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EUROPEAN COMMISSION

Brussels, 22.6.2010  
C(2010) 3771

**COMMISSION DECISION**

**of 22.6.2010**

**amending Decision C(2007)6051 adopting the multi-annual "Transportation" operational programme for Community assistance from the Instrument of Pre-Accession Assistance for the Regional Development component in Croatia**

**CCI 2007HR16IPO002**

**(ONLY THE ENGLISH TEXT IS AUTHENTIC)**

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THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1085/2006 of 17 July 2006 establishing an Instrument for Pre-Accession Assistance (IPA)<sup>1</sup>, and in particular Article 14(2)(b), thereof,

Whereas:

- (1) On 26 January 2010, the Strategic Co-ordinator in coordination with the National IPA Co-ordinator in Croatia submitted a request for the revision of the multi-annual operational programme called "Transportation" for Community assistance from the Instrument for Pre-Accession Assistance (IPA), adopted by Commission Decision C(2007) 6051 of 7 December 2007 and implemented by means of a financing agreement concluded between the Commission and Croatia on 10 November 2008.
- (2) The Council has amended the Accession Partnership for Croatia on 12 February 2008.
- (3) On 14 October 2009 the Commission adopted the multi-annual indicative financial framework (MIFF) for 2011 to 2013<sup>2</sup>.
- (4) On 9 July 2009 the Commission adopted the Multi-annual Indicative Planning Document (MIPD) 2009-2011 for Croatia which presents the main priorities for pre-accession assistance to this country<sup>3</sup>.
- (5) The proposed revision of the multi-annual operational programme is justified by the revision of the multiannual indicative planning document and the amendments introduced by Commission Regulation (EU) No 80/2010 of 28 January 2010 amending Regulation (EC) No 718/2007 implementing Council Regulation (EC) No 1085/2006 2006 establishing an instrument for pre-accession assistance (IPA)<sup>4</sup>.

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<sup>1</sup> OJ L 210, 31.7.2006, p. 82.

<sup>2</sup> COM(2009)543 of 14 October 2009.

<sup>3</sup> C(2009)5371 of 9 July 2009.

<sup>4</sup> OJ L 25, 29.1.2010, p.1.

- (6) In accordance with Article 8(1) of Regulation (EC) No 718/2007, this Decision meets the requirements of Article 90 of Commission Regulation (EC, Euratom) No 2342/2002 of 23 December 2002 laying down detailed rules for the implementation of Council Regulation No 1605/2002<sup>5</sup> and constitutes thus a financing decision within the meaning of Article 75 (2) 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>6</sup>.
- (7) Pursuant to Article 167(4)(f) of Regulation (EC) No 718/2007 at its meeting, on 10 December 2009, the sectoral monitoring committee examined the proposal to amend the financing agreement, in particular as regards the text of the operational programme, its indicative list of major projects and its financial plan.
- (8) The Coordination Committee of the Funds referred to in Article 103 of Regulation (EC) No 1083/2006 laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and repealing Regulation (EC) No 1260/1999<sup>7</sup>, which pursuant to Article 14(2) (b) of Regulation (EC) 1085/2006 shall assist the Commission, expressed its favourable opinion on the proposed modification of the operational programme.
- (9) The multi-annual operational programme should therefore be amended,

HAS DECIDED AS FOLLOWS:

*Article 1*

Decision C(2007) 6051 is amended as follows:

1. In Article 2, paragraphs 1 to 2 are replaced by the following:

"1. The maximum amount of assistance granted from the IPA under the operational programme, as calculated with reference to the public expenditure, is set at EUR 96 700 500

In the budget year 2007, a maximum amount of EUR 17 000 250 may be committed on budget line 13.05.02

In the budget year 2008, a maximum amount of EUR 18 000 000 may be committed on budget line 13.05.02

In the budget year 2009, a maximum amount of EUR 18 500 250 may be committed on budget line 13.05.02

In the budget year 2010, a maximum amount of EUR 21 300 000 may be committed on budget line 13.05.02

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<sup>5</sup> OJ L 357, 31.12.2002, p. 1.

<sup>6</sup> OJ L 248, 16.9.2002, p.1.

<sup>7</sup> OJ L 210, 31.7.2006, p. 25.

In the budget year 2011, a maximum amount of EUR 21 900 000 may be committed on budget line 13.05.02

The mentioned amount for 2011 is subject to the approval of the Budget 2011 by the Budget Authority.

