



EUROPEAN  
COMMISSION

Brussels, 5.7.2018  
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**COMMISSION DECISION**

**of 5.7.2018**

**on the individual measure in favour of the Republic of Botswana to be financed from the  
11<sup>th</sup> European Development Fund**

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### on the individual measure in favour of the Republic of Botswana to be financed from the 11<sup>th</sup> European Development Fund

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) 2015/322 of 2 March 2015 on the implementation of the 11<sup>th</sup> European Development Fund<sup>1</sup>, and in particular Article 9(1) thereof,

Having regard to Council Regulation (EU) 2015/323 of 2 March 2015 on the financial regulation applicable to the 11<sup>th</sup> European Development Fund<sup>2</sup>, and in particular Article 26 thereof,

Whereas:

- (1) The Commission has adopted the National Indicative Programme for the Republic of Botswana for the period 2014-2020<sup>3</sup>, which prioritises the provision of support measures in the form of a Technical Cooperation Facility.
- (2) The objective pursued by the individual measure to be financed under the 11<sup>th</sup> European Development Fund (EDF) Internal Agreement<sup>4</sup> ("Internal Agreement") is to contribute to the successful implementation of the Government's Development Strategy through the support of sound development programmes and ad hoc activities financed from the European Development Fund and other EU sources.
- (3) The action entitled "Botswana-EU Technical Cooperation Facility" aims at increasing the institutional capacity and awareness of the Government, non-state actors and citizens on issues related to the 11<sup>th</sup> EDF, the 11<sup>th</sup> Botswana National Development Plan and the Sustainable Development Goals, and at increasing the visibility of the Botswana-EU cooperation. The action will be implemented in direct management and in indirect management with the Government of Botswana.
- (4) It is necessary to adopt a financing decision the detailed rules of which are set out in Article 94 of Commission Delegated Regulation (EU) No 1268/2012<sup>5</sup>, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323.

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<sup>1</sup> OJ L 58, 3.3.2015, p. 1.

<sup>2</sup> OJ L 58, 3.3.2015, p. 17.

<sup>3</sup> Commission Decision on the adoption of the National Indicative Programme between the European Union and Botswana C(2014)3625.

<sup>4</sup> Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement, and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies (OJ L 210, 6.8.2013, p. 1)

<sup>5</sup> Commission Delegated Regulation (EU) No 1268/2012 of 29 October 2012 on the rules of application of Regulation 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).

- (5) The envisaged assistance to Botswana is deemed to strictly follow the conditions and procedures set out by the restrictive measures concerning the said country.
- (6) The Commission should entrust budget implementation tasks under indirect management to the partner country specified in the Annex to this Decision, subject to the conclusion of a financing agreement. In accordance with Article 60(1)(c) of Regulation (EU, Euratom) No 966/2012, applicable in accordance with Article 2(1) and Article 17 of Regulation (EU) 2015/323, the authorising officer responsible needs to ensure that measures are taken to supervise and support the implementation of the entrusted tasks. A description of those measures and the entrusted tasks are laid down in the Annex to this Decision.
- (7) It is necessary to allow for 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, applicable in accordance with Article 2(1) and Article 29(1) of Regulation (EU) 2015/323.
- (8) Pursuant to Article 94(4) of Delegated Regulation (EU) No 1268/2012, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, any substantial change to a financing decision that has already been adopted should follow the same procedure as the initial decision. It is therefore appropriate that the Commission defines the changes to this Decision that are considered non-substantial in order to ensure that any such changes can be adopted by the authorising officer responsible.
- (9) The measure provided for in this Decision does not fall within the categories of measures for which the prior opinion of the Committee is required. The EDF Committee established under Article 8 of the Internal Agreement should be informed of this Decision within one month following its adoption.

HAS DECIDED AS FOLLOWS:

#### *Article 1*

##### **Adoption of the programme**

The Commission Decision on the individual measure in favour of the Republic of Botswana to be financed from the 11<sup>th</sup> European Development Fund, as set out in the Annex, is adopted.

The measure shall include the following action:

- Annex: Botswana-EU Technical Cooperation Facility

#### *Article 2*

##### **Financial contribution**

The maximum contribution of the European Union for the implementation of the measure referred to in Article 1 is set at EUR 1 500 000 and shall be financed from the 11<sup>th</sup> European Development Fund.

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

#### *Article 3*

##### **Methods of implementation**

Budget implementation tasks under indirect management may be entrusted to the entity identified in the Annex, subject to the conclusion of the relevant agreement.

The elements required by Article 94(2) of Delegated Regulation (EU) No 1268/2012, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, are set out in the Annex to this Decision.

#### *Article 4*

##### **Non-substantial changes**

Increases or decreases not exceeding 20 % of the contribution set in the first paragraph of Article 2, or cumulated changes to the allocations of specific actions not exceeding 20 % of that contribution, as well as extensions of the implementation period, shall not be considered substantial within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012, applicable in accordance with Article 2(1) and Article 26 of Regulation (EU) 2015/323, provided that they do not significantly affect the nature and objectives of the actions.

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

Done at Brussels, 5.7.2018

*For the Commission*  
*Stefano Manservigi*  
*Director-General*