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COMMISSION IMPLEMENTING DECISION

of 15.12.2021

**on the financing of the special measure in favour of Yemen for resilience, food security
and early economic recovery for 2021**

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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, and in particular Article 23(4) thereof,

Whereas:

- (1) In order to ensure the implementation of the special measure in favour of Yemen for resilience, food security and early economic recovery for 2021, it is necessary to adopt an annual financing decision, which constitutes the annual work programme, for 2021. Article 110 of Regulation (EU, Euratom) 2018/1046 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 actions provided for in this Decision contribute to climate mainstreaming in line with the European Green Deal⁴ and the inter-institutional agreement.
- (4) The socio-political conditions in Yemen remain extremely fragile and uncertain: the ongoing conflict and the presence of terrorist organisations still threaten the political and security situation, with various regions in the country affected by a high number of internally displaced persons. In this context, the drafting of a new multi-annual programming document has not been possible. In order to cope with the country needs in light of the current unforeseen circumstances, the adoption of a special measure is required given that funding is not possible from other sources.

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 [Communication on The European Green Deal | European Commission \(europa.eu\)](https://ec.europa.eu/eip/eip-communication-on-the-european-green-deal/)

- (5) The objectives pursued by the special measure to be financed under Regulation 2021/947 are to fight food insecurity in Yemen by supporting people's resilience and addressing economic drivers of the acute crisis in the country.
- (6) The special measure addresses urgent needs on the ground, providing much needed reinforcement to the ongoing humanitarian efforts in Yemen. The timely adoption of the actions provided for in this Decision will ensure the operationalisation of the EU integrated approach to peace efforts in Yemen.
- (7) The action entitled "*Supporting resilient livelihoods, food security, and climate adaptation in Yemen*" is aimed at crisis affected communities in Yemen, supporting them to better manage local risks and shocks, including community-based conflict and climate change. The Commission should acknowledge and accept contributions from other donors in accordance with Article 21(2) of Regulation (EU, Euratom) 2018/1046, subject to the conclusion of the relevant agreement. Where such contributions are not denominated in euro, a reasonable estimate of conversion should be made.
- (8) The action entitled "Strengthening Evidence-Based Decision Making in Yemen through Improved Food Security, Nutrition and Livelihoods Information and Analysis" is set to provide decision makers with early warning information and analysis, including livelihoods profiles, on food, nutrition and livelihoods security to better respond to food crises, acute malnutrition and climate change.
- (9) The objectives of the action entitled "*Creating opportunities for early economic recovery in Yemen*" are threefold. On one hand, it aims to improve women and young people's livelihoods through cultural activities and enterprises. It also seeks to support micro, small and medium enterprises to be better able to operate in a crisis situation, with a focus on women-led businesses and green businesses. Finally, it aims to actively engage Yemenis with issues around peace-building, conflict resolution and economic recovery. The Commission should acknowledge and accept contributions from other donors in accordance with Article 21(2) of Regulation (EU, Euratom) 2018/1046, subject to the conclusion of the relevant agreement. Where such contributions are not denominated in euro, a reasonable estimate of conversion should be made.
- (10) It is appropriate to authorise the award of grants without a call for proposals and to provide for the conditions for awarding those grants.
- (11) Pursuant to Article 26(1) of Regulation (EU) 2021/947, indirect management is to be used for the implementation of these actions.
- (12) 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. 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) 2018/1046 and, if necessary, to appropriate supervisory measures in accordance with Article 154(5) of Regulation (EU, Euratom) 2018/1046 before a contribution agreement can be signed.
- (13) 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.

- (14) 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 Regulation (EU, Euratom) 2018/1046.
- (15) The measure provided for in this Decision is in accordance with the opinion of the 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 programme for the implementation of the special measure in favour of Yemen for resilience, food security and early economic recovery for 2021, as set out in the Annexes, is adopted.

The special measure shall include the following actions:

- (a) Supporting resilient livelihoods, food security, and climate adaptation in Yemen set out in Annex I;
- (b) Strengthening Evidence-Based Decision Making in Yemen through Improved Food Security, Nutrition and Livelihoods Information and Analysis set out in Annex II;
- (c) Creating opportunities for early economic recovery in Yemen set out in Annex III.

Article 2
Union contribution

The maximum Union contribution for the implementation of the special measure for 2021 is set at EUR 75 million, and shall be financed from the appropriations entered in the following lines of the general budget of the Union :

- budget line BGUE-B2021-14.020130-C1-INTPA: EUR 75 million.

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 partly 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 the Annex I, point 4.3.1 of the Annex II and point 4.3.2 in Annex III.

Article 4
Flexibility clause

Increases or decreases of up to EUR 10 million not exceeding 20% of the contribution set in the first paragraph of Article 2, or cumulated changes 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 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.

Article 5

Grants

Grants may be awarded without a call for proposals in accordance with the conditions set out in the Annexes. Grants may be awarded to the bodies referred to in section 4.3.1 of Annex III.

Done at Brussels, 15.12.2021

For the Commission

Jutta URPILAINEN

Member of the Commission