



Brussels, 1.7.2022
C(2022) 4771 final

COMMISSION IMPLEMENTING DECISION

of 1.7.2022

**amending Implementing Decision C(2022) 1783 final as regards increasing the Union
assistance to Ukraine for 2022**

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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) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument - Global Europe, amending and repealing Decision No 466/2014/EU and repealing Regulation (EU) 2017/1601 and Council Regulation (EC, Euratom) No 480/2009², and in particular Article 23(3) thereof,

Whereas:

- (1) On 16 March 2022, by its Implementing Decision C(2022) 1783 final³, the Commission adopted the individual measure in favour of Ukraine for 2022 including one action “State and Resilience Building Contract for Ukraine”.
- (2) On 12 April 2022 Decision C(2022) 1783 final was substantially amended by Commission Implementing Decision C(2022) 2494 final⁴ in order to add the action “EU Emergency Support Programme for Ukraine”.
- (3) Following the unprovoked and unjustified military aggression initiated on 24 February 2022 by Russia against Ukraine, it is necessary to provide a quick response to support the Ukrainian authorities and the Ukraine’s population under those unprecedented circumstances. Consequently, it is appropriate to modify Implementing Decision C(2022) 1783 final in order to contribute to the Union response to address some of the most urgent needs resulting from Russia’s war of aggression against Ukraine. The response should consist of introducing a new action (Annex III) to Implementing Decision C(2022) 1783 final with a budget of EUR 500 000 000, to be financed under

¹ OJ L 193, 30.7.2018, p. 1.

² OJ L 209, 14.6.2021, p. 1.

³ Commission Implementing Decision of 16 March 2022 on the financing of the individual measure in favour of Ukraine for 2022 amended by Commission Implementing Decision C(2022)2494 final.

⁴ Commission Implementing Decision C(2022) 2494 final of 12 April 2022 amending Implementing Decision C(2022)1783 final on the financing of the individual measure in favour of Ukraine for 2022.

the Neighbourhood geographic programme under Regulation (EU) 2021/947, and of amending Annex II “EU Emergency Support Programme for Ukraine”. The budget of the action covered by Annex II should include a reallocation of funds from indirect management to grants in order to increase the capacity in the implementation of the action.

- (4) The action under Annex III “Reducing vulnerabilities and enhancing food security through support to conflict affected populations and agricultural production in Ukraine” aims at mitigating the impact of the Russia’s war of aggression against Ukraine by strengthening the means of the Ukrainian Government to support the population affected by the war.
- (5) It is appropriate to authorise the award of grants without a call for proposals and to provide for the conditions for awarding those grants.
- (6) The Commission should authorise the eligibility of costs as of a date preceding that of submission of a grant application, which is prior to the date of adoption of this Decision.
- (7) It is necessary to allow for the payment of interest due for late payment on the basis of Article 116(5) of Regulation (EU, Euratom) 2018/1046.
- (8) 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 Regulation (EU, Euratom) 2018/1046.
- (9) Therefore, Implementing Decision C(2022) 1783 final should be amended accordingly.
- (10) The proposed assistance is to comply with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU⁵.
- (11) This Decision is in accordance with the opinion of the Committee established under Article 45 of Regulation (EU) 2021/947,

HAS DECIDED AS FOLLOWS:

Sole Article

Implementing Decision C(2022) 1783 final is amended as follows:

- (1) Articles 1 and 2 are replaced by the following:

*“Article 1
The measure*

The annual financing Decision, constituting the annual work programme for the implementation of the individual measure in favour of Ukraine for 2022, as set out in the Annexes, is adopted.

The individual measure shall include the following actions:

- (a) ‘State and Resilience Building Contract for Ukraine’ set out in Annex I;

⁵ 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.

- (b) ‘EU Emergency Support Programme for Ukraine’ set out in Annex II;
- (c) ‘Reducing vulnerabilities and enhancing food security through support to conflict affected populations and agricultural production in Ukraine’ set out in Annex III.

Article 2
Union contribution

The maximum Union contribution for the implementation of the individual measure in favour of Ukraine, for 2022 is set at EUR 950 000 000, and shall be financed from the appropriations entered in the following line of the general budget of the Union:

- budget line 14.020111: EUR 950 000 000.

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

- (2) Annex II is replaced by the text set out in Annex I to this Decision;
- (3) the text set out in Annex II to this Decision is added as Annex III.

Done at Brussels, 1.7.2022

For the Commission
Olivér VÁRHELYI
Member of the Commission