

## ANNEX

### to the Commission Implementing Decision adopting an Annual Action Programme for Turkey for the year 2019

#### 1 IDENTIFICATION

<b>Beneficiary</b>	Turkey
<b>Basic act:</b> <b>CRIS/ABAC Commitment references and budget line:</b>	Instrument for Pre-accession Assistance (IPA II) 2019/042-258 EUR 96 150 000 from 22.02 03 01 2019/042-290 EUR 31 750 000 from 22.02 03 01 2019/042-259 EUR 31 800 000 from 22.02 03 02
<b>Total cost:</b> <b>EU Contribution:</b> <b>Co-financing:</b>	EUR 308 276 613 EUR 159 700 000 EUR 148 576 613
<b>Method of implementation</b>	<p><b><u>Indirect management with Turkey:</u></b></p> <p><b>Action 1 – Participation in Union Programmes and Agencies</b> EU Support to Participation in Union Programmes and Agencies: implementation will consist in the payment of the IPA part of the financial contribution to the programmes by the National Fund.</p> <p><b>Action 3 – Home Affairs part I</b> Activities 2 and 3</p> <p><b>Action 4 – Home Affairs part II</b></p> <p><b><u>Indirect management with international organisations</u></b></p> <p><b>Action 2 – Fundamental Rights</b> Council of Europe</p> <p><b>Action 3 – Home Affairs part I</b> Activity 1 International Centre for Migration Policy Development (ICMPD)</p> <p><b>Action 5 – Home Affairs part III</b> Activity 2 Indirect management with an international organisation to be selected in accordance with the selection criteria specified</p> <p><b>Action 6 – Municipal Finance</b></p>

	<p>European Investment Bank (EIB)</p> <p><b>Action 7– Energy</b> World Bank</p> <p><b>Action 8 – Sustainable Urban Mobility Planning</b> World Bank</p> <p><b>Action 9 - Competitiveness and Innovation</b> European Investment Fund (EIF)</p> <p><b><u>Direct management by the European Commission:</u></b></p> <p><b>Action 2 – Fundamental Rights</b> Evaluation</p> <p><b>Action 5 – Home Affairs part III</b> Direct grant to DGMM</p> <p><b>Action 7– Energy</b> Evaluation</p>
<b>Final date for concluding Financing Agreement(s) with the IPA II beneficiary</b>	At the latest by 31 December 2020
<b>Final date for contracting, including the conclusion of contribution/delegation agreements</b>	3 years following the date of conclusion of the Financing Agreement
<b>Indicative operational implementation period</b>	6 years following the date of conclusion of the Financing Agreement.
<b>Final date for implementing the Financing Agreement (date by which this programme should be de-committed and closed)</b>	12 years following the date of conclusion of the Financing Agreement.

## 2 DESCRIPTION OF THE ACTION PROGRAMME

### 2.1 SECTORS SELECTED UNDER THIS ACTION PROGRAMME

- Rationale for the selection of specific sectors under this programme:

With the aim to concentrate the IPA II financial assistance for Turkey on key priorities, the proposed annual action programme covers the following sectors identified in the revised Indicative Strategy Paper (ISP) for 2014-2020: Democracy and governance; Rule of law and fundamental rights; Environment and climate action; Energy; and Transport.

**Democracy and governance** includes an action to co-finance *Turkey's participation in Union programmes and agencies* for areas such as education, training, youth and sports, research and innovation, small and medium-sized enterprises (SMEs), social policy, customs and fiscal policy and environment.

The Commission 2018 and 2019 reports on Turkey<sup>1</sup> recorded that the capacity of Turkey to ensure an effective domestic legal remedy in the sense of the European Court of Human Rights has been further undermined by a number of unfortunate precedents and key recommendations of the Council of Europe and its bodies are yet to be addressed by Turkey. Reforms in the field of the rule of law and fundamental rights remain strategic priorities for the EU cooperation with Turkey with a view to reverse the backsliding over the recent period. The 2019 Country report reiterated that the EU's serious concerns on continued negative developments in the rule of law, fundamental rights and the judiciary have not been addressed.

The compliance of Turkey with its international obligations regarding protection of the **rule of law and fundamental rights** is one of the pre-conditions for the EU accession process. The 2018 and 2019 Turkey Country reports highlighted the paramount importance of the respect for fundamental rights in law and in practice and called for the respect of international obligations in relation to fundamental rights and freedoms as well as for effective redress of serious human rights violations related to many right categories. The report also noted that judgments of the Turkish Constitutional Court, decisions of which should follow the European Court of Human Rights (ECtHR) jurisprudence, need to be respected by lower courts. Under the rule of law and fundamental rights sector, support will be provided to the Supporting the Effective Implementation of Turkish Constitutional Court Judgments.

Home affairs is another key area for financial assistance, which is directly relevant to the European Agenda on Migration. In this area, the IPA II supports legal migration, mobility, including through maximising the development impacts of migration, the development of functioning asylum systems, the protection of refugees, the improvement of integrated border management (IBM), the decrease of incentives to irregular migration and overall better management of irregular migration through both focused actions and technical assistance. Pre-accession assistance will be available to support a broader dialogue and cooperation framework between the EU

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<sup>1</sup> The 2019 report is available at the following link: <https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/20190529-turkey-report.pdf>

and Turkey. This sector will be supported through activities covering the integration of migrants, the update of Turkey's IBM strategy, increasing Turkey's border surveillance capacity, the management of returns and reduction in the number of lives lost at sea in line with the EU Turkey statement and international principles and increasing the capacity of the Council of Ethics for Public Officials to discharge its mandate effectively.

As regards **investing in competitiveness and growth**, activities under the Energy sector will focus on supporting the offshore wind energy to promote energy efficiency and renewable energy in line with the EU's resource efficiency and climate action targets as stated in the ISP.

Financial assistance for the Transport sector will focus on sustainable urban mobility to address the climate change challenge and move towards a low-carbon and climate-resilient economy as indicated in the ISP and the National Transport Master Plan of Turkey.

Financial assistance in the Environment sector will be given through a support to Municipal Finance Facility. Together with the support given under the Environment Multi-annual Action Programme, this funding will contribute to achieving the expected ISP results in the form of improved infrastructure for delivering drinking water, wastewater management and solid waste management in line with the EU standards and EU *acquis*.

