



Brussels, 10.11.2022
C(2022) 8217 final

COMMISSION IMPLEMENTING DECISION

of 10.11.2022

on the financing of the support measure in favour of Guatemala for 2022

COMMISSION IMPLEMENTING DECISION

of 10.11.2022

on the financing of the support measure in favour of Guatemala for 2022

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 24(2) thereof,

Whereas:

- (1) In order to ensure the implementation of the support measure in favour of Guatemala for 2022, it is necessary to adopt an annual financing decision, which constitutes the annual work programme, for 2022. 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 TFEU³.
- (3) The Commission has adopted the National Multiannual Indicative Programme for the period 2021-2027⁴, which sets out the following priorities: 1) Fostering Green Transition, 2) Investing in the Future: Creating decent jobs through innovation and digitalisation, 3) Stronger institutions for stronger social cohesion among regions and generations.
- (4) The objectives pursued by the support measure to be financed under the Regulation (EU) 2021/947 geographic programme 'Americas and the Caribbean' are to contribute to the implementation of the Government of Guatemala's National Development Plan.
- (5) The measure entitled 'Cooperation Facility' aims at building capacity for a more effective and efficient implementation of public policies to enhance results, impact and

¹ OJ L 193, 30.7.2018, p.1.

² OJ L 209, 14.6.2021, 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 Implementing Decision adopting a multiannual indicative programme for Guatemala for the period 2021-2027, C(2021) 9072 final of 14.12.2021.

visibility of MIP 2021-2027 priority areas, as well as expanding and reinforcing EU awareness, understanding and support in the country, including by promoting the Global Gateway flagships and the Team Europe approach and initiatives. The Commission should acknowledge and accept contributions from other donors in accordance with Article 21(2) of the Financial Regulation, subject to the conclusion of the relevant agreement. Where such contribution[s] are not denominated in euro, a reasonable estimate of conversion should be made.

- (6) 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.
- (7) 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 the Financial Regulation.
- (8) 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 Parliament and the Neighbourhood, Development and International Cooperation Instrument Committee established under Article 45 of Regulation (EU) No 2021/947 of 9 June 2021,

HAS DECIDED AS FOLLOWS:

Article 1
The support measure

The annual financing decision, constituting the annual action plan for the implementation of the support measure in favour of Guatemala for 2022, as set out in the Annex, is adopted.

The action plan shall include the following action: Cooperation Facility set out in Annex.

Article 2
Union contribution

The maximum Union contribution for the implementation of the support measure for 2022 is set at EUR 4,050,000, and shall be financed from the appropriations entered in the budget line 14 02 01 40 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
Flexibility clause

Increases or decreases of up to EUR 10 million and not exceeding 20% of the contribution set in the first paragraph of Article 2, or cumulated changes⁵ 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 provided that these changes do not significantly affect the nature and objectives of the actions.

⁵ 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, 10.11.2022

*For the Commission
Koen Doens
Director-General
Directorate General for
International Partnerships*