

Official Journal

of the European Communities

ISSN 0378-6978

L 382

Volume 37

31 December 1994

English edition

Legislation

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II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 30 November 1994

authorizing the grant by the United Kingdom of aid to the coal industry for the year 1994

(Only the English text is authentic)

(Text with EEA relevance)

(94/999/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to Commission Decision No 3632/93/ECSC of 28 December 1993 establishing Community rules for State aid to the coal industry ⁽¹⁾, and in particular Articles 2 (1) and 9 thereof,

Whereas:

financial measure, namely aid for the year 1994 totalling £ 230 000 granted to Monktonhall Mineworkers Ltd to cover operating losses.

The financial support, proposed by Lothian Regional Council, falls within the scope of Article 1 (1) of Decision No 3632/93/ECSC.

The Commission is therefore required to decide, in accordance with Article 9 of the Decision, whether the support is in conformity with the objectives and criteria of the Decision and is compatible with the proper functioning of the common market.

I

The United Kingdom notified the Commission by letter of 13 July 1994 of the financial support which it intends to grant to the coal industry in 1994, in accordance with Article 9 (1) of Decision No 3632/93/ECSC. By letter of 12 September 1994, the United Kingdom also submitted further information in response to the Commission's request of 9 August 1994.

In accordance with Decision No 3632/93/ECSC the Commission is required to take a decision on a specific

II

By Decision 94/574/ECSC ⁽²⁾, the Commission gave a favourable opinion on the conformity of the modernization, rationalization and restructuring plan notified by the United Kingdom with the general and specific objectives of Decision No 3632/93/ECSC.

In accordance with that same Decision, the Commission authorized the United Kingdom to carry over to the final

⁽¹⁾ OJ No L 329, 30. 12. 1994, p. 12.

⁽²⁾ OJ No L 220, 25. 8. 1994, p. 12.

quarter of the 1993/94 financial year and to the 1994/95 financial year the provision authorized until 31 December 1993 for sums totalling respectively 2 187 759,71 and £ 116 354 577,43 so that the operating aid may cover the operating losses of underground coalmining undertakings, which include Monktonhall Mineworkers Ltd.

By notification of 13 July 1994, the United Kingdom submitted to the Commission the refinancing plan of Monktonhall Mineworkers Ltd. This plan aims to refinance the company and to open a second work face which should improve productivity and lead to a reduction in the cost of production per tonne.

By letter of 12 September 1994, the United Kingdom informed the Commission that Monktonhall Mineworkers Ltd forecast a negative result in its operating account of £ 1 115 554 for an estimated amount of 520 000 tonnes of coal produced. This loss can be explained by the poor results in the first half of the year before the technical and financial measures of the aforementioned plan had been implemented.

Operating aid totalling £ 230 000 aimed at covering operating losses must be evaluated in accordance with the aims of Decision No 3632/93/ECSC and particularly with those set out in Article 2 (1). Given coal prices on the international markets, this support will enable Monktonhall Mineworkers Ltd to make new progress towards economic viability and thus to stabilize in the future. The support will also help to solve social and regional problems created by reductions in the activity of production units in the Lothian area.

The proposed aid, together with that approved pursuant to Decision 94/574/ECSC, does not exceed, for each tonne produced, the difference between production costs and the average foreseeable revenue for the year 1994. It is therefore in compliance with the first indent of Article 3 (1) of Decision No 3632/93/ECSC.

The coal produced by Monktonhall Mineworkers Ltd will be largely bought by Scottish Power plc, under a contract covering the period 1 April 1993 to 31 March 1998. The amount of operating aid per tonne will not cause delivered prices for Community coal to be lower than those for coal of a similar quality from third countries. The aid must not entail distortions of competition between coal users. The United Kingdom supplied to the Commission the information required to calculate the forecast costs of production and receipts per

tonne. The information notified by the United Kingdom Government has therefore allowed verification that the conditions of the third, fourth and fifth indents of Article 3 (1) of Decision No 3632/93/ECSC are met in full.

Aid to cover operating losses at Monktonhall Mineworkers Ltd aims to facilitate the modernization, rationalization and restructuring plan of the British coalmining industry.

In the light of the foregoing and on the basis of the information supplied by the United Kingdom, the proposed aid for current production at Monktonhall Mineworkers Ltd is compatible with the objectives of Decision No 3632/93/ECSC and with the proper functioning of the common market.

