



Brussels, 19.11.2019
C(2019) 8101 final

COMMISSION IMPLEMENTING DECISION

of 19.11.2019

**on the adoption of a support measure on monitoring and evaluation, audit and
communication under the Facility for Refugees in Turkey**

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures of the implementation of the Union's instruments for financing external action¹ and in particular Article 3(3) thereof,

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 966/2012², and in particular Article 110 thereof,

Whereas:

- (1) Turkey continues to be a major reception and transit country for refugees and migrants. As a result of an unprecedented influx mainly due to the conflicts in Syria and Iraq, Turkey is hosting some four million refugees, the highest number in the world. The Facility for Refugees in Turkey (the 'Facility') was set up in 2015³ to assist Turkey in addressing the humanitarian and development needs of refugees and persons eligible for subsidiary protection and their host communities. The first tranche of the Facility – EUR 3 billion – was committed and contracted by the end of 2017. The third Annual Report on the Facility⁴ includes detailed information on the achievements and the implementation of a total of 72 projects under the first tranche.
- (2) The EU-Turkey Statement of March 2016 provides that "once these resources are about to be used to the full", the EU will "mobilise additional funding for the Facility of an additional 3 billion euro up to the end of 2018". To this end, on 14 March 2018

¹ OJ L 77, 15.3.2014, p. 95.

² OJ L 193, 30.7.2018, p.1.

³ Commission Decision C(2015) 9500 of 24.11.2015 on the coordination of the actions of the Union and of the Member States through a coordination mechanism – the Refugees Facility for Turkey.

⁴ Communication of the Commission COM(2019) 174 final/2 of 15 April 2019.

the Commission adopted Decision C(2018)1500⁵ on a second allocation ('the second tranche') of EUR 3 billion for the Facility⁶.

- (3) Article 5 of the Commission Decision establishing the Facility provides for the establishment of a Steering Committee. At the 4th meeting of the Steering Committee in October 2016, it was agreed that activities financed under the Facility should be subject to timely and quality monitoring, evaluation, audit and communication.
- (4) In May 2017 the Commission adopted its Decision C(2017)3378⁷ on a support measure to cover monitoring, evaluation, audit and communication under the first tranche of the Facility.
- (5) Activities on monitoring and evaluation, audit and communication shall continue also under the second tranche of the Facility. In order to ensure implementation of this measure, it is necessary to adopt a financing decision for year 2019. Article 110 of Regulation (EU, Euratom) 2018/1046 ('the Financial Regulation') establishes detailed rules on financing decisions.
- (6) The envisaged assistance is deemed to follow the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU⁸.
- (7) The Commission should acknowledge and accept contributions from other donors pursuant to Article 21(2) of Regulation (EU, Euratom) 2018/1046, subject to the signature of the relevant agreement. Where such contribution[s] are not denominated in euro, a reasonable estimate of conversion should be made.
- (8) It is necessary to allow for the payment of interest due for late payment on the basis of Article 116(5) of Regulation (EU, Euratom) 2018/1046.
- (9) In order to allow for flexibility in the implementation of the measure, it is appropriate to allow changes which should not be considered substantial for the purposes of Article 110(5) of Regulation (EU, Euratom) 2018/1046.
- (10) The measure provided for by this Decision is in accordance with the opinion of the IPA II Committee set up by Article 13 of Regulation (EU) No 231/2014,

HAS DECIDED AS FOLLOWS:

⁵ Commission Decision of 14 March 2018 on the Facility for Refugees in Turkey amending Commission Decision C(2015)9500 as regards the contribution of the Facility for Refugees in Turkey, (OJ C106, 21.3.2018, p. 4).

⁶ Commission Decision C(2018) 1500 of 14.03.2018 on the Facility for Refugees in Turkey amending Commission Decision C(2015)9500 as regards the contribution of the Facility for Refugees in Turkey as further amended on 24 July 2018 by Commission Decision C(2018)4959 final.

⁷ Commission Implementing Decision C(2017)3378 final of 23.05.2017

⁸ 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 1

The measure

The financing decision constituting the support measure on monitoring and evaluation, audit and communication under the Facility for Refugees in Turkey under the Instrument for Pre-accession Assistance (IPA II), as set out in the Annex, is hereby adopted.

Article 2

Union contribution

The maximum amount of the Union contribution for the implementation of the support measure referred to in Article 1 is set at EUR 11 340 000⁹ and shall be financed from the appropriations entered in the following line of the 2019 general budget of the Union:

EUR 11 340 000 from the budget line 22.02.03.02

The amount referred to in the first paragraph includes contributions from other donors to the general budget of the European Union as external assigned revenue as provided for in the Annex.

The appropriations provided for in the first sub-paragraph may also cover interest due for late payment.

Article 3

Flexibility clause

Increases or decreases not exceeding 20% of the initial contribution set in the first paragraph of Article 2 and which do not cause the total contribution to exceed EUR 10 million, or cumulated changes to the allocations of specific actions not exceeding 20 % of that contribution, as well as extensions of the implementation period shall not be considered substantial within the meaning of Article 110(5) of Regulation (EU, Euratom) 2018/1046, provided that they do not significantly affect the nature and objectives of the actions.

The authorising officer responsible may adopt such non-substantial changes in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 19.11.2019

For the Commission

Johannes HAHN

Member of the Commission

⁹ This amount must include the appropriations corresponding to assigned revenue, if they are available at the time the financing decision is adopted.