As explicitly mentioned in the Revised Indicative Strategy Paper for Turkey for the period of 2014-2020 (version adopted on 10.08.2018 by the Commission) "Turkey needs to develop better and more targeted financial instruments oriented towards investments in research and development and innovation, other than the conventionally used interest-rate subsidy schemes. Venture capital, credit guarantees and business angels are not widespread and well-developed tools." The Action on Competitiveness and Innovation directly contributes to this need through the establishment of an independent funding mechanism purely dedicated to the commercialisation of the innovative products.

- Overview of past and on-going EU's, other donors' and/or the IPA II beneficiary's actions in the relevant sectors:

Through the IPA instrument, the EU is the main provider of financial assistance, as relatively few international donors provide grant support to Turkey.

In August 2018, the Indicative Strategy Paper for Turkey 2014-2020 has been revised.<sup>2</sup> For the period 2018-2020, the IPA II assistance focuses strongly on the pillar 'Democracy and Rule of Law' with continued support for the rule of law and fundamental rights, public administration reform, civil society and participation in Union programmes and Agencies. The support to the pillar 'Investing in

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<sup>2</sup> <https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/20180817-revised-indicative-strategy-paper-2014-2020-for-turkey.pdf>

Competitiveness and Growth' is proportionally reduced, while, at the same time, targeted assistance for reforms will remain of great importance. Support for institution building – which is also at the core of this action programme – remains important with projects focusing particularly on home affairs and fundamental rights as well as supporting alignment with the EU *acquis* in various fields.

Capacity limitations persist for the absorption of funds as reflected in implementation delays and a large contracting backlog for previously programmed actions. Consequently, besides assessments of relevance, particular attention has been given to the maturity of proposals under this programme as well as to the sequencing of interventions. More actions are being implemented by international partners in indirect management. Still, greater ownership by the lead institution for each sector and stronger cooperation among stakeholders will be required in order to improve efficiency and effectiveness.

Relatively few international donors provide grant support to Turkey. The Council of Europe and United Nations (UN) Agencies (e.g. United Nations Development Programme – UNDP, International Organisation for Migration – IOM, United Nations Population Fund – UNFPA, United Nations Children's Fund – UNICEF, UN Refugee Agency – UNHCR) are the international organisations that have traditionally provided substantial support, together with relevant Turkish and international non-governmental organisations (NGOs) working on human rights, civil society development and other right-based areas, such as the Union of Bar Associations, bar associations, trade unions and NGOs (Gender Equality Monitoring Association – CEID, the International Centre for Migration Policy Development – ICMPD, the Joint Platform for Human Rights – IHOP, Civil Society Development Center – STGM, etc.). The Council of Europe has been also implementing various EU-funded projects and programmes especially in the judicial area, supporting Turkey in fulfilling the Council of Europe standards in the field of human rights, the rule of law, and democracy.

In order to avoid overlapping assistance, the Commission systematically consults with Member States' embassies, international financial institutions (IFIs) and international organisations (IOs) to improve donor coordination at sector level. The EU Delegation organises meetings with Member States on a regular basis. The Delegation presents the draft IPA programmes to representatives of Member States embassies on a yearly basis and organises additional ad-hoc information sessions at sector level. These meetings include exchanges about complementarity of bilateral funding from Member States, even though bilateral grant financing is very limited compared with the IPA allocations. In fields of joint interest, technical level meetings are organised.

**List of Actions foreseen under the selected Sectors/Priorities:**

Sector/Priority/Action	Direct management	Indirect management	
		With entrusted entity	With IPA II beneficiary
<b>Democracy and Governance</b>			
EU Support to Participation in Union Programmes and Agencies			EUR 80 500 000
<b>TOTAL</b>			<b>EUR 80 500 000</b>
<b>Rule of law and fundamental Rights</b>			
EU Support to Fundamental Rights	EUR 50 000	EUR 4 950 000	
EU Support to Home Affairs part I		EUR 2 000 000	EUR 8 650 000
EU Support to Home Affairs part II			EUR 5 950 000
EU Support to Home Affairs part III	EUR 22 300 000	EUR 3 500 000	
<b>TOTAL</b>	<b>EUR 22 350 000</b>	<b>EUR 10 450 000</b>	<b>EUR 14 600 000</b>
<b>Environment, Climate action and Energy</b>			
EU Support to Municipal Finance		EUR 3 000 000	
EU Support to Energy	EUR 100 000	EUR 9 200 000	
<b>TOTAL</b>	<b>EUR 100 000</b>	<b>EUR 12 200 000</b>	
<b>Transport</b>			
EU Support to Sustainable Urban Mobility Planning		EUR 2 500 000	
<b>TOTAL</b>		<b>EUR 2 500 000</b>	
<b>Competitiveness and Innovation</b>			
EU Support to IPA Turkey Future Fund		EUR 17 000 000	
<b>TOTAL</b>	<b>EUR 22 450 000</b>	<b>EUR 42 150 000</b>	<b>EUR 95 100 000</b>

## 2.2 DESCRIPTION AND IMPLEMENTATION OF THE ACTIONS

The envisaged assistance to "Annual Action Programme for Turkey under the Instrument for Pre-accession Assistance (IPA II) for the year 2019" is deemed to follow the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU<sup>3</sup>.

<b>SECTOR</b>	<b>Democracy and Governance</b>	<b>EUR 80 500 000</b>
<b>Action 1</b>	<b>Participation in Union Programmes and Agencies</b>	<b>EUR 80 500 000</b>

### (1) Description of the Action, objectives, expected results and key performance indicators

- Description of the action and objectives

The action's objective is to ensure the participation of Turkey in Union Programmes and Agencies by co-financing the costs of the entry-tickets/participation fees in areas such as education, training, youth and sports, research and innovation, SMEs, social policy, customs and fiscal policy and environment.

- Expected results and key performance indicators

Expected results are:

- Enhanced participation of Turkey in Union Programmes and Agencies, including increased exchanges with EU Member States;
- Strengthened capacity, ownership and responsibility of Turkey (including in financial terms) for participation in Union Programmes and Agencies;
- Strengthened Turkey-EU citizens' involvement in the European integration project in complementarity with institutional and political cooperation.

