Brussels, 16.12.2013
C(2013) 9019 final

COMMISSION DECISION

of 16.12.2013

cconcerning the adoption of the financing decision for 2014 for the Union contribution to
the European Fisheries Control Agency (EFCA), to Advisory Councils, and to
international fisheries organisations.
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concerning the adoption of the financing decision for 2014 for the Union contribution to the European Fisheries Control Agency (EFCA), to Advisory Councils, and to international fisheries organisations.

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 768/2005 of 26 April 2005 establishing a Community Fisheries Control Agency and amending Regulation (EEC) No 2847/93 establishing a control system applicable to the common fisheries policy\(^1\), and in particular Article 35(1) thereof,

Having regard to the proposal for a new regulation of the European Parliament and of the Council on the common fisheries policy COM(2011) 425 final, and in particular Articles 39 (1) (2), 40 and 54 (3) thereof,


Having regard to Council Regulation (EEC) No 3179/78 of 28 December 1978 concerning the conclusion by the European Economic Community of the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries (NAFO)\(^6\),

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\(^4\) OJ L 162, 18.6.1986, p. 33
\(^5\) OJ L 227, 12.8.1981, p. 21
\(^6\) OJ L 378, 30.12.1978, p. 1
Having regard to Council Decision 95/399/EC of 18 September 1995 on the accession of the Community to the Agreement for the establishment of the Indian Ocean Tuna Commission (IOTC)\(^7\),


Having regard to Council Decision 2008/780/EC of 29 September 2008 on the signing, on behalf of the European Community, of the Southern Indian Ocean Fisheries Agreement (SIOFA)\(^10\),

Having regard to Council Decision 2005/75/EC of 26 April 2004 on the accession of the Community to the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean (WCPFC)\(^11\),

Having regard to Council Decision 2005/938/EC of 8 December 2005 on the approval on behalf of the European Community of the Agreement on the International Dolphin Conservation Programme (AIDCP)\(^12\),


Having regard to Council Decision of 3 October 2011 on the approval, on behalf of the European Union, of the Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean (SPRFMO)\((2012/130/EU)\(^15\)


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 Union\(^17\), and in particular Article 84(2) thereof,

Whereas:

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\(^{7}\) OJ L 236, 5.10.1995, p. 24
\(^{8}\) OJ L 190, 4.7.1998, p. 34
\(^{10}\) OJ L 268, 9.10.2008, p. 27
\(^{11}\) OJ L 32, 4.2.2005, p. 1
\(^{12}\) OJ L 348, 30.12.2005, p. 27
\(^{13}\) OJ L 224, 16.8.2005, p. 22
\(^{14}\) OJ L 210, 19.7.1982, p. 10–10
\(^{15}\) OJ L 67, 6.3.2012, p.1
\(^{16}\) OJ L 179, 23.6.1998, p. 1
In order to ensure implementation of the Commission contribution to the European Fisheries Control Agency (EFCA), of the compulsory contributions to the international fisheries organisations, and of the grants to Advisory Councils, it is necessary to adopt a financing decision and the work programme for 2014. Article 94 of 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 Union18 establishes detailed rules on financing decisions.

It is appropriate to authorise the award of grants without a call for proposals to the bodies identified in the work programme and for the reasons provided therein.

This Decision should allow for the payment of interest due for late payment on the basis of Article 92 of the Financial Regulation and Article 111(4) of Delegated Regulation (EU) No 1268/2012.

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 work programme for the implementation of the Commission contribution to the European Fisheries Control Agency (EFCA), of the compulsory contributions to the international fisheries organisations, and of the grants to Advisory Councils for 2014, as set out in the Annex, is adopted.

The work programme constitutes a financing decision within the meaning of Article 84 of the Financial Regulation.

Article 2

Union contribution

The maximum contribution for the implementation of the programme for the year 2014 is set at EUR 14 617 150, and shall be financed from the following lines of the general budget of the European Union for 2014:

(a) budget line 11 03 02 : EUR 4 400 000
(b) budget line 11 06 62 04: EUR 1 000 000
(c) budget line 11 06 64 : EUR 9 217 150

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 2014 after the adoption of the budget for 2014 by the budgetary authority or as provided for in the system of provisional twelfths.

The implementation of this Decision as regards budget line 11 06 62 04 is additionally subject to the final adoption of the proposal for a Regulation of the European Parliament and of the

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Council on the Common Fisheries Policy\textsuperscript{19} by the legislative authority without significant modifications.

\textit{Article 3}

\textit{Flexibility clause}

Cumulated changes\textsuperscript{20} to the allocations to specific actions not exceeding 10\% 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 authorising officer responsible may adopt the changes referred to in the first paragraph in accordance with the principles of sound financial management and proportionality.

\textit{Article 4}

\textit{Grants}

Grants may be awarded without a call for proposals to the bodies identified in the Annex in accordance with the conditions specified therein.

Done at Brussels, 16.12.2013

\textit{For the Commission}

\textit{Maria DAMANAKI}

\textit{Member of the Commission}

\textsuperscript{19}COM(2011) 425 final of 13.7.2011

\textsuperscript{20}These changes can come from assigned revenue made available after the adoption of the financing decision.