



Brussels, 21.11.2019
C(2019) 8508 final

COMMISSION DECISION

of 21.11.2019

**on the financing of the Annual Action Programme 2019 in favour of the Republic of
Zimbabwe**

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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 Fund¹, and in particular Article 9 thereof,

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund, and repealing Regulation (EU) 2015/323², and in particular Article 24 thereof,

Whereas:

- (1) In order to ensure the implementation of the Annual Action Programme 2019 in favour of the Republic of Zimbabwe, it is necessary to adopt a financing decision. Article 24 of Regulation (EU) 2018/1877 establishes detailed rules on financing decisions.
- (2) The envisaged assistance is to comply with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 of the Treaty on the Functioning of the European Union (TFEU)³.
- (3) The Commission has adopted the National Indicative Programme for Zimbabwe for the period 2014-2020⁴, which sets out the following priorities: Health, Agriculture-based Economic Development and Governance and Institution Building.
- (4) The objectives pursued by the annual action programme to be financed under the 11th European Development Fund (EDF) Internal Agreement⁵ ('Internal Agreement') are to improve the public health service delivery and to increase resilience of targeted population and communities.
- (5) The action entitled 'Improving Health Outcomes for the Population of Zimbabwe II' has three objectives: i) to support high impact interventions in primary health care

¹ OJ L 58, 3.3.2015, p. 1.

² OJ L 307, 3.12.2018, p. 1.

³ www.sanctionsmap.eu. 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, the OJ prevails.

⁴ Commission Decision C(2015)346 final of 30.01.2015 on the adoption of the National Indicative Programme between the European Union and Republic of Zimbabwe.

⁵ 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 L 210, 6.8.2013, p. 1.

- structures, ii) to strengthen national health care systems, and iii) to support the necessary reforms on health financing and governance.
- (6) The action entitled ‘Resilience Building in Zimbabwe’ has one objective: to increase the resilience of target communities.
 - (7) Pursuant to Article 15 of Regulation (EU) 2018/1877, indirect management is to be used for the implementation of the programme.
 - (8) The Commission is to ensure a level of protection of the financial interests of the Union with regards to entities and persons entrusted with the implementation of Union funds by indirect management as provided for in Article 154(3) of Regulation (EU, Euratom) 2018/1046, applicable in accordance with Article 30(1) of Regulation (EU) 2018/1877.
 - (9) To this end, such entities and persons are to be subject to an assessment of their systems and procedures in accordance with Article 154(4) of Regulation (EU, Euratom) 2018/1046⁶ and, if necessary, to appropriate supervisory measures in accordance with Article 154(5) of Regulation (EU, Euratom) 2018/1046, both applicable in accordance with Article 30(1) of Regulation (EU) 2018/1877, before a contribution agreement can be signed.
 - (10) The Commission, in accordance with Article 154(6) of Regulation (EU, Euratom) 2018/1046, applicable in accordance with Article 30(1) of Regulation (EU) 2018/1877, retains the financial management responsibilities laid down in points 5.3.1 and 5.3.2 of Annex 1 and 5.4.1 of Annex 2.
 - (11) 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, applicable in accordance with Articles 24(2) and 25 of Regulation (EU) 2018/1877.
 - (12) In order to allow for flexibility in the implementation of the programme, 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, applicable in accordance with Article 24(2) of Regulation (EU) 2018/1877.
 - (13) The actions provided for in this Decision are in accordance with the opinion of the EDF Committee established under Article 8 of the Internal Agreement.

HAS DECIDED AS FOLLOWS:

Article 1
The programme

The financing decision on the Annual Action Programme 2019 in favour of the Republic of Zimbabwe is adopted.

The programme shall include the following actions:

- Improving Health Outcomes for the Population of Zimbabwe II, set out in Annex 1;
- Resilience Building in Zimbabwe, set out in Annex 2.

⁶ Except for the cases of Article 154(6) of Regulation (EU, Euratom) 2018/1046, where the Commission may decide, not to require an ex-ante assessment.

Article 2
Union contribution

The maximum Union contribution for the implementation of the programme is set at EUR 53 000 000 and shall be financed from the 11th European Development Fund.

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

Article 3
Methods of implementation and entrusted entities or persons

The implementation of the actions carried out by way of indirect management, as set out in the Annexes, may be entrusted to the entities or persons referred to in points 5.3.1 and 5.3.2 of Annex 1 and 5.4.1 of Annex 2.

Article 4
Flexibility clause

Increases or decreases of up to EUR 10 000 000 not exceeding 20% of the contribution set in the first paragraph of Article 2, or cumulated changes⁷ 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 for the purposes of Article 110(5) of Regulation (EU, Euratom) 2018/1046, applicable in accordance with Article 24(2) of Regulation (EU) 2018/1877, 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.

Done at Brussels, 21.11.2019

For the Commission
Neven MIMICA
Member of the Commission

⁷ These changes can come from assigned revenue made available after the adoption of the financing decision.