Key performance indicators are:

- The number of applications/projects submitted to calls.
- Number of successful projects;
- The total amount of grants allocated to the projects;
- The sex-disaggregated number of people participating in the projects;
- Erasmus+ number of participants in the mobility programmes (Final target (2020) 450.000 in total);
- ESC number of participants in the mobility programmes (Final target (2020) 5.800 in total);
- COSME: percentage of return rate of entry ticket (Final target (2020): 90% of total budget including the return from financial instruments);

<sup>3</sup> [https://eeas.europa.eu/headquarters/headquarters-homepage/8442/consolidated-list-sanctions\\_en](https://eeas.europa.eu/headquarters/headquarters-homepage/8442/consolidated-list-sanctions_en)

- Customs 2020: number of participants in meetings (Final target (2020): 450 in total);
- Fiscalis 2020: number of participants in meetings (Final target (2020): 450 in total);
- EaSI: number of projects retained for funding (Final target (2020) 5 in total).

## **(2) Assumptions and conditions**

The participation of the IPA II beneficiary in Union programmes, including payment by the country of an entry ticket / participation fees, shall follow the specific terms and conditions set out for each programme in the relevant international agreement.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

## **(3) Implementation modalities:**

### **(3)(a) Indirect management**

This action will be implemented under indirect management by Turkey, which shall be responsible for carrying out all the tasks relating to the implementation of the action.

Implementation will consist in the payment of the IPA part of the financial contribution to the programmes by the National Fund.

## **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>SECTOR</b>	<b>Rule of Law and Fundamental Rights</b>	<b>EUR 47 400 000</b>
<b>Action 2</b>	<b>Fundamental Rights</b>	<b>EUR 5 000 000</b>

## **(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of the action is to contribute to a better protection of human rights, in Turkey.

The specific objective of the action is to increase effectiveness of implementation of the Turkish Constitutional Court (TCC) judgements in the field of human rights and awareness of relevant stakeholders on the TCC case law and individual application mechanism.

The action will involve notably development of a monitoring mechanism under the TCC based on a model in line with EU standards, as well as establishment of a platform for



high courts, Courts of Appeals and other relevant stakeholders (including CSOs) to improve monitoring of decisions. It will also involve training for judges, prosecutors, lawyers, and other relevant stakeholders on the different right categories of the case law of the ECtHR and the TCC, including development of a train the trainers programme.

- Expected results and key performance indicators

Expected results are:

1. Monitoring mechanism for execution of judgments of the TCC is established and is functioning in accordance with EU standards and practices and the stakeholder platform has improved monitoring.
2. The systemic human rights lacunas detected via the TCC's case law are effectively addressed.
3. Judges, prosecutors, relevant public officers and lawyers are aware of the case law of the ECtHR and the TCC and are able to apply those judgments in similar cases.
4. The transfer of EU expertise and cooperation of Turkish courts and relevant stakeholders with the European and Member States institutions/courts in the field of fundamental rights are enhanced and lead to necessary changes in line with EU standards.

Key performance indicators are:

*Indicator 1.* A specific unit within the TCC is established to monitor the execution of judgments.

*Indicator 2.1.* A roadmap and strategy paper for necessary changes is drafted and communicated to all relevant stakeholders

*Indicator 2.2.* Number of recommended legislative or regulatory amendments addressing the problems stemming from the case law of the TCC.

*Indicator 3.1.* The problematic issues in the judgments of the TCC related to the judgments of lower courts are not repeated in new cases, verified by data.

*Indicator 3.2.* The changes in case law of high courts in line with the judgments of the ECtHR and CC increased.

*Indicator 4.1:* Number of cooperation activities carried out before and during the action.

*Indicator 4.2:* Number of new practices/amended rules implemented within the TCC and other high courts after exchanges with other European counterparts.

## **(2) Assumptions and conditions**

The implementation of the action requires continued commitment by the Turkish authorities, including a political support and strong cooperation between all relevant stakeholders (courts, public institutions, international partners and civil society) to achieve the action's objective and expected results.

The Turkish Constitutional Court should operate in line with EU and international standards by ensuring the rights and freedoms guaranteed by the European Convention on Human Rights (ECHR).

Prior to the start of the project, a by-law on the establishment of the specific unit in the TCC tasked with monitoring of the implementation of the judgements of TCC, will be enacted.

An assessment report of the current system of execution of judgments is in place before the start of the project.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

### **(3) Implementation modalities**

#### **(a) Indirect management with international organisation**

This action may be implemented in indirect management with the Council of Europe (CoE). This implementation entails the entrustment of the operational and financial implementation of the whole action with the above-listed objectives, results and indicators.

The envisaged entity has been selected using the following criteria:

CoE is a standard-setting body in the field of human rights, especially in the form of the case-law of the ECtHR. Its knowledge and experience in the field of human rights and the implementation of human right judgments in the member countries will make great contribution to the aims of the project. The CoE's core is its competence on the ECHR, as well as the ECtHR; it is hence best placed to provide support to its members' efforts to prevent violations of its own key statutes and to train the judiciary. In addition, carrying out the project management in cooperation with the CoE will improve efficiency and quality of project activities, as proven by previous joint projects.

#### **(b) Direct management through procurement**

Direct management modality is envisaged for evaluations.

### **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>Action 3</b>	<b>EU Support to Home Affairs part I</b>	<b>EUR 10 650 000</b>
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#### **(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of the action is to support better alignment regarding Chapter 24 - Justice, freedom and security.

The specific objectives are:

1. To improve integrated border management, in line with EU standards and EU *acquis*
2. To enhance fight against corruption

The main activities envisaged are notably:

- Support to integrated border management: Drafting of a national IBM strategy and updating of the 'National Action Plan to Implement Turkey's IBM strategy' (Activity 1);
- Support to integrated border management: Increasing Border Surveillance Capacity at Turkey's Eastern and Western Borders Phase 3; through the provision of surveillance and related equipment (Activity 2);
- Strengthening the institutional capacity of the Council of Ethics for Public Officials (CEPO), notably through the revision of its legislation, development of training activities, development of follow-up and monitoring mechanisms, etc. (Activity 3).
- Expected results and key performance indicators

Expected results are:

1. Current Integrated Border Management Strategy and Strategy Implementation Action Plan are reviewed and updated.
2. Border surveillance and fight against irregular migration capacity at Turkey's Eastern and Western borders are increased
3. The management capacity of CEPO on coordination and oversight of the public institutions on ethical issues is increased.

