



Brussels, 9.11.2012  
C(2012) 8071 final

**COMMISSION IMPLEMENTING DECISION**

**of 9.11.2012**

**adopting an Annual Programme for Kosovo\* under the IPA Transition Assistance and  
Institution Building Component for 2012**

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\* This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo declaration of independence.

## COMMISSION IMPLEMENTING DECISION

of 9.11.2012

### adopting an Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2012

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No. 1085/2006 of 17 July 2006 establishing an Instrument for Pre-accession Assistance (IPA)<sup>1</sup>, and in particular Article 14(2)(a) thereof,

Whereas:

- (1) Regulation (EC) No. 1085/2006 lays down the objectives and main principles for pre-accession assistance to candidate countries and potential candidates.
- (2) In accordance with Article 7 of Regulation (EC) No. 1085/2006, the assistance should be provided through multi-annual or annual programmes. These programmes should be drawn up in accordance with the general policy framework referred to in Article 4 of Regulation (EC) No. 1085/2006 and the relevant multi-annual indicative planning document referred to in Article 6 of that Regulation.
- (3) The Council established an Accession Partnership or a European Partnership for all candidate countries and potential candidates. On 27 June 2011 the Commission adopted a Multi-annual Indicative Planning Document (MIPD)<sup>2</sup>, which presents indicative allocations for the main priorities for pre-accession assistance to Kosovo for 2011-13.
- (4) Having regard to the projects proposed by Kosovo, the ‘Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2012’ aims at providing assistance for justice and home affairs, private sector development, smart, sustainable and inclusive growth, and public administration reform.
- (5) This Decision meets the requirements of Article 90 of Commission Regulation (EC, Euratom) No. 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of Council Regulation (EC, Euratom) No. 1605/2002<sup>3</sup> (hereinafter referred to as ‘the Implementing Rules’) and thus constitutes a Financing Decision within the meaning of Article 75 of Council Regulation (EC, Euratom) No. 1605/2002

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<sup>1</sup> OJ L 210, 31.7.2006, p. 82.

<sup>2</sup> C(2011) 4381 of 27.6. 2011.

<sup>3</sup> OJ L 357, 31.12.2002, p. 1.

of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities<sup>4</sup> (hereinafter referred to as 'the Financial Regulation').

- (6) It is appropriate to implement this programme partly by centralised management in accordance with Article 53a of the Financing Regulation, and: partly by indirect centralised management with the Kreditanstalt für Wiederaufbau (KfW) in accordance with Article 54(2)(c) of the Financial Regulation; partly by indirect centralised management with the Austrian Development Agency (ADA), in accordance with Article 54(2)(c) of the Financial Regulation and the corresponding Implementing Rules; and partly by joint management with the United Nations Office for Project Services (UNOPS) in accordance with Article 53d of the Financial Regulation and the corresponding Implementing Rules.
- (7) The measures provided for by this Decision are in accordance with the opinion of the IPA Committee,

HAS DECIDED AS FOLLOWS:

#### *Article 1*

The 'Annual Programme for Kosovo under the IPA Transition Assistance and Institution Building Component for 2012', as set out in the Annex, is hereby adopted.

This programme shall be implemented by direct centralised management, except for: project No. 8 "Support to Education and Employment", which will be partly implemented by indirect centralised management with the Austrian Development Agency (ADA); project No. 9 "Upgrade of Kosovo's Transmission System Infrastructure", which will be implemented by indirect centralised management with the Kreditanstalt für Wiederaufbau (KfW), and, project No. 10 "Support to Agriculture and Rural Development", which will be partly implemented by joint management with the United Nations Office for Project Services (UNOPS).

It shall be implemented by means of a Financing Agreement to be concluded between the European Commission and Kosovo in conformity with the Framework Agreement of 19 December 2007.

#### *Article 2*

The maximum European Union contribution shall be **€ 63 200 000**, to be financed under Article 22.020200 of the general budget of the European Union for 2012.

Done at Brussels, 9.11.2012

*For the Commission,  
Štefan FÜLE  
Member of the Commission*

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<sup>4</sup> OJ L 248, 16.9.2002, p. 1.