



Brussels, 11.12.2018
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COMMISSION IMPLEMENTING DECISION

of 11.12.2018

amending Commission Implementing Decision C(2015)9377 approving the national programme of Latvia for support from the Internal Security Fund for the period from 2014 to 2020

(ONLY THE LATVIAN TEXT IS AUTHENTIC)

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amending Commission Implementing Decision C(2015)9377 approving the national programme of Latvia for support from the Internal Security Fund for the period from 2014 to 2020

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 515/2014 of the European Parliament and of the Council of 16 April 2014, establishing as part of the Internal Security Fund, the instrument for financial support for external borders and visa and repealing Decision No 574/2007/EC¹,

Having regard to Regulation (EU) No 514/2014 of the European Parliament and of the Council of 16 April 2014 laying down general provisions on the Asylum, Migration and Integration Fund and on the instrument for financial support for police cooperation, preventing and combating crime, and crisis management², and in particular Article 14(9) thereof,

Whereas:

- (1) Commission Implementing Decision C(2015)9377 approved the national programme of Latvia for support from the Internal Security Fund for the period from 2014 to 2020 submitted on 3 November 2015 and set the maximum contribution from the Internal Security Fund to the national programme of Latvia
- (2) In accordance with Article 6(1)(c) and Article 8 of Regulation (EU) No 515/2014, an amount of EUR 128 million is available after the mid-term review exercise and is to be allocated to the national programmes of the Member States.
- (3) In accordance with Article 5(7) of Regulation (EU) No 515/2014 establishing the instrument for financial support for the external borders and visa, the Schengen Associated Countries (Norway, Liechtenstein, Iceland and Switzerland) shall participate in the instrument and arrangements between the Union and these countries on their respective financial contribution to the instrument shall be concluded. At the time of conducting the mid-term review, agreements on financial contributions were concluded with Norway³, Iceland⁴ and Liechtenstein⁵.

¹ OJ L 150, 20.5.2014, p. 143. Pursuant to Article 19 of this Regulation, the provisions of Regulation No 514/2014 (EU) shall apply to this instrument.

² OJ L 150, 20.5.2014, p. 112.

³ Agreement between the European Union and the Kingdom of Norway on supplementary rules in relation to the instrument for financial support for external borders and visa, as part of the Internal Security Fund, for the period 2014 to 2020 (OJ L 75, 21.3.2017, pp. 3-11).

⁴ Agreement between the European Union and Iceland on supplementary rules in relation to the instrument for financial support for external borders and visa, as part of the Internal Security Fund, for the period 2014 to 2020 (OJ L 72, 15.3.2018, pp. 3-11).

- (4) In accordance with Article 11 of those agreements, 75% of the total of the annual payments for 2016 and 2017 received from Norway, Iceland and Liechtenstein, assigned to the mid-term review referred to in Article 8 of Regulation (EU) No 515/2014, amounting to EUR 30 617 925, should be added to the global resources for this programme.
- (5) In order to distribute among the Member States and the Schengen Associated Countries the amount of EUR 158 617 925 resulting from the addition of EUR 128 000 000 and EUR 30 617 925, the Commission took into account, in accordance with Article 8 of Regulation (EU) No 515/2014, their burden in border management, including search and rescue activities which may arise during border surveillance operations at sea, the reports drawn up as part of the Schengen evaluation and monitoring mechanism, the threat levels at the external borders for the period 2017-2020, as well as factors that affected security at the external borders in 2014 -2016.
- (6) In accordance with Article 64 (1) and (2) of Regulation (EU) 2017/2226 of the European Parliament and of the Council⁶ establishing the Entry-Exit System (EES), the costs incurred by Member States and Schengen Associated Countries concerning the establishment and operation of the National Uniform Interface (NUI), the integration of the existing national border infrastructure and its connection to the NUI, as well as hosting of the NUI, shall be borne by the general budget of the Union.
- (7) In accordance with Article 2 of Commission Delegated Regulation 2018/1728⁷, EUR 192 378 000 shall be allocated equally to the Member States and the Schengen Associated Countries to cover the costs referred to in Article 64(1) and (2) of Regulation (EU) 2017/2226. Each Member State and each Schengen Associated Country shall receive EUR 6 412 600.
- (8) On 3 October 2018, Latvia submitted, through the Commission's electronic data exchange system (SFC2014), a revised national programme to take into account the additional Union contribution.
- (9) This Decision constitutes a financing decision within the meaning of Article 110 of Regulation (EU, Euratom) No 2018/1046 of the European Parliament and of the Council⁸ and a legal commitment within the meaning of point (37) of Article 2 of that Regulation.
- (10) Implementing Decision C(2015)9377 should therefore be amended accordingly,