Key performance indicators are:

R.1.1 Revised IBM strategy;

R.1.2 Revised IBM Action Plan;

R.2. Length of border area covered by modernised surveillance system at Eastern and Western borders;

R.3.1. Number of meetings organised by CEPO with other relevant organisations on ethics;

R.3.2. Number of CEPO staff;

R.3.3. Oversight and coordination mechanism in CEPO;

R.3.4. Number of use of electronic-based (E-based) learning tools on ethics for public officials;

R.3.5. Number of use of E-based learning and information tools for the wider public.

## **(2) Assumptions and conditions**

In general for all activities: the implementation of the action requires continued commitment by the Turkish authorities to achieve the actions objective and expected results as well as sufficient and stable staffing of the beneficiary institutions.

In particular for activity 1, a clear cooperation mechanism needs to be in place before the start of the action, involving the various stakeholders involved in IBM to ensure a smooth preparation of the IBM strategy, revised Action Plan and follow-up implementation including, where necessary, institutional changes.

For activity 3, the authorities will facilitate the establishment of a coordination mechanism across institutions, led by the CEPO; the Resident Twinning Advisor will have access to the necessary information (IT systems, legal acts, etc.) in order to perform his/her functions within the premise of CEPO.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

### **(3) Implementation modalities:**

#### **(a) Indirect management with international organisation**

A part of this action may be implemented in indirect management with the International Centre for Migration Policy Development (ICMPD).

This international organisation is uniquely placed to implement this particular action. ICMPD is present on the ground with its capacity building activities in various areas of migration and border management. ICMPD bases its work on knowledge and solid evidence and has a vast experience in finding solutions for migration and border management needs. ICMPD has the required justice and home affairs experience of relevance for the strategic and policy level as well as for the operational level, cooperating closely with the various stakeholders on the ground.

ICMPD has vast experience in helping countries develop IBM strategies, IBM implementation action plans, guidelines on IBM, IBM training manuals, etc. For example, with the EU funding ICMPD developed the concept of IBM in the Balkan region after the Balkan wars.

This implementation entails the entrustment of the operational and financial implementation of the action named 'Drafting of a National IBM Strategy and Updating of the 'National Action Plan to Implement Turkey's IBM Strategy'. It will contribute in particular to objective 1 and result 1 listed above.

#### **(b) Indirect management by the IPA II beneficiary**

A part of this action will be implemented in indirect management by the IPA II beneficiary, Turkey, which shall be responsible for carrying out all the tasks relating to the implementation of the action.

The Operating Structure responsible for the execution of the actions is the Central Finance and Contracting Unit (CFCU; as Contracting Authority) and the Ministry of Interior (as Lead Institution)

#### **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>Action 4</b>	<b>EU Support to Home Affairs part II</b>	<b>EUR 5 950 000</b>
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#### **(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of the action is to reduce irregular migration and all kinds of illegal cross-border activity levels in those parts of the Aegean and Mediterranean Sea that are under Turkey's maritime jurisdiction area.

The specific objective is to enhance the capacity of the Turkish Coast Guards (TURCG) on surveillance and search and rescue operations in shallow seawaters in the Aegean and Mediterranean that are under Turkey's maritime jurisdiction area.

The main activities envisaged are notably:

1. Procurement of Coastal Patrol Boats (Activity 1);
2. Technical trainings for the Coastal Patrol Boats' crews and maintenance staff after procurement (Activity 2)

- Expected result and key performance indicators

Expected results are:

1. The capacity of the TURCG to patrol the shallow seawaters in the Aegean and Mediterranean that are under Turkish maritime jurisdiction is increased.
2. The crews using and maintaining the Coastal Patrol Boats have the technical knowledge to operate the boats according to manufacturer's specifications and international standards.

Key performance indicators are:

- R.1 Number of Coastal Patrol Boats procured
- R.2.1 Number of training materials developed
- R.2.2 Number of staff trained
- R.2.3 Increased number of persons rescued at sea.

## **(2) Assumptions and conditions**

Assumptions are:

- Continued commitment of the Turkish Government to act in line with March 2016 EU-Turkey Statement
- EU financial assistance for the implementation of the March 2016 EU-Turkey Statement is in place
- National funds available for co-financing the investments.

Conditions are:

The implementation of the action requires continued commitment by the Turkish authorities to achieve the action's objectives and expected results in the shortest possible time. The availability of a sufficient and appropriate number of stable staffing of the beneficiary institution is also a condition for implementation.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

## **(3) Implementation modalities:**

### **Indirect management by the IPA II beneficiary**

This action will be implemented in indirect management by the IPA II beneficiary, Turkey, which shall be responsible for carrying out all the tasks relating to the implementation of the action.

The Operating Structure responsible for the execution of the actions is the Central Finance and Contracting Unit (CFCU; as Contracting Authority) and the Ministry of Interior (as Lead Institution).

## **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>Action 5</b>	<b>EU Support to Home Affairs part III</b>	<b>EUR 25 800 000</b>
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## **(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of the action is to support Turkish authorities to improve the effectiveness of migration management.

The specific objective is to support Directorate General for Migration Management (DGMM) in the management of irregular migration in line with international and the EU standards and best practices.

The main activities envisaged are notably:

1. Supporting DGMM in the Management, Reception and Hosting of Irregular Migrants
2. Supporting Removal Centres' Capacities and Fostering Alternatives to Administrative Immigration Detention

- Expected result and key performance indicators

Expected results are:

R.1.1: Safe and dignified transfer of irregular migrants and refugees.

R1.2: Psychosocial support provided to irregular migrants hosted at the removal centres by qualified staff.

R1.3: Increased access to rights and services, including through access to interpretation.

R1.4: Quality services provided for irregular migrants in removal centres.

