



Brussels, 20.12.2023  
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**COMMISSION IMPLEMENTING DECISION**

**of 20.12.2023**

**on the financing of the individual measure for the provisioning of the External Lending Mandate legacy portfolio for past European Investment Bank operations in Türkiye and for the provisioning of budgetary guarantees under the European Fund for Sustainable Development Plus (EFSD+) for Türkiye with a contribution from the general budget of the Union in 2023**

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THE EUROPEAN COMMISSION,

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

Having regard to 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<sup>1</sup>, and in particular Article 110 thereof,

Having regard to Regulation (EU) 2021/1529 of the European Parliament and of the Council of 15 September 2021 establishing the Instrument for Pre-Accession Assistance (IPA III)<sup>2</sup>, and in particular Article 9(1) thereof,

Having regard to Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument - Global Europe<sup>3</sup>, amending and repealing Decision No 466/2014/EU and repealing Regulation (EU) 2017/1601 and Council Regulation (EC, Euratom) No 480/2009, and in particular Article 23(3) thereof

Whereas:

- (1) In order to ensure the implementation of the External Lending Mandate (ELM), established by Decision No 466/2014/EU of the European Parliament and of the Council of 16 April 2014, amended by Decision (EU) 2018/412, granting an EU guarantee to the European Investment Bank against losses under financing operations supporting investment projects outside the Union<sup>4</sup>, prolonged until 31 December 2021 in line with Article 49 of Regulation (EU) No 2021/947, it is appropriate to provision the Guarantee Fund for External Action (GFEA) compartment of the Common Provisioning Fund with a contribution from the general budget of the Union in 2023.

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<sup>1</sup> OJ L 193, 30.7.2018

<sup>2</sup> OJ L 330, 20.9.2021

<sup>3</sup> OJ L 209, 14.6.2021

<sup>4</sup> OJ L 135, 8.5.2014

- (2) In order to ensure the implementation of budgetary guarantees of the European Fund for Sustainable Development Plus (EFSD+), eligible under the Neighbourhood, Development and International Cooperation Instrument – Global Europe, it is appropriate to provision the EFSD+ compartment of the Common Provisioning Fund with a contribution from the general budget of the Union in 2023.
- (3) In accordance with provisions of Article 12 of Regulation (EU) 2021/1529 of the European Parliament and of the Council of 15 September 2021 establishing the Instrument for Pre-Accession Assistance (IPA III), the EFSD+ and the External Action Guarantee may also support operations in beneficiaries listed in the relevant Annex to the IPA III Regulation. The funding for those operations under the EFSD+ and for the provisioning of the External Action Guarantee shall be financed from the IPA III Regulation.
- (4) The envisaged assistance should comply with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU<sup>5</sup>.
- (5) The measures provided for in this Decision are in accordance with the opinion of the IPA III committee

HAS DECIDED AS FOLLOWS:

*Article 1*  
*The measure*

The annual Financing Decision, constituting the annual work programme for the implementation of the individual measure for the provisioning of the External Lending Mandate legacy portfolio for past European Investment Bank operations in Türkiye and for the provisioning of budgetary guarantees under the EFSD+ for Türkiye with a contribution from the general budget of the Union in 2023, is adopted.

*Article 2*  
*Union contribution*

The maximum Union contribution for the implementation of the measure for 2023 is set at EUR 78 059 899 and shall be financed from the appropriations entered in the following lines of the general budget of the Union:

budget line 15.020203.01: EUR 39 600 000 for the provisioning of the EFSD+ compartment of the Common Provisioning Fund;

budget line 15.020203.04: EUR 38 459 899 for the provisioning of the ELM legacy portfolio in the GFEA compartment of the Common Provisioning Fund.

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<sup>5</sup> [www.sanctionsmap.eu](http://www.sanctionsmap.eu) Please note that the sanctions map is an IT tool for identifying the sanctions regimes.

The source of the sanctions stems from legal acts published in the Official Journal (OJ). In case of discrepancy between the published legal acts and the updates on the website it is the OJ version that prevails.

*Article 3*  
*Flexibility clause*

Increases<sup>6</sup> or decreases of up to EUR 10 million and not exceeding 20% of the contribution set in Article 2, first paragraph, as well as extensions of the implementation and execution period shall not be considered substantial for the purposes of Article 110(5) of the Regulation (EU, Euratom) 2018/1046, provided that these changes do not significantly affect the nature and objectives of the actions.

The authorising officer responsible may apply the changes referred to in the first paragraph. Those changes shall be applied in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 20.12.2023

*For the Commission*  
*Olivér VÁRHELYI*  
*Member of the Commission*

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<sup>6</sup>These changes can come from external assigned revenue made available after the adoption of the financing Decision.