

INFORMATION FICHE NO 12

**CLIMATE CHANGE – EUROPEAN MARITIME AND FISHERIES
FUND (EMFF) CONTRIBUTION TO ADAPTATION AND
MITIGATION 2021 – 2027**

21 May 2019

RELEVANT PROVISIONS IN THE DRAFT LEGISLATION

Regulation	Provisions
EMFF Proposal	Recital 13 Articles 4, 9 Annex IV
CPR Proposal	Recitals 9, 14 Articles 4, 67

This document is based on the text of the adopted EMFF and CPR proposals. It is a provisional text, without prejudice to on-going discussions. This series of fiches is intended to guide Member States, explaining and elaborating the text of the proposal.

OBJECTIVE OF THIS FICHE

This fiche outlines how operations financed by the European Maritime and Fisheries Fund (EMFF), which contribute towards adapting to, and mitigating the impacts of climate change will be accounted for by Member States and by the Commission in the period 2021-2027. It also outlines the consideration to be given to climate change adaptation and mitigation in preparation of the programmes, and the subsequent climate-relevant criteria for selection of operations.

LEGAL BASIS

Recital 13 of the Commission's proposal on the EMFF:

Reflecting the importance of tackling climate change in line with the Union's commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Regulation should contribute to mainstream climate actions and to the achievement of an overall target of 25% of the Union budget expenditures supporting climate objectives. Actions under this Regulation are expected to contribute to 30% of the overall financial envelope of the EMFF to climate objectives. Relevant actions will be identified during the preparation and implementation of the EMFF, and reassessed in the context of the relevant evaluations and review processes.

Article 4 of the Commission's proposal on the EMFF:

Priorities

(...)

Support under the EMFF shall contribute to the achievement of the environmental and climate change mitigation and adaptation objectives of the Union. That contribution shall be tracked in accordance with the methodology set out in Annex IV.

Article 9(6) of the Commission's proposal on the EMFF:

Programming for support under shared management

6. *The Commission shall assess the programme in accordance with Article 18 of Regulation (EU) No [Regulation laying down Common Provisions]. In its assessment it shall take into account, in particular:*

(...)

(i) the contribution of the programme to climate change mitigation and adaptation.

Recital 9 of the Commission's proposal on the CPR:

Reflecting the importance of tackling climate change in line with the Union's commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, the Funds will contribute to mainstream climate actions and to the achievement of an overall target of 25 % of the EU budget expenditure supporting climate objectives.

Recital 14 of the Commission's proposal on the CPR:

Member States should take account of the contents of their draft National Energy and Climate Plan, to be developed under the Regulation on the Governance of the Energy Union¹, and the outcome of the process

¹ [Regulation on the Governance of the Energy Union, amending Directive 94/22/EC, Directive 98/70/EC, Directive 2009/31/EC, Regulation (EC) No 663/2009, Regulation (EC) No 715/2009, Directive

resulting in Union recommendations regarding these plans, for their programmes, as well as for the financial needs allocated for low-carbon investments.

Article 4(1) and (3) of the Commission's proposal on the CPR:

Policy objectives

1. *The ERDF, the ESF+, the Cohesion Fund and the EMFF shall support the following policy objectives:
(...)
(b) a greener, low-carbon Europe by promoting clean and fair energy transition, green and blue investment, the circular economy, climate adaptation and risk prevention and management;*
3. *Member States shall provide information on the support for environment and climate objectives using a methodology based on types of intervention for each of the Funds. That methodology shall consist of assigning a specific weighting to the support provided at a level which reflects the extent to which such support makes a contribution to environmental objectives and to climate objectives. In the case of the ERDF, the ESF+ and the Cohesion Fund weightings shall be attached to dimensions and codes for the types of intervention established in Annex I.*

Article 67(3) of the Commission's proposal on the CPR:

Selection of operations by the managing authority

3. *In selecting operations, the managing authority shall:
(...)
(j) ensure the climate proofing of investments in infrastructure with an expected lifespan of at least five years.*

BACKGROUND

The Commission's proposal for the 2021-2027 multiannual financial framework sets an ambitious goal for climate mainstreaming across all Union programmes, with an overall target of 25% of Union expenditures contributing to climate objectives. Actions under the EMFF are expected to contribute 30% of the overall financial envelope to climate objectives.

APPROACH

The contribution of the EMFF to the climate objectives will be based on financial data reported by the Member States to the Commission. Tracking will be automatic, using a climate marker system based on the Rio Marker system of either 0%, 40% or 100% relevance to climate. For EMFF actions under shared management, the appropriate marker in Annex IV of the EMFF proposal will be applied automatically to the financial data reported by the Member State.

2009/73/EC, Council Directive 2009/119/EC, Directive 2010/31/EU, Directive 2012/27/EU, Directive 2013/30/EU and Council Directive (EU) 2015/652 and repealing Regulation (EU) No 525/2013 (COM/2016/0759 final/2 - 2016/0375 (COD)).

In the case of the five areas of support with a 0% coefficient marked with an asterisk in Annex IV, the Member State may propose in its programme that a coefficient of 40% be applied instead, by justifying the relevance of that area of support in the programme to climate change mitigation or adaptation. Where the higher coefficient is justified, it will be applied to the financial data reported.

In the case of EMFF actions financed under direct and indirect management, the markers in annex to this fiche will be applied. They follow a similar logic to those used for shared management. Together, these two sets of markers cover the overall financial envelope of the EMFF.

