



Brussels, 15.11.2022  
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**COMMISSION IMPLEMENTING DECISION**

**of 15.11.2022**

**approving the programme of Greece for support from the Instrument for Financial support for Border Management and Visa Policy for the period from 2021 to 2027**

ONLY THE GREEK TEXT IS AUTHENTIC

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**approving the programme of Greece for support from the Instrument for Financial support for Border Management and Visa Policy for the period from 2021 to 2027**

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy<sup>1</sup>, and in particular Article 23(4) thereof,

Whereas:

- (1) On 16 December 2021, Greece submitted, through the electronic data exchange system of the Commission, the programme for support from the Instrument for Financial Support for Border Management and Visa Policy (BMVI) for the period from 2021 to 2027.
- (2) The programme was prepared by Greece in cooperation with the partners referred to in Article 8(1) of Regulation (EU) 2021/1060.
- (3) The programme contains all the elements referred to in Article 22(3), (4) and (5) of Regulation (EU) 2021/1060 and was prepared in accordance with the model set out in Annex VI to Regulation (EU) 2021/1060.
- (4) In accordance with Article 15(2) of Regulation (EU) 2021/1060, the programme sets out Greece's assessment of the fulfilment of the horizontal enabling conditions as defined in Article 15(1), first and third sub-paragraph of that Regulation.
- (5) In accordance with Article 23 of Regulation (EU) 2021/1060, the Commission assessed the programme and made observations pursuant to paragraph 2 of that Article on 14 March 2022 and on 8 April 2022. Greece provided supplementary information and provided a revised programme on 21 October 2022.
- (6) The Commission concluded that the programme complies with Regulation (EU) 2021/1060 and with Regulation (EU) 2021/1148 of the European Parliament and of the Council<sup>2</sup>, is consistent with the Partnership Agreement of Greece, as regards

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<sup>1</sup> OJ L 231, 30.6.2021, p. 159.

<sup>2</sup> Regulation (EU) 2021/1148 of the European Parliament and of the Council of 7 July 2021 establishing, as part of the Integrated Border Management Fund, the Instrument for Financial Support for Border Management and Visa Policy (OJ L 251, 15.7.2021, p. 48).

aspects of complementarity and synergies with the Funds covered by the Partnership Agreement, and takes into account relevant country-specific recommendations, relevant challenges identified in the integrated national energy and climate plan, and the principles of the European Pillar of Social Rights, or other relevant Union recommendations addressed to the Member State.

- (7) Pursuant to Article 11(1), point (e), and Article 26(1), third subparagraph, of Regulation (EU) 2021/1060 Greece requested and justified in the Partnership Agreement the transfer of parts of the initial national allocations of the European Regional Development Fund ('ERDF'), the Cohesion Fund, the European Social Fund Plus ('ESF+') and the European Maritime, Fisheries and Aquaculture Fund ('EMFAF') to the Instrument for Financial Support for Border Management and Visa Policy (BMVI). After having assessed the Partnership Agreement and its compliance with Regulation (EU) 2021/1060, the Commission approved the Partnership Agreement, including the request for transfer, by Decision C(2021) 5617 of 29 July 2021.
- (8) Pursuant to Article 86(1), first subparagraph, of Regulation (EU) 2021/1060 this Decision constitutes a financing decision within the meaning of Article 110(1) of Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council<sup>3</sup>. It is nevertheless necessary to specify the elements needed to make the budgetary commitments with respect to the programme in this Decision.
- (9) Pursuant to Article 12(8) and (9) of Regulation (EU) 2021/1148, it is necessary to set the co-financing rate and the maximum amount of support from the BMVI. It is also necessary to set out for each type of action whether the co-financing rate applies in respect of the total contribution, including the public and private contributions, or of the public contribution only.
- (10) This Decision is without prejudice to the Commission's position regarding compliance of any operation supported under the programme with the State aid rules applicable at the time when the support is granted.
- (11) The proposed programme should therefore be adopted.

HAS ADOPTED THIS DECISION:

#### *Article 1*

The programme of Greece for support from the Instrument for Financial Support for Border Management and Visa Policy for the period from 1 January 2021 to 31 December 2027, submitted in its final version on 21 October 2022, is hereby approved.

#### *Article 2*

1. The maximum amount of support from the Instrument for Financial Support for Border Management and Visa Policy and its composition is set out in Annex I.

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<sup>3</sup> Regulation (EU, Euratom) 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, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).

The maximum amount of support for the programme is set at EUR 1 055 515 444 including the voluntary transfer from funds under shared management (Article 26 of Regulation (EU) 2021/1060), which are budgeted under the respective budget lines from which the transfer is being done. In accordance with the nomenclature of the General Budget of the European Union for 2021-2027 the amount is financed as follows:

EUR 434 667 316 from budget line 11 02 01

EUR 343 550 355 from budget line 05 02 07

EUR 90 703 373 from budget line 05 03 05

EUR 175 344 523 from budget line 07 02 09

EUR 11 249 877 from budget line 08 04 05.

2. The co-financing rate for each type of action is set out in Annex II. The co-financing rate for each type of action shall apply to total contribution, including public and private contributions.

#### *Article 3*

All the horizontal enabling conditions for the programme are fulfilled.

#### *Article 4*

This Decision is addressed to the Hellenic Republic.

Done at Brussels, 15.11.2022

*For the Commission*  
*Ylva JOHANSSON*  
*Member of the Commission*