



Brussels, 18.12.2018
C(2018) 8892 final

COMMISSION DECISION

of 18.12.2018

**amending Commission Decision C(2016) 5104 of 16 June 2016 on the adoption of a
model pillar assessed grant or delegation agreement (PAGoDA 2)**

COMMISSION DECISION

of 18.12.2018

amending Commission Decision C(2016) 5104 of 16 June 2016 on the adoption of a model pillar assessed grant or delegation agreement (PAGoDA 2)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012¹, and in particular Articles 154 and 201 thereof,

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund, and repealing Regulation (EU) 2015/323², and in particular Articles 15 and 32 thereof,

Whereas:

- (1) The model pillar assessed grant or delegation agreement 2 (PAGoDA 2) was adopted by Commission Decision C(2016) 5104 of 16 June 2016³ replacing and repealing Commission Decision C(2015) 3177 on the adoption of a model pillar assessed grant or delegation agreement;
- (2) Article 208(4) of Regulation (EU, Euratom) No 1046/2018 stipulates that the Commission may implement financial instruments in indirect management through delegation agreements with entities entrusted with the implementation of financial instruments;
- (3) Recital 95 of Regulation (EU, Euratom) No 1046/2018 recognises the specific nature of blending facilities or platforms, where Union contribution is blended with that of finance institutions;
- (4) Article 159 of Regulation (EU, Euratom) No 1046/2018 sets the conditions under which blending operations shall be managed;
- (5) The fee regime applicable to pillar assessed entities entrusted with the implementation of Union contributions for blending operations, including financial instruments, should be, where relevant, performance-based and reflect the activities and contribute to cover the increased costs that these entities have to perform and face;
- (6) Decision C(2016) 5104 should therefore be amended accordingly.

¹ OJ L 193, 30.07.2018, p. 1.

² OJ L 307, 3.12.2018, p. 1.

³ Commission Decision C(2016) 5104 was amended by Commission Decision C(2016) 7897 extending the use of PAGoDA 2 in internal policies to grant agreements resulting from calls for proposals and to multi-beneficiary agreements where the coordinator is a pillar-assessed entity, except when the use of the standard grant template is duly justified.

HAS DECIDED AS FOLLOWS:

Sole Article

Annexes 1 and 7 to Commission Decision C(2016) 5104 are amended in accordance with the Annex to this Decision.

Done at Brussels, 18.12.2018

For the Commission
Johannes HAHN
Member of the Commission