



Brussels, 14.12.2018  
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**COMMISSION DECISION**

**of 14.12.2018**

**on the individual measure in favour of the Republic of Mozambique**

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## on the individual measure in favour of the Republic of Mozambique

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 11<sup>th</sup> European Development Fund<sup>1</sup>, 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 11<sup>th</sup> European Development Fund<sup>2</sup>, and in particular Article 26 thereof,

Whereas:

- (1) In order to ensure the implementation of "Rural Development through Improved Rural Transport in Mozambique", it is necessary to adopt a financing decision. 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 TFEU<sup>3</sup>.
- (3) The Commission has adopted the National Indicative Programme (2014-2020)<sup>4</sup> for co-operation between the Republic of Mozambique and the European Union, which sets out the following priorities: good governance and development and rural development.
- (4) The objectives pursued by the measure to be financed under the 11<sup>th</sup> European Development Fund (EDF) Internal Agreement ("Internal Agreement")<sup>5</sup> are to contribute to sustainable, inclusive and broad-based economic growth and to poverty reduction in the context of national food and nutrition security (FNS) and climate change through: i) improved food security and nutrition status and ii) improved rural competitiveness. The specific objectives are to improve access i) to food and ii) to public goods and services (including social) in the rural areas of the Provinces of Nampula and Zambézia.

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

<sup>2</sup> OJ L 58, 3.3.2015, p. 17.

<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 source of the sanctions stems from legal acts published in the Official Journal (OJ). In case of discrepancy, the OJ prevails.

<sup>4</sup> Commission Decision on the adoption of the National Indicative Programme between the European Union and Mozambique C(2015) 5996 of 28.08.2015.

<sup>5</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);

- (5) The action entitled "Rural Development through Improved Rural Transport in Mozambique " aims to improve: i) equitable access to food and ii) equitable access to public goods and services in the rural areas of the Provinces of Nampula and Zambézia.
- (6) Pursuant to Article 17 of Regulation (EU) 2015/323, indirect management is to be used for the implementation of the programme.
- (7) 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, as provided for in Article 154(3) of Regulation (EU, Euratom) 2018/1046, applicable in accordance with Article 2(1) and Article 17 of Regulation (EU) 2015/323.
- (8) To this end, the Commission in accordance with Article 154(6) of Regulation (EU, Euratom) 2018/1046 retains the financial management responsibilities laid down in point 5.4.1 of the Annex.
- (9) 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, applicable in accordance with Article 29(1) of Regulation (EU) 2015/323.
- (10) 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.
- (11) The measure provided for in this Decision is in accordance with the opinion of the EDF Committee established under Article 8 of the Internal Agreement.

HAS DECIDED AS FOLLOWS:

#### *Article 1*

##### *The measure*

The financing decision, constituting the measure for the implementation of the individual measure in favour of the Republic of Mozambique, as set out in the Annex, is adopted.

The measure shall include the following action:

Annex: "Rural Development through Improved Rural Transport in Mozambique "

#### *Article 2*

##### *Union contribution*

The maximum Union contribution for the implementation of the programme is set at EUR 124 000 000 and shall be financed from the 11<sup>th</sup> European Development Fund.

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 Annex, may be entrusted to the entities or persons referred to or selected in accordance with the criteria laid down in point 5.4.1 of the Annex.

*Article 4*  
*Flexibility clause*

Increases or decreases of up to EUR 10 000 00 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 2(1) and Article 26 of Regulation (EU) 2015/323, provided that these changes do not significantly affect the nature and objectives of the actions.

The use of contingencies shall be taken into account in the ceiling set by this Article.

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, 14.12.2018

*For the Commission*  
*Neven MIMICA*  
*Member of the Commission*