REPORTING

Member States do not have specific reporting obligations for the calculation of the EMFF budget contribution to climate. Calculation is automatic based on financial data reported under Annex VII of the Commission's CPR proposal. Nevertheless, in the interest of highlighting individual operations which have a strong climate component, Infosys provides a "climate check-box" which should be used to highlight such operations. This information will not be relevant for *calculating* contributions. It is simply to help identify useful examples of highly-relevant climate operations and efforts to mainstream climate policy.

The Commission will continue to present the contribution to climate adaptation and mitigation at the level of the EMFF and the overall EU budget in the annual draft budget.

PRIORITISING CLIMATE ACTIONS

In preparation of the Programme, Member States shall prepare a SWOT analysis (strengths, weaknesses, opportunities and threats) according to Article 9.3(a) of the EMFF proposal. At the same time, the Commission will prepare "sea basin analyses" identifying challenges at sea basin level, including in terms of climate adaptation and mitigation. Both the national SWOT analyses and the sea basin analyses will serve as background to develop the programmes.

In developing their EMFF programme, Member States should also take account of the orientation of their draft National Energy and Climate Plan, according to recital 14 of the CPR proposal.

In its assessment of a programme on the subject of climate, the Commission will take the SWOT analysis of the Member State, the relevant sea basin analysis, and the corresponding contribution of the programme to climate change mitigation and adaptation into consideration.

Following programme adoption, when selecting operations, the managing authority shall ensure the climate-proofing of investments in infrastructure with an expected lifespan of at least five years. Guidance on climate-proofing for EU-funded infrastructure under InvestEU and the Connecting Europe facility is under preparation. This can also be taken into consideration for the EMFF when it becomes available.

ANNEX

COEFFICIENTS FOR CALCULATING AMOUNTS OF SUPPORT FOR CLIMATE CHANGE OBJECTIVES BY ACTIONS FINANCED UNDER DIRECT AND INDIRECT MANAGEMENT

Actions to be financed under direct and indirect management	climate coefficient
<i>Implementation of the CFP (Article 40)</i>	
(a) the provision of scientific advice and knowledge for the purpose of promoting sound and efficient fisheries management decisions under the CFP, including through the participation of experts in scientific bodies;	40%
(b) the development and implementation of a Union fisheries control system as provided for in Article 36 of Regulation (EU) No 1380/2013 and further specified in Regulation (EC) No 1224/2009;	0%
(c) the functioning of Advisory Councils established in accordance with Article 43 of Regulation (EU) No 1380/2013, which have an objective forming part of, and supporting, the CFP;	0%
(d) voluntary contributions to the activities of international organisations dealing with fisheries, in accordance with Article 29 and Article 30 of Regulation (EU) No 1380/2013.	40%
<i>Promotion of clean and healthy seas (Article 41)</i>	40%
<i>Market intelligence (Article 42)</i>	0%
<i>Maritime policy and development of a sustainable blue economy (Article 43)</i>	40%
<i>Maritime security and surveillance (Article 44)</i>	0%
<i>International ocean governance (Article 45)</i>	40%

ANNEX IV OF EMFF PROPOSAL

COEFFICIENTS FOR CALCULATING AMOUNTS OF SUPPORT FOR ENVIRONMENT-RELATED AND CLIMATE CHANGE OBJECTIVES

AREA OF SUPPORT	NOMENCLATURE TO BE USED IN THE PROGRAMME	Coefficient for the calculation of support to climate change objectives
<i>Expenditure contributing to priority 1: Fostering sustainable fisheries and the conservation of marine biological resources</i>		
Article 14(1) <i>Achievement of the environmental, economic, social and employment objectives of the CFP</i>	1.1	40%
Article 16 <i>Investments in small-scale coastal fishing vessels</i>	1.1	0%*
Article 17(1) <i>Management of fisheries and fishing fleets</i>	1.1	0%
Article 17(2) <i>Permanent cessation of fishing activities</i>	1.2	100% if the support is achieved through the scrapping of the fishing vessel 0%* if the support is achieved through the retrofitting of the fishing vessel for activities other than commercial fishing
Article 18 <i>Extraordinary cessation of fishing activities</i>	1.2	40%
Article 19 <i>Control and enforcement</i>	1.3	0%
Article 20 <i>Collection and processing of data for fisheries management and scientific purposes</i>	1.3	0%
Article 21 <i>Compensation for additional costs in outermost regions for fishery and aquaculture products</i>	1.4	0%
Article 22 <i>Protection and restoration of marine biodiversity and ecosystems</i>	1.5	40%
<i>Expenditure contributing to priority 2: Contributing to food security in the Union through competitive and sustainable aquaculture and markets</i>		
Article 23 <i>Aquaculture</i>	2.1	0%*
Article 24 <i>Marketing of fishery and aquaculture products</i>	2.1	0%
Article 25 <i>Processing of fishery and aquaculture products</i>	2.1	0%*
<i>Expenditure contributing to priority 3: Enabling the growth of a sustainable blue economy and fostering prosperous coastal communities</i>		
Article 26 <i>Community-led local development</i>	3.1	0%*
Article 27	3.1	40%

<i>Marine knowledge</i>		
<i>Expenditure contributing to priority 4: Strengthening international ocean governance and enabling safe, secure, clean and sustainably managed seas and oceans</i>		
Article 28 <i>Maritime surveillance</i>	4.1	0%
Article 29 <i>Coastguard cooperation</i>	4.1	0%
<i>Expenditure contributing to technical assistance</i>		
<i>Technical assistance</i>	5.1	0%*

* A Member State may propose in its programme that a coefficient of 40% be assigned to an area of support marked with * in the table, provided it can demonstrate the relevance of that area of support to climate change mitigation or adaptation, or to environment-related objectives, as appropriate.