



Brussels, 17.7.2024  
C(2024) 5217 final

**COMMISSION IMPLEMENTING DECISION**

**of 17.7.2024**

**on the financing of the annual action plan in favour of the Kyrgyz Republic for 2024**

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union (TFEU),

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 966/2012<sup>1</sup>, 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 480/2009<sup>2</sup>, and in particular Article 23(1) and (2) thereof,

Whereas:

- (1) In order to ensure the implementation of the annual action plan in favour of the Kyrgyz Republic for 2024, it is necessary to adopt an annual financing decision, which constitutes the annual work programme, for 2024. Article 110 of Regulation (EU, Euratom) 2018/1046 ('the Financial Regulation') 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 TFEU<sup>3</sup>.
- (3) The action set out in Annex II provided for in this Decision should contribute to climate mainstreaming in line with Commission Communication 'The European Green Deal'<sup>4</sup> and in the Inter-institutional Agreement of 16 December 2020 between the European Parliament, the Council of the European Union and the European Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management, as well as on new own resources, including a roadmap towards the introduction of new own resources<sup>5</sup>.

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<sup>1</sup> OJ L 193, 30.7.2018, p.1.

<sup>2</sup> OJ L 209, 14.6.2021, p.1.

<sup>3</sup> [www.sanctionsmap.eu](http://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.

<sup>4</sup> COM (2019) 640 final of 11 December 2019.

<sup>5</sup> OJ L 433I, 22.12.2020, p. 28

- (4) The Commission has adopted the National Multiannual Indicative Programme for the period 2021-2027<sup>6</sup>, which sets out the following: Governance and Digital Transformation; Human Development; and Green and Climate Resilient Economy.
- (5) The objectives pursued by the annual action plan to be financed under the Regulation (EU) 2021/947 geographic programme ‘Asia and the Pacific’ are to strengthen the protection of human rights, to enhance the combat against gender-based violence and to contribute to the empowerment of youth organisations in the Kyrgyz Republic; and to promote an Integrated Water Resources Management (IWRM) approach in the water sector.
- (6) The action entitled ‘Youth Empowerment, Gender Equality and Human Rights for All in the Kyrgyz Republic’ aims to increase the effectiveness of the National Centre for the Prevention of Torture of the Kyrgyz Republic and of the Ombudsperson Institute, to steer the implementation of selected Generalised Scheme of Preferences Plus (GSP+) relevant conventions, and to monitor the adherence to the Paris Principles; to enhance the influence of women’s rights organisations, social movements and other civil society organisations in ending gender-based violence in Kyrgyzstan; and to increase the influence of young people's organisations in Kyrgyzstan in addressing youth-related issues, promoting human rights, and fostering inclusivity and gender equality in the country.
- (7) The action entitled ‘Water Sector Reform Performance Contract in the Kyrgyz Republic’ aims to improve the protection of water resources; to improve water use; and to improve and reform the governance of the water sector.
- (8) Pursuant to Article 26(1) of Regulation (EU) 2021/947 indirect management is to be used for the implementation of the actions.
- (9) 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 the Financial Regulation. 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 the Financial Regulation<sup>7</sup> and, if necessary, to appropriate supervisory measures in accordance with Article 154(5) thereof before a contribution agreement can be signed.
- (10) 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.
- (11) In order to allow for flexibility in the implementation of the action plan, it is appropriate to determine the changes which should not be considered substantial for the purposes of Article 110(5) of the Financial Regulation.
- (12) The action plan provided for in this Decision is in accordance with the opinion of the Committee established under Article 45 of Regulation (EU) 2021/947.

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<sup>6</sup> Commission Decision on the adoption of the National Indicative Programme between the European Union and Kyrgyzstan C(2021) 8987 final of 14 December 2021

<sup>7</sup> Except for the cases referred to in Article 154(6) of the Financial Regulation, where the Commission may decide, not to require an ex-ante assessment.

HAS DECIDED AS FOLLOWS:

*Article 1*  
*The action plan*

The annual financing decision, constituting the annual action plan in favour of the Kyrgyz Republic for 2024, as set out in the Annexes, is adopted.

The action plan shall include the following actions:

- (a) ‘Youth Empowerment, Gender Equality and Human Rights for All in the Kyrgyz Republic’ set out in Annex I;
- (b) ‘Water Sector Reform Performance Contract in the Kyrgyz Republic’ set out in Annex II.

*Article 2*  
*Union contribution*

The maximum Union contribution for the implementation of the action plan for 2024 is set at EUR 22 000 000, and shall be financed from the appropriations entered in budget line 14.020130 of the general budget of the Union.

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 or selected in accordance with the criteria laid down in point 4.3.1 of Annex I and in point 4.4.2 of Annex II.

*Article 4*  
*Flexibility clause*

Increases or decreases of up to EUR 10 000 000 and not exceeding 20% of the maximum Union contribution set in the first paragraph of Article 2, or cumulated changes<sup>8</sup> 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 the Financial Regulation, where these changes do not significantly affect the nature and objectives of the actions.

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<sup>8</sup> These changes can come from assigned revenue made available after the adoption of the financing decision.

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, 17.7.2024

*For the Commission*  
*Jutta URPILAINEN*  
*Member of the Commission*