III

In accordance with the second indent of Article 3 (1) and Article 9 (2) and (3) of Decision No 3632/93/ECSC, the Commission will ensure that the aid authorized for current production complies with the aims set out in Articles 3 and 4 of the Decision. To this end, it must be informed of the amount paid and how it is distributed,

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is hereby authorized to grant Monktonhall Mineworkers Ltd the sum of £ 230 000.

Article 2

The United Kingdom shall inform the Commission, before 30 September 1995 of the amount actually paid as a result of this Decision.

Article 3

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 30 November 1994.

For the Commission

Marcelino OREJA

Member of the Commission

COMMISSION DECISION

of 6 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Zuid-Limburg concerned by Objective 2 in the Netherlands

(Only the Dutch text is authentic)

(94/1000/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points referred to in Article 8 (3) and the assistance from the

Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Dutch Government has submitted to the Commission on 26 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Zuid-Limburg; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its statutory provisions; whereas, however, it has not yet

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas no expenditure is foreseen for these aid schemes in 1994;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Zuid-Limburg concerned by Objective 2 in the Netherlands, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Netherlands;

the main priorities are:

1. industry and technology;
2. transport and logistics;
3. knowledge development;
4. tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

- (d) the procedures for verifying additionality and an initial evaluation of the latter;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	13,76
1995	14,19
1996	15,05
Total	43,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 43,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 65 million for the public sector and ECU 22 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 31,67 million,
- ESF: ECU 11,33 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 11,21 million,
- ESF: ECU 2,55 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measures I.2 and II.2. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission. No expenditure for these aid schemes is foreseen by the authorities of the Member State in 1994.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 6 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 6 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Twente concerned by Objective 2 in the Netherlands

(Only the Dutch text is authentic)

(94/1001/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Dutch Government has submitted to the Commission on 26 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Twente; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas no expenditure is foreseen for these aid schemes in 1994;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Twente concerned by Objective 2 in the Netherlands, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Netherlands;

the main priorities are:

1. transport and distribution;
2. industry and business services;
3. tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

- (d) the procedures for verifying additionality and an initial evaluation of the latter;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	18,56
1995	19,14
1996	20,30
Total	58,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 58,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 99 million for the public sector and ECU 41 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 39,36 million,
- ESF: ECU 18,64 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 12,59 million,
- ESF: ECU 5,97 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measure II.3. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission. No expenditure for these aid schemes is foreseen by the authorities of the Member State in 1994.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 6 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 6 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Limburg concerned by Objective 2 in Belgium

(Only the Dutch text is authentic)

(94/1002/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Flemish Government has submitted to the Commission on 22 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Limburg; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Flemish authorities has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Limburg concerned by Objective 2 in Belgium, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Belgium;

the main priorities are:

1. promotion of the industrial sector, especially small and medium-sized enterprises;
2. promotion of the tertiary sector, in particular business services, telecommunication, transport and logistics, tourism and new media;
3. improvement and protection of the environment;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

— the procedures for monitoring and evaluation,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	14,917
1995	15,503
1996	16,380
Total	46,800

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 46,800 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 67,768 million for the public sector and ECU 12,281 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 35,100 million,
- ESF: ECU 11,700 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 11,188 million,
- ESF: ECU 3,729 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 6 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 6 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Turnhout concerned by Objective 2 in Belgium

(Only the Dutch text is authentic)

(94/1003/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Flemish Government has submitted to the Commission on 22 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Turnhout; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Flemish authorities has not yet allowed this verification; whereas, payments should therefore be suspended after

the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Turnhout concerned by Objective 2 in Belgium, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Belgium;

the main priorities are:

1. promotion of the industrial sector, especially small and medium-sized enterprises;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

2. promotion of the tertiary sector, in particular business services, transport and logistics, telematics and tourism;
 3. improvement and protection of the environment;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	7,459
1995	7,751
1996	8,190
Total	23,400

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 23,400 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 30,612 million for the public sector and ECU 4,048 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 18,720 million,
- ESF: ECU 4,680 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 6 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 9 December 1994

on the approval of the Single Programming Document for Community structural assistance in 16 municipalities of Nordjylland concerned by Objective 2 in Denmark

(Only the Danish text is authentic)

(94/1004/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas however the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Danish Government has submitted to the Commission on 25 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for 16 municipalities of Nordjylland; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in 16 municipalities of Nordjylland concerned by Objective 2 in Denmark, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Denmark;

the main priorities are:

1. internationalization of manufacturing;
2. development of service industries;
3. tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	14,77
1995	15,41
1996	16,30
Total	46,48

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 46,48 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 53,80 million for the public sector and ECU 85,04 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 37,19 million,
- ESF: ECU 9,29 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 11,82 million,
- ESF: ECU 2,95 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Kingdom of Denmark.