⁵ Agreement between the European Union and the principality of Liechtenstein on supplementary rules in relation to the instrument for financial support for external borders and visa, as part of the Internal Security Fund, for the period 2014 to 2020 (OJ L 7, 12.1.2017, pp. 4-13).

⁶ Regulation (EU) No 2017/2226 of the European Parliament and of the Council of 30 November 2017 establishing an Entry/Exit System (EES) to register entry and exit data and refusal of entry data of third-country nationals crossing the external borders of the Member States and determining the conditions for access to the EES for law enforcement purposes, and amending the Convention implementing the Schengen Agreement and Regulations (EC) No 767/2008 and (EU) No 1077/2011 (OJ L 327, 09.12.2017, p. 20-82).

⁷ Commission Delegated Regulation (EU) 2018/1728 of 13 July 2018 supplementing Regulation (EU) No 515/2014 with regard to the allocation of extra funding from the EU budget to the implementation of the Entry Exit System (OJ L 288, 16.11.2018, p. 1-3).

⁸ Regulation (EU, Euratom) No 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union (OJ L 193, 30.7. 2018, p. 1).

HAS ADOPTED THIS DECISION:

Article 1

Implementing Decision C(2015)9377 is amended as follows:

(1) Article 1 is replaced by the following:

"Article 1

The revised national programme of Latvia for support from the Internal Security Fund for the period from 1 January 2014 to 31 December 2020, as submitted in its final version on 3 October 2018, is hereby approved."

(2) Article 2 is replaced by the following:

"Article 2

1. The maximum contribution from the Internal Security Fund to the national programme of Latvia is set at EUR 45 734 757, to be financed from the general budget of the Union as follows:
 - (a) budget line 18 02 01 01: EUR 22 438 928;
 - (b) budget line 18 02 01 02: EUR 19 295 829;
 - (c) budget line 18 02 01 03: EUR 4 000 000.
2. The maximum contribution from the budget line 18 02 01 01 shall be composed of:
 - (a) a basic amount of EUR 15 521 704, allocated in accordance with Annex I to Regulation (EU) No 515/2014.
 - (b) an additional amount of EUR 2 340 000 for the specific action, allocated in accordance with Article 7 of that Regulation.
 - (c) an additional amount of EUR 2 164 624 allocated in accordance with Article 6(1)(c) and Article 8 of Regulation (EU) No 515/2014.
 - (d) an additional amount of EUR 2 412 600, for the implementation of Regulation (EU) 2017/2226 of the European Parliament and of the Council establishing the Entry-Exit System (EES) and in accordance with Article 5(5)(b) of Regulation (EU) No 515/2014 and Commission Delegated Regulation 2018/1728.
3. The maximum contribution from the budget line 18 02 01 03 shall be composed of an amount of EUR 4 000 000 for the implementation of Regulation (EU) 2017/2226 of the European Parliament and of the Council establishing the Entry-Exit System (EES) and in accordance with Article 5(5)(b) of Regulation (EU) No 515/2014 and Commission Delegated Regulation 2018/1728."

Article 2

This Decision is addressed to the Republic of Latvia.

Done at Brussels, 11.12.2018

For the Commission
Dimitris AVRAMOPOULOS
Member of the Commission

