COMMISSION DECISION

of 10.12.2015

concerning the adoption of the financing decision for 2016 for the Union contribution to the European Fisheries Control Agency (EFCA), and to international fisheries organisations.
COMMISSION DECISION

of 10.12.2015

centering the adoption of the financing decision for 2016 for the Union contribution to the European Fisheries Control Agency (EFCA), 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, and in particular Article 35(1) 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),

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),

5 OJ L 162, 18.6.1986, p. 33
7 OJ L 378, 30.12.1978, p. 1
8 OJ L 236, 5.10.1995, p. 24


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)\(^11\),

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)\(^12\),


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 Draft Recommendation for a Council Decision to authorize the signature and provisional application of the Exchange of Letters to obtain membership in the extended Commission for the Conservation of Southern Bluefin Tuna (CCSBT) and the draft Recommendation for a Council Decision to conclude the exchange of letters to obtain membership of the Commission for the Conservation of Southern Bluefin Tuna (CCSBT) Extended Commission after having obtained the consent of the European Parliament.

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:

(1) In order to ensure implementation of the Commission contribution to the European Fisheries Control Agency (EFCA), and of the compulsory contributions to the international fisheries organisations, it is necessary to adopt a financing decision and

\(^{9}\) OJ L 190, 4.7.1998, p. 34  
\(^{11}\) OJ L 268, 9.10.2008, p. 27  
\(^{12}\) OJ L 32, 4.2.2005, p. 1  
\(^{13}\) OJ L 224, 16.8.2006, 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  

(2) 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.

(3) 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.

(4) 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), and of the compulsory contributions to the international fisheries organisations for 2016, as set out in the Annex, is adopted.

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

Article 2
Union contribution to international fisheries organisations

The maximum contribution to international fisheries organisations for the implementation of the programme for the year 2016 is set at EUR 5 500 000, and shall be financed from budget line 11 03 02 of the general budget of the European Union for 2016.

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

Article 3
Union contribution to EFCA

The maximum contribution to EFCA for the implementation of the programme for the year 2016 is set at EUR 9 217 000, and shall be financed from the budget line 11 06 64 of the general budget of the European Union for 2016.

Article 4
Flexibility clause

Cumulated changes 19 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.

Article 5
Adjustment clause

The contribution referred to in Article 3 may be adjusted to the amount of appropriation decided by the budgetary authority in the general budget of the Union for year 2016 if the change does not exceed 15%.

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19 These changes can come from assigned revenue made available after the adoption of the financing decision.
Article 6
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, 10.12.2015

For the Commission
Karmenu VELLA
Member of the Commission