0132/2004	
31/03/2004	Decision by Parliament, 1st reading	T5-0236/2004	Summary
13/09/2004	Act adopted by Council after Parliament's 1st reading		
27/10/2004	Final act signed		
27/10/2004	End of procedure in Parliament		
	Final act published in Official Journal		

Technical information

Procedure reference	2003/0245(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
	Amending Regulation (EC) No 1726/2000 1999/0070(COD)
Legal basis	EC Treaty (after Amsterdam) EC 179
Stage reached in procedure	Procedure completed
Committee dossier	DEVE/5/20225

Documentation gateway

Legislative proposal	COM(2003)0627	21/10/2003	EC	Summary
Document attached to the procedure	SEC(2003)1135	21/10/2003	EC	
Committee report tabled for plenary, 1st reading/single reading	A5-0132/2004	08/03/2004	EP	
Text adopted by Parliament, 1st reading/single reading	T5-0236/2004 OJ C 103 29.04.2004, p. 0450-0596 E	31/03/2004	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

[Regulation 2004/1934](#)
[OJ L 336 13.11.2004, p. 0001-0003](#) Summary

Development cooperation with South Africa

PURPOSE : to amend Regulation 1726/2000/EC on development cooperation with South Africa, and to submit a mid-term review.

PROPOSED ACT : Regulation of the European Parliament and of the Council. CONTENT : Regulation 1726/2000/EC requests the Commission to submit a mid-term review by 31 October 2003 and an overall evaluation of the programme prior to the expiry of this Regulation. The Commission is submitting the mid-term review along with this proposal. The review contains a summary assessment of the programme for cooperation with South Africa. The review recommends changes to be made to Regulation 1726/2000/EC. An overview of the proposed amendments is as follows: - Regulation 1726/2000/EC has a validity of seven years. It requires triennial programmes to be carried out. In order for these programmes to be synchronized with the duration of the Regulation, the wording of the relevant article needs to be adjusted to allow four-year Indicative Programmes. - Annex X of the Trade Development and Cooperation Agreement with South Africa deals with support to South African wine and spirits sector. The EC must provide assistance of EUR 15 million for the restructuring of the South African wine and spirits sector and for the marketing and distribution of South African wines and spirits. The Wine and Spirits Agreements have been signed on 28 January 2002. It is therefore necessary to include an additional amount of EUR 15 million for the restructuring of the Wines and Spirits sector in the reference amount of EUR 885.5 million. The aims of Regulation 1726/2000/EC suggest that South Africa be the sole beneficiary of the EPRD. The focal areas include support for regional cooperation and integration, suggesting that EPRD monies be spent also at a regional or continental level. The Regulation is silent on what balance must be found between EPRD and EDF contributions for financing such programmes. It does not say if this equilibrium must be achieved at project/programme level, in each budget year or at MIP/RIP levels. More explicit provisions on EPRD funding need to be included in Article 4. South Africa has an outstanding public expenditure framework and sound public finance management. This makes the country an excellent partner for sector-wide programmes and for funding through direct budget support. Regulation 1726/2000 provides for this possibility, but the wording is ambiguous and could be interpreted as excluding untargeted budget support. It seems advisable to lift the ambiguity. The Regulation needs to be brought in line with the new Financial Regulation of the Commission and its implementing provisions, particularly concerning the use of a single currency, the types of support, the role of intermediary institutions and applicable procedures. Furthermore, reference needs to be made to Protocol 3 to the Cotonou Agreement defining South Africa's qualified states under this Agreement. Article 8 of the Regulation refers to a "Geographically competent committee" but fails to

establish it. Legally speaking the Committee does not exist. In practice the EDF Committee has been acting as the "South Africa Committee", albeit with a different weighing of Member States' votes. The Committee should be established and the Commission must consult it for figures over EUR 8 million. FINANCIAL IMPLICATIONS: - Budget line : 21 03 17 (old B7-3200). - Commitment for 2004 is EUR 15 million.?

