

COMMISSION IMPLEMENTING DECISION

of 17.12.2021

amending Implementing Decisions C(2017)8795, C(2018)5873, C(2019)8176, and C(2020)5471 on the financing of the annual action programmes for 2017 (part 2), 2018 (parts 1 and 2), 2019 (parts 1 and 2), and 2020 (part 1 and 2) in favour of Afghanistan from the general budget of the Union

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union (TFEU),

Having regard to 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 966/2012¹, and in particular Article 110 thereof,

Having regard to Regulation (EU) 2021/947 of the European Parliament and of the Council of 9 June 2021 establishing the Neighbourhood, Development and International Cooperation Instrument – Global Europe, amending and repealing Decision No 466/2014/EU and repealing Regulation (EU) 2017/1601 and Council Regulation (EC, Euratom) No 480/2009², and in particular Article 23 thereof,

Whereas:

- (1) By Decisions C(2017)8795³, C(2018)5873⁴, C(2019)8176⁵ and C(2020)5471⁶, the Commission has adopted annual action programmes for 2017 (part 2), 2018 (parts 1 and 2), 2019 (parts 1 and 2), and 2020 (part 1 and 2) in favour of Afghanistan.
- (2) Regulation (EU) No 233/2014 of the European Parliament and of the Council⁷, the basic act under which these decisions were adopted, is not in force anymore. Therefore, substantial changes to the Decisions adopted under that basic act can only be accepted on an exceptional basis for reasons of business continuity or imperative needs. This Decision is based on imperative policy needs following the extraordinary circumstances due to the overthrow of the constitutionally based government of the Islamic Republic of Afghanistan by the Taliban on 15 August 2021.

¹ OJ L 193, 30.7.2018, p. 1.

² OJ L 209, 14.06.2021, p. 1.

³ Commission Implementing Decision of 15.12.2017 on the Annual Action Programme 2017 part II and 2018 part I in favour of Afghanistan to be financed from the general budget of the Union (C(2017) 8795 final).

⁴ Commission Implementing Decision of 7.9.2018 on the financing of the annual action programme in favour of Afghanistan for 2018 part 2, 2019 part 1 and 2020 part 1 (C(2018) 5873 final).

⁵ Commission Implementing Decision of 13.11.2019 on the financing of the annual action programme in favour of Afghanistan for 2019 part 2 (C(2019) 8176 final).

⁶ Commission Implementing Decision of 7.8.2020 on the financing of the annual action programme in favour of Afghanistan for 2020 part 2 (C(2020) 5471 final).

⁷ Regulation (EU) No 233/2014 of the European Parliament and of the Council of 11 March 2014 establishing a financing instrument for development cooperation for the period 2014-2020 (OJ L 77, 15.3.2014, p. 44).