



KUMMISSJONI TAL-KOMUNITAJIET EWROPEJ

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Proposta għal

REGOLAMENT TAL-KUNSILL

li jistabbilixxi strument ta' appoġġ finanzjarju li jinkoraġġixxi l-iżvilupp ekonomiku tal-komunità Turko-Ċiprijotta.

(presented by the Commission)

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MEMORANDUM TA' SPJEGAZZJONI

Il-Kunsill Ewropew enfasizza repetutament ix-xewqa tiegħu għad-dħul fl-Unjoni Ewropea ta' Ċipru magħqud mill-ġdid. S'issa, soluzzjoni kompreksiva għadha ma ntlaħqitx.

“Is-Soluzzjoni Komprensiva tal-Problema ta’ Ċipru”, kif iffinalizzata mis-Segretarju Ġenerali tan-NU Kofi Annan, ġiet approvata mill-elettorat Turko-Čiprijott f’referenda separati, iżda li seħħew fl-istess hin fl-24 ta’ April 2004. Wara r-riżultat tar-referenda, il-Kunsill qal fis-26 t’April 2004:

“Il-komunità Turko-Čiprijotta esprimiet ix-xewqa čara tagħha li jkollha futur fi ħdan l-Unjoni Ewropea. *Il-Kunsill huwa ddeterminat li jtemm l-iżolament tal-komunità Turko-Čiprijotta, u li jħaffex ir-rijunifikazzjoni ta’ Ċipru billi jinkoräġġixxi l-iżvilupp ekonomiku tal-komunità Turko-Čiprijotta.* Il-Kunsill stieden il-Kummissjoni biex jaġħmel proposti konkreti f’dan ir-riġward, b’efnasi partikolari fuq l-integrazzjoni ekonomika tal-gżira u fuq it-titjib fil-kuntatt bejn iż-żewġ komunitajiet u ma’ l-UE. Il-Kunsill irrakkomanda li l-259 miljun ewro li diġa ġew allokati għan-naħha tat-tramuntana ta’ Ċipru fl-eventwalitā ta’ soluzzjoni issa għandhom jiġu użati għal dan il-ġħan.

It-tifsila ta' l-abbozz mehmuż għar-Regolament tal-Kunsill tilqa' l-istedina tal-Kunsill u tistabbilixxi strument għall-ghajnuna ekonomika biex jittejjeb l-iżvilupp ekonomiku tal-komunità Turko-Čiprijotta. Jekk wieħed jikkunsidra l-qagħda politika, u bl-iskop li tīgi allokata ghajjnuna finanzjarja bl-iktar mod effiċċenti u mgħażżeq l-abbozz jipprovdi li l-ghajjnuna tīgi mogħtija direttament lill-benefiċċjarji.

Ir-rendikont finanzjarju leġislattiv għal dan ir-Regolament ser jippreżenta l-ammont ta' € 6 miljun għas-sena 2004, iddestinati primarjament għal studji ta' fattibilità ghall-implimentazzjoni ta' l-ghajjnuna finanzjarja matul is-snin 2005 (€114 miljun) u 2006 (€139 miljun). Parti minn din l-ghajjnuna ser tīgħi użata biex tīgħi ffinanzjata n-nefqa ta' appoġġ li hija marbuta ma' l-implimentazzjoni.

Il-pakkett preżenti qed jimmira li jħaffef ir-rijunifikazzjoni ta' Ċipru billi jinkoraġġixxi żviluppi ekonomiċi u soċjali b'enfasi partikolari fuq l-integrazzjoni ekonomika tal-gżira, permezz ta' allinjament ma' l-acquis, u billi jtejjeb il-kuntatt bejn iż-żewġ komunitajiet u l-UE. Minbarra ir-rikonċiljazzjoni u l-miżuri biex tikber il-fiduċja, ser tkopri, *inter alia*, il-promozzjoni ta' żvilupp soċjali u ekonomiku, żvilupp ta' l-infrastruttura u kuntati bejn in-nies. Il-biċċa l-kbira ta' l-attivitàjiet ser ikunu għalhekk simili għal attivitajiet ta' qabel is-shubija. Minħabba l-iżolament tal-komunità Turko-Čiprijotta matul dawn l-ahħar snin, l-attivitàjiet ser jiffukaw ħafna fuq l-ghajnejha biex jiġu qrib ta' l-acquis, speċjalment fdak li jirrigwarda investimenti biex ikunu sodisfatti normi Ewropej, *inter alia*, fl-oqsma ta' l-ambjent u tat-transport.