Development cooperation with South Africa

The committee adopted the report by Nelly MAES (Greens/EFA, B) broadly approving the proposal under the 1st reading of the codecision procedure, subject to a few amendments. It called for women's participation to be strengthened at all levels of the project cycle, namely project planning, implementation and evaluation. MEPs also stipulated that proposals for the continuation of development cooperation with South Africa and the future renegotiation of the 1999 Trade, Development and Cooperation Agreement must take due account of Parliament's position.?

Development cooperation with South Africa

The European Parliament adopted the report by Nelly MAES (Greens/EFA, B) broadly approving the proposal. Plenary finally modified the approach of the committee responsible following the intervention by Mr Poul Nielson (Member of the Commission) on some of the Parliament's amendments. Following this statement, Nelly Maes withdrew amendment 3 (concerning proposals for the continuation of development cooperation with South Africa, and also the future renegotiation of the Trade, Development and Cooperation Agreement taking duly into account the European Parliament's position) and asked that amendment 4 replace amendment 2. Amendment 4 highlights that that programmes shall focus on the fight against poverty, take into account the needs of the previously disadvantaged communities, integrate the environmental dimension of development and mainstream gender equality, in particular strengthening women's participation at all levels of policy, programming and implementation. In all these programmes special attention shall be paid to the strengthening of institutional capacities. Lastly, the Parliament states that the mid-term review includes suggestions and proposals for improving the implementation of development cooperation with South Africa, some of which were already made in the Country Strategy Evaluation of 2002 and have been taken into account in the 2003-2005 Indicative Programme. They concern inter alia mainstreaming of gender issues at all levels of the project cycle from planning to implementation; streamlining of administrative procedures; improving criteria for assessing project and programme design and clarification of the conditions for granting contributions from the European Programme for Reconstruction and Development (EPRD) to regional programmes.?

Development cooperation with South Africa

PURPOSE : to [amend Regulation 1726/2000/EC to improve the implementation of development cooperation with South Africa](#).

LEGISLATIVE ACT : Regulation 1934/2004/EC of the European Parliament and of the Council amending Regulation 1726/2000/EC on development cooperation with South Africa

CONTENT : Following a mid-term review of Regulation 1726/2000/EC, the Council and the Parliament have made certain amendments to the Regulation. These amendments concern mainstreaming of gender issues at all levels of the project cycle from planning to implementation, streamlining of administrative procedures, improving criteria for assessing project and programme design and clarification of the conditions for granting contributions from the European Programme for Reconstruction and Development (EPRD) to regional programmes. More particularly:

- Regulation 1726/2000/EC has a validity of seven years. It requires triennial programmes to be carried out. In order for these programmes to be synchronized with the duration of the Regulation, the wording of the relevant article is adjusted to allow four-year Indicative Programmes;
- Annex X of the Trade Development and Cooperation Agreement with South Africa deals with support to South African wine and spirits sector. The EC must provide assistance of EUR 15 million for the restructuring of the South African wine and spirits sector and for the marketing and distribution of South African wines and spirits. The Wine and Spirits Agreements have been signed on 28 January 2002. It is therefore necessary to include an additional amount of EUR 15 million for the restructuring of the Wines and Spirits sector in the reference amount of EUR 885.5 million. The relevant Article is amended to read "EUR 900.5 million."
- Article 8 of Regulation 1726/2000/EC refers to a "Geographically competent committee" but fails to establish it. Legally speaking the Committee did not exist. In practice the EDF Committee has been acting as the "South Africa Committee", albeit with a different weighing of Member States' votes. The Committee is established by this Regulation and the Commission must consult it for figures over EUR 8 million;
- Regulation 1726/2000/EC is brought in line with the new Financial Regulation of the Commission and its implementing provisions, particularly concerning the use of a single currency, the types of support, the role of intermediary institutions and applicable procedures;
- In view of the implementation of the EPRD, and in particular of the 2000 to 2002 Multiannual Indicative Programme, Regulation 1726/2000/EC is adjusted, in particular in relation to the adoption of sector-wide programmes, funding through budget support and the joint funding of projects and programmes in the field of regional cooperation and integration.

ENTRY INTO FORCE : 03/12/2004.