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COMMISSION IMPLEMENTING DECISION

of 4.11.2022

on the financing of the individual measure for the delivery of cash support to the most vulnerable refugees in Türkiye for 2022 and 2023

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THE EUROPEAN COMMISSION,

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

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 966/2012¹, and in particular Article 110 thereof,

Having regard to Regulation (EU) 2021/1529 of the European Parliament and of the Council of 15 September 2021 establishing the Instrument for Pre-Accession Assistance (IPA III)², and in particular Article 9(1) thereof,

Whereas:

- (1) In order to ensure the implementation of the measure for the delivery of cash support to the most vulnerable refugees in Türkiye, it is necessary to adopt a multiannual financing Decision, which constitutes the multiannual work programme, for 2022 and 2023. Article 110 of Regulation (EU, Euratom) 2018/1046 ('the Financial Regulation') establishes detailed rules on financing decisions.
- (2) The envisaged assistance should comply with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU³.
- (3) The measure is part of the mobilisation of EUR 3 billion for the period 2021-2023 to support refugees and host communities in Türkiye, as follow-up to the European Council conclusions of June 2021⁴. It will build upon the work carried out under the Facility for Refugees in Turkey, which is a key component of the EU-Turkey Statement of March 2016.

¹ OJ L 193, 30.7.2018, p.1.

² OJ L 330, 20.9.2021, p.1.

³ 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.

⁴ European Council Conclusions of 25 June 2021, EUCO 7/21

- (4) Pursuant to Article 23(3) of Regulation (EU) 2021/947⁵ applicable pursuant to Article 9(1) of Regulation (EU) 2021/1529, the adoption of this individual measure is justified because it constitutes a distinct critical intervention earmarked to continue the support to refugees and host communities in Türkiye. As such, it falls outside the scope of the IPA III programming framework.
- (5) The objectives pursued by the individual measure should support the most vulnerable refugees in meeting their basic needs with the provision of unconditional cash transfers.
- (6) The objective of the action entitled *Complementary Emergency Social Safety Net (C-ESSN) to the most vulnerable refugees – phase II* is to offer a safety net for individuals with specific protection and assistance needs by way of regular resource transfers.
- (7) It is appropriate to authorise the award of grants without a call for proposals and to provide for the conditions for awarding those grants.
- (8) It is necessary to allow for the payment of interest due for late payment on the basis of Article 116(5) of the Financial Regulation.
- (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 the Financial Regulation.
- (10) The measure provided for in this Decision is in accordance with the opinion of the IPA III Committee set up by Article 17 of Regulation (EU) 2021/1529.

HAS DECIDED AS FOLLOWS:

Article 1
The measure

The multiannual financing Decision, constituting the multiannual work programme for the implementation of the delivery of cash support to the most vulnerable refugees in Türkiye, as set out in the Annex, is adopted.

The measure shall include the following action: *Complementary Emergency Social Safety Net (C-ESSN) to the most vulnerable refugees – phase II*, as set out in Annex.

Article 2
Union contribution

The maximum Union contribution for the implementation of the measure referred to in Article 1 is set at EUR 381 000 000 and shall be financed from the appropriations entered in budget line 15.020101.03 of the general budget of the Union:

- EUR 231 000 000 for year 2022;

⁵ Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument – Global Europe, OJ L 209, 14.6.2021

- EUR 150 000 000 for year 2023.

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

The implementation of this Decision is subject to the availability of the appropriations provided for in the general budget of the Union for 2023 as adopted by the budgetary authority or as provided for in the system of provisional twelfths.

Article 3
Flexibility clause

Increases or decreases of up to EUR 10 million and not exceeding 20% of the contribution set in Article 2, first paragraph, considering each financial year separately, as well as extensions of the implementation and execution period shall not be considered substantial for the purposes of Article 110(5) of the Financial Regulation, provided that these changes do not significantly affect the nature and objectives of the actions.

The authorising officer responsible may apply the changes referred to in the first paragraph. Those changes shall be applied in accordance with the principles of sound financial management and proportionality.

Article 4
Grants

Grants may be awarded without a call for proposals in accordance with the conditions set out in the Annex. Grants may be awarded to the bodies selected in accordance with point 4.3.1 of the Annex.

Done at Brussels, 4.11.2022

For the Commission
Olivér VÁRHELYI
Member of the Commission