



Brussels, 16.12.2016
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COMMISSION DECISION

of 16.12.2016

on the adoption of the annual work programme for 2017 in the field of energy

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THE EUROPEAN COMMISSION,

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

Having regard to 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 1605/2002¹, and in particular Article 54(2) (d) and Article 84(2) thereof,

Whereas:

- (1) In order to ensure the implementation of the Union energy policy for 2017, it is necessary to adopt a financing decision and a work programme. Article 94 of Commission Delegated Regulation (EU) No 1268/2012² establishes detailed rules on financing decisions.
- (2) It is necessary to allow for the payment of interest due for late payment on the basis of Article 92 of Regulation (EU, Euratom) No 966/2012 and Article 111(4) of Delegated Regulation (EU) No 1268/2012.
- (3) In order to allow for flexibility in the implementation of the work programme, it is appropriate to define the term 'substantial change' within the meaning of Article 94(4) of Delegated Regulation (EU) No 1268/2012.

HAS DECIDED AS FOLLOWS:

Article 1

The work programme

The annual work programme in the field of energy for 2017, as set out in the Annex, is adopted.

The annual work programme constitutes a financing decision within the meaning of Article 84 of Regulation (EU, Euratom) No 966/2012.

Article 2

Union contribution

The maximum Union contribution for the implementation of the programme for 2017 is set at EUR 5 304 000, and shall be financed from the appropriations entered in the following lines of the general budget of the Union for 2017:

¹ OJ L 298, 26.10.2012, p 1.

² Commission Delegated Regulation (EU) 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).

(a) budget line 32.0202 Support activities for the European energy policy and internal energy market: EUR 4 998 000,

(b) budget line 32.0203 Security of energy installations and infrastructure: EUR 306 000.

The appropriations provided for in the first paragraph may also cover interest due for late payment.

The implementation of this Decision is subject to the availability of the appropriations provided for in the draft general budget of the Union for 2017, following the adoption of that budget by the budgetary authority or as provided for in the system of provisional twelfths.

Article 3 *Flexibility clause*

Cumulated changes³ to the allocations to specific actions not exceeding 20% of the maximum contribution set in Article 2 of this Decision shall not be considered to be substantial within the meaning of Article 94(4) of Delegated Regulation (EU, Euratom) No 1268/2012, where those changes do not significantly affect the nature of the actions and objective of the work programme. The increase of the maximum contribution set in Article 2 of this Decision shall not exceed 20%.

The authorising officer responsible may adopt the changes referred to in the first paragraph. Those changes shall be applied in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 16.12.2016

For the Commission
Miguel ARIAS CAÑETE
Member of the Commission

³ These changes can come from assigned revenue made available after the adoption of the financing decision.