



Performance Review

**EMFF Expert Group
18 February 2019**

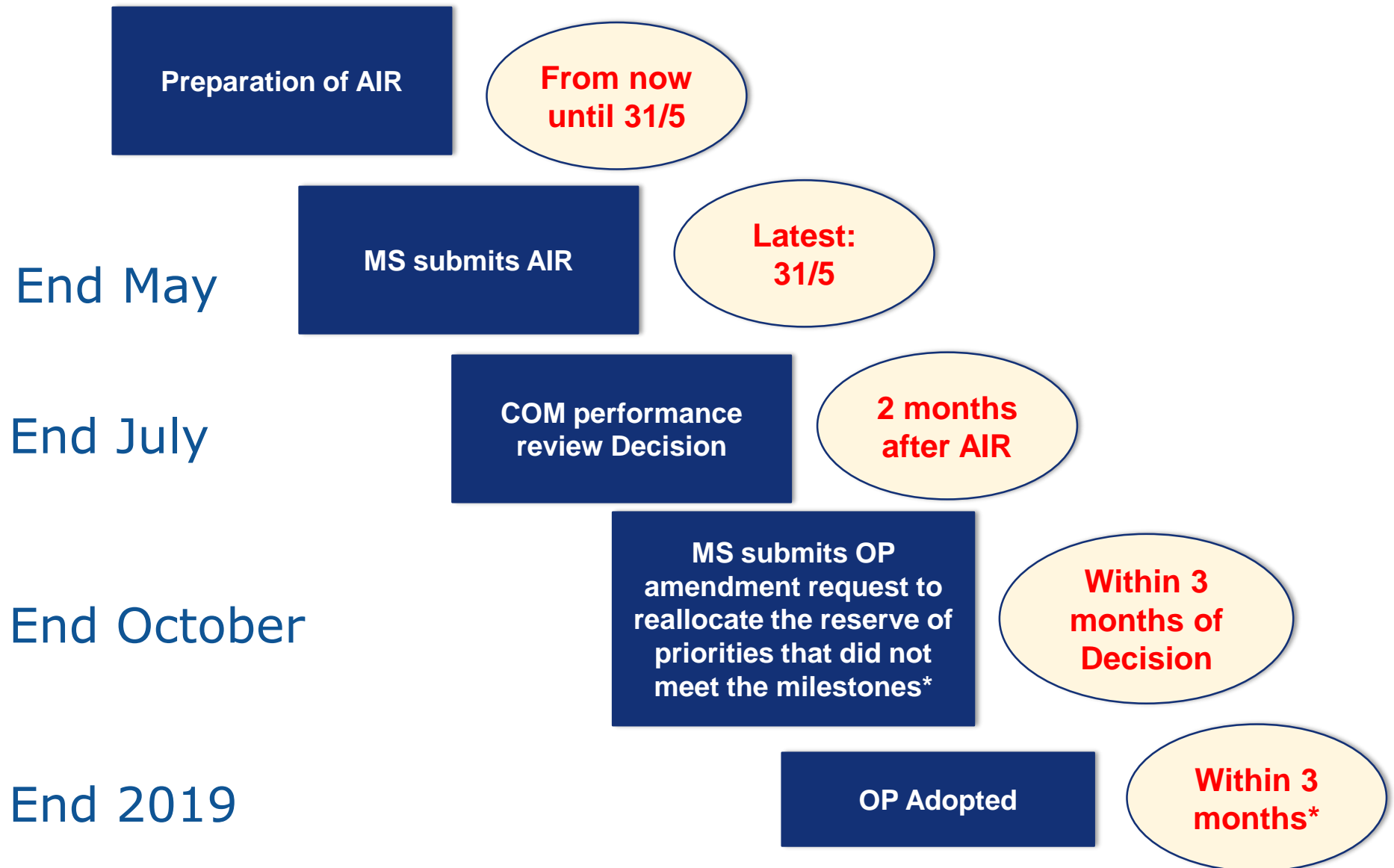
The 2019 performance review

- Review of implementation as reported in the 2018 AIR against 2018 milestones to assess achievement
- 519 OPs and 2,625 priorities for all ESI Funds
- Results of the review:

Allocate performance reserves when milestones met

Reallocation of reserves when milestones not met

Main steps



*May be combined with other OP amendments

The 2019 performance review

- Legal basis: Art. 21 and 22 of the CPR and Art. 6 of Commission Implementing Reg. (EU) No 215/2014
- AIR values compared to milestones in OP in force at time of AIR submission
- A Commission Decision for each EMFF OP, allocating the reserve to performing priorities
- After the Decision, MS to propose a reallocation of reserve from priorities not meeting milestones to priorities which met milestones

Performing priorities

- Performing priority if:
 - 2 indicators in the PF: all indicators achieved at least 85% of the milestone value
 - 3 or more indicators in the PF: all indicators except one achieved at least 85%, 1 indicator at least 75% of the milestone value
- Financial indicator is an indicator in all UPs for all MS. Other indicators vary.

Financial indicator achievement values

- All ESI Funds except EAFRD: the information reported in the AIR shall correspond:
 - Either only to the amount of eligible expenditure certified by the certifying authority and included in payment claims submitted to the Commission by 31 December 2018
 - Or to the amount of payment claims submitted to the Commission in 2019, which correspond to the expenditure incurred by beneficiaries and paid in 2018, but not necessarily paid back by the managing authority to the beneficiary within 2018
 - Only the payment claims submitted before the submission of the AIR in 2019 may be taken into account

Data reliability and timing

- Decision identifying performing/non performing priorities within two months of AIR submission
- Automated calculation relies on correct and accurate data in the AIR
- Please upload 2018 achievement values in SFC AIR module as early as possible*
- Keep regular contact with DG MARE desk
- Identify and correct errors, confirm submission date, anticipate Decision outcome, plan reserve reallocations

Re-allocation of the reserve

- MS have 3 months from Decision to propose re-allocation of the reserve
- Reallocate from any non-performing priority to any performing priority
- Reserves of performing priorities may not be reallocated
- Under normal circumstances, allocations are ring-fenced according to EMFF Article 13

UP
1,2,4,5

UP
3

UP
6

Re-allocation of the reserve

- Article 22(5) of the CPR gives a derogation for reallocation of the 6% performance reserve (only)
- Any other concurrent or subsequent reallocations must respect the usual rules
- Propose an OP amendment within 3 months of Decision*
- Possible to include other modifications
- Clear justifications and explanations of all proposed modifications to be provided
- Approval within 3 months

Next steps

- Upload 2018 indicator values in SFC AIR module as soon as possible, noting that the OP in force at the time of creating the module is the one to be used for the Review.
- Discuss the values, expected date of AIR submission, likely outcome of the Decision and likely reallocation of performance reserves with DG MARE desk officer