Proposta għal

REGOLAMENT TAL-KUNSILL

Li jistabbilixxi strument ta' appoġġ finanzjarju li jinkoragġixxi l-iżvilupp ekonomiku tal-komunità Turko-Ċiprijotta.

IL-KUNSILL TA' L-UNJONI EWROPEA,

Wara li kkunsidra t-Trattat li jistabbilixxi l-Komunità Ewropea, u b'mod partikolari l-Artikolu 308 ta' dan it-Trattat,

Wara li kkunsidra l-proposta tal-Kummissjoni,¹

Wara li kkunsidra l-opinjoni tal-Parlament Ewropew,

Filwaqt li,

- (1) Il-Kunsill Ewropew enfasizza ripetutament ix-xewqa tiegħu għad-dħul fl-Unjoni Ewropea ta' Ċipru magħqud mill-ġdid. S' issa, soluzzjoni komprensiva għadha ma nstabitx.
- (2) Il-Kunsill tas-26 ta' April 2004, li kkunsidra li l-komunità Turko-Ċiprijotta esprima x-xewqa ċara tiegħu għal ġejjeni fi ħdan l-Unjoni Ewropea, irrakkomanda li l-fondi intenzjonati għan-naħha tat-Tramuntana ta' Ċipru fl-eventwalitā li tinsab soluzzjoni għandhom jiġu użati biex jintemm l-iżolament ta' dik il-komunità u biex titħaffef ir-rijunifikazzjoni ta' Ċipru permezz tat-titjib ta' l-iżvilupp ekonomiku tal-komunità Turko-Ċiprijotta, b'enfasi partikolari fuq l-integrazzjoni ekonomika tal-gżira u fuq ittitjib tal-kuntatt bejn iż-żewġ komunitajiet u l-UE.
- (3) Wara d-dħul ta' Ċipru fl-UE, l-applikazzjoni ta' l-acquis hija sospiża skond l-Artikolu 1(1) tal-Protokoll Nru. 10 ta' l-Att ta' Shubija 2003 f' dawk l-inħawi li fuqhom l-Gvern tar-Repubblika ta' Ċipru ma jeżerċitax kontroll effettiv, (minn hawn il-quddiem jissejħu “iż-Żoni”).
- (4) In segwit għall-Artikolu 3(1) tal-Protokoll Nru 10, xejn f'dan il-Protokoll ma jipprekludi miżuri li jippromwovu l-iżvilupp ekonomiku taż-Żoni.
- (5) Bil-ġhan li jiġi allokat appoġġ finanzjarju bl-aktar mod effiċjenti u mgħaġġel, huwa mixtieq li jiġi pprovdut li l-ghajnejna tista' tiġi mogħtija direttament lill-benefiċċjarji.
- (6) Skond l-Artikolu 2 tad-Direttiva tal-Kunsill 1999/468² fejn huma mniżżla l-proċeduri għall-eżercizzju tas-setgħat ta' implementazzjoni li huma mogħtija lill-Kummissjoni,

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mizuri għall-implimentazzjoni ta' dan ir-Regolament għandhom jiġu adottati permezz tal-proċedura konsultattiva skond l-Artikolu 3 ta' dik id-Deċiżjoni.

- (7) L-implimentazzjoni ta' dan ir-Regolament tikkontribwixxi, kif indikat hawn fuq, biex jintlaħqu l-ghanijiet tal-Komunità, biss it-Trattat ma jiprovdix, għall-adozzjoni ta' dan ir-Regolament, setgħat ħlief dawk li għalihom hemm referenza fl-Artikolu 308,

ADOTTA DAN IR-REGOLAMENT:

Artikolu 1 Għan ġenerali u Benefiċċjarji

- Il-Komunità ser tiprovd għajjnuna lill-komunità Turko-Čiprijotta b'enfasi partikolari fuq l-iżvilupp ekonomiku, fuq l-integrazzjoni ekonomika tal-gżira, u fuq it-titjib tal-kuntatti bejn iż-żewġ komunitajiet u ma' l-UE biex tiġi ffaċilitata rijunifikazzjoni ta' Ċipru.
- Il-benefiċċjarji ta' l-assistenza ser ikunu, *inter alia*, l-awtoritajiet lokali, koperattivi u rappreżentanti tas-soċjeta civili, b'mod partikolari l-organizzazzjonijiet ta' l-imsieħba soċjali, għaqdiet għal-appoġġ ta' l-industrija, aġenziji pubbliċi, amministrazzjonijiet pubbliċi, komunitajiet lokali jew tradizzjonali, assoċjazzjonijiet, fondazzjonijiet, għaqdiet li ma joperawx bi profit, għaqdiet non-governattivi u persuni naturali u legali.