2. The maximum amount of the contribution and the resulting co-financing rate for each priority axis under the operational programme shall be as set out in the second, third and fourth subparagraphs.

The maximum amount of the contribution for Priority Axis 1 "Upgrading Croatia's Rail Transport System" is set at EUR 88 585 500 and the resulting co-financing rate is set at 85%.

The maximum amount of the contribution for Priority Axis 2 "Upgrading Croatia's Inland Waterway System" is set at EUR 6 900 000 and the resulting co-financing rate is set at 85%.

The maximum amount of the contribution for Priority Axis 3 "Technical Assistance" is set at EUR 1 215 000 and the resulting co-financing rate is set at 85%."

2. Annex I is amended in accordance with Annex I to this Decision.
3. Annex II is replaced by the text set out in Annex II to this Decision.
4. Annex III is replaced by the text set out in Annex III to this Decision.

#### *Article 2*

This Decision shall be implemented by means of an amendment to the financing agreement concluded between the Commission and Croatia.

Done at Brussels, 22.6.2010

*For the Commission*  
*Johannes HAHN*  
*Member of the Commission*

## ANNEX I

The multi-annual operational programme "Transportation" is amended as follows:

1. On the cover page, the title of the programme is replaced by the following:

"TRANSPORTATION OPERATIONAL PROGRAMME  
INSTRUMENT FOR PRE-ACCESSION ASSISTANCE  
2007HR16IPO002"

2. On pages 60-71, the monitoring indicators presented in Tables 2-8 in Section 3.1 are replaced by the following:

Table 2 – Indicators for Priority Axis 1

	Definition	Type	Measurement unit	Baseline data	Data dates	Frequency of reviewing	Final target (by 2012)	Final target (by 2014)	Data source
1	Increased average train speed on the Corridor X	Result	km/h	70	2006	annually	103	103*	Croatian Railways Time-table
2	Improved passenger trains compliance with time table	Result	Minutes / train delayed	9	2006	annually	6	6*	Passenger interviews, Statistical yearbook of Croatian Railways
3	Increased freight volume	Result	Tonnes (1,000s, Tonne km (mil.)	2.691 939	2006	annually	3.495 1.353	3.495* 1.353*	Statistical yearbook of Croatian Railways

Table 3 – Monitoring indicators for Measure 1.1.

	<b>Definition</b>	<b>Type</b>	<b>Measurement unit</b>	<b>Baseline data</b>	<b>Data dates</b>	<b>Frequency of reviewing</b>	<b>Final target (by 2012)</b>	<b>Final target (by 2014)</b>	<b>Data source</b>
1	Km of track upgraded to achieve average speed of 160 km/h	Output	Track km	0	2007	annually	19.5	46,5	Project monitoring reports
2	Bridges and culverts rehabilitated to attain speed of 160 km/h	Output	Number	0	2007	annually	33	33*	Project monitoring reports
3	Catenary rehabilitated to attain speed 160 km/h	Output	Track km	0	2007	annually	19.5	46,5	Project monitoring reports
4	Project applications submitted with full set of documentation	Output	Number	0	2007	annually	2	4	Project monitoring reports

Table 4 – Monitoring indicators for Measure 1.2.

	<b>Definition</b>	<b>Type</b>	<b>Measurement unit</b>	<b>Baseline data</b>	<b>Data dates</b>	<b>Frequency of reviewing</b>	<b>Final target (by 2012)</b>	<b>Final target (by 2014)</b>	<b>Data source</b>
1	Installed and operational solid state signalling & interlocking system	Output	sets	0	2007	annually	1	1*	Project monitoring reports
1.a	New main & distant signals installed	Output	pcs	0	2007	annually	47	47*	Project monitoring reports
1.b	New shunting signals installed	Output	pcs	0	2007	annually	77	77*	Project monitoring reports
1.c	New electro-hydraulic point machines installed	Output	pcs	0	2007	annually	98	98*	Project monitoring reports

\* Although the rehabilitation and reconstruction works on the section Dugo Selo – Novoselec are planned for the period 2010-2011 the indicators can be changed after the main design is finished and the requirements defined. Main design for the section DS-Novoselec are to be prepared under IPA 2007-2009 TOP



## Priority axis 2 - Upgrading Croatia's inland waterway system

Table 6 – Monitoring indicators for Measure 2.1.

