



Brussels, 21.6.2017
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COMMISSION DECISION

of 21.6.2017

amending Commission Decision C(2015)8089 of 24/11/2015 on the individual measure in favour of Zimbabwe to be financed from the 11th European Development Fund

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amending Commission Decision C(2015)8089 of 24/11/2015 on the individual measure in favour of Zimbabwe to be financed from the 11th European Development Fund

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 Fund¹, and in particular Article 9(4) thereof,

Having regard to Council Regulation (EU) 2015/323 of 2 March 2015 on the financial regulation applicable to the 11th European Development Fund², and in particular Article 26 thereof,

Whereas:

- (1) The Commission Decision C(2015)8089 of 24/11/2015 on the individual measure in favour of Zimbabwe to be financed from the 11th European Development Fund was adopted in order to support the action entitled ‘Zimbabwe Agricultural Growth Programme (ZAGP)’. The action will contribute to the development of a diversified and efficient agriculture sector that promotes inclusive green economic growth.
- (2) It was initially established to support the concerned action through a direct award of a grant to Technoserve Inc., in direct management. However, the negotiation with Technoserve Inc. failed and the action will now be supported through several grants and procurements contracts with the use of competitive procedures.
- (3) It is necessary to adopt a work programme for grants in accordance with Article 128(1) of Regulation (EU, Euratom) No 966/2012 and Article 188(1) of Delegated Regulation (EU) No 1268/2012 applicable in accordance with Article 2(1) and Article 37(1) of Regulation (EU) 2015/323. The work programme is set out in the Annex.
- (4) Therefore, the purpose of the present Decision is to change the implementation modalities of the annex to Commission Decision C(2015)8089.
- (5) It is necessary to allow for 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 in accordance with Article 2(1) and Article 29(1) of Regulation (EU) 2015/323.
- (6) Pursuant to Article 94(4) of Delegated Regulation (EU) No 1268/2012, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, any substantial change to a financing decision that has already been adopted should follow the same procedure as the initial decision. It is therefore appropriate that the Commission defines the changes to this Decision that are considered non substantial in order to ensure that any such changes can be adopted by the authorising officer responsible.

¹ OJ L 58, 3.3.2015, p1.

² OJ L 58, 3.3.2015, p. 17.

- (7) The measure provided for in this Decision does not fall within 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 should be informed of this decision within one month following its adoption.

HAS DECIDED AS FOLLOWS:

Sole Article

- 1) Article 3 of the Commission Decision C(2015)8089 of 24/11/2015 is replaced by the following Article :
"The elements required by Article 94(2) of Delegated Regulation (EU) No 1268/2012 applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, are set out in the Annex to this Decision."

- 2) Article 4 of the Commission Decision C(2015)8089 of 24/11/2015 is replaced by the following Article :
"Increases or decreases of up to EUR 10 000 000 not exceeding 20 % of the contribution set in the first paragraph of Article 2, and which do not cause the total contribution to exceed EUR 10 000 000, or cumulated changes to the allocations of specific actions not exceeding 20 % of that contribution, as well as extensions of the implementation period shall not be considered substantial within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, provided that they do not significantly affect the nature and objectives of the actions. The use of contingencies shall be taken into account in the ceiling set by this Article.
The authorising officer responsible may adopt such non-substantial changes in accordance with the principles of sound financial management and proportionality."

- 3) The Annex to the said Decision is replaced by the Annex to the present Decision.

Done at Brussels, 21.6.2017

*For the Commission
Stefano Manservigi
Director-General*