



Brussels, 17.7.2013
C(2013) 4662 final

COMMISSION IMPLEMENTING DECISION

of 17.7.2013

amending Commission Decision C(2010) 8334 of 23 November 2010 adopting a National programme for Turkey under the IPA Transition Assistance and Institution Building Component for the year 2010

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THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1085/2006 of 17 July 2006 establishing an Instrument for Pre-Accession Assistance (IPA)¹, and in particular Article 14(2)(a) thereof,

Having regard to the 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 and repealing Council Regulation (EC, Euratom) No 1605/2002, (hereinafter referred to as 'Financial Regulation')² and in particular Article 84(2) thereof,

Whereas:

- (1) Regulation (EC) No 1085/2006 lays down the objectives and main principles for pre-accession assistance to candidate countries and potential candidates.
- (2) In accordance with Article 7 of Regulation (EC) No 1085/2006, the assistance should be provided through multi-annual or annual programmes, which can be established by country and by component. These programmes should be drawn up in accordance with the general policy framework referred to in Article 4 of Regulation (EC) No 1085/2006 and the relevant multi-annual indicative planning document referred to in Article 6 of that Regulation.
- (3) The Council has established an Accession Partnership for Turkey³. The Commission has adopted on 29 June 2009 a Multi-annual Indicative Planning Document 2009-2011 for Turkey⁴ which presents indicative allocations for the main priorities for pre-accession assistance to that country.
- (4) Therefore, and having regard to the project proposals submitted by Turkey, the national programme for Turkey under the IPA Transition Assistance and Institution Building Component for the year 2010 aims at providing assistance to four priority axes: progress towards fully meeting the Copenhagen political criteria, adoption and implementation of the *acquis communautaire*, promotion of an EU-Turkey Civil Society Dialogue and support activities.
- (5) Due to the savings in project tenders, failed tenders or reduced budgetary needs in projects under the 2010 National programme it has become necessary to reallocate EUR 28,3 million. The saved funds originate from 3 projects: TR2010/0301.02 "Improving chemical and ionizing radiation metrology II, using the acronym "Europe and Metrology in Turkey II" (EMIT II)", TR2010/0312.02 "Control of Foot and Mouth

¹ OJ L 210, 31.7.2006, p. 82.

² OJ L 298, 26.10.2012, p.1

³ Council Decision 2008/157/EC of 18 February 2008 (OJ L 51, 26.02.2008, p. 4).

⁴ Commission Decision C(2009)5041.

Disease - Phase 2" and TR2010/0301.01 "Strengthened Market Surveillance System for ICT sector".

- (6) It follows from an analysis that it would be appropriate to reallocate EUR 28 million to the new projects: 1. Project TR2010/0136.14 *"Enhancing the Protective Measures for Women Subjected to Violence"* (EUR 2.48 million) which will enhance the service ability of the shelters so that women who are victimized and under the risk of violence get effective protection. 2. Project TR2010/0136.15 *"Protection and provision of basic services to the out-of-the-camp Syrians in Turkey"* (EUR 9.98 million) which aim is to strengthen the reception and assistance capacity of the Turkish Government in granting international protection to Syrian nationals seeking protection in Turkey. The project will be implemented through a joint management with UNHCR. 3. Project TR2010/0314.03 *"Reform of Turkish Railways"* (EUR 2.125 million) will strengthen institutional, technical and administrative capacity of the General Directorate of Railway Regulation (DGRR) and improve the legislative and institutional harmonization in the railway sector with the EU *acquis*. 4. Project TR2010/0322.01 *"Regional Investment Climate Assessment in Turkey (RICA)"* (EUR 2.7 million), under which the regional investment climate assessment will be conducted in Turkey in order to provide comprehensive assessment of the investment climate. 5. Project TR2010/0322.02 *"Boosting Regional Competitiveness in Turkey (BRC)"* (EUR 1.8 million) which will conduct sector prioritization analysis in Turkey at the regional level, in harmony with national priorities, in order to provide input to the next regional and national development plans. 6. Project TR2010/0324.02 *"Regional Cooperation on Border Management among Turkey, Greece and Bulgaria Phase"* (EUR 1.6 million), which aims to enhance the development of functional, effective and integrated systems in border management between Greece, Bulgaria and Turkey, in line with EU standards, through trust building among the staff in charge of border management at all levels. The project will be implemented through a joint management with the International Organisation for Migration (IOM). In accordance with Article 53d of the Financial Regulation No 1605/2002, evidence shall be obtained by the authorising officer by delegation before the signature of the relevant agreement that the international organisations to be entrusted with the implementation of the Union budget by joint management, apply standards which offer guarantees equivalent to internationally accepted standards in their accounting, audit, internal control and procurement procedures.
- (7) Further, the project TR2010/0740.01 *"Enhanced Support Activities to Strengthen the European Integration Process"* is modified by increasing the total budget of the project by EUR 7.6 million. The modified project fiche will allow financing Twinning, Technical Assistance and Direct grant projects in a rapid manner and to address gaps of a limited scope, identified in the implementation of the *acquis* as well as to strengthen the capacities of the Turkish national institutions.
- (8) In order to ensure successful conclusion of contracts and completion of the activities covered by the above mentioned projects with a view to reach the intended results it is appropriate to extend the contracting deadline by 12 months.
- (9) The execution and disbursement deadlines will be aligned with the new contracting deadline except for projects TR2010/0136.09 *"Towards an Effective and Professional Justice Academy"*, TR2010/0136.10 *"Improvement of Enforcement Services in Prisons"*, TR2010/0311.01 *"Digitization of Land Parcel Identification System"* for which it is necessary to extend the execution period by additional 12 months.

- (10) This Decision meets the requirements of Article 94 of Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation (EU, Euratom) laying down detailed rules for the implementation of Council Regulation.
- (11) It is appropriate to authorise the award of grants without a call for proposals to the bodies identified in the Annex and for the reasons provided therein.
- (12) The present Decision constitutes a Financing Decision within the meaning of Article 84 of the Financial Regulation No 966/2012 and Article 94 of the Rules of Application.
- (13) The measures provided for by this Decision are in accordance with the opinion of the IPA committee.

HAS DECIDED AS FOLLOWS:

Article 1

The national programme for Turkey under the IPA-Transition Assistance and Institution Building component for 2010, is hereby amended as set out in the Annex.

This amended programme shall be implemented by decentralised management with ex-ante controls, except for the projects TR2010/0329.01 "Modernisation of the Turkish Customs Administration VII" which will be cross-sub-delegated from DG Enlargement to the Commission's Directorate-General Taxation and Customs Union (DG TAXUD) projects TR2010/0324.02 "Regional Co-operation on Border Management among Turkey, Greece and Bulgaria Phase" and TR2010/0136.15 "Protection and provision of basic services to the out-of-the-camp Syrians in Turkey", which will be implemented by joint management mode.

Article 2

The contracting deadline for the programme is extended until 19 September 2014, except for the project TR2010/0324.02 "Regional Cooperation on Border Management among Turkey, Greece and Bulgaria Phase" for which the contracting deadline is 5 September 2014.

The relevant Financing Agreements concluded on 5 September and 19 September 2011 between the European Commission and the Republic of Turkey, constituting the legal commitment of the Commission under the Financial Regulation, shall be modified accordingly.

Done at Brussels, 17.7.2013

For the Commission
Štefan FÜLE
Member of the Commission