



Brussels, 10.12.2015
C(2015) 8676 final

COMMISSION IMPLEMENTING DECISION

of 10.12.2015

**concerning the adoption of the work programme for 2016 in the framework of the
European Maritime and Fisheries Fund for the use of the operational technical
assistance, serving as financing decision**

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concerning the adoption of the work programme for 2016 in the framework of the European Maritime and Fisheries Fund for the use of the operational technical assistance, serving as financing decision

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the Regulation (EU) No 508/2014 of the European Parliament and Council of 15 May 2014 on the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 2328/2003, (EC) No 861/2006, (EC) No 1198/2006 and (EC) No 861/2006 and No 791/2007 and Regulation No 1255/2011 of the European Parliament and Council¹, and in particular Articles 23 and 91 thereof,

Having regard to the Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006, and in particular Article 58 thereof,

Having regard to Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union², and in particular Article 84(2) thereof,

Having regard to 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 Union³, and in particular Article 94 thereof,

Whereas:

- (1) In order to ensure implementation of the work programme for 2016 in the framework of the European Maritime and Fisheries Fund for the use of technical assistance, it is necessary to adopt a financing decision for 2016. Article 94 of Commission Delegated Regulation (EU) No 1268/2012 and Article 84 of Regulation (EU, Euratom) No 966/2012 establish detailed rules on financing decisions.
- (2) This Decision should allow for the payment of interest due for late payment on the basis of Article 92 of Regulation (EU, Euratom) No 966/2012 and Article 111(4) of Delegated Regulation (EU) No 1268/2012.

¹ OJ L 149, 20.05.2014, p. 1.

² OJ L 298, 26.10.2012, p. 1.

³ OJ L 362, 31.12.2002, p. 1.

- (3) For the application of this Decision, it is appropriate to define the term 'substantial change' within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012.

HAS DECIDED AS FOLLOWS:

Article 1
The Work programme

The annual work programme for the implementation of the operational technical assistance at the initiative of the Commission in the framework of the European Maritime and Fisheries Fund for 2016, as set out in Annex, is adopted.

The work programme constitutes a financing decision within the meaning of Article 84 of Regulation (EU, Euratom) No 966/2012.

Article 2
Union contribution

The maximum contribution for the implementation of the operational technical assistance for the year 2016 is set at EUR 4.080.000, and shall be financed from the following line of the general budget of the European Union for 2016:

11 06 63 01 EMFF operational technical assistance 4.080.000 EUR

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

The implementation of this Decision is subject to the availability of the appropriations provided for in the draft budget for 2016 after the adoption of the budget for 2016 by the budgetary authority or as provided for in the system of provisional twelfths.

Article 3
Flexibility clause

Cumulated changes to the allocations to specific actions not exceeding 20% of the maximum contribution set in Article 2 of this Decision shall not be considered to be substantial within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012, where those changes do not significantly affect the nature of the actions and objective of the work programme. The increase of the maximum contribution set in Article 2 of this Decision shall not exceed 20%.

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

Done at Brussels, 10.12.2015

For the Commission
Karmenu VELLA
Member of the Commission