Done at Brussels, 9 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 9 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Lolland concerned by Objective 2 in Denmark

(Only the Danish text is authentic)

(94/1005/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Danish Government has submitted to the Commission on 25 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Lolland; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Lolland concerned by Objective 2 in Denmark, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Denmark;
the main priority is:
business development;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	3,03
1995	3,16
1996	3,33
Total	9,52

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 9,52 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 9,6 million for the public sector and ECU 10,3 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 7,02 million,
- ESF: ECU 2,50 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Kingdom of Denmark.

Done at Brussels, 9 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 9 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Zuidoost-Brabant concerned by Objective 2 in the Netherlands

(Only the Dutch text is authentic)

(94/1006/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Dutch Government has submitted to the Commission on 26 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Zuidoost-Brabant; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas no expenditure is foreseen for these aid schemes in 1994;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Zuidoost-Brabant concerned by Objective 2 in the Netherlands, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Netherlands;

the main priorities are:

- 1. strengthening the industrial fabric,
- 2. tourism and business environment;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

- (d) the procedures for verifying additionality and an initial evaluation of the latter;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	21,40
1995	22,20
1996	23,40
Total	67,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 67,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 79 million for the public sector and ECU 25 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 47,00 million,
- ESF: ECU 20,00 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 15,00 million,
- ESF: ECU 6,40 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measure I.2. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission. No expenditure for these aid schemes is foreseen by the authorities of the Member State in 1994.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 9 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 9 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Arnhem-Nijmegen concerned by Objective 2 in the Netherlands

(Only the Dutch text is authentic)

(94/1007/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Dutch Government has submitted to the Commission on 26 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Arnhem-Nijmegen; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas no expenditure is foreseen for these aid schemes in 1994;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Arnhem-Nijmegen concerned by Objective 2 in the Netherlands, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Netherlands;

the main priorities are:

1. Eurotradeport;
2. industry and technology;
3. tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	17,92
1995	18,48
1996	19,60
Total	56,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 56,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 92 million for the public sector and ECU 23 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 39,40 million,
- ESF: ECU 16,60 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 12,61 million,
- ESF: ECU 5,31 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measure II.2. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission. No expenditure for these aid schemes is foreseen by the authorities of the Member State in 1994.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 9 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 14 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Liguria concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1008/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Liguria; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit

verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Liguria concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. creation of enterprises;
2. strengthening of existing small and medium-sized enterprises;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

3. tourism;
4. realizing the research and development potential;
5. environment;
6. port investment;
7. human resources development;

(b) the assistance from the Structural Funds as referred to in Article 4;

(c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

(d) the procedures for verifying additionality;

(e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;

(f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	30,53
1995	31,81
1996	33,66
Total	96,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 96,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 150 million for the public sector and ECU 28 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

— ERDF: ECU 67,47 million,

— ESF: ECU 28,53 million.

2. The budgetary commitments for the first instalment are as follows:

— ERDF: ECU 21,45 million,

— ESF: ECU 9,08 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December

1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 14 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 14 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Piemonte concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1009/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Piemonte; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit

verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Piemonte concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. development and reinforcement of small and medium-sized firms;
2. tourism;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 3. promotion and diffusion of technological innovation;
 - 4. environment;
 - 5. targeted improvement of land use;
 - 6. development of human resources;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	65,148
1995	67,898
1996	71,954
Total	205,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 205,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 335 million for the public sector and ECU 155 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

— ERDF:	ECU 164,0 million,
— ESF:	ECU 41,0 million.

2. The budgetary commitments for the first instalment are as follows:

— ERDF:	ECU 52,119 million,
— ESF:	ECU 13,029 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December

1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 14 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 14 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Toscana concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1010/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Toscana; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit

verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Toscana concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. development and strengthening of the fabric of small and medium-sized firms;
2. tourism;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

3. research and innovation technologies;
4. environment;
5. upgrading of port areas and infrastructure;
6. human resources development;

(b) the assistance from the Structural Funds as referred to in Article 4;

(c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

(d) the procedures for verifying additionality;

(e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;

(f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	40,361
1995	42,064
1996	44,575
Total	127,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 127,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 263 million for the public sector and ECU 95 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 103,0 million,
- ESF: ECU 24,0 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 32,734 million,
- ESF: ECU 7,627 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December

