

COMMISSION DECISION

[Annex II]

of [...]

on the ENPI Annual Action Programme 2007 in favour of Ukraine to be financed under Article 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 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 Instrument¹, and in particular Article 12 thereof,

Whereas:

(1) The Commission has adopted the ENPI Ukraine Strategy Paper 2007-2013 for ENPI countries² and the respective Multiannual Indicative Programme for the period 2007-2010, which indicates as priorities: support for democratic development and good governance, support for regulatory reform and administrative capacity building and support for infrastructure development.

(2) The objectives pursued by the Annual Action Programme are as follows:

– **Readmission-related assistance and EUBAM flanking measures:**

To improve Ukraine's capacity to reduce the influx of irregular migrants at Ukraine's Eastern border, and to deal with irregular migrants.

To contribute to approximating Ukraine's border management capacity towards EU/Schengen standards and improving the fight against cross-border and organised crime at the Moldovan-Ukrainian state border.

– **Twinning and ENP support technical assistance:**

To build the capacity of the Ukrainian ministries and agencies to enforce effectively the commitments set forth in the ENP Action Plan and any successor documents, the Enhanced Agreement, and their national reform programmes.

– **Support to the implementation of Ukraine's Energy strategy:**

To reinforce EU-Ukraine energy co-operation for the implementation of the energy chapter of the Action Plan for Ukraine, which targets primarily integration of

¹ OJ L 310, 9.11.2006, p. 1.

² C(2007) 672

Ukraine into the EU Single Energy Market and reliability of Ukraine as a transit country for the purpose of energy supply security.

- (3) This decision constitutes a financing decision within the meaning of Article 75 of Council Regulation (EC, Euratom) No 1605/2002³, Article 90 of Commission Regulation (EC, Euratom) No 2342/2002⁴ and Article 15 of the Internal Rules⁵.
- (4) It is appropriate to define the term “substantial change” in the meaning of Article 90 (4) Regulation (EC, Euratom) No 2342/2002 for the application of this decision.
- (5) The measures provided for in this decision are in accordance with the opinion of the ENPI Committee set up under Article 26 of Regulation (EC) No 1638/2006,

HAS DECIDED AS FOLLOWS:

Article 1

The actions “Readmission-related assistance and EUBAM flanking measures”, “Twinning and ENP support technical assistance” and “Support to the implementation of Ukraine's Energy strategy”, which constitute the ENPI Annual Action Programme in favour of Ukraine, the text of which is set out in the Annex, are approved.

Article 2

The maximum contribution of the Community is set at EUR 142.000.000 to be financed from budget line 19 08 01 03 of the general budget of the European Communities for 2007.

Article 3

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

The authorising officer may adopt such changes in accordance with the principles of sound financial management.

Done at Brussels, [...]

For the Commission

[...]

Member of the Commission

³ OJ L 248, 16.09.2002, p.1. Regulation as last amended by Regulation (EC, Euratom) N° 1995/2006 (OJ L 390, 30.12.2006, p.1).

⁴ OJ L 357, 31.12.2002, p.1. Regulation as last amended by Regulation (EC, Euratom) No 478/2007 (JO L 111, 28.04.2007, p.13).

⁵ C(2007) 513 of 21 February 2007.