

Horizontal enabling conditions – general introduction

Directorate-General for Regional and Urban Policy



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HECs are applicable to all CPR Funds (ERDF, ESF+, CF, JTF, EMFF, AMIF, BMVI, ISF) and to all specific objectives

- The HEC regarding the tools and capacity for effective application of State aid rules is not applicable to programmes supported by the AMIF, the BMVI and the ISF

Fulfillment criteria for each HEC are set out in **Annex III** to the CPR

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- MS assesses fulfilment of enabling conditions **in programmes** (Table 12 of the programme template)
- Enabling condition is **fulfilled** where all related fulfilment criteria are met
- Information required for fulfilment of an enabling condition does not need to be presented in a single document
- Sections '*Justification*' and '*Reference to documents*' should not provide a complete description of fulfilment, but only key information (in a nutshell)

Example: Horizontal enabling condition XYZ

Table 12: Enabling conditions				
Fulfilment of enabling condition	Criteria	Fulfilment of criteria	Reference to relevant documents	Justification
No	Criterion 1	Yes	Adopted strategy (name, ref. number, adopted by, on date, etc.) and a link to it [500 characters]	A strategy or a law was adopted by the Parliament on 1 January 2020, containing the following elements that fulfil criterion 1: ... [1 000 characters]
	Criterion 2	No	(no reference needed)	(no justification needed)

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If an enabling condition is **not fulfilled** at the time of approval of the programme by the Commission

- MS may declare expenditure, but the Commission will not reimburse it until the enabling condition is fulfilled
- MS may declare expenditure and the Commission will reimburse it for operations that contribute to the fulfilment of the corresponding enabling condition

As soon as MS considers the enabling condition fulfilled, it shall **report** this fact to the Commission with justification

- 3 months for the Commission to assess
- 1 months for MS to respond to the Commission

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Enabling conditions have to remain fulfilled during the whole programming period

- Examined by monitoring committee, i.e. MS to inform the committee about any changes that may affect the fulfilment of enabling conditions

If the Commission suspects that an enabling condition becomes unfulfilled during the programming period

- The Commission will set out its assessment to the MS
- MS has 1 month to reply to the Commission
- The Commission will stop reimbursing the relevant declared expenditure if it concludes that the enabling condition is indeed unfulfilled

Thank you!

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