1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 14 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 14 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Emilia-Romagna concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1011/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Emilia-Romagna; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Emilia-Romagna concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

- 1. support for new firms and new enterprise;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

2. development and strengthening of small and medium-sized firms;
 3. promotion and diffusion of innovation and diversification of production;
 4. development of human resources;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	3,814
1995	3,974
1996	4,212
Total	12,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 12,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 23 million for the public sector and ECU 4 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 9,6 million,
- ESF: ECU 2,4 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 14 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 14 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Esch-Sur-Alzette and Capellen concerned by Objective 2 in Luxembourg

(Only the French text is authentic)

(94/1012/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Luxembourg Government has submitted to the Commission on 25 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Esch-Sur-Alzette and Capellen; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the authorities of Luxembourg has not yet allowed this

verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Esch-Sur-Alzette and Capellen concerned by Objective 2 in Luxembourg, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Grand Duchy of Luxembourg;

the main priorities are:

- 1. promotion of the industrial sector;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 2. promotion of other sectors with the exception of agriculture;
- 3. protection of the environment;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	2,0
1995	2,0
1996	3,0
Total	7,0

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 7,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 9,690 million for the public sector and ECU 3,985 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 6,029 million,
- ESF: ECU 0,971 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Grand Duchy of Luxembourg.

Done at Brussels, 14 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Valle D'Aosta concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1013/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Valle D'Aosta; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification; whereas, payments should therefore be suspended after

the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Valle D'Aosta concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. upgrading of sites and their environment;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

2. support structures for enterprise;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	1,91
1995	1,98
1996	2,11
Total	6,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 6,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 9,0 million for the public sector and ECU 0,5 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 5,84 million,
- ESF: ECU 0,16 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Lombardia concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1014/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Lombardia; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Lombardia concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

- 1. strengthening existing industry;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 2. reconversion of non-viable enterprises;
- 3. environmental protection and improvement of the region;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	7,31
1995	7,62
1996	8,07
Total	23,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 23,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 42 million for the public sector and ECU 11 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 18,84 million,
- ESF: ECU 4,16 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Friuli-Venezia-Giulia concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1015/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Having regard to the Treaty establishing the European Community,

Whereas the Commission has established, by Decision 94/169/EC ⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽¹⁾, as amended by Regulation (EEC) No 2082/93 ⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Friuli-Venezia-Giulia; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽³⁾, as amended by Regulation (EEC) No 2081/93 ⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Friuli-Venezia-Giulia concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. creation and expansion of firms;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 2. transfer of innovation;
 - 3. land-use improvement;
 - 4. development of human resources;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	7,63
1995	7,95
1996	8,42
Total	24,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 24,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 72 million for the public sector and ECU 9 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 18,43 million,
- ESF: ECU 5,57 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Veneto concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1016/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Veneto; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Veneto concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. development and strengthening of the fabric of small and medium-sized firms;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 2. environment;
 - 3. marghera and Laguna Veneto;
 - 4. human resources development;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	22,568
1995	23,532
1996	24,900
Total	71,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 71,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 136 million for the public sector and ECU 17 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 57,58 million,
- ESF: ECU 13,42 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 18,302 million,
- ESF: ECU 4,266 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Marche concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1017/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Marche; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said

Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Marche concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. strengthening local firms;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 2. improving land use;
 - 3. development of human resources;
 - 4. exploiting the potential for tourism;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	6,675
1995	6,960
1996	7,365
Total	21,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 21,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 30 million for the public sector and ECU 5,6 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 17,9 million,
- ESF: ECU 3,1 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Umbria concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1018/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Umbria; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality.

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Umbria concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. reinforcement and extension of the productive system;
2. exploitation of the potential for local development;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 3. protection and conservation of the environment;
- 4. development of human resources;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	11,123
1995	11,592
1996	12,285
Total	35,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 35,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 42 million for the public sector and ECU 3 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 27,5 million,
- ESF: ECU 7,5 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Lazio concerned by Objective 2 in Italy

(Only the Italian text is authentic)

(94/1019/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Having regard to the Treaty establishing the European Community,

Whereas the Commission has established, by Decision 94/169/EC ⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽¹⁾, as amended by Regulation (EEC) No 2082/93 ⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

Whereas the Italian Government has submitted to the Commission on 29 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Lazio; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽³⁾, as amended by Regulation (EEC) No 2081/93 ⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of additionality; whereas the analysis, in the framework of partnership, of the information provided for by the Italian authorities has not yet allowed this verification;

whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality.

