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**COMMISSION IMPLEMENTING DECISION**

**of 31.3.2016**

**on the adoption of the annual work programme for 2016 and the financing for the implementation of Connecting Europe Facility - Transport sector**

## COMMISSION IMPLEMENTING DECISION

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### on the adoption of the annual work programme for 2016 and the financing for the implementation of Connecting Europe Facility - Transport sector

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1316/2013 of the European Parliament and of the Council of 11 December 2013 establishing the Connecting Europe Facility, amending Regulation (EU) No 913/2010 and repealing Regulations (EC) No 680/2007 and (EC) No 67/2010<sup>1</sup>, and in particular Article 17(1) and (4) thereof,

Having regard to Regulation (EU, Euratom) No 966/2012 of the European Parliament and 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 1605/2002<sup>2</sup>, and in particular Article 84(2) thereof,

Whereas:

- (1) In order to ensure the implementation of Connecting Europe Facility – Transport sector, it is necessary to adopt a financing decision and the work programme for 2016. Article 94 of Commission Delegated Regulation (EU) No 1268/2012<sup>3</sup> establishes detailed rules on financing decisions.
- (2) It is necessary to allow the payment of interest due for late payment on the basis of Article 92 of Regulation (EU, Euratom) No 966/2012 and Article 111(4) of Delegated Regulation (EU) No 1268/2012.
- (3) In order to allow for flexibility in the implementation of the work programme, it is appropriate to define the term 'substantial change' within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012.
- (4) The measures provided for in this Decision are in accordance with the opinion of the Connecting Europe Facility Coordination Committee.

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<sup>1</sup> OJ L 348, 20.12.2013, p. 129.

<sup>2</sup> OJ L 298, 26.10.2012, p. 1.

<sup>3</sup> Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation (EU, Euratom) 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).

HAS DECIDED AS FOLLOWS:

*Article 1*

*The work programme*

The annual work programme for for the implmentation of Connecting Europe Facility – transport sector for 2016, as set out in the Annex, is adopted.

The annual work programme constitutes a financing decision within the meaning of Article 84 of Regulation (EU, Euratom) No 966/2012.

*Article 2*

*Union contribution*

The maximum Union contribution for the implementation of the programme for 2016 is set at EUR 90 000 000, and shall be financed from the appropriations entered in the following lines of the general budget of the Union for 2016:

- (a) budget line 06020102: Ensuring sustainable and efficient transport systems: EUR 40 000 000.
- (b) budget line 06020104: Connecting Europe Facility (CEF) — Cohesion Fund allocation: EUR 50 000 000.

The appropriations provided for in the first paragraph may also cover interest due for late payment.

*Article 3*

*Flexibility clause*

Cumulated changes to the allocations to specific actions not exceeding 20% of the maximum contribution set in Article 2 of this Decision shall not be considered to be substantial within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012, where those changes do not significantly affect the nature of the actions and objective of the work programme. The increase of the maximum contribution set in Article 2 of this Decision shall not exceed 20%.

The authorising officer responsible may apply the changes referred to in the first paragraph. Those changes shall be applied in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 31.3.2016

*For the Commission*

*Violeta BULC*

*Member of the Commission*