



Brussels, 10.6.2009  
C(2009) 4294 final

**COMMISSION DECISION**

**of 10.6.2009**

**on the ENPI Regional East Action Programme 2009 in favour of ENP countries and  
Russia to be financed under budget line 19.08.01.03 of the general budget of the  
European Communities**

## COMMISSION DECISION

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### **on the ENPI Regional East Action Programme 2009 in favour of ENP countries and Russia to be financed under budget line 19.08.01.03 of the general budget of the European Communities**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Regulation (EC) No 1638/2006 of the European Parliament and of the Council of 24 October 2006 laying down general provisions establishing a European Neighbourhood and Partnership Instrument<sup>1</sup>, and in particular Article 12 thereof,

Whereas:

- (1) The Commission has adopted the ENPI Eastern Regional Programme Strategy Paper 2007-2013 for ENPI Countries and the ENPI Regional Indicative Programme for the period 2007-2010<sup>2</sup>, which provides for the following priorities: Networks; Environment and Forestry; Border and Migration Management the Fight against Transnational Organised Crime, and Customs; and People-to-people and Information and Support activities.
- (2) The objectives pursued by the Annual Action Programme are to: develop regional cooperation mechanisms for SMEs; ensure a sustainable management of natural resources, including environmental protection; strengthen the effectiveness of border and customs controls by Moldovan and Ukrainian authorities; promote cultural regional cooperation among civil society organisations in the ENPI Eastern Region.
- (3) The present decision constitutes a financing decision within the meaning of Article 75 of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities<sup>3</sup> and Article 90 of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of the Financial Regulation applicable to the general budget of the European Communities<sup>4</sup>.
- (4) The present decision covers any possible interest due for late payment on the basis of articles 83 of the Council Regulation (EC, Euratom) No 1605/2002 and 106(5) of Commission Regulation (EC, Euratom) No 2342/2002.
- (5) The Commission is required to define the term “substantial change” in the meaning of Article 90 (4) of Regulation (EC, Euratom) No 2342/2002 to ensure that any substantial change in this decision shall follow the same procedure as the initial decision.
- (6) The measures provided for in this decision are in accordance with the opinion of the ENPI Committee set up under Article 26 of Regulation (EEC) No 1638/2006,

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<sup>1</sup> OJ L 310, 9.11.2006, p. 1

<sup>2</sup> C(2007) 672

<sup>3</sup> OJEU L 248 of 16.09.2002 p. 1.

<sup>4</sup> OJEU L 357 of 31.12 2002, p.1.

HAS DECIDED AS FOLLOWS:

*Article 1*

The Annual Action Programme in favour of ENPI Eastern Region for 2009, constituted by the actions: “East-Invest”, “Air quality Governance in the ENPI East countries”, “Programme for the Prevention, Preparedness and Response to natural and man-made Disasters”, “EUBAM 7”, “Eastern Partnership Culture Programme - Part I” and “Global Allocation”, the text of which is set out in the attached Annexes, is approved.

*Article 2*

The maximum contribution of the Community to the Annual Action Programme is set at EUR 40 million to be financed from budget line 19.08.01.03 of the general budget of the European Communities for 2009.

This decision shall also cover any possible interest due for late payment.

*Article 3*

Within the global indicative budget of all the specific actions, cumulated changes not exceeding 20% of the maximum contribution of the Community, shall not be considered substantial, provided that they do not significantly affect the nature and objectives of the Annual Action Programme.

The authorising officer may introduce non substantial changes to the Annual Action Programme in accordance with the principles of sound financial management.

Done at Brussels, 10.6.2009

*For the Commission*  
*Benita FERRERO-WALDNER*  
*Member of the Commission*

## ANNEXES

### ENPI Regional East Action Programme 2009

**Annex 1:** Action Fiche (East Invest)

**Annex 2:** Action Fiche (Air quality governance in the ENPI East countries – AIR-Q-GOV)

**Annex 3:** Action Fiche (Programme for the Prevention, Preparedness and Response to Natural and Man-Made Disasters (PPRD-East))

**Annex 4:** Action Fiche (European Union Border Assistance Mission to the Republic of Moldova and Ukraine – EUBAM 7)

**Annex 5:** Action Fiche (Eastern Partnership Culture Programme Part I)

**Annex 6:** Action Fiche (ENPI-East Global Allocation)