



Brussels, 16.12.2008
C(2008) 8238 final

COMMISSION DECISION

of 16.12.2008

**on the ENPI Annual Action Programme 2008 in favour of Azerbaijan to be financed
under Article 19 08 01 03 of the general budget of the European Communities**

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of 16.12.2008 on the ENPI Annual Action Programme 2008 in favour of Azerbaijan to be financed under Article 19 08 01 03 of the general budget of the European Communities

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 Instrument¹, and in particular Article 12 thereof,

Whereas:

- (1) The Commission has adopted the ENPI Strategy Paper 2007-2013 for Azerbaijan² and the Multiannual Indicative Programme for the period 2007-2010, which indicates as priorities: support for democratic development, rule of law and governance, support for economic development and ENP Action Plan implementation,
- (2) The objectives pursued by the Annual Action Programme are as follows:
 - **Support to the Reform of Justice System in Azerbaijan**
Contribute to strengthening justice system, rule of law and human rights protection in Azerbaijan.
 - **Twinning and Technical Assistance Facility in support to the EU-Azerbaijan ENP Action Plan implementation**
Support the Azeri administration and relevant institutions to enforce effectively the commitments set forth in the ENP Action Plan and their national reform programmes.
- (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 of the European Communities³ 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 of the European Communities⁴.
- (4) The present decision covers any possible interest due for late payment on the basis of articles 83 of the Council Regulation (EC, Euratom) No 1605/2002 and 106(5) of Commission Regulation (EC, Euratom) No 2342/2002.
- (5) The Commission is required to define the term “substantial change” in the meaning of Article 90 (4) of Regulation (EC, Euratom) No 2342/2002 to ensure that any

¹ OJ L 310, 9.11.2006, p. 1.

² C(2007) 672

³ OJEU L 248 of 16.09.2002 p. 1. Regulation last amended by Regulation (EC, Euratom) No1995/2006 (OJEU L 390, 30.12.2006, p.1)) and by Council Regulation (EC, Euratom) N° 1525/2007 of 17 December 2007 (OJ L 343, 27.12.2007, p.9.).

⁴ OJEU L 248 of 16.09.2002 p. 1. Regulation last amended by Regulation (EC, Euratom) No1995/2006 (OJEU L 390, 30.12.2006, p.1)) and by Council Regulation (EC, Euratom) N° 1525/2007 of 17 December 2007 (OJ L 343, 27.12.2007, p.9.).

substantial change in this decision shall follow the same procedure as the initial decision.

- (6) 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 actions “Support to the Reform of Justice System in Azerbaijan”, “Twinning and Technical Assistance Facility in support to the EU-Azerbaijan ENP AP implementation”, which constitute the ENPI Annual Action Programme in favour of Azerbaijan, the text of which is set out in the Annexes, are approved.

Article 2

The maximum contribution of the Community is set at EUR 22,000,000 to be financed from budget line 19 08 01 03 of the general budget of the European Communities for 2008. This decision shall also cover any possible interest due for late payment.

Article 3

Within the maximum indicative budget of all the specific actions, cumulated changes not exceeding 20% of the maximum contribution of the Community are not considered to be substantial provided that they do not significantly affect the nature and objectives of the Annual Action Programme.

The authorising officer may introduce non substantial changes to the Action Programme in accordance with the principles of sound financial management.

Done at Brussels, 16.12.2008

For the Commission
Benita FERRERO-WALDNER
Member of the Commission

ANNEXES to Decision
Action Programme Azerbaijan:

- Annex 1: action fiche, "Support to the Reform of Justice System in Azerbaijan".
- Annex 2: action fiche, "Twinning and Technical Assistance Facility in support to the EU-Azerbaijan ENP Action Plan implementation".