

# COMMON AGRICULTURAL POLICY

post-2020

## The new green architecture

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Brussels, 7 November 2018

#FutureofCAP





# IN A NUTSHELL: THE POST-2020 CAP AND THE ENVIRONMENT/CLIMATE

- **CAP objectives:** environment and climate strongly present
- **"Whole CAP" approach:** conditionality details + environment-relevant Pillar I and Pillar II interventions all planned together in CAP plans – approved by Commission
- ***Links to non-CAP legislation on environment and climate:*** CAP plans to take account of analysis, objectives and targets from list of other legislation
- ***"No backsliding":*** legal obligation on MS to raise ambition on environment and climate compared to current period
- The **new conditionality** will combine and improve aspects of cross-compliance and "greening"
- **Better toolbox:** including Pillar I "eco-schemes" – new instrument
- **Ring-fencing:** MS to spend at least 30% of EAFRD budget on *interventions directly targeted at environment and climate change (ANC payments no longer included)*





# CAP GENERAL OBJECTIVES

1. To foster a smart, resilient and diversified agricultural sector ensuring food security
- 2. To bolster environmental care and climate action and to contribute to the environment- and climate-related objectives of the Union**
3. To strengthen the socio-economic fabric of rural areas



# CAP SPECIFIC OBJECTIVES ON THE ENVIRONMENT & CLIMATE

1. Contribute to **climate change** mitigation and adaptation, as well as sustainable energy
2. Foster sustainable development and efficient management of **natural resources** such as water, soil and air
3. Contribute to the protection of **biodiversity**, enhance **ecosystem** services and preserve **habitats** and **landscapes**



# "WHOLE CAP" APPROACH

- **1 CAP strategic plan** per MS covering (inter alia):
  - Proposed implementation of conditionality
  - Direct payments
  - Support for rural development
- **All elements** must work together to achieve CAP objectives
- **Regional elements** possible in plans
- **Competent authorities for environment & climate** to be "effectively involved" (Art. 94)
- CAP plans **approved by Commission**



## LINKS TO NON-CAP LEGISLATION ON THE ENVIRONMENT AND CLIMATE

- **List** of legislation concerned in Annex XI of CAP Plan Regulation
- **12 items** listed – covering biodiversity, water, air, climate change, energy, pesticides
- CAP plans must take account of these in:
  - **SWOT analysis** (see Art. 103)
  - **assessment of needs** (Art. 96)
  - **intervention strategy** (Art. 97) – showing how CAP plan will help to achieve targets from the legislation in question



# "NO BACKSLIDING" ON ENVIRONMENTAL AMBITION

- Art. 92: MS to show **greater ambition** (in CAP plans) with regard to environment & climate in comparison with current period
- No "mechanical" comparison expected, but explanation should refer to elements "such as":
  - SWOT analysis
  - assessment of needs
  - intervention strategy
  - description of elements common to several interventions (including conditionality)
  - description of planned interventions in terms of direct payments, sectoral programmes and support for rural development
  - [description of governance and co-ordination approaches]



# CONDITIONALITY: OVERVIEW

## Environment and climate

- Birds and Habitats Directives
- Water Framework Directive
- Nitrates Directive

### GAEC Standards on:

- climate change
- water
- soil
- biodiversity and landscapes

## Public, animal and plant health

- Animal Identification & Registration
- Pesticides authorisation Regulation
- Directive on the sustainable use of pesticides
- Hormones ban Directive
- General Food Law
- Notification of diseases

## Animal welfare

### Directives for the protection of:

- Calves
- Pigs
- Animals kept for farming purposes

## Farm advisory services (embedded in AKIS)

Conditionality  
EU legislation on biodiversity, water, air and use of pesticides

Antimicrobial resistance

Risk management

Innovation support

- MS' planned approaches to be approved by Commission



# CONDITIONALITY: THREE SOURCES OF HIGHER ENVIRONMENTAL AMBITION

- **New elements:**

- GAEC 2 – protection of wetland and peatland
- SMR 1 – Water Framework Directive
- GAEC 5 – use of Farm Sustainability Tool for Nutrients
- SMR 13 – Directive on the Sustainable Use of Pesticides

- **Strengthened elements, e.g.**

- Crop diversification → **crop rotation**
- Land specifically devoted to **biodiversity-friendly practices** (currently referred to as "ecological focus area") must **not be used for production**
- Ban on converting/ploughing **permanent grassland in Natura 2000 areas** becomes total (not only areas designated by MS as environmentally sensitive)

- **Intended implementation approach is part of CAP plan**



## PILLAR I "ECO-SCHEMES" (ART. 28)

- **New way** of using Pillar I funding for dedicated schemes for the environment & climate
- **MS must include them** in CAP plans; but voluntary for farmers
- MS have **flexibility over content** – but normal rules apply about double funding etc.
- In **WTO terms**, payments can be considered as:
  - environmental top-ups to decoupled direct payments;
  - [other] environmental payments – premia based on costs incurred, income foregone
- **Annual** rather than multi-annual



# PILLAR II

- **Full range of relevant Pillar II support retained:**
  - Payments for **management commitments** (including agri-environment-climate commitments)
  - Payments to compensate for **constraints** (Water Framework Directive, Natura Directives – also natural constraints\*) – **N.B. WFD payments not to cover obligations under the Nitrates Directive!!!**
  - Support for investments, knowledge transfer, innovation, co-operation
- Current measures gathered into **fewer "intervention types"**
- **"Negative list" for investment support** (unsustainable irrigation & forestry)
  - Fewer detailed provisions in EU rules but principles retained



## RING-FENCING OF SPENDING

- **EAGF:** No ring-fenced spending (but MS must provide for Pillar I eco-schemes in CAP plans)
- **EAFRD:**
  - At least 30% of each MS's EAFRD funding to be spent on interventions addressing the three environment- and climate-related specific objectives
  - Spending on areas facing natural constraints (ANCs) will **not** be counted in this total
- *N.B. Issue of tracking total CAP spending on climate change is separate issue (not ring-fencing): avoid confusion!*

# THE NEW GREEN ARCHITECTURE



Voluntary for farmers

Mandatory  
for farmers



## New, Enhanced conditionality

(on climate/environment, various practices built on EU standards (related to climate change, water, soil, biodiversity and landscapes) and requirements from Nitrates Directive, Water Framework Directive and Natura 2000 Directives)

# THANK YOU!

Further information is available at:

- [https://ec.europa.eu/commission/publications/factsheets-long-term-budget-proposals\\_en](https://ec.europa.eu/commission/publications/factsheets-long-term-budget-proposals_en)
- [http://ec.europa.eu/budget/mff/index\\_en.cfm](http://ec.europa.eu/budget/mff/index_en.cfm)
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