Artikolu 2 Għanijiet

L-ghajjnuna ser tiġi użata biex tappoġġja *inter alia*:

- l-allinjament progressiv ma' u l-preparazzjoni għall-implimentazzjoni ta' l-*acquis communautaire*
- il-promozzjoni ta' žvilupp soċjali u ekonomiku li jinkludu r-ristrutturar, b'mod partikolari dak li għandu x'jaqsam ma' l-iżvilupp rurali, l-iżvilupp ta' riżorsi umani, kif ukoll żvilupp reġjonali.
- l-iżvilupp u r-ristrutturar ta' l-infrastruttura, b'mod partikolari fl-oqsma ta' l-enerġija u t-transport, l-ambjent, it-telekomunikazzjoni u l-provvista ta' l-ilma
- ir-rikonċilazzjoni, mizuri biex tinbena l-fiduċja u għajjnuna lis-soċjetà civili
- it-tqarrib tal-komunità Turko-Čiprijotta lejn l-Unjoni, permezz ta' *inter alia* l-informazzjoni fuq is-sistema politika u legal ta' l-Unjoni Ewropea, il-promozzjoni ta' kuntatti bejn in-nies u boroż ta' studju għal studju fi Stati Membri oħra.

² ĠU L 184, tas-17.7.1999, p.23.

*Artikolu 3
Gestjoni ta' l-Għajjnuna*

1. Il-Kummissjoni ser tkun responsabbli biex tiġi ġestita l-għajjnuna.
2. Il-Kummissjoni ser tkun meghjuna mill-Kumitat kif imniżżeł fl-Artikolu 9 (1) tar-Regolament tal-Kunsill (KEE) Nru. 3906/89³, kompost minn rappreżentanti ta' l-Istati Membri u ppresedut minn rappreżentant tal-Kummissjoni.
3. Il-Kumitat ser jagħti l-opinjoni tiegħu dwar abbozzi ta' deċiżjonijiet ta' finanzjament, meta dawn huma ta' aktar minn € 5 miljun. Il-Kummissjoni tista' tapprova, mingħajr ma tfitħex l-opinjoni tal-Kumitat, deċiżjonijiet ta' finanzjament dwar attivitajiet ta' appoġġ li jaqgħu taħt l-Artikolu 4 (3) ta' dan ir-Regolament, u emendi għal deċiżjonijiet ta' finanzjament li jħarsu l-ghanijiet tal-programm u ma jaqbżux il-15% tal-pakkett finanzjarju.
4. Fejn, skond il-paragrafu 3, il-Kumitat ma jiġix ikkonsultat dwar id-deċiżjonijiet ta' finanzjament, il-Kummissjoni ser tinfurmah, mhux aktar tard minn ġimgħa wara li tkun ittieħdet id-deċiżjoni.
5. Għall-iskopijiet ta' dan ir-Regolament, il-proċedura konsultattiva li hija mniżżla taħt l-Artikolu 3 tad-Deciżjoni 1999/468/EC ser tapplika, skond l-Artikolu 7 (3) ta' l-istess regolament.

*Artikolu 4
Tipi ta' Għajjnuna*

1. Għajjnuna taħt dan ir-Regolament tista', *inter alia*, tiffinanzja kuntratti ta' prokura, għotjet, li jinkludu sussidji għal rati ta' interess, self specjalji, garanziji fuq self u għajjnuna finanzjarja.
2. L-għajjnuna tista' tiġi ffinanzjata bis-shiħ mill-baġit fejn dan huwa ġustifikat u neċċesarju biex jintlaħqu l-ghanijiet ta' dan ir-Regolament
3. L-għajjnuna tista' tiġi użata wkoll biex jiġu koperti b'mod partikolari l-ispejjeż għal attivitajiet ta' appoġġ bħalma huma studji preliminari u komparattivi, taħrif, attivitajiet marbuta mal-preparazzjoni, il-kalkolu, il-ġestjoni, l-implementazzjoni, is-sorveljanza, il-kontroll u l-evalwazzjoni ta' l-assistenza, l-attivitajiet marbuta ma' l-informazzjoni u skopijiet ta' viżibilità, kif ukoll l-ispejjeż għal personal ta' appoġġ, il-kiri ta' proprjetà u l-provvista ta' tagħmir.

*Artikolu 5
L-implementazzjoni ta' l-Għajjnuna*

1. Azzjonijiet taħt dan ir-regolament ser jiġu implementati skond ir-regoli mniżżla taħt it-Titolu IV tat-2 parti tar-Regolament tal-Kunsill 1605/2002⁴. Kull impenn legali

³ ĠU L 375, tat-23.12.1989,p.11.

