



EUROPEAN  
COMMISSION

Brussels, 26.3.2020  
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**COMMISSION DECISION**

**of 26.3.2020**

**on the financing of the special measure in favour of the Democratic Republic of the  
Congo**

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### on the financing of the special measure in favour of the Democratic Republic of the Congo

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 Fund<sup>1</sup>, and in particular Article 9(3) thereof,

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund, and repealing Regulation (EU) 2015/323<sup>2</sup>, and in particular Article 24 thereof,

Whereas:

- (1) In order to ensure the implementation of a special measure in favour of the Democratic Republic of the Congo (DRC), it is necessary to adopt a financing decision. Article 110 of Regulation (EU, Euratom) 2018/1877, applicable in accordance with Article 24(2) of Regulation (EU) 2018/1877 establishes detailed rules on financing decisions.
- (2) The envisaged assistance is to comply strictly with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU<sup>3</sup>.
- (3) The objectives of the measure to be financed under the 11th European Development Fund (EDF) Internal Agreement<sup>4</sup> ('Internal Agreement') consist in improving the food and nutrition security of populations in the DRC, in particular the poorest households, women and children.
- (4) The purpose of the 'Resilience action for food and nutrition security in the Democratic Republic of the Congo' is to improve the food and nutrition security of populations in the DRC, in particular the poorest households, women and children. This is made possible by fulfilling specific objectives designed to: i) step up malnutrition prevention; ii) bolster the structuring of farmers' organisations; iii) increase the yield of sustainable agriculture production and promote diversification of production.

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<sup>1</sup> OJ L 58, 3.3.2015, p. 1.

<sup>2</sup> OJ L 307, 3.12.2018, p. 1.

<sup>3</sup> [www.sanctionsmap.eu](http://www.sanctionsmap.eu). Note that the sanctions map is an IT tool for identifying the sanctions regimes. The sanctions stem from legal acts published in the Official Journal (OJ). In case of discrepancy the OJ prevails.

<sup>4</sup> 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) 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<sup>5</sup>, applicable in accordance with Articles 24(2) and 25 of Regulation (EU) 2018/1877.
- (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, applicable in accordance with Article 24(2) of Regulation (EU) 2018/1877.
- (8) The measure provided for in this Decision does not fall into the categories of measures for which the opinion of the Committee is required. The EDF Committee established under Article 8 of the Internal Agreement should be informed of this Decision within one month of its adoption.

HAS DECIDED AS FOLLOWS:

*Article 1*  
*The measure*

The decision on the financing of a special measure in favour of the Democratic Republic of the Congo, set out in the Annex, is adopted.

The measure shall include the following action:

- ‘Resilience action for food and nutrition security in the Democratic Republic of the Congo’, set out in the Annex.

*Article 2*  
*Union contribution*

The maximum Union contribution for the implementation of the measure is set at EUR 10 000 000 and shall be financed from the 11th European Development Fund.

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 10 000 000 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, applicable in accordance with Article 24(2) of Regulation (EU) 2018/1877, provided that these changes do not significantly affect the nature and objectives of the actions.

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<sup>5</sup> 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 966/2012 (OJ L 193, 30.07.2018, p. 1).

The authorising officer responsible may implement the changes referred to in the first paragraph, in accordance with the principles of sound financial management and proportionality.

*Article 4*  
*Grants*

Grants may be awarded without a call for proposals to the bodies indicated in the Annex, selected in accordance with point 5.4.1 of the Annex.

Done at Brussels, 26.3.2020

*For the Commission*  
*Jutta URPILAINEN*  
*Member of the Commission*