



EUROPEAN  
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Brussels, 28.11.2011  
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**COMMISSION IMPLEMENTING DECISION**

**of 28.11.2011**

**on the ENPI East Regional Action Programme 2011 Part II in favour of ENP countries  
and Russia to be financed under Article 19 08 01 03 of the general budget of the  
European Union**

## COMMISSION IMPLEMENTING DECISION

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**on the ENPI East Regional Action Programme 2011 Part II in favour of ENP countries and Russia to be financed under Article 19 08 01 03 of the general budget of the European Union**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1638/2006 of the European Parliament and of the Council of 24 October 2006 laying down general provisions establishing a European Neighbourhood and Partnership Instrument (ENPI)<sup>1</sup>, and in particular Article 12 thereof,

Whereas:

- (1) The Commission has adopted the ENPI East Regional Strategy Paper 2010-2013 for ENPI Countries and the ENPI Regional Indicative Programme for the period 2010-2013<sup>2</sup>, chapter 6 of which provides for the following priorities: democracy, good governance and stability; economic development; climate change, energy and environment; and advancing integration with the EU and promoting regional cooperation.
- (2) The objectives pursued by the Action Programme 2011 part II, as set out in the attached annexes, are to address challenges in the following areas: 1) integrated border management; 2) territorial cooperation; 3) youth; 4) climate change; and 5) transport.
- (3) The present Decision constitutes a Financing Decision within the meaning of Article 75 of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget<sup>3</sup> (hereafter 'the Financial Regulation') and Article 90 of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of the Financial Regulation applicable to the general budget<sup>4</sup> (hereafter 'the Implementing Rules').
- (4) The maximum contribution of the European Union set by the present Decision should cover any possible claims for interest due for late payment on the basis of articles 83 of the Financial Regulation and 106(5) of its Implementing Rules.
- (5) The Commission is required to define the term "substantial change" in the meaning of Article 90(4) of the Implementing Rules to ensure that any substantial change in this Decision shall follow the same procedure as the initial Decision.

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<sup>1</sup> OJEU L 310, 9.11.2006, p. 1

<sup>2</sup> C(2010)1144

<sup>3</sup> OJ L 248 of 16.09.2002, p. 1.

<sup>4</sup> OJ L 357 of 31.12.2002, p.1.

- (6) The Commission has ensured that the management systems set up by the entities to which the Commission will entrust implementation of EU funds for the actions set out in Annexes 1, 2, 3 and 6 comply with the conditions for the delegation of tasks under joint management, as provided for in Article 53(d) of the Financial Regulation and Article 43 of its Implementing Rules with regard to actions implemented under joint management.
- (7) The measures provided for in this Decision are in accordance with the opinion of the ENPI Committee set up under Article 26 of Regulation (EC) No 1638/2006,

HAS DECIDED AS FOLLOWS:

### *Article 1*

The Regional East Action Programme 2011 Part II in favour of ENP countries and Russia, made up of the actions "Eastern Partnership Integrated Border Management programme: Strengthening Surveillance Capacity on the 'Green' and 'Blue' Border between the Republic of Belarus and Ukraine"; "Eastern Partnership Integrated Border Management programme: Enhancement of the border management capabilities at the Ninotsminda-Bavra border crossing point between Georgia and Armenia"; "European Union Border Assistance Mission to the Republic of Moldova and Ukraine (EUBAM 9); "Eastern Partnership Territorial Cooperation Support Programme"; "Eastern Partnership Youth Programme"; "Clima East: Supporting Climate Change Mitigation and Adaptation in Russia and ENP East countries"; "TRACECA Maritime Safety and Security II"; and "Transport Dialogue and Networks Interoperability II", the text of which is set out in the attached Annexes, is approved.

### *Article 2*

The maximum contribution of the European Union to the Action Programme is set at EUR 51.5 million to be financed from budget line 19 08 01 03 of the general budget of the European Union for 2011.

Subject to the availability of the appropriations provided for in the draft budget for 2012 after the adoption of the budget for 2012 by the budgetary authority or provided for in the provisional twelfths, the maximum contribution of the European Union to the Action Programme is set at EUR 11 million to be financed from budget line 19 08 01 03 of the general budget of the European Union for 2012.

This maximum contribution shall also cover any possible interests due for late payment.

### *Article 3*

The management systems set up by the entities to which the Commission will entrust implementation of EU funds for the actions set out in Annexes 1, 2, 3 and 6 comply with the conditions for the delegation of tasks under joint management, as provided for in Articles 53(d) of the Financial Regulation and Article 43 of its Implementing Rules with regard to actions implemented under joint management.

#### *Article 4*

Cumulated changes of the allocations to the specific actions not exceeding 20% of the maximum contribution of the European Union shall not be considered substantial, provided that they do not significantly affect the nature and objectives of the Action Programme. This may include an increase of the maximum contribution of the European Union up to 20%.

The relevant authorising officer may amend the present Decision to introduce non-substantial changes to the Annual Action Programme in accordance with the principles of sound financial management.

Done at Brussels, 28.11.2011

*For the Commission*  
*Štefan Füle*  
*Member of the Commission*

**ANNEXES**  
**ENPI East Regional Action Programme 2011 part II**

Annex 1: Eastern Partnership Integrated Border Management programme: Strengthening Surveillance Capacity on the "Green" and "Blue" Border between the Republic of Belarus and Ukraine

Annex 2: Eastern Partnership Integrated Border Management programme: Enhancement of the border management capabilities at the Ninotsminda-Bavra border crossing point between Georgia and Armenia

Annex 3: European Union Border Assistance Mission to the Republic of Moldova and Ukraine (EUBAM 9)

Annex 4: Eastern Partnership Territorial Cooperation Support Programme

Annex 5: Eastern Partnership Youth Programme

Annex 6: Clima East: Supporting Climate Change Mitigation and Adaptation in Russia and ENP East countries

Annex 7: TRACECA Maritime Safety and Security II

Annex 8: Transport Dialogue and Networks Interoperability II