⁴ ĠU L 248, tas-16.9.2002, p.1.

individwali li għandu x'jaqsam ma' l-ġħajnuna taħt dan ir-Regolament ser jiġi konkluż mhux aktar tard minn tliet snin wara d-data ta' l-impenn tal-baġit.

2. Il-Kummissjoni tista', fil-parametri stabbiliti fl-Artikolu 54 tar-Regolament 1605/2002, tiddeċiedi li tafda certi operati ta' awtorita pubblika, u b'mod partikolari operati ta' implementazzjoni, lill-korpi elenkti taħt l-Artikolu 54 (2) ta' dan ir-Regolament. Il-kriterji ta' l-għażla ghall-korpi elenkti taħt l-Artikolu 54 (2) c) huma li ġejjin:
 - statura rikonoxxuta internazzjonalment,
 - aderenza ma' sistemi ta' ġestjoni u kontroll rikonoxxuti internazzjonalment u
 - is-superviżjoni minn awtorità pubblika ta' Stat Membru jew minn għaqda/istituzzjoni internazzjonali.
3. Azzjonijiet taħt dan ir-Regolament jistgħu jiġu implementati permezz ta' ġestjoni konġunta skond ir-regolamenti stabbiliti taħt it-Titoli I u II tat-2 parti tar-Regolament tal-Kunsill 1605/2002.

Artikolu 6

Il-ħarsien ta' l-interessi finanzjarji tal-Komunità

1. Il-Kummissjoni ser tiżgura li, fejn azzjonijiet iffinanzjati taħt dan ir-Regolament huma implementati, l-interessi finanzjarji tal-Komunità jiġu mħarsa permezz ta' l-applikazzjoni ta' miżuri ta' prevenzjoni tal-frodi, tal-korruzzjoni jew ta' kull attivitā illegali oħra, b'kontrolli effettivi u bl-irkuprar ta' l-ammonti li ġew imħallsa ta' xejn u, jekk jiġu innutati xi irregolaritajiet, permezz ta' ammendi effettivi, proporzjonal u dissważi, in segwit u għar-Regolamenti tal-Kunsill (KE, EURATOM) Nru 2988/95⁵ u (EURATOM, KE) Nru 2185/96⁶, u mar-Regolament (KE) Nru 1073/1999 tal-Parlament Ewropew u tal-Kunsill⁷.
2. Ghall-azzjonijiet Komunitarji li huma ffinanzjati skond dan ir-regolament, il-kunċett ta' irregolarità li għalih hemm referenza fl-Artikolu 1, paragrafu 2 tar-Regolament (KE, EURATOM) Nru 2988/95 ser ifisser li kull ksur ta' dispożizzjoni tal-ligi Komunitarja jew kull ksur ta' obbligazzjoni kuntrattwali li tirriżulta minn azzjoni jew omissjoni minn operatur ekonomiku li għandu jew ser ikollu, l-effett li jippreġudika l-baġit ġenerali tal-Komunitajiet jew baġitsi ġestiti minnhom, permezz ta' oġgett ta' nfiq mhux awtorizzat.
3. Kull ftehim mal-benefiċċjarji għandu jiprovd b'mod ċar għall-poter tal-Kummissjoni u tal-Qorti ta' l-Audituri li jawditjaw, abbażi ta' dokumenti u fuq il-post, fuq kull kuntrattur u sub-kuntrattur li rċevew fondi mill-Komunità. Dak il-ftehim ser jawtorizza b'mod ċar lill-Kummissjoni biex tagħmel kontrolli u spezzjonijiet fuq il-post u ta' dak il-ħin skond id-dispożizzjoni jiet ta' proċedura tar-Regolament tal-Kunsill (KE, EURATOM) Nru 2185/96.

⁵ ĠU L 312, tat-23.12.1995, p.1.

⁶ ĠU L 292, tal-15.1.1996, p.2.

⁷ ĠU L 136, tal-31.5.1999, p.1.

- Kull kuntratt li jirriżulta mill-implimentazzjoni ta' l-ġħajnuna ser jiżgura d-dritt tal-Kummissjoni u tal-Qorti ta' l-Awdituri kif inhu in segwitu għall-paragrafu 3, waqt u wara t-twettiq tal-kuntratti.