R2.1: Institutional capacities of removal centres are strengthened; in terms of case processing, internal control, interagency referral and cooperation, and harm reduction.

R2.2: Procedural safeguards for accessing rights and services in Removal Centres are enhanced.

R2.3: Pathways to viable alternatives to administrative detention are established.

Key performance indicators are:

R.1.1 Number of irregular migrants benefitting from organised, secure and dignified return conditions.

R.1.2 Number of irregular migrants benefitting from psychosocial support.

R.1.3 Number of irregular migrants benefitting from support of interpreters.

R.1.4 Number of irregular migrants benefitting from improved reception conditions.

R.2.1.1 Number of complaints received and investigated per year in removal centres.

R.2.1.2. Number of attempted self-harm and violent incidents recorded per year.

R.2.1.3 Number of monitoring visits by external detention monitors per year.

R.2.2.1 Number of requests for free legal aid per year. Percentage of persons benefitting from legal representation.

R.2.2.2 Number of persons referred to other agencies due to outcomes of vulnerability assessment.

R.2.3.1 Percentage of persons released with reporting duties per year.

R 3.3.2 Rate of children (compared to overall detained population) placed under administrative detention per year.

## **(2) Assumptions and conditions**

Assumptions are:

- Institutions remain dedicated to the harmonisation of the legislation with EU and international standards, especially in the area of fight against irregular migration.
- The Turkish Government remains committed to addressing overcrowding and other challenges in Removal Centres and developing viable alternatives to immigration detention.

Conditions are:

- The implementation of the action requires continued commitment by the Turkish authorities to the implementation of the EU-Turkey Statement of March 2016 and hence to achieve the objectives of the action and expected results as well as sufficient and stable staffing of the beneficiary institutions.
- A key assumption for Component 3 of Activity 2 on alternatives to detention is that Turkish Authorities express commitment to ensure that Law on Foreigners and International Protection (LFIP) and relevant regulations/circulars allow for the implementation of measures that are foreseen under alternatives to detention.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

## **(3) Implementation modalities:**

### **(a) Indirect Management with International Organisation**

Activity 2 will be implemented with an entity, which will be selected by the Commission services using the following criteria: proven competence and mandate on provision of capacity building support on management of immigration detention facilities, including institutional capacity support, enhancing access to rights and services provided in such facilities and developing alternatives to immigration detention. The entity should have the operational and technical capacity to effectively implement the activity. The entity should have prior working experience with the main beneficiary. The implementation by this entity entails provision of technical assistance and capacity building support on the three components listed under Activity 2 of the Action.

This implementation entails the entrustment of the operational and financial implementation of the action named "Supporting Removal Centres' Capacities and



Fostering Alternatives to Administrative Detention ". It will contribute specifically the results 2.1, 2.2 and 2.3 listed above.

**(b) Direct management**

Direct management modality is envisaged for Activity 1 "Supporting DGMM in the Management, Reception and Hosting of Irregular Migrants"

a) Purpose of the grant: Activity 1 aims to support DGMM in the reception of returnees from the Aegean Islands and the subsequent transfer of these returnees, but also of irregular migrants apprehended in Turkey to removal centres within the country.

b) Direct grant award:

Under the responsibility of the Commission’s authorising officer responsible, the grant may be awarded without a call for proposals to the DGMM.

The recourse to an award of a grant without a call for proposals is justified because the DGMM has a de jure or de facto monopoly on the management of removal centres and it has exclusive competence in the field of migration management in Turkey. It is also the only organisation operating and capable of operating in the field of activity.

c) Exception to the non-retroactivity of costs:

The Commission authorises that the costs incurred may be recognised as eligible as of 4 December 2019 in order to ensure continuous provision of services in removal centres.

The **global** budgetary envelope reserved for the grant: EUR 22 300 000.

**(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>SECTOR</b>	<b>Environment, Climate action and Energy</b>	<b>EUR 12 300 000</b>
<b>Action 6</b>	<b>EU Support to Municipal Finance</b>	<b>EUR 3 000 000</b>

- Description of the action and objectives

The European Investment Bank (EIB) has signed two framework loans with the municipal bank of Turkey (ILBANK), which will comprise investment projects in the environmental sector of varying sizes throughout Turkey. Approximately EUR 200

million remain to be disbursed under these two loans. This action shall provide technical assistance in order to improve the institutional capacity of ILBANK and Turkish municipalities to prepare investment projects in line with acceptable EIB standards. The EU assistance will cover the cost of the project preparation, monitoring and related technical studies of the investment projects.

The overall objective of the action is to improve the provisions of essential water, sanitation and solid waste management services throughout Turkey in line with the EU *acquis* and, in particular, key water, waste and environmental directives.

The specific objective of the action is to improve the financial and operational management capacities of ILBANK and final beneficiaries.

- Expected result and key performance indicators

Expected results are:

1. Effective disbursement of the EIB loans implementing 10-15 operational water and waste investment projects located in Turkey;
2. Strengthening investment programming and management;
3. Monitoring of the project schemes' implementation.

Key performance indicators per each result are:

- 1.1 Number of investment projects prepared, appraised, implemented and delivered as a result of the action by the end of the implementation period;
- 1.2 Length of drinking water supply pipes built or upgraded;
- 1.3 Capacity of waste water treatment plant constructed or rehabilitated;
- 1.4 Length of sewer and/or stormwater pipes built or upgraded;
- 1.5 Employment creation (temporary employment during construction, and permanent during the operational phase);
- 2.1 Investment programme preparation guideline;
- 2.2 Number of the training programmes/modules;
- 2.3 Number of persons trained;
- 2.4 ILBANK Department of International Relations Internal Control Plan;
- 2.5 The number of municipalities with practicing investment programming;
- 2.6 Ability of ILBANK to develop and implement an investment program;
- 2.7 Operational cost of the projects proposed;
- 3.1 Developed monitoring and evaluation software;
- 3.2 Developed an user-friendly guideline for monitoring and evaluation;
- 3.3 Number of the training program/module;
- 3.4 Number of persons trained;
- 3.5 Number of municipalities that actively use monitoring and implementation software.

The action will be implemented under one activity, namely 'Technical Assistance to Support Municipal Finance'. Other complementary actions will be financed under the Multi-annual Action Programme.

