



Brussels, 8.5.2017
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ANNEX 1

ANNEX

to the

COMMISSION IMPLEMENTING DECISION

concerning the adoption of the work programme for 2017 and the financing for the emergency assistance within the framework of the Internal Security Fund – the instrument for financial support for external borders and visa

ANNEX

Annual Work Programme for 2017 and the financing for the emergency assistance within the framework of the Internal Security Fund – Borders and Visa¹

On the basis of the objective to address the urgent and exceptional migratory pressure faced by some Member States at their external borders and to enhance solidarity by providing additional support to address emergency situations at the EU external border covered by this budget line, this work programme contains the actions to provide emergency assistance.

All Member States, with the exception of United Kingdom and Ireland, as well as the Schengen Associated Countries are participating in the "ISF – Borders and Visa": hence entities established in these participating countries can take part as beneficiaries in the actions that are supported under this financial instrument. Entities established in the United Kingdom or Ireland can only participate on a no-cost basis.

All activities implemented under this work programme shall respect and shall be implemented in line with the rights and principles enshrined in the Charter of Fundamental Rights of the European Union, and shall promote gender equality, applying a full gender mainstreaming perspective, and the rights of the child.

Consistency, complementarity and synergies with other Union instruments shall be ensured.

As foreseen in Article 3(4) and (5) of Regulation (EU) No 514/2014² (Horizontal Regulation), actions in and in relation with third countries under this work programme will be carried out in synergy and in coherence with other actions outside the Union supported through Union funds, in particular external assistance instruments. The identification and implementation of such actions is fully coordinated with EEAS and relevant Commission's external relations services.

LEGAL BASIS

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| Articles 6, 7 and 8 of Regulation (EU) No 514/2014; point (f) of Article 2 and Article 14 of Regulation (EU) No 515/2014 |
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¹ 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 repealing decision No 574/2007/EC (OJ L 150, 20.5.2014, p. 143).

² 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 management (OJ L 150, 20.5.2014, p. 112).

| Budget lines | Amount for AWP 2017 |
|---|----------------------------|
| Budget line 18 02 01 01 – Support of border management and a common visa policy to facilitate legitimate travel | EUR 73 476 516 |

| Implementation modalities | | Total Amount | % of the 2016 appropriations for AWP |
|--|-----------------------|---------------------|---|
| Direct management to be implemented by DG HOME | Grants – Direct award | EUR 73 476 516 | 100,0% |
| TOTAL | | EUR 73 476 516 | 100,0% |

1.1. Introduction

On the basis of the objectives given in the Article 14 of Regulation (EU) No 515/2014 this work programme contains the actions to be financed and the budget breakdown for year 2017 as follows:

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| - for grants (implemented under direct management (1.2)): EUR 73 476 516 |
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1.2. Grants

Direct award of action grants to provide emergency assistance

Legal Basis

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| Articles 6, 7 and 8 of Regulation (EU) No 514/2014; point (f) of Article 2 and Article 14 of Regulation (EU) No 515/2014 |
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Description and objective of the assistance to be provided

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| <p>The ISF Borders and Visa shall provide financial assistance to address urgent and specific needs in the event of an emergency situation, resulting from an urgent and exceptional pressure where a large or disproportionate number of third country nationals cross or are expected to cross the external border of one or more Member States or any other duly substantiated situation requiring urgent action at external borders.</p> |
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| <p>The emergency assistance shall be provided for as long as the emergency situation lasts.</p> |
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| <p>The emergency assistance will be provided in the form of action grants awarded directly without a call for proposals, following a proposal for action, including a request for funding,</p> |
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submitted to the Commission by one of the eligible entities defined here below, in accordance with the provisions of Article 128 of Regulation (EU, Euratom) No 966/2012³ (the Financial Regulation) and Article 190(1)(b) of Delegated Regulation (EU) No 1268/2012⁴ (the Rules of Application).

Essential eligibility, selection and award criteria

Eligibility criteria

- Applications for emergency assistance can be submitted only by Member States, International Organisations or Union agencies. Other entities can be involved in the implementation of the action as co-applicants. Applications can also be submitted by any other entity, either public law bodies or by private law bodies with public service mission, provided in the latter case that the entity concerned operates under the effective control of a Member State.

Selection criteria

In accordance with Article 132 of the Financial Regulation and Article 202 of the Rules of Application, proposals for action shall be evaluated on the basis of the following selection criteria:

- Financial capacity - Applicants and co-applicants must have stable and sufficient sources of funding to maintain their activity throughout the period during which the activity is being carried out and to participate in its funding.
- Operational capacity - Applicants and co-applicants must have the professional resources, competences and qualifications required to complete the proposed action.
- The verification of the financial and operational capacity shall not apply to public bodies and international organisations.

Award criteria

In accordance with Article 132 of the Financial Regulation and Article 203 of the Rules of Application, proposals for an action shall be evaluated on the basis of relevance of the proposal with regards to the objectives and the expected impact of the proposed activities on the situation in the countries concerned.

Rate of co-financing and other information

Maximum possible rate of co-financing of the eligible costs

Up to 100% of the total eligible costs

Other information

The grant shall be covered by a written agreement.

Emergency assistance may support expenditure which was incurred prior to the date of submission of the request for assistance, if this is necessary for the successful implementation of the action and it is demonstrated that the emergency situation prevailed

³ Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 (OJ L 150, 20.5.2014, p. 112).

⁴ Commission Delegated Regulation (EU, Euratom) No 1268/2012 of 29 October 2012 on the rules of application of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union (OJ L 362, 31.12.2012, p. 1).

earlier than the submission of the request.

The indicative time table for grants to be awarded: Q1–Q4.

| Reference | Date | Amount |
|------------------------|---|----------------|
| HOME/2017/ISFB/AG/EMAS | At the initiative of Member States, including their specialized agencies, International Organisations or Union Agencies | EUR 73 476 516 |