*Artikolu 7
Parteċipazzjoni f'tenders u kuntratti*

- Il-partecipazzjoni fil-ġħotja tal-prokura jew kuntratti ta' ġħajnuna ffinanzjati skond dan ir-Regolament ser tkun miftuħa ġħal:
 - persuni naturali jew legali kollha ta' l-Istati Membri ta' l-Unjoni Ewropea, inkluži dawk li huma residenti jew stabbiliti fiż-Żoni,
 - persuni naturali jew legali kollha li huma cittadini ta', jew huma legalment stabbiliti fit-territorju ta' Stat Membru ieħor taż-Żona Ekonomika Ewropea,
 - persuni naturali jew legali kollha li huma cittadini ta', jew li huma legalment stabbiliti fit-territorju tal-Pajjiżi Kandidati għas-Sħubija fl-Unjoni Ewropea,
- Il-partecipazzjoni fil-ġħotja tal-prokura jew kuntratti ta' ġħajnuna ffinanzjati skond dan ir-Regolament ser tkun miftuħa għall-persuni naturali jew legali kollha li huma cittadini ta', jew li huma legalment stabbiliti fit-territorju ta' kull pajjiż ieħor ghajr dawk li għalihom hemm referenza fil-paragrafu 1 f'każijiet fejn aċċess reciproku għall-ġħajnuna barranija ġie stabbilit.
- Il-partecipazzjoni fil-ġħotja tal-prokura jew f'kuntratti ta' ġħajnuna ffinanzjata skond dan ir-Regolament, ser tkun miftuħa ġħal għaqdiet internazzjonali.
- Kull merkanzija u materjal mixtri in segwitu ġħal kuntratt li huwa ffinanzjat skond dan ir-Regolament għandu jorigha mill-Komunità, ż-Żoni jew pajjiż eligibbli skond il-paragrafi (1) sa (2), kif imsemmi hawn fuq.
- Il-Kummissjoni tista' f'każijiet li ġew issostanzjati kif meħtieg u fuq bażi ta' każ b'każ, tawtorizza l-partecipazzjoni ta' persuni naturali u legali minn pajjiżi oħra jew l-użu ta' merkanzija u materjal minn origini differenti.

*Artikolu 8
Rappurtagġġ*

Kull sena l-Kummissjoni ser tibgħat rapport dwar l-implimentazzjoni ta' l-ġħajnuna Komunitarja fir-rigward ta' din l-iskema lill-Parlament Ewropew u lill-Kunsill. Dan ir-rapport ser ikollu informazzjoni dwar l-azzjonijiet iffinanzjati matul dik is-sena u dwar is-sejbiet waqt il-ħidma ta' monitoraġġ, u ser jagħti l-impressjonijiet tal-Kummissjoni dwar ir-riżultati milħuqa fl-implimentazzjoni ta' l-ġħajnuna.

*Artikolu 9
Meta jintlaħaq ftehim*

Meta jintlaħaq ftehim komprensiv dwar il-problema ta' Ċipru, il-Kunsill ser, abbażi ta' proposta mill-Kummissjoni, jiddeċiedi unanimament dwar l-emendi lil dan ir-Regolament preżenti.

*Artikolu 10
Dħul fis-seħħ*

Dan ir-Regolament ser jidħol fis-seħħ fit-tielet jum wara l-jum li jkun ġie ppubllikat fil-*Gurnal Ufficjali ta' l-Unjoni Ewropea.*

Dan ir-Regolament ser jorbot fl-intier tiegħu u ser jaapplika direttament fl-Istati Membri kollha.

Magħmul fi Brussel,

*Għall-Kunsill
Il-President*

LEGISLATIVE FINANCIAL STATEMENT

Policy area(s): ENLARGEMENT

Activit(y/ies): Assistance to encourage economic development of the Turkish Cypriot community to facilitate reunification

TITLE OF ACTION:

Financial support for encouraging the economic development of the Turkish Cypriot community

1. BUDGET LINE(S) + HEADING(S)

22.01.04.07 - Financial support for encouraging the economic development of the Turkish Cypriot Community – Expenditure on administrative management

22.02.11 - Financial support for encouraging the economic development of the Turkish Cypriot Community

2. OVERALL FIGURES

2.1. Total allocation for action (Part B): 259 € million for commitment

2.2. Period of application: 2004-2006 for commitments

2.3. Overall multiannual estimate of expenditure:

(a) Schedule of commitment appropriations/payment appropriations (financial intervention) (*see point 6.1.1*)

€ million (to three decimal places)

	Year 2004	n+1 2005	n+2 2006	n+3 2007	n+4 2008	n+5 2009	Total
Commitments	5.84	110.36	135.25	-	-	-	251.45
Payments	1	23.20	50.25	60	65	52	251.45

(b) Technical and administrative assistance and support expenditure(*see point 6.1.2*)

Commitments	0.16	3.64	3.75	-	-	-	7.55
Payments	0.16	3.64	3.75	-	-	-	7.55

Subtotal a+b							
Commitments	6	114	139	-	-	-	259
Payments	1.16	26.84	54	60	65	52	259

- (c) Overall financial impact of human resources and other administrative expenditure
(see points 7.2 and 7.3)

Commitments/ payments	.827	.827	.827	.827	.414	.414	4.135
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TOTAL a+b+c							
Commitments	6.827	114.827	139.827	827	414	414	263.135
Payments	1.987	27.667	54.827	60.827	65.414	52.414	263.135

2.4. Compatibility with financial programming and financial perspective

[X] Proposal is compatible with existing financial programming.

