



Brussels, 13.7.2011
C(2011) 4969 final

COMMISSION IMPLEMENTING DECISION

of 13.7.2011

**on the Annual Action Programme 2011 in favour of the Republic of Moldova to be
financed under Article 19 08 01 03 of the general budget of the European Union**

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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)¹, and in particular Article 12 thereof,

Whereas:

- (1) The Commission has adopted the ENPI Strategy Paper 2007-2013² for the Republic of Moldova and the Multiannual National Indicative Programme for the period 2011-2013³, which indicates as priorities: support for Good governance, rule of law and fundamental freedoms, support for Social and human development, support for Trade and sustainable development.
- (2) The objectives pursued by the Annual Action Programme 2011, as set out in the four attached annexes, are to support the reform of the energy sector and to facilitate technical improvements in its operation; to facilitate the settlement of the Transnistrian issue through ensuring economic and social development of local communities; to support the relevant institutions within the Moldovan administration in the areas needing further capacity building in order to enforce effectively the commitments set forth in the ENP Action Plan and prepare negotiations for an Association Agreement and a Deep and Comprehensive Free Trade Area; and to support the Justice Sector Policy Reforms in Moldova with a view to increasing the efficiency of the judiciary and other agencies in the justice chain.
- (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 budget⁴ (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 budget⁵ (hereafter 'the Implementing Rules').

¹ OJEU L 310, 9.11.2006, p. 1

² C(2007)672

³ C(2010)1144

⁴ OJ L 248 of 16.09.2002 p. 1.

⁵ OJ L 357 of 31.12.2002, p.1.

- (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.
- (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 Annual Action Programme 2011 in favour of the Republic of Moldova, constituted by the actions "Support to Reform of the Energy Sector", "Confidence Building Measures", "Framework Programme in support of EU-Republic of Moldova agreements" and "Support to the Justice Sector Policy Reforms in Moldova", the text of which is set out in the attached Annexes, is approved.

Article 2

The maximum contribution of the European Union to the Annual Action Programme is set at EUR 78.6 million to be financed from budget line 19 08 01 03 of the general budget of the European Union for 2011.

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

Article 3

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 Annual 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, 13.7.2011

For the Commission
Commissioner Štefan Füle
Member of the Commission

ANNEXES

Annual Action Programme 2011 Republic of Moldova

- Annex 1: Action fiche (Support to Reform of the Energy Sector)
- Annex 2: Action fiche (Confidence Building Measures)
- Annex 3: Action fiche (Framework Programme in support of EU-Republic of Moldova agreements)
- Annex 4: Action fiche (Support to the Justice Sector Policy Reforms in Moldova)