



Brussels, 19.8.2015
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COMMISSION DECISION

of 19.8.2015

**on the support measure in favour of the Federal Republic of Nigeria to be financed from
the 11th European Development Fund**

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THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) 2015/322 of 2 March 2015 on the implementation of the 11th European Development Fund, and in particular Article 9(1) thereof,

Having regard to Council Regulation (EU) 2015/323 of 2 March 2015 on the financial regulation applicable to the 11th European Development Fund, and in particular Article 26 thereof,

Whereas:

- (1) The National Indicative Programme ('NIP') for the Federal Republic of Nigeria has been adopted for the period 2014-2020¹, point 6 of which provides for measures in the form of increased support to the National Authorising Officer and a Technical Cooperation Facility to support and accompany the programming, preparation and implementation of measures to be implemented under the 11th European Development Fund ('11th EDF').
- (2) The objectives pursued by the measure to be financed under the 11th EDF² are to support the Nigerian Government's development efforts by providing assistance to complement the implementation of the 11th EDF NIP 2014–2020 and cover, where required, ongoing implementation of the 10th EDF. The specific objectives are to support the identification, formulation and implementation of NIP actions, and to build capacity in relevant institutions on development cooperation policies and management.
- (3) It is necessary to adopt a financing decision, the detailed rules of which are set out in Article 94 of Commission Delegated Regulation (EU) No 1268/2012³, applicable by virtue of Article 26 of Regulation (EU) 2015/323.
- (4) The Commission should entrust budget-implementation tasks under indirect management to Nigeria, subject to the conclusion of a financing agreement. In accordance with Article 60(1)(c) of Regulation (EU, Euratom) No 966/2012 of the

¹ Decision C(2014) 3611 of 12.6.2014

² Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement, and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies (OJ L210, 6;8.2013, p.1) ("Internal Agreement 11th EDF")

³ Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application to the general budget of the Union (OJ L362, 31.12.2012, p.1).

European Parliament and of the Council⁴, applicable to the EDF by virtue of Articles 17 and 2(1) of Regulation (EU) 2015/323, the authorising officer responsible needs to ensure that measures are taken to supervise and support the implementation of the entrusted tasks. A description of these measures and the entrusted tasks are laid down in the Annex to this Decision.

- (5) It is necessary to allow the payment of interest due for late payment on the basis of Article 92 of Regulation (EU, Euratom) No 966/2012 and Article 111(4) of Delegated Regulation (EU) No 1268/2012, applicable by virtue of Article 29(1) of Regulation (EU) 2015/323.
- (6) The measure provided for in this Decision does not fall in the categories of measures for which the prior opinion of the Committee is required. The European Development Fund Committee set up by Article 8 of the Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement, and on the allocation of financial assistance for the OCTs to which Part Four of the Treaty applies, should be informed of this Decision within one month following its adoption.

HAS DECIDED AS FOLLOWS:

Article 1

Adoption of the measure

The support measure in favour of the Federal Republic of Nigeria to be financed from the 11th European Development Fund, as set out in the Annex, is approved.

The measure shall include the following action:

- Annex: Technical Cooperation Facility IV - Nigeria

Article 2

Financial contribution

The maximum contribution of the European Union for the implementation of the measure referred to in Article 1 is set at EUR 5 000 000 and shall be financed from the European Development Fund.

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

Article 3

Implementation modalities

Budget-implementation tasks under indirect management may be entrusted to the entity identified in the Annex, subject to the conclusion of the relevant agreement.

⁴ Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2012 (OJ L298, 26.10.2012, p.1).

The section 'Implementation' of the Annex to this Decision sets out the elements required by Article 94(2) of Delegated Regulation (EU) No 1268/2012 applicable by virtue of Article 26 of Regulation (EU) 2015/323.

Done at Brussels, 19.8.2015

For the Commission
Neven Mimica
Member of the Commission