See Point 5.2 for details about the heading of the financial perspective.

Proposal will entail reprogramming of the relevant heading in the financial perspective.

Proposal may require application of the provisions of the Interinstitutional Agreement.

2.5. Financial impact on revenue:

[X] Proposal has no financial implications (involves technical aspects regarding implementation of a measure)

OR

Proposal has financial impact – the effect on revenue is as follows:

(NB All details and observations relating to the method of calculating the effect on revenue should be shown in a separate annex.)

(€ million to one decimal place)

		Prior to action [Year n-1]	Situation following action					
Budget line	Revenue		[Year n]	[n+1]	[n+2]	[n+3]	[n+4]	[n+5]
	a) Revenue in absolute terms							
	b) Change in revenue	Δ						

(Please specify each budget line involved, adding the appropriate number of rows to the table if there is an effect on more than one budget line.)

3. BUDGET CHARACTERISTICS

Type of expenditure		New	EFTA contribution	Contributions from applicant countries	Heading in financial perspective
Non-comp	Diff	YES	NO	NO	No [7]

4. LEGAL BASIS

Commission proposal of ... for a Council Regulation establishing an instrument of financial support for encouraging the economic development of the Turkish Cypriot community (COM...)

5. DESCRIPTION AND GROUNDS

5.1. Need for Community intervention

5.1.1. Objectives pursued

Financial support aiming at facilitating the reunification of Cyprus by encouraging the social and economic development of the northern part with particular emphasis on the economic integration, on bringing closer the two communities, and on alignment with and preparation for the *acquis communautaire*.

5.1.2. Measures taken in connection with ex ante evaluation

- (a) Not applicable.
- (b) The lesson learned for the action envisaged is the one deriving from the accession aid delivered to the ten new Member States. In addition, all projects and all programmes will be ex-ante evaluated according to the established practice and in compliance with the criteria of sound financial management.

5.1.3. Measures taken following ex post evaluation

Not applicable, although some feedback from the experience gathered from the pre-accession programmes will be used.

5.2. Action envisaged and budget intervention arrangements

Appropriations will be committed from 2004 to 2006. The implementation of the assistance will take place over a period from 2004 through 2009. The financial assistance will focus on large infrastructure projects such as sewerage treatment, power plants, renovation and development of transport infrastructure projects including to develop links between the Cypriot communities, as well as social and economic development, such as SME support and reduction of the economic disparities. In the northern part, during the last 30 years, no major infrastructure investments have been undertaken.

As regards alignment with and preparation for the *acquis*, TAIEX will be the main implementing instrument. Part of the credits will be used for this purpose.

Priority will be given in particular to the following objectives :

- the promotion of social and economic development, in particular concerning rural development, human resources development and regional development,
- the development and restructuring of infrastructure, in particular in the areas of energy, environment (including water supply), telecommunications and transport (including projects to develop links between the Cypriot communities),
- reconciliation and confidence building measures, including support to civil society,
- improved understanding of the European Union's political and legal order,
- promotion of youth exchange and scholarships,
- progressive alignment with the *acquis communautaire* and preparation for implementation of the *acquis*.

The assistance to facilitate the reunification of Cyprus by encouraging the economic and social development of the Turkish Cypriot community will focus on :

Investments in the field of infrastructure, transport and environment projects such as waste disposal, sewerage and improvement of the water supply, water quality and the distribution system. Rural development as well as measures concerning SME's will be a further major project for economic development. In the field of social policy, labour market policies, vocational training and treatment of illegal immigrant workers will be developed with the social partners.

The projects will be identified as regards their objectives, costs, duration and sustainability via a series of feasibility studies.

In the field of reconciliation and confidence building measures, bi-communal projects e.g. such as those included in the Nicosia Masterplan will be proposed. Non-governmental organisations could also benefit from the assistance with a view to supporting initiatives and common projects of the two communities.

For the alignment with and preparation for the *acquis communautaire*, technical support measures will play an important role.

