



Brussels, 11.7.2022
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COMMISSION IMPLEMENTING DECISION

of 11.7.2022

**on the financing of the individual measures in favour of the Federal Democratic
Republic of Ethiopia for 2022 (part 1)**

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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 966/2012¹, 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 (hereafter referred to as ‘Neighbourhood, Development and International Cooperation Instrument – Global Europe’ or as ‘Regulation (EU) 2021/947 of 9 June 2021’), and in particular Article 23(3) thereof,

Whereas:

- (1) In order to ensure the implementation of the individual measures for the Federal Democratic Republic of Ethiopia in 2022 (part 1), 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 objectives pursued by the individual measures to be financed under the Regulation (EU) 2021/947, geographic programme ‘Sub-Saharan Africa’, are to promote the sustainable development in the Federal Democratic Republic of Ethiopia by contributing to the education and health sectors in particular.
- (4) Pursuant to Article 23(3) of Regulation (EU) 2021/947 of 9 June 2021 the use of individual measures without a programming document is in this case justified by the ongoing conflict in Ethiopia. This conflict has led to the deterioration of relations between the EU and the Federal Democratic Republic of Ethiopia, which translates

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.

into the EU unwillingness to proceed with programming until international law is upheld by the Government of Ethiopia.

- (5) The Ethiopian crisis that erupted in November 2020 led to massive and acute social and humanitarian needs in the whole country. It continues to generate large scale displacements, high difficulties to access basic social services and vast humanitarian needs. These individual measures are meant to directly support most vulnerable populations by providing minimum access to basic social services. Concretely it will aim at improving health of Ethiopian citizens and ensuring the provision of education specifically in conflict-affected areas. It will be accompanied by support measures to support the implementation and the impact of EU actions in the country.
- (6) The action entitled ‘Contributing Actions to Restore Essential Health Services (CARE4Health)’ aims to improve health of Ethiopian citizens focusing on conflict affected population.
- (7) The action entitled ‘Supporting education for conflict affected children in Ethiopia’ aims to improve the provision of education specifically for conflict affected children in Ethiopia.
- (8) The measure entitled ‘Support Measure - Cooperation Facility’ aims to increase the impact of future EU cooperation actions.
- (9) Pursuant to Article 26(1) of Regulation (EU) 2021/947 indirect management is to be used for the implementation of the actions 1 and 2.
- (10) 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 Regulation⁴ and, if necessary, to appropriate supervisory measures in accordance with Article 154(5) thereof before a contribution agreement can be signed.

- (11) 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.
- (12) In order to allow for flexibility in the implementation of the three actions, it is appropriate to allow changes which should not be considered substantial for the purposes of Article 110(5) of the Financial Regulation.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Neighbourhood, Development and International Cooperation Instrument Committee established under Article 45 of Regulation (EU) 2021/947.

HAS DECIDED AS FOLLOWS:

Article 1
The measure

The annual financing decision, constituting the annual measure for the implementation of the individual measures in favour of the Federal Democratic Republic of Ethiopia for 2022 (part 1), as set out in the Annexes, is adopted.

⁴ 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.

The measure shall include the following actions and measure:

- (a) ‘Contributing Actions to Restore Essential Health Services (CARE4Health)’ as set out in Annex 1;
- (b) ‘Supporting education for conflict affected children in Ethiopia’, as set out in Annex 2;
- (c) ‘Support Measure - Cooperation Facility’, as set out in Annex 3.

Article 2

Union contribution

The maximum Union contribution for the implementation of the measure for 2022 (part 1) is set at EUR 81 500 000, and shall be financed from the appropriations entered in budget line BGUE-B2022-14.020121-C1-INTPA: EUR 81 500 000 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 points 4.4.1 and 4.4.2 of Annex 1 and point 4.4.2 of Annex 2.

Article 4

Flexibility clause

Increases or decreases of up to EUR 10 000 000 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.

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, 11.7.2022

For the Commission
Jutta URPILAINEN
Member of the Commission

⁵ These changes can come from assigned revenue made available after the adoption of the financing decision.