	Definition	Type	Measurement unit	Baseline data	Data dates	Frequency of reviewing	Final target (by 2012)	Final target (by 2014)	Data source
1	Projects ready for implementation with full set of documentation	Output	Number	0	2007	annually	2	4	Project monitoring reports
2	Project applications completed and submitted for EU funding	Output	Number	0	2007	annually	2	5	Project monitoring reports

Table 7 – Monitoring indicators Priority Axis 3

	Definition	Type	Measurement unit	Baseline data	Data dates	Frequency of reviewing	Final target (by 2012)	Final target (by 2014)	Data source
1	Staff in the national bodies capable of independently identifying, preparing and assessing project applications	Result	Number	0	2007	annually	6	6	MSTI
2	OP funds absorbed under operational Priority Axes	Result	%	0	2007	annually	100	100	MSTI

Table 8 – Monitoring indicators for Measure 3.1.

	<b>Definition</b>	<b>Type</b>	<b>Measurement unit</b>	<b>Baseline data</b>	<b>Data dates</b>	<b>Frequency of reviewing</b>	<b>Final target (by 2012)</b>	<b>Final target (by 2014)</b>	<b>Data source</b>
1	Training provided for the staff of public bodies	Output	Number	0	2007	annually	10	14	Project monitoring reports
2	Publicity 'events' organised (press conferences, seminars, TV / radio broadcasts)	Output	Number	0	2007	annually	10	14	CODEF / MMPI
3	Meetings of Monitoring Committees	Output	Number	0	2007	annually	10	14	CODEF / MMPI
4	Transport project applications assessed and submitted by the Operating structure	Output	Number	0	2007	annually	4	6	Project monitoring reports

3. On pages 84-87, "Chapter 4 – Financial Tables" is replaced by the following:

<b>YEAR 2007</b>	<b>Public expenditure</b>			<b>IPA cofinancing rate</b>
	<b>Total Public expenditure</b>	<b>IPA Contribution</b>	<b>National Public Contribution</b>	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>15,288,530</b>	<b>12,995,250</b>	<b>2,293,280</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	1,764,706	1,500,000	264,706	85%
Measure 1.2. Improvement of the safety and efficiency of railway op	13,523,824	11,495,250	2,028,574	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>4,411,765</b>	<b>3,750,000</b>	<b>661,765</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways an	4,411,765	3,750,000	661,765	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>300,000</b>	<b>255,000</b>	<b>45,000</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	300,000	255,000	45,000	85%
<b>Total</b>	<b>20,000,295</b>	<b>17,000,250</b>	<b>3,000,045</b>	<b>85%</b>

YEAR 2008	Public expenditure			IPA cofinancing rate
	Total Public expenditure	IPA Contribution	National Public Contribution	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>18,670,590</b>	<b>15,870,000</b>	<b>2,800,590</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	16,400,295	13,940,250	2,460,045	85%
Measure 1.2. Improvement of the safety and efficiency of railway op	2,270,295	1,929,750	340,545	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>2,205,883</b>	<b>1,875,000</b>	<b>330,883</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways an	2,205,883	1,875,000	330,883	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>300,000</b>	<b>255,000</b>	<b>45,000</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	300,000	255,000	45,000	85%
<b>Total</b>	<b>21,176,473</b>	<b>18,000,000</b>	<b>3,176,473</b>	<b>85%</b>

YEAR 2009	Public expenditure			IPA cofinancing rate
	Total Public expenditure	IPA Contribution	National Public Contribution	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>21,465,000</b>	<b>18,245,250</b>	<b>3,219,750</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	21,465,000	18,245,250	3,219,750	85%
Measure 1.2. Improvement of the safety and efficiency of railway op	0	0	0	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways an	0	0	0	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>300,000</b>	<b>255,000</b>	<b>45,000</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	300,000	255,000	45,000	85%
<b>Total</b>	<b>21,765,000</b>	<b>18,500,250</b>	<b>3,264,750</b>	<b>85%</b>

YEAR 2010	Public expenditure			IPA cofinancing rate
	Total Public expenditure	IPA Contribution	National Public Contribution	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>24,044,119</b>	<b>20,437,500</b>	<b>3,606,619</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	23,691,177	20,137,500	3,553,677	85%
Measure 1.2. Improvement of the safety and efficiency of railway operations	352,942	300,000	52,942	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>750,000</b>	<b>637,500</b>	<b>112,500</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways and inland waterways	750,000	637,500	112,500	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>264,706</b>	<b>225,000</b>	<b>39,706</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	264,706	225,000	39,706	85%
<b>Total</b>	<b>25,058,825</b>	<b>21,300,000</b>	<b>3,758,825</b>	<b>85%</b>