**(2) Assumptions and conditions:**

Assumptions are:

- Capacity and/or political will at government and local level will prevail for developing ownership of activities proposed;
- Effective and efficient management by the Final beneficiaries of the project preparatory studies;
- ILBANK actively pursues the engagement of the Final beneficiaries in the delivery of project preparatory studies and prepares or ensures the preparation of the feasibility studies based on such preparatory studies and
- Continued availability of inputs and resources by Final beneficiaries and other local and national agencies, in the delivery of preparatory studies and operational support, as well as physical implementation of the investments.

Conditions are:

- Conditionalities of the EIB framework agreement will be met.
- Lending terms of ILBANK will be accepted by the municipalities
- ILBANK and municipalities will collaborate and make use of EIB's loans
- ILBANK preparedness to provide staff to be trained.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

**(3) Implementation modalities:**

**(a) Indirect management with international organization:**

This action may be implemented in indirect management with the European Investment Bank (EIB). This implementation entails the entrustment of the operational and financial implementation of the whole action with the above-listed objectives, results and indicators.

The envisaged entity has been selected using the following criteria:

The Municipal Finance Facility is a natural continuation and complimentary action to the activities funded and implemented under the pre-accession programmes since 2002 to help Turkey comply with the EU directives in the field of water and waste sectors. The proposed technical assistance (TA) funded under the IPA would allow a good synergy of different financial tools, combining EIB loans (EUR 217.5 million) with IPA funds (EUR 3 million) for the provision of TA. This will help magnifying fund leverage, thus contributing to match Turkish financing needs in favour of these priority sectors.

#### **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>Action 7</b>	<b>EU Support to Energy</b>	<b>EUR 9 300 000</b>
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#### **(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of this action is to promote energy efficiency and renewable energy in line with the EU's resource efficiency and climate action targets.

The specific objective is to improve the investment potential for offshore wind energy generation in Turkey.

The main activities envisaged are notably:

1.1. Performing geological and geotechnical surveys at specific offshore sites;

1.2 Performing meteorological and oceanographic analysis and measurements at specific offshore sites including activities such as installation systems, acquirement data, preparation of data analysis reports and other relevant studies;

1.3 Preparation of technical, legislative, economic and environmental analyses and reports;

1.4 Trainings and knowhow transfer.

- Expected result and key performance indicators

Expected results are:

1. Level of preparedness of Ministry of Energy and Natural Resources (MENR) to select and develop sites for auction/tender/competition for offshore wind energy generation is reinforced up to the most advanced international standards.

Key performance indicators are:

1.1 Number of meteorological and oceanographic measurement reports to be conducted at selected sites

1.2 Number of reports on geological and geotechnical data from sea-bed surveys to be conducted at selected sites

1.3 Number of trainings

The action will be implemented under one activity, namely "EU support to the Energy sector".

## **(2) Assumptions and conditions**

Assumptions are:

- A low impact risk is the public resistance and spread of misinformation on the assumed hazardous effects of measurement systems to be installed. In order to eliminate the risk, informative meetings with the local residents will be organised for demystification and public awareness.
- An assumption is that possible legislative changes and/or political developments will not be to the detriment of the progress in the renewable energy sector and in particular off-shore wind generation in Turkey.
- An assumption is that the policy decision for MENR to launch an off-shore-wind auction/tender/competition in the future is retained.
- An assumption is that the signing and coming into force of the respective Financing Agreement will be timely.

Conditions are:

Activities 1.1 and 1.2 may require permissions from or formal notifications to relevant authorities. Directorate General of Energy Affairs (DGEA) will ensure coordination of and facilitation for such permission/clearance procedures by virtue of formal exchanges with the relevant stakeholders.

Required permissions will be obtained from the following authorities for Activity 1.1:

- Turkish Naval Forces, Office of Navigation, Hydrography and Oceanography;
- Directorate General of Coastal Safety;
- Chamber of Maritime Trade;
- Provincial Police Department /Marine & Harbour Division;
- Port Authority (in related region).

Required permissions will be obtained from the following authorities for Activity 1.2:

- Turkish State of Meteorology (TSMS);
- Directorate General of Coastal Safety;
- Turkish Naval Forces, Office of Navigation, Hydrography and Oceanography
- Command of Coast Guard;
- Ministry of Foreign Affairs/ Directorate General Aviation & Maritime;
- Ministry of Transportation and Infrastructure (MTI);
- Ministry of Environment and Urbanization (MEU), Directorate General of National Property.

Activities under this project will have to take place in accordance with the sovereignty and relevant jurisdiction of Turkey and EU Member States, and cannot be construed as prejudicial to the relevant provision in the international law. Failure to do so will trigger immediate suspension of operations and of financing thereof. Activities under this project will improve the investment potential for offshore wind energy generation in the Marmara and Black Sea regions.

### **(3) Implementation modalities:**

#### **(a) Indirect management with international organisation:**

This action may be implemented in indirect management with the World Bank (WB). This implementation entails the entrustment of the operational and financial implementation of the whole action with the above-listed objectives, results and indicators.

The envisaged entity has been selected using the following criteria:

The WB is expected to provide further financing for priority investment projects in the Turkish energy sector as well as technical assistance to help address the sector's key policy, regulatory and institutional challenges, including continued cooperation to liberalize and strengthen the gas and electricity markets, to enhance energy efficiency, and to promote renewable energy generation and integration in the grid.

Under the **IPA 2012 and 2013**, the World Bank was entrusted with activities entitled "*Enhancement of the Turkish Energy Sector in line with the EU Energy Strategies*" – phase 1 was funded under the IPA 2012 and completed successfully at the end of March 2018. Phase II was funded under the IPA 2013 and is ongoing with expected completion in July 2020. The overall objective of these activities was the achievement of a secure, liberal and transparent Turkish energy market, in line with the EU *acquis* and the Europe 2020 sustainable energy targets.

Under the IPA 2018, the World Bank (WB) was also selected as an entrusted entity to run a programme focused on the development of renewable energy and energy savings in municipalities.

