



EUROPEAN COMMISSION

Brussels, **XXX**
[...](2012) **XXX** draft

COMMISSION IMPLEMENTING DECISION

of **XXX**

**concerning the adoption of the 2013 annual Work Programme for Community actions in
the framework of the European Fund for the Integration of third-country nationals**

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concerning the adoption of the 2013 annual Work Programme for Community actions in the framework of the European Fund for the Integration of third-country nationals

THE EUROPEAN COMMISSION,

Having regard to Council Decision N° 2007/435/EC of 25 June 2007 establishing the European Fund for the Integration of third-country nationals for the period 2007 to 2013¹, and in particular Article 5 thereof (hereinafter referred to as the 'European Fund for the Integration of third-country nationals'),

Having regard to Council Regulation (EC, Euratom) N° 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities² (hereinafter referred to as the 'Financial Regulation'), and in particular Article 75 thereof,

Having regard to Commission Regulation (EC, Euratom) N° 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of Council Regulation (EC, Euratom) N° 1605/2002 on the Financial Regulation applicable to the general budget of the European Communities³ (hereinafter referred to as the 'Implementing Rules'), and in particular Article 90 thereof,

Whereas:

- (1) In accordance with Article 75 of the Financial Regulation and Article 90(1) of the Implementing Rules, the commitment of expenditure from the budget of the European Union shall be preceded by a financing decision setting out the essential elements of the action involving expenditure and adopted by the institution or the authorities to which powers have been delegated by the institution.
- (2) In accordance with Article 110 of the Financial Regulation and Article 5 of the Council Decision establishing the European Fund for the Integration of third-country nationals, an annual work programme for grants and procurement has to be adopted.
- (3) The 2013 annual Work Programme being a sufficiently detailed framework in the meaning of Article 90(2) and (3) of the Implementing Rules, the present decision constitutes a financing decision for the expenditure provided in the annual Work Programme for grants and procurement.
- (4) For the application of this decision it is appropriate to define the terms 'substantial change' within the meaning of Article 90(4) of the Implementing Rules for the application of this decision.
- (5) In accordance with the procedure referred to in Article 52 of Decision N° 2007/435/EC, the common Committee 'Solidarity and Management of Migration Flows' was consulted and delivered a favourable opinion on the annual Work Programme for 2013,

¹ OJ L 168, 28.6.2007, p. 18.

² OJ L 248, 16.9.2002, p. 1.

³ OJ L 357, 31.12.2002, p. 1.

HAS DECIDED AS FOLLOWS:

Article 1

The annual Work Programme for the implementation of the European Fund for the Integration of third-country nationals, as set out in Annex, is hereby adopted. It constitutes a financing decision in the meaning of Article 75 of the Financial Regulation.

Article 2

The maximum contribution authorised by this Decision for the implementation of the European Fund for the Integration of third-country nationals is set at EUR 12 400 000 to be financed from the budget line N°18.03.09 of the General Budget of the European Union for 2013.

These appropriations may also cover interest due for late payment.

The implementation of this Decision is subject to the availability of the appropriations provided for in the draft budget for 2013 after the adoption of the budget for 2013 by the budgetary authority or provided for in the provisional twelfths.

Article 3

Cumulated changes of the allocations to the specific actions not exceeding 20 % of the maximum contribution authorised by this Decision are not considered to be substantial provided that they do not significantly affect the nature and objectives of the annual Work Programme. This may include an increase of the maximum contribution authorised by this Decision up to 20%.

The authorising officer responsible may adopt such changes in accordance with the principles of sound financial management and of proportionality.

Article 4

This decision is addressed to the responsible authorizing officer by delegation.

Done at Brussels,

For the Commission
Cecilia MALMSTRÖM
Member of the Commission

ANNEX

2013 Work Programme for Community actions within the framework of the European Fund for the Integration of third-country nationals.