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EUROPEAN COMMISSION

Brussels, 23 August 2010
C(2010)5826 final

COMMISSION DECISION

C(2010)5826 of 23 August 2010

**adopting the revised "Cross-border programme Croatia – Bosnia and Herzegovina"
under the IPA-Cross-border Co-operation component, for the years 2010–2011**

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**adopting the revised "Cross-border programme Croatia – Bosnia and Herzegovina"
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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)¹, and in particular Article 14(2)(a) thereof,

Whereas:

- (1) Regulation (EC) No 1085/2006 lays down the objectives and main principles for pre-accession assistance to candidates and potential candidate countries.
- (2) In accordance with Article 7 of Regulation (EC) No 1085/2006, the assistance should be provided through multi-annual or annual programmes, which can be established by country, by group of countries or by component. These programmes should be drawn up in accordance with the general policy framework referred to in Article 4 of Regulation (EC) No 1085/2006 and the relevant multi-annual indicative planning documents referred to in Article 6 of that Regulation.
- (3) The Council has established an Accession Partnership for Croatia² and a European Partnership for Bosnia and Herzegovina³. On 9 July 2009 the Commission has adopted the Multi-annual Indicative Planning Document 2009–2011 for Croatia and on 1 July 2009 the Multi-annual Indicative Planning Document 2009–2011 for Bosnia and Herzegovina, which present the main priorities for pre-accession assistance to those countries⁴.
- (4) In accordance with Article 91 of Commission Regulation (EC) No 718/2007 of 12 June 2007 implementing Council Regulation (EC) No 1085/2006 establishing an instrument for pre-accession assistance (IPA)⁵ (hereinafter referred to as the "IPA Implementing Regulation"), the Commission adopted on 10 December 2007 the multi-annual "Cross-border programme Croatia – Bosnia and Herzegovina"⁶.
- (5) In accordance with Article 93(1) of the IPA Implementing Regulation, at the initiative of the Commission, in agreement with the participating countries, the cross-border

¹ OJ L 210, 31.07.2006, p. 82.

² Council Decision 2008/119/EC of 12 February 2008 (OJ L 42, 16.02.2008, p. 51-62).

³ Council Decision 2008/211/EC of 18 February 2008 (OJ L 80, 19.03.2008, p. 18-31).

⁴ For Croatia: C(2009)5371; for Bosnia and Herzegovina: C(2009)5114.

⁵ OJ L 170, 29.6.2007, p.1.

⁶ Decision C(2007)5934 of 10.12.2007.

programme shall be amended in order to update the financing plan so as to add the appropriations for the years 2010 and 2011, according to the revision of the Multi-annual Indicative Financial Framework for 2010–2012⁷. The amendment of the programme also encompasses some minor adjustments revising outdated references as well as the introduction of a new adjacent area in the meaning of Article 97 of the IPA Implementing Regulation on the Bosnia and Herzegovina's territory. The revised "Cross-border programme Croatia – Bosnia and Herzegovina" should therefore be adopted by the Commission in accordance with Article 93(2) of the IPA Implementing Regulation.

- (6) 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 1605/2002⁸ 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 Communities⁹.
- (7) The measures provided for by this Decision are in accordance with the opinion of the IPA Committee,

HAS DECIDED AS FOLLOWS:

Article 1

The "Cross-border programme Croatia – Bosnia and Herzegovina", as set out in Annex 2 to this Decision, is hereby adopted. It replaces the programme adopted on 10 December 2007 (Decision C(2007)5934).

The Financing proposal for the years 2010–2011 of the "Cross-Border programme Croatia – Bosnia and Herzegovina", as set out in Annex 1 to this Decision, is hereby adopted.

The part of this programme concerning Croatia shall be implemented by decentralised management. The part of this programme concerning Bosnia and Herzegovina shall be implemented by centralised management.

The programme corresponding to budget years 2010 and 2011 shall be implemented by means of annual Financing Agreements to be concluded between the Commission and the Government of each of the participating Countries in conformity with the Framework Agreements concluded between the same parties on 27 August 2007 for Croatia and on 20 February 2008 for Bosnia and Herzegovina. Each such Financing Agreement shall cover the European Union contribution for the beneficiary country and the year concerned.

⁷ COM(2008)705 final of 5 November 2008.

⁸ OJ L 357, 31.12.2002, p.1.

⁹ OJ L 248, 16.09.2002, p.1.

Article 2

In the budget year 2010, the maximum amount of the European Union contribution shall be EUR 1.0 million for Croatia and EUR 1.0 million for Bosnia and Herzegovina to be financed through Item 22.02.04.01 of the general budget of the European Union.

In the budget year 2011, the maximum amount of the European Union contribution shall be EUR 1.0 million for Croatia and EUR 1.0 million for Bosnia and Herzegovina to be financed through Item 22.02.04.01 of the general budget of the European Union, subject to the approval of the Budget 2011 by the budgetary authority.

Done at Brussels,

*For the Commission,
Štefan Füle
Member of the Commission*