



Brussels, 20.7.2017
C(2017) 5041 final

COMMISSION IMPLEMENTING DECISION

of 20.7.2017

**amending Commission Implementing Decision C(2016) 4999 final of 28 July 2016
adopting a Special Measure on education, health, municipal infrastructure and
socio-economic support to refugees in Turkey, to be financed from the General Budget
of the European Union for the years 2016 and 2017**

COMMISSION IMPLEMENTING DECISION

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amending Commission Implementing Decision C(2016) 4999 final of 28 July 2016 adopting a Special Measure on education, health, municipal infrastructure and socio-economic support to refugees in Turkey, to be financed from the General Budget of the European Union for the years 2016 and 2017

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 236/2014 of the European Parliament and of the Council of 11 March 2014 laying down common rules and procedures for the implementation of the Union's instruments for financing external action¹ and in particular Article 2(1) thereof,

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 and repealing Council Regulation (EC, Euratom) No 1605/2002² and in particular Article 84(2) thereof,

Whereas:

- (1) The Special Measure on education, health, municipal infrastructure and socio-economic support to refugees in Turkey, to be financed from the General Budget of the European Union for the years 2016 and 2017, adopted by the Commission Implementing Decision C(2016) 4999 final of 28 July 2016, requires a number of modifications due to changed circumstances:
 - under Action 3 Socio-economic support, all references to loans have been removed and the implementation partner has been changed from the International Finance Corporation to the World Bank for one of the programmes; the overall budget for this action is reduced to EUR 75 million;
 - under Action 4 Municipal infrastructure, the implementing partner has been changed from the European Bank for Reconstruction and Development to KfW;
 - under Action 5 Education infrastructure, EUR 45 million will be added to the KfW activity with a focus on both solid structures and pre-fabricated schools. In order to facilitate the implementation of the ongoing delegation agreement with KfW it is appropriate to foresee the retroactivity of eligibility of expenditure to 05 December 2016, the date of signature of the delegation agreement;
 - under Action 6 Health infrastructure, it is proposed to provide for the construction of an additional hospital; The overall budget of this action is increased to EUR 80 million;
 - Action 7 Project Preparation Facility, this facility is removed to reinforce other actions in this Special Measure;

¹ OJ L 77, 15.03.2014, p. 95.

² OJ L 298, 26.10.2012, p.1.

- under the previous Action 8, renumbered as action 7, European Union Regional Trust Fund, the allocation is reduced to EUR 225 million following careful consideration of the existing EU Trust Fund in response to the Syria Crisis project pipeline.

- (2) It is necessary to adopt a financing decision, the detailed rules of which are set out in Article 94 of Commission Delegated Regulation (EU) No 1268/2012.³

The Annex and Article 2 are replaced by the articles of the amending Decision, while Articles 3 to 5 of the original Decision remain in force.

HAS DECIDED AS FOLLOWS:

Article 1

The Annex to the Commission Implementing Decision C(2016) 4999 final of 28 July 2016 is hereby replaced by the Annex to this Decision.

Article 2

The maximum amount of the European Union contribution for the implementation of the Special Measure is set at EUR 1 425 000 000 and shall be financed as follows: EUR 832 000 000 for 2016 from external assigned revenue originating from Member States' contributions and EUR 593 000 000 from the 2017 EU budget, including internal assigned revenue and shall be financed from the budget line 22.02.03.02 of the general budget of the EU.

The financial contribution referred to in the first sub-paragraph may also cover interest due for late payment.

Done at Brussels, 20.7.2017

For the Commission
Johannes HAHN
Member of the Commission

³ Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union (OJ L 362, 31.12.2012, p. 1).