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COMMISSION IMPLEMENTING DECISION

of 11.12.2018

**amending Commission Decision C(2015)5426 approving the national programme of
Lithuania for support from the Internal Security Fund for the period from 2014 to 2020**

(ONLY THE LITHUANIAN TEXT IS AUTHENTIC)

COMMISSION IMPLEMENTING DECISION

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amending Commission Decision C(2015)5426 approving the national programme of Lithuania for support from the Internal Security Fund for the period from 2014 to 2020

(ONLY THE LITHUANIAN TEXT IS AUTHENTIC)

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 Decision C(2015)5426 approved the national programme of Lithuania for support from the Internal Security Fund for the period from 2014 to 2020 submitted on 27 July 2015 and set the maximum contribution from the Internal Security Fund to the national programme of Lithuania.
- (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) The Budgetary Authority reinforced the 2018 Union budget with EUR 123 600 000 for the purchase of equipment to be put at the disposal of the European Border and Coast Guard Agency in accordance with Article 7 of Regulation (EU) No 515/2014. In accordance with Article 11 of the agreements concluded with the Schengen Associated Countries, this amount was increased by EUR 6 123 585 to a total of EUR 129 723 585.
- (9) On 16 October 2018, Lithuania submitted, through the Commission's electronic data exchange system (SFC2014), a revised national programme to take into account the additional Union contribution.
- (10) 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

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, 9.12.2017, 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).

Council⁸ and a legal commitment within the meaning of point (37) of Article 2 of that Regulation.

(11) Decision C(2015)5426 should therefore be amended accordingly,
HAS ADOPTED THIS DECISION:

Article 1

Decision C(2015)5426 is amended as follows:

(1) Article 1 is replaced by the following:

"Article 1

The revised national programme of Lithuania 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 16 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 Lithuania is set at EUR 213 808 350, to be financed from the general budget of the Union as follows:
 - (a) budget line 18 02 01 01: EUR 191 447 362
 - (b) budget line 18 02 01 02: EUR 18 360 988
 - (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 24 704 873, allocated in accordance with Annex I to Regulation (EU) No 515/2014;
 - (b) an additional amount of EUR 6 570 000 for the specific actions, allocated in accordance with Article 7 of that Regulation.
 - (c) an additional amount of EUR 154 000 000 for additional specific operating support to Lithuania allocated in accordance with Article 11 of that Regulation;
 - (d) an additional amount of EUR 3 759 889 allocated in accordance with Article 6(1)(c) and Article 8 of Regulation (EU) No 515/2014;
 - (e) 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 (EU) 2018/1728.

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).

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 (EU) 2018/1728."

Article 2

This Decision is addressed to the Republic of Lithuania.

Done at Brussels, 11.12.2018

For the Commission
Dimitris AVRAMOPOULOS
Member of the Commission