YEAR 2011	Public expenditure			IPA cofinancing rate
	Total Public expenditure	IPA Contribution	National Public Contribution	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	(%)
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>24,750,001</b>	<b>21,037,500</b>	<b>3,712,501</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	24,397,059	20,737,500	3,659,559	85%
Measure 1.2. Improvement of the safety and efficiency of railway op	352,942	300,000	52,942	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>750,000</b>	<b>637,500</b>	<b>112,500</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways an	750,000	637,500	112,500	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>264,706</b>	<b>225,000</b>	<b>39,706</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	264,706	225,000	39,706	85%
<b>Total</b>	<b>25,764,707</b>	<b>21,900,000</b>	<b>3,864,707</b>	<b>85%</b>

YEAR 2007 - 2011	Public expenditure			IPA cofinancing rate
	Total Public expenditure	IPA Contribution	National Public Contribution	
	(1) =(2) + (3)	(2)	(3)	
	EUR	EUR	EUR	
<b>Priority Axis 1: Upgrading Croatia's rail transport system</b>	<b>104,218,240</b>	<b>88,585,500</b>	<b>15,632,740</b>	<b>85%</b>
Measure 1.1: Line upgrading and modernisation	87,718,237	74,560,500	13,157,737	85%
Measure 1.2. Improvement of the safety and efficiency of railway op	16,500,003	14,025,000	2,475,003	85%
<b>Priority Axis 2: Upgrading Croatia's inland waterway system</b>	<b>8,117,648</b>	<b>6,900,000</b>	<b>1,217,648</b>	<b>85%</b>
Measure 2.1. Modernisation and rehabilitation of river waterways an	8,117,648	6,900,000	1,217,648	85%
<b>Priority Axis 3: Technical Assistance</b>	<b>1,429,412</b>	<b>1,215,000</b>	<b>214,412</b>	<b>85%</b>
Measure 3.1 Programme management and capacity building	1,429,412	1,215,000	214,412	85%
<b>Total Years 2007-2011</b>	<b>113,765,300</b>	<b>96,700,500</b>	<b>17,064,800</b>	<b>85%</b>



## ANNEX II

Amended indicative list of Major Projects of the multi-annual operational programme  
"Transportation"

Project name		Type	Estimated Total M€(National / IPA co-financing)	Measure	Comments	Status
1	Zagreb Main Station Signalling and Interlocking System	Construction	18,70 (2,805/15,895)	Measure 1.2	<p>The project aims at adjusting railway station technical parameters to the Trans-European network requirements. The basic benefit to be gained by this investment is the removal of the traffic bottleneck and consequent speed restrictions on the line due to the outdated signalling equipment. This project has been identified in the REBIS study.</p> <p>The project includes all necessary reconstruction works and adjustments of the devices.</p>	Being prepared for funding in IPA budget years 2007 and 2008. Will be implemented by the end of 2012.
2	Line Rehabilitation Okučani to Novska section	Construction	40,10 (6,015/34,085)	Measure 1.1	<p>The last track overhaul on the Okučani - Novska railway line was carried out thirty years ago. On one portion of the section, the speed is reduced to 60 km/h. After the proposed renewal, the speed will be increased to 160 km/h, and axle load to 225 kN. The work includes all necessary renovations in order to make the section compliant with the criteria set for corridor railways (AGC requirements).</p>	Being prepared for funding in IPA budget years 2008 and 2009.

### ANNEX III

Amended financial plan of the multi-annual operational programme "Transportation"

<u>Years</u>	<b>Total IPA allocation</b>
2007	17 000 250
2008	18 000 000
2009	18 500 250
2010	21 300 000
2011	21 900 000
<b>Total 2007-2011</b>	<b>96 700 500</b>

<b>Priority</b>	<b>Community Funding</b>	<b>National co-financing</b>	<b>Total funding</b>	<b>Co-financing rate</b>
	(a)	(b)	(c) = (a) + (b)	(d) = (a)/(c)
Priority Axis 1 – Upgrading Croatia’s rail transport system	88 585 500	15 632 735	104 218 235	85.00%
Priority Axis 2 – Upgrading Croatia's Inland Waterway System	6 900 000	1 217 647	8 117 647	85.00%
Priority Axis 3 - Technical Assistance	1 215 000	214 412	1 429 412	85.00%
<b>Total (2007-2011)</b>	<b>96 700 500</b>	<b>17 064 794</b>	<b>113 765 294</b>	<b>85.00%</b>