The € 259 million package was originally earmarked under headings 1, 2 and 3 but only in case of a political settlement in accordance with the table 1b of the revised financial perspective⁸. However, in the absence of a settlement, no existing heading of the Financial Perspective precisely covers the intended expenditure directed towards areas of a member state where the government does not exercise effective control and where the application of the *acquis* is suspended. The package is now aiming at facilitating the reunification of Cyprus

⁸ Decision 2003/429/EC of the European Parliament and of the Council of 19 May 2003.

by encouraging the economic development with particular emphasis on the economic integration of the island, and by improving contacts between the two communities and with the EU. Besides reconciliation and confidence building measures, and because of the isolation of this community these last years, the activities will have a strong focus on helping with Community acquis approximation, especially as regards investments to comply with European norms, *inter alia*, in the environmental and transport areas as described above. Therefore, most of the activities will be similar to pre-accession activities financed under Heading 7 which appears as the most suitable heading of the financial perspective to host this particular assistance.

5.3. Methods of implementation

The overall responsibility for dealing with the issues concerning the Turkish-Cypriot community, including programming and coordination of the assistance will be entrusted to a core team in DG Enlargement in Brussels. The implementation of the aid will be organised through an aid delivery team at headquarters and on the ground in charge of project identification, tendering, contracting, implementation, monitoring, payments, evaluation, auditing and through a presence in the field through an office.

The overall impact on resources will amount to 7 permanent officials and 28 external staff.

The Commission is envisaging the possibility to use an agency, more precisely the European Agency for Reconstruction, as this Agency could be the most efficient way for implementing the part of the package related to large infrastructure projects. The pool of expertise readily available could be rapidly made operational on the ground. However, this option, together with other possibilities, needs to be further analyzed and the Commission will decide later. It needs to be noted that should the Commission propose to extend the geographical coverage of the Agency , the proposal would still be consistent with the conclusions of the evaluation recently published along with the proposal to limit its duration to end 2006. Since this package, like the CARDS Regulation, is programmed up to end-2006, the mandate of the Agency would still be consistent with the mandate under this Regulation.

In terms of budgetary consequences, under the Agency option, the team of 25 external staff and 2 permanent officials in charge of the aid delivery would no longer be necessary. The budget of the agency will be adapted and amended to take into account the extension of its mandate.

6. FINANCIAL IMPACT

6.1. Total financial impact on Part B - (over the entire programming period)

(The method of calculating the total amounts set out in the table below must be explained by the breakdown in Table 6.2.)

6.1.1. Financial intervention

Commitments (in € million to three decimal places)

Breakdown	[Year n]	[n+1]	[n+2]	[n+3]	[n+4]	[n+5 and subs. Years]	Total
Promotion of economic and social development	2	40	48				90
Restructuring energy, transport and environment	1.5	35.5	41				78
Rural development, agricultural measures and water supply	.75	16.25	18				35
Reconciliation and confidence building measures, including support to civil society	.5	9.5	15.25				25.25
Harmonisation with the acquis	.34	4.66	5				10
Information on EU, including scholarship and promotion of youth exchange	.25	1.75	3				5
Other – cost of implementation etc.	.5	2.70	5				8.2
TOTAL	5.84	110.36	135.25				251.45

6.1.2. Technical and administrative assistance, support expenditure and IT expenditure (commitment appropriations)

	[Year n]	[n+1]	[n+2]	[n+3]	[n+4]	[n+5 and subs. years]	Total
1) Technical and administrative assistance							
a) Technical assistance offices							
b) Other technical and administrative assistance: - intra muros: - extra muros: <i>of which for construction and maintenance of computerised management systems</i>		3,000,000	3,000,000				6,000,000

Subtotal 1		3,000,000	3,000,000				6,000,000
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2) Support expenditure							
a) Studies	50,000	150,000	175,000				375,000
b) Meetings of experts	50,000	150,000	175,000				375,000
c) Information and publications	60,000	340,000	400,000				800,000
Subtotal 2	160,000	640,000	750,000				1,550,000
TOTAL	160,000	3,640,000	3,750,000				7,550,000

6.2. Calculation of costs by measure envisaged in Part B (over the entire programming period)⁹

(Where there is more than one action, give sufficient detail of the specific measures to be taken for each one to allow the volume and costs of the outputs to be estimated.)

Commitments (in € million to three decimal places)

Breakdown	Type of outputs (projects, files)	Number of outputs (total for years 1...n)	Average unit cost	Total cost (total for years 1...n)
	1	2	3	4=(2X3)
<u>Action 1</u>				
- Measure 1				
- Measure 2				
<u>Action 2</u>				
- Measure 1				
- Measure 2				
- Measure 3				
etc.				
TOTAL COST				

If necessary explain the method of calculation

⁹ For further information, see separate explanatory note.

