



Brussels, 30.11.2015
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COMMISSION DECISION

of 30.11.2015

**on the 2015 Annual Action Programme for Côte d'Ivoire to be financed from
the 11th European Development Fund**

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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(1) 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 has adopted the national indicative programme for Côte d'Ivoire³ for 2014-2020⁴, point 1.2 of which identifies the following priorities: strengthening the state and peace-building, the development of agriculture and the development of energy.
- (2) The Annual Action Programme financed under the 11th European Development Fund (11th EDF) ('the Internal Agreement')⁵ is intended to support the Government of Côte d'Ivoire in its efforts to ensure the country's long-term economic development and stability.
- (3) The aim of the measure entitled 'Programme to secure rural land tenure - PAFR' is to foster social peace and cohesion in Côte d'Ivoire by supporting the implementation of national land policy. It will be implemented by sectoral budget support under direct management with Côte d'Ivoire.
- (4) The measure entitled 'Project to support the energy sector - ENERGOS' will contribute towards rehabilitating the energy sector in Côte d'Ivoire and ensuring energy security on a long-term basis in order to provide the population with a high-quality, low-cost energy supply. This measure will be implemented under indirect management with Côte d'Ivoire and indirect management with a Member State by the French Development Agency (AFD).

¹ OJ L 58, 3.3.2015, p. 1.

² OJ L 58, 3.3.2015, p. 17.

³ Decision C(2014) 3586.

⁴ Decision C(2014) 3586.

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).

- (5) A financing decision should be adopted, the details of which are set out in Article 94 of Commission Delegated Regulation (EU) No 1268/2012⁶, applicable by virtue of Articles 2(1) and 26 of Regulation (EU) 2015/323.
- (6) A work programme for grants should be adopted, the detailed rules of which are set out in Article 128(1) of Regulation (EU, Euratom) No 966/2012 and in Article 188(1) of Delegated Regulation (EU) No 1268/2012. The work programme is described in Annex 1.
- (7) The Commission should delegate budget-implementation tasks under indirect management to the entity specified in this Decision, subject to the conclusion of a delegation agreement. In accordance with Article 60(1) and (2) of Regulation (EU, Euratom) No 966/2012, the responsible authorising officer must ensure that these entities guarantee a level of protection of the financial interests of the Union equivalent to that required when the Commission manages Union funds. This entity complies with the conditions of points (a) to (d) of the first subparagraph of Article 60(2) of Regulation (EU, Euratom) No 966/2012 and the supervisory and support measures are in place as necessary.
- (8) The Commission should delegate budget-implementation tasks under indirect management to the partner country specified in this Decision, subject to the conclusion of a financing agreement. In accordance with Article 60(1)(c) of Regulation (EU, Euratom) No 966/2012 applicable by virtue of Articles 2(1) and 17 of Regulation (EU) 2015/323, the authorising officer responsible must ensure that measures are taken to supervise and support implementation of the delegated tasks. Those measures and delegated tasks are described in Annexes 1 and 2 to this Decision.
- (9) Payment of interest due for late payment should be made 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 by virtue of Article 29(1) of Regulation (EU) 2015/323.
- (10) In accordance with Article 94(4) of Delegated Regulation (EU) No 1268/2012, the Commission is required to define the meaning of 'non-substantial changes to this Decision' to ensure that any such changes may be adopted by the authorising officer responsible.
- (11) The measures provided for in this Decision are in accordance with the opinion of the European Development Fund Committee set up by Article 8 of the Internal Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Adoption of the measure

The Decision on the 2015 Annual Action Programme for Côte d'Ivoire to be financed under the 11th European Development Fund, as set out in the Annexes, is hereby adopted.

The programme shall include the following actions:

- Annex 1: Programme to secure rural land tenure - PAFR;

⁶ Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union (OJ L 362, 31.12.2012, p. 1).

- Annex 2: Programme to support the energy sector - ENERGOS.

Article 2

Financial contribution

The maximum contribution of the European Union for the implementation of the programme referred to in Article 1 is set at EUR 111 735 000, to be financed from the 11th European Development Fund.

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

Article 3

Implementation methods

Budget-implementation tasks under indirect management may be delegated to the entities identified in Annexes 1 and 2, subject to the conclusion of the relevant agreements.

Annexes 1 and 2 to this Decision set out the elements required by Article 94(2) of Delegated Regulation (EU) No 1268/2012 applicable by virtue of Article 26 of Regulation (EU) 2015/323.

Article 4

Non-substantial changes

Increases or decreases of up to EUR 10 000 000 not exceeding 20 % of the contribution set by the first paragraph of Article 2, cumulated changes to the allocations of specific measures not exceeding 20 % of that contribution, or extensions of the implementation period, shall not be considered substantial within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012, provided that they do not significantly affect the nature or objectives of the actions. The use of the contingency reserve shall be taken into account in the ceiling set in this Article. The authorising officer responsible may adopt these non-substantial changes in accordance with the principles of sound financial management and proportionality.

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Done at Brussels, 30.11.2015

For the Commission

Neven MIMICA

Member of the Commission