



EUROPEAN COMMISSION

Brussels, 28.11.2011  
C(2011) 8703 final

**COMMISSION IMPLEMENTING DECISION**

**of 28.11.2011**

**adopting an Annual Programme for Kosovo\* under the IPA Transition Assistance and  
Institution Building Component for 2011**

\* Under UNSCR 1244/1999.

## COMMISSION IMPLEMENTING DECISION

of 28.11.2011

### **adopting an Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2011**

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)<sup>1</sup>, and in particular Article 14(2)(a) thereof,

Whereas:

- (1) Regulation (EC) No 1085/2006 lays down the objectives and main principles for pre-accession assistance to candidates 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. 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 established an Accession Partnership or a European Partnership for all candidates and potential candidates. On 27 June 2011 the Commission adopted a multi-annual indicative planning document which presents indicative allocations for the main priorities for pre-accession assistance to Kosovo for 2011-13<sup>2</sup>.
- (4) Therefore, and having regard to the projects proposed by Kosovo, the ‘Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2011’ aims to provide assistance for justice and home affairs, private sector development, smart, sustainable and inclusive growth, and public administration reform.
- (5) This decision meets the requirements of Article 90 of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of Council Regulation (EC, Euratom) No 1605/2002<sup>3</sup> (hereinafter referred to as ‘the implementing rules’) and thus constitutes a financing decision within the meaning of Article 75 of Council Regulation (EC, Euratom) No 1605/2002

---

\* Under UNSCR 1244/1999.

<sup>1</sup> OJ L 210, 31.7.2006, p. 82.

<sup>2</sup> C(2011) 4381 of 27 June 2011.

<sup>3</sup> OJ L 357, 31.12.2002, p. 1.

of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities<sup>4</sup> (hereinafter referred to as ‘the Financial Regulation’).

- (6) It is appropriate to implement this programme partly by centralised management in accordance with Article 53a, partly by joint management with the Council of Europe in accordance with Article 53d(1)(b) of the Financial Regulation which stipulates that the Commission implements the budget by joint management ‘wherever the Commission and the international organisation elaborate a joint project or programme’ and partly by indirect centralised management with the Kreditanstalt für Wiederaufbau (KfW) in accordance with Article 54(2)(c) of the Financial Regulation which stipulates that the Commission may delegate tasks of public authority and in particular budget implementation tasks to ‘national or international public-sector bodies or bodies governed by private law with a public-service mission providing adequate financial guarantees and complying with the conditions provided for in the implementing rules’.
- (7) The measures provided for by this Decision are in accordance with the opinion of the IPA Committee<sup>5</sup>,

HAS DECIDED AS FOLLOWS:

#### *Article 1*

The ‘Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2011’, as set out in the Annex, is hereby adopted.

This programme shall be implemented partly by centralised management, partly by joint management with the Council of Europe and partly by indirect centralised management with the Kreditanstalt für Wiederaufbau (KfW).

It shall be implemented by means of a financing agreement to be concluded between the Commission and Kosovo in conformity with the Framework Agreement of 19 December 2007.

---

<sup>4</sup> OJ L 248, 16.9.2002, p. 1.

<sup>5</sup> Recalling the Council Conclusions of 18 February 2008, Member States declare that adoption of the Annual Programme for Kosovo\* under the IPA Transition Assistance and Institution Building Component for 2011 does not prejudice the position of each individual Member State on the status of Kosovo, which will be decided in accordance with their national practice and international law.

*Article 2*

The maximum European Union contribution shall be **EUR 62.9 million**, to be financed under Article 22.020200 of the general budget of the European Union for 2011.

Done at Brussels, 28.11.2011

*For the Commission,  
Štefan FÜLE  
Member of the Commission*