Energy Sector Management Assistance Program (ESMAP) funds of the WB are planned to be used for **tender dossier preparation** to save time and directly start implementation once the EU funds are available. The funds will be provided under the **Offshore Wind Development Program**, which aims to fast track the adoption of offshore wind energy. This programme builds on the previous work of WB-ESMAP on preparing the Global Wind Atlas.

Therefore, involvement of the WB in this action will facilitate effective implementation of the policy advice provided in the energy sector to date.

#### **(b) Direct management through procurement**

Direct management is envisaged for evaluation.

### **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

<b>SECTOR</b>	<b>Transport</b>	<b>EUR 2 500 000</b>
<b>Action 8</b>	<b>EU Support to Sustainable Urban Mobility Planning</b>	<b>EUR 2 500 000</b>

**(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of this action is to achieve a shift from individual to sustainable, accessible and inclusive modes of public transport at both national and urban levels.

The specific objective is to develop the capacity and improve the technical capacity of Turkish municipalities for preparing, procuring and adopting **Sustainable Urban Mobility Plans (SUMP)**

The main activities envisaged under this action are notably the development of the technical and administrative capacity of selected municipalities to design and implement SUMPs and the delivery of training to staff of city municipalities to guide them in formulating and managing their Sustainable Urban Mobility Plans.

- Expected result and key performance indicators

Expected results are:

1. Increased technical capacity of the municipalities;
2. A set of recommendations and action plan shared with municipalities;
3. Programming/procurement documents of 6 SUMP projects finalised;
4. All technical SUMP outputs delivered to the quality and requirements of the procurement documents.

Key performance indicators are:

1. The number of trainings organised by 2022 (minimum forty-nine trainings organised);
2. A comprehensive review report prepared by 2022 (one at metropolitan municipality level, one at provincial municipality level);
  - 3.1. The number of SUMP project programming documents (OIS) finalised (6 by 2021);
  - 3.2. The number of SUMP project procurement documents (Tender Dossier) finalised (6 by 2021);
4. The number of key technical outputs that will be reviewed and commented as indicated in each SUMP project (minimum 36 by 2025)

The action will be implemented under one activity, namely 'Support to Sustainable Urban Mobility Planning in Turkey'.

## **(2) Assumptions and conditions**

Assumptions are:

- Effective coordination with Operating Structure and other initiatives in the sector in place.
- Consultants deliver SUMP plans according to the Terms of reference (ToR) and management of the consultants is the responsibility of the municipalities/ Ministry of Transport and Infrastructure (MoTI).
- All relevant stakeholders are fully committed to participate in project activities.
- Nominated staff is available and actively participates in the action.
- Most of the relevant data is available and accessible.

Conditions are:

A robust monitoring framework with indicators is established to measure against the baseline situation.

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

## **(3) Implementation modalities:**

### **(3)(a) Indirect management with international organisation:**

This action may be implemented in indirect management with the World Bank (WB). This implementation entails the entrustment of the operational and financial implementation of the whole action with the above-listed objectives, results and indicators.

The envisaged entity has been selected using the following criteria:

The World Bank has particular experience in similar middle-income countries in making recommendations on urban mobility performance. Through its own staff or consultants, the Bank can secure high quality outputs, involving innovative institutional arrangements and technical assistance for transport and logistics master plans, associating private sector participations, promoting green growth, managing social and environmental safeguards, throughout effective procurement processes.

Under IPA the II the World Bank has provided strategic advice and technical assistance to two selected Turkish cities through the process of preparing Sustainable Urban Mobility Plans. Kocaeli Metropolitan Municipality and Izmir Metropolitan Municipality have been identified by the World Bank in liaison with the Ministry of Transport and Infrastructure.

## **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.



<b>SECTOR</b>	<b>Competitiveness and Innovation</b>	<b>EUR 17 000 000</b>
<b>Action 9</b>	<b>EU Support to IPA Turkey Future Fund</b>	<b>EUR 17 000 000</b>

**(1) Description of the Action, objectives, expected results and key performance indicators**

- Description of the action and objectives

The overall objective of this action is to strengthen Turkey's capacity for research, technological development and innovation.

The specific objective is to improve the commercialisation of R&D and innovation and promote technology transfer by bridging the financing gap between the innovative ideas and equity investors

- Expected result and key performance indicators

Expected results are:

1. the establishment of a Fund of Funds compartment;
2. support for innovative and early stage companies with 'high growth' potential.

The following are the key performance indicators:

- 1.1 Amount of third party funding raised
- 1.2 Number of underlying venture capital/ technology transfer funds/ accelerators invested;
- 1.3 Amount of investment made in underlying venture capital/technology transfer funds/ accelerators;
- 2.1 Number of innovative companies invested in key enabling technologies (e.g. clean-tech, nano-tech, med-tech, life sciences, bio-technology, information and communications technology (ICT), automation, advance production techniques) by underlying venture capital/technology transfer funds;
- 2.2 Amount of capital invested in innovative companies by underlying venture capital/technology transfer funds;
- 2.3 Number of very early stage companies that accelerators invested in;
- 2.4 Amount of capital invested in very early stage companies by accelerators

The action will be implemented under one activity, namely "EU Support to IPA Turkey Future Fund".

**(2) Assumptions and conditions**

Assumptions are:

- the presence of competent fund managers investing in the commercialisation of research, technological development and innovation (RTDI) results;
- the existence of an investable innovative project portfolio;
- the continuation of Financial Instruments (FI) support mechanisms.

Conditions are:

- Interest in venture capital (VC) in Turkey by private and semi-private investors should be sustained allowing the underlying funds and accelerators to close the Funds and invest as per their portfolio model.
- Agreements must be finalised and all other necessary measures must be approved by other contributors that are co-financing the action (MoIT, KOSGEB (Small and Medium Industry Development Organisation) and EIF).

Failure to comply with the requirements set out above may lead to a recovery of funds under this programme and/or the re-allocation of future funding.

### **(3) Implementation modalities:**

#### **(a) Indirect management with international organization:**

This action may be implemented through indirect management with the European Investment Fund (EIF). This implementation entails the entrustment of the operational and financial implementation of the whole action with the above-listed objectives, results and indicators.

