



Brussels, 29.4.2022
C(2022) 2893 final

COMMISSION IMPLEMENTING DECISION

of 29.4.2022

**on the financing of the individual measure in favour of Sub-Saharan Africa for
migration for 2022**

COMMISSION IMPLEMENTING DECISION

of 29.4.2022

on the financing of the individual measure in favour of Sub-Saharan Africa for migration for 2022

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) No 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) No 2021/947 of 9 June 2021’), and in particular Article 23(3) thereof,

Whereas:

- (1) In order to ensure the implementation of the individual measure in favour of Sub-Saharan Africa for migration, for 2022, it is necessary to adopt a 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 objectives pursued by this individual measure are to contribute to reduce the number of incidents of trafficking in human beings and smuggling of migrants in the Horn, East and Central Africa and enhance victims’ protection, enhance law enforcement cooperation and strengthen criminal justice chain on those specific fields, and facilitate the transition of the existing Regional Operational Centre (ROCK) into an African Union Centre.
- (4) The Commission has adopted the Multiannual Indicative Programme for Sub-Saharan Africa⁴ for the period 2021-2027. The action is aimed at ensuring the continuity of

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 Sub-Saharan Africa for the period 2021-2027, C(2021) 9373 final of 15.12.2021.

activities previously financed under the EU Trust Fund for Africa that are crucial to preserve and sustain previous achievements in the area of the fight against the trafficking in human beings and smuggling of migrants in the Horn, East and Central Africa. Therefore, it is necessary to adopt a financing decision. Considering that at the time the programme was proposed, no other means of financing for this measure were available, it was justified to adopt an individual measure that is not based on a programming document pursuant to Article 23(3) of Regulation (EU) 2021/947. Due to the sudden worsening of the security situation in the Republic of Sudan, the launching of the procedure to adopt the individual measure had to be postponed until the conditions for a secure implementation of the action were in place.

- (5) It is appropriate to authorise the award of grants without a call for proposals and to provide for the conditions for awarding those grants.
- (6) 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.
- (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 Regulation (EU, Euratom) 2018/1046.
- (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 Neighbourhood, Development and International Cooperation Instrument Committee established under Article 45 of Regulation (EU) No 2021/947 of 9 June 2021 should be informed of this Decision within one month following its adoption.

HAS DECIDED AS FOLLOWS:

Article 1 *The measure*

The annual financing decision, constituting the individual measure in favour of Sub-Saharan Africa for migration for 2022, as set out in the Annex, is adopted.

The measure shall include the following action: Regional Operational Centre in Khartoum (ROCK) in support of the Khartoum Process, the African Union Horn of Africa Initiative and the Eastern Africa Police Chiefs Cooperation Organisation (EAPCCO) – phase II (ROCK II).

Article 2 *Union contribution*

The maximum Union contribution for the implementation of the measure is set at EUR 5 000 000, and shall be financed from the appropriations entered in the budget line BGUE-B2022-14.020121-C1-INTPA 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 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 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 4
Grants

Grants may be awarded without a call for proposals in accordance with the conditions set out in the Annex. Grants may be awarded to the bodies referred to in the Annex in accordance with point 4.4.1 of the Annex.

Done at Brussels, 29.4.2022

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.