COMMISSION DECISION

of 13.12.2013

on a Technical Cooperation measure in favour of the Cooperative Republic of Guyana to be financed from the 10th European Development Fund
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THE EUROPEAN COMMISSION,

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

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000\(^1\) and revised in Ouagadougou, Burkina Faso, on 22 June 2010\(^2\) (hereinafter referred to as ‘the Cotonou Agreement’), and in particular Articles 16 and 34 of Annex IV thereof,

Having regard to Council Regulation (EC) No 617/2007 of 14 May 2007 on the implementation of the 10\(^{th}\) European Development Fund under the Cotonou Agreement\(^3\), and in particular Article 7 thereof,

Having regard to Council Regulation (EC) No 215/2008 of 18 February 2008 on Financial Regulation applicable to the 10\(^{th}\) European Development Fund\(^4\) (hereinafter referred to as ‘the 10\(^{th}\) EDF Financial Regulation’) and in particular Article 67 thereof,

Whereas:


(2) The objective pursued by the Technical Cooperation measure is to finance this Facility for the coming years. Consultants will be engaged to assist with specific tasks related to: project identification, training in EDF and Budget procedures, evaluation and monitoring or audit where this has not been provided for in the projects themselves, or the project has already been closed, and training to the National Authorising Office's professionals. A part of the funding is foreseen for organisation of seminars, as well as to produce visibility components of the EU Cooperation with Guyana, complementing what had been provided for in the projects themselves.

(3) The measures covered by this Decision are in conformity with the objectives of development finance co-operation as defined in Article 55 of the Cotonou Agreement.

(4) The maximum contribution of the European Union set by this Decision should cover any possible claims for interest due for late payment on the basis of Article 87(2) of the 10\(^{th}\) EDF Financial Regulation and Article 111(4) of Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of

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\(^1\) OJ L 317, 15.12.2000, p. 3.
\(^2\) OJ L 287, 4.11.2010, p. 3.
\(^5\) Decision C(2007) 6741
\(^6\) Decision C(2007) 6741
Regulation No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union.\(^7\)

(5) The Commission is required to define the term "non-substantial change" in the sense of Article 9(2) of Council Regulation (EC) No 617/2007 to ensure that any such changes can be adopted by the authorising officer by delegation, or under his or her responsibility, by sub-delegation (hereinafter referred to as the 'responsible authorising officer').

(6) The measure provided for in this Decision is in accordance with the opinion of the European Development Fund Committee set up under article 8 of the Internal Agreement between the Representatives of the Governments of the Member States, meeting within the Council, on the financing of the Community aid under the multiannual financial framework for the period 2008 to 2013 in accordance with the ACP-EC Agreement and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of EC Treaty applies.\(^8\)

HAS DECIDED AS FOLLOWS:

**Article 1**

**Adoption of the Individual measure**

The Technical Cooperation Facility II in favour of the Cooperative Republic of Guyana to be financed from the 10th European Development Fund, the description of which is set out in the attached Annex, is approved.

**Article 2**

**Financial contribution**

The maximum contribution of the European Union authorised by this Decision for the implementation of this Individual measure is set at EUR 3.070.000 to be financed from the 10th European Development Fund.

**Article 3**

**Implementation modalities**

Section 4 of the Annex referred to in the second paragraph of Article 1 sets out the elements of a financing decision.

The financial contribution referred to in Article 2 shall also cover any possible interests due for late payment.

**Article 4**

**Non-substantial changes**

Increases or cumulated changes to the allocations of specific actions not exceeding 20 % of the contribution referred to in the first paragraph of Article 2 and not representing more than EUR 10 million shall not be considered substantial, provided that they do not significantly affect the nature and objectives of the actions.

\(^8\) OJ L 247, 9.9.2006, p. 32.
The responsible authorising officer may adopt these non-substantial changes in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 13.12.2013

For the Commission
Fernando Frutuoso de Melo
Director-General