7. IMPACT ON STAFF AND ADMINISTRATIVE EXPENDITURE

7.1. Impact on human resources

Types of post		Staff to be assigned to management of the action using existing and/or additional resources		Total	Description of tasks deriving from the action
		Number of permanent posts	Number of temporary posts		
Officials or temporary staff	A B C	5 2 		5 2	<i>If necessary, a fuller description of the tasks may be annexed.</i>
Other human resources			28	28	
Total		7		35	

Les besoins en ressources humaines et administratives seront couverts à l'intérieur de la dotation allouée à la DG gestionnaire dans le cadre de la procédure d'allocation annuelle.

7.2. Overall financial impact of human resources

Type of human resources	Amount (€)	Method of calculation *
Officials (22 01 01)	756,000	7 * 108,000 €/pers/year
Temporary staff (22 01 04 07)	2,250,000	28 * 80,357 €/pers/year
Other human resources (specify budget line)		
Total	3,006,000	

The amounts are total expenditure for twelve months.

The new administrative support item 22 01 04 07 will be accompanied as from 2005 by the following budgetary comment:

expenditure on temporary support staff (auxiliaries, detached national experts, staff from employment agencies) at headquarters limited to € 3.000.000 corresponding to an estimated 28 men/years. This estimate is based on a provisional annual unit cost per man-year, of which 75% is accounted for by remuneration for the staff concerned and 25% by the additional cost of training, meetings, missions, IT, telecommunications and eventual rent of premises on the ground. This new sub-ceiling for a limited number of staff at headquarters is proposed for accompanying the management of files at headquarters as the specific political situation of the areas of northern Cyprus does not allow for the opening of a delegation. It has, by definition, a transitory and temporary nature strictly linked to the direct management of the implementation of this new programme.

7.3. Other administrative expenditure deriving from the action

Budget line (number and heading)	Amount €	Method of calculation
Overall allocation (Title A7)		
A0701 – Missions	50,000	
A07030 – Meetings	5,000	
A07031 – Compulsory committees ¹	10,000	
A07032 – Non-compulsory committees ¹		
A07040 – Conferences	6,000	
A0705 – Studies and consultations		
Other expenditure (specify)		
Information systems (A-5001/A-4300)		
Other expenditure - Part A (specify)		
Total	71,000	

The amounts are total expenditure for twelve months.

¹ Specify the type of committee and the group to which it belongs.

I.	Annual total (7.2 + 7.3)	3,077,000 €
II.	Duration of action	2 years (2005-2006)
III.	Total cost of action (I x II)	6,154,000 €

8. FOLLOW-UP AND EVALUATION

8.1. Follow-up arrangements

(Adequate follow-up information must be collected, from the start of each action, on the inputs, outputs and results of the intervention. In practice this means (i) identifying the indicators for inputs, outputs and results and (ii) putting in place methods for the collection of data).

- Indicateurs d'output (mesure des activités déployées
 - Le nombre et la diversité des infrastructures, des secteurs économiques, des administrations et des citoyens concernés par les projets
- Indicateurs d'impact selon les objectifs poursuivis
 - L'impact sur l'évolution du revenu per capita
 - L'impact sur les infrastructures et notamment leur modernisation et leur conformité avec les normes de l'Union européenne
 - La diminution des disparités économiques régionales
 - L'amélioration de la gestion des administrations
 - L'accès à de nouvelles technologies

- Le transfert de savoir-faire
- L'impact sur l'agriculture
- L'impact sur la création d'emplois

8.2. Arrangements and schedule for the planned evaluation

Les projets seront contrôlés et évalués périodiquement par les organes chargés de leur exécution, par les services de la Commission et par des experts indépendants.

L'achèvement de l'action donnera lieu à un rapport d'évaluation sur son contenu, le coût-bénéfice, le suivi à apporter et en particulier sur la réalisation des objectifs.

9. ANTI-FRAUD MEASURES

Des contrôles seront effectués à tous niveaux de la mise en oeuvre des projets (appel d'offres, sélection, élaboration des contrats, prestations des services, paiements) par les services de la Commission ainsi que par la Cour des Comptes. Les vérifications tiennent compte des obligations contractuelles, des principes de gestion financière saine et efficace. Des dispositions de contrôle (remise de rapports, concertation avec la Commission, etc.^o) seront incluses dans tous les accords ou contrats conclus entre la Commission et les bénéficiaires des paiements.