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COMMISSION DECISION

C(2007) 5277 of 5/11/2007

on the financial contribution of the Transition Facility for strengthening institutional capacity to the Republic of Bulgaria
(only the Bulgarian text is authentic)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession 2005¹, and in particular Article 31 thereof,

Whereas:

- (1) Article 31 of the Act of Accession provides the possibility of granting a temporary financial assistance, the Transition Facility, to Bulgaria and Romania to address the continued need for strengthening institutional capacity in certain areas through actions which cannot be financed by the Structural Funds or by the Rural Development Funds,
- (2) The actions funded by this decision are eligible for funding according to Article 31 (1 and 2) of the Act of Accession,
- (3) An Implementing Agency having adequate staff resources should be designated complying with the criteria set out in Article 56(2) of Council Regulation 1605/2002 on the Financial Regulation applicable to the general budget of the European Communities². The Commission has satisfied itself in the context of preparation for conferral of management of aid provided under Phare, as well as through a number of other checks, that those criteria are fulfilled by the CFCU – Central Finance and Contracts Unit in the Ministry of Finance,
- (4) This decision meets the requirements of Article 90 of Commission Regulation (EC, Euratom) No 2342/2002³ of 23 December 2002 laying down detailed rules for the implementation of Council Regulation No 1605/2002 and constitutes thus a financing decision within the meaning of Article 75 (2) of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities

¹ OJ L 157, 21.6.2005. [Act of Accession](#).

² OJ L 248, 16.9.2002, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 1995/2006 (OJ L 390, 30.12.2006, p. 1).

³ OJ L 357, 31.12.2002, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 478/2007 (OJ L 111, 28.4.2007, p. 1)

- (5) The measures provided for by this Decision are in accordance with the opinion of the Committee on Aid for Economic Restructuring in certain countries in Central and Eastern Europe,

HAS ADOPTED THIS DECISION:

Article 1

The programme for Bulgaria under the Transition Facility for 2007, as set out in the Annex, is hereby adopted.

This programme shall be implemented by decentralised management, in accordance with the relevant provisions of the Act of Accession and those of the Financial Regulation applicable to the General Budget of the European Communities⁴ and the Memorandum of Understanding on the Implementation of the Transition Facility signed with the Republic of Bulgaria on 21 June 2007.

The CFCU – Central Finance and Contracts Units shall be Implementing Agency for the Programme.

Article 2

The maximum amount of Community assistance shall be €31.4876 million to be financed through Article 22.03.01 of the General Budget of the European Communities for 2007.

Article 3

This Decision is addressed to the Republic of Bulgaria.

Done at Brussels, [...]

For the Commission

[...]

Member of the Commission

⁴ OJ L 248, 16.9.2002, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 1995/2006 (OJ L 390, 30.12.2006, p. 1)