The envisaged entity has been selected based on the following:

- a) it is the leading financial institution in the European private equity market;
- b) it is the only IFI active in Turkey in setting-up and managing the Fund of Funds;  
and
- c) it has also been active in the Turkish venture capital market since 2007.

Through its venture capital and private equity interventions, the entity plays a crucial role in creating and developing high-growth and innovative SMEs by facilitating their access to equity across the entire life cycle of corporate innovation. The entity invests in venture and growth capital, from the very earliest stages of intellectual property development into technology transfer, to more mature phases of development. In supporting both well-known and first time teams, it has built a strong track record in the industry. Through having this reputation, while maintaining a highly selective process, it takes significant minority stakes in funds, providing a catalytic effect on commitments from a wide range of investors, particularly in the private sector.

#### **(4) Scope of geographical eligibility for procurement and grants**

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

### **2.3 PROVISIONS APPLICABLE TO ALL ACTIONS**

Where resources are granted through the budget of Turkey, or where Turkey contributes to the selection of the specific interventions to be supported, State aid control obligations deriving from the EU-Turkey Association Agreement and decisions of the EU-Turkey Association Council shall be complied with.

### **3 BUDGET**

### 3.1 INDICATIVE BUDGET TABLE - ANNUAL ACTION PROGRAMME FOR TURKEY

			Indirect management		Direct management	Total EU contribution (EUR)	IPA-II beneficiary or other third party contribution (EUR)	Total (EUR)
			with IPA-II beneficiary	with entrusted entity				
			EU contribution (EUR)	EU contribution (EUR)	EU contribution (EUR)			
Objective 1		<b>01 Democracy and Governance</b>	80 500 000			80 500 000	83 176 613	163 676 613
	CRIS Decision 2019/042-258	Action 1: EU Support to Participation in Union Programmes and Agencies	80 500 000			80 500 000	83 176 613	163 676 613
		<b>02 Rule of Law and Fundamental Rights</b>	14 600 000	10 450 000	22 350 000	47 400 000	2 400 000	49 800 000
	CRIS Decision 2019/042-258	Action 2: EU Support to Fundamental Rights		4 950 000	50 000	5 000 000		5 000 000
	CRIS Decision 2019/042-258	Action 3: EU Support to Home Affairs part I	8 650 000	2 000 000		10 650 000	1 350 000	12 000 000
	CRIS Decision 2019/042-290	Action 4: EU Support to Home Affairs part II	5 950 000			5 950 000	1 050 000	7 000 000
	CRIS Decision 2019/042-290	Action 5: EU Support to Home Affairs part III		3 500 000	22 300 000	25 800 000		25 800 000
Objective 2		<b>03 Environment, Climate Action</b>		3 000 000		3 000 000		3 000 000
	CRIS Decision 2019/042-259	Action 6: EU support to Municipal Finance		3 000 000		3 000 000		3 000 000
		<b>04 Transport</b>		2 500 000		2 500 000		2 500 000
	CRIS Decision 2019/042-259	Action 7: EU support to Sustainable Urban Mobility Planning		2 500 000		2 500 000		2 500 000
		<b>05 Energy</b>		9 200 000	100 000	9 300 000		9 300 000
	CRIS Decision 2019/042-259	Action 8: EU Support to Energy		9 200 000	100 000	9 300 000		9 300 000
		<b>06 Competitiveness and Innovation</b>		17 000 000		17 000 000	63 000 000	80 000 000
	CRIS Decision 2019/042-259	Action 9: EU Support to IPA Turkey Future Fund		17 000 000		17 000 000	63 000 000	80 000 000
	<b>TOTAL</b>		95 100 000	42 150 000	22 450 000	159 700 000	148 576 613	308 276 613

## **4 PERFORMANCE MONITORING ARRANGEMENTS**

As part of its performance measurement framework, the Commission shall monitor and assess progress towards achievement of the specific objectives set out in the IPA II Regulation on the basis of pre-defined, clear, transparent measurable indicators. The progress reports referred to in Article 4 of the IPA II Regulation shall be taken as a point of reference in the assessment of the results of the IPA II assistance.

The Commission will collect performance data (process, output and outcome indicators) from all sources, which will be aggregated and analysed in terms of tracking the progress versus the targets and milestones established for each of the actions of this programme, as well as the Indicative Strategy Paper.

In the specific context of indirect management by IPA II beneficiaries, National IPA Co-ordinators (NIPACs) will collect information on the performance of the actions and programmes (process, output and outcome indicators) and coordinate the collection and production of indicators coming from national sources.

The overall progress will be monitored through the following means: a) Result Orientated Monitoring (ROM) system; b) IPA II beneficiaries' own monitoring; c) self-monitoring performed by the EU Delegations; d) joint monitoring by the European Commission (DG NEAR) and the IPA II beneficiaries, whereby compliance, coherence, effectiveness, efficiency and coordination in implementation of financial assistance will be regularly monitored by an IPA II Monitoring committee, supported by Sectoral Monitoring committees, which will ensure a monitoring process at sector level.

## **5 EVALUATION**

### **Action and project level evaluations**

Having regard to the importance of the actions, evaluations will be carried out under some of the Actions of this Programme via independent consultants, through a joint mission or via an implementing partner. For the Actions on Fundamental Rights, Home Affairs and Energy, the European Commission will carry out a mid-term, final or ex-post evaluation under direct management.

Specific amounts are set aside under the budget of some of the Actions for the purpose of these evaluations. The evaluations will be carried out in line with the provisions of DG NEAR guidelines on linking planning/programming, monitoring and evaluation.<sup>4</sup>

The evaluation reports shall be shared with the IPA II beneficiary and other key stakeholders. The implementing partner and the Commission shall analyse the conclusions and recommendations of the evaluations and, where appropriate, in agreement with the IPA II beneficiary, jointly decide on the follow-up actions to be taken and any adjustments necessary, including, if indicated, the reorientation of the project.

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<sup>4</sup> [https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/near\\_guidelines.zip](https://ec.europa.eu/neighbourhood-enlargement/sites/near/files/near_guidelines.zip). In case a mid-term or final evaluation is not foreseen, the European Commission may, during implementation, decide to undertake such an evaluation for duly justified reasons either on its own decision or on the initiative of the partner.