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Lazio concerned by Objective 2 in Italy, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Italy;

the main priorities are:

1. environment;
2. development and strengthening of small and medium-sized enterprises;
3. land-use planning and improvement;
4. human resources development;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	20,342
1995	21,214
1996	22,444
Total	64,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 64,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 91 million for the public sector and ECU 38 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 52,16 million,
- ESF: ECU 11,84 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 16,579 million,
- ESF: ECU 3,763 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to Italian Republic.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Groningen-Drenthe concerned by Objective 2 in the Netherlands

(Only the Dutch text is authentic)

(94/1020/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the Dutch Government has submitted to the Commission on 26 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Groningen-Drenthe; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas no expenditure is foreseen for these aid schemes in 1994 and the financial commitments for 1995 and 1996 should be reduced by the amounts corresponding to the said measures until the aid schemes are approved by the Commission;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Groningen-Drenthe concerned by Objective 2 in the Netherlands, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the Netherlands;

the main priorities are:

- 1. strengthening of industry and business services;
- 2. development of tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	24,32
1995	25,08
1996	26,60
Total	76,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 76,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 133 million for the public sector and ECU 44 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 48,55 million,
- ESF: ECU 27,45 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 15,54 million,
- ESF: ECU 8,78 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measure I.3. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission. No expenditure for these aid schemes is foreseen by the authorities of the Member State in 1994. For 1995 to 1996, the financial commitments shall be reduced by the amounts corresponding to the said measures until the aid schemes are approved by the Commission.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of East London and the Lee Valley concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1021/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of East London and the Lee Valley; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of East London and the Lee Valley concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

(a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. business development support;
2. actions for knowledge based industries and advanced technological development;
3. targeted inward investment;
4. action to develop cultural industries and advanced producer services and industries;
5. targeted assistance to create and access employment for communities;

(b) the assistance from the Structural Funds as referred to in Article 4;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	23,52
1995	24,52
1996	25,96
Total	74,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 74,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 91,43 million for the public sector and ECU 25,82 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 55,5 million,
- ESF: ECU 18,5 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 17,64 million,
- ESF: ECU 5,88 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Thanet concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1022/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Thanet; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88,

and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Thanet concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

- 1. industry and services;
- 2. internationalization of Thanet;
- 3. human resources;

- (b) the assistance from the Structural Funds as referred to in Article 4;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	4,450
1995	4,640
1996	4,910
Total	14,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 14,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 49,365 million for the public sector and ECU 5,777 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 11,9 million,
- ESF: ECU 2,1 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Eastern Scotland concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1023/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 8 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Eastern Scotland; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Eastern Scotland concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. business and trade development;
2. business environment, image and tourism;
3. locally based initiatives;
4. technology and innovation;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	38,463
1995	40,105
1996	42,432
Total	121,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 121,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 171,359 million for the public sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 96,8 million,
- ESF: ECU 24,2 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 30,770 million,
- ESF: ECU 7,693 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Western Scotland concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1024/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 5 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Western Scotland; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Western Scotland concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. to provide supportive and enabling business development services, especially for small and medium-sized enterprises, new ventures and innovation and to meet demand for skills essential to the economy's competitiveness;
2. to develop a competitive, sustainable and high quality business environment;
3. to develop tourism and related services;
4. to promote regional economic and social cohesion;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	90,91
1995	94,97
1996	100,30
Total	286,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 286,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 374,26 million for the public sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 222,91 million,
- ESF: ECU 63,09 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 70,86 million,
- ESF: ECU 20,05 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of North East England concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1025/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Having regard to the Treaty establishing the European Community,

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of North East England; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of North East England concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. strategic business development and inward investment;
2. small and medium-sized enterprises and local business development;
3. development of knowledge-based industries;
4. developing the cultural and tourism industries;
5. community economic development;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	97,90
1995	102,09
1996	108,01
Total	308,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 308,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 342,92 million for the public sector and ECU 72,76 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 231,0 million,
- ESF: ECU 77,0 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 73,42 million,
- ESF: ECU 24,48 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Industrial South Wales concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1026/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Industrial South Wales; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Industrial South Wales concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. the valleys and other disadvantaged urban communities;
2. industry and business;
3. development of knowledge-based industries;
4. tourism;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>millions ecus (1994 prices)</i>	
1994	59,76
1995	62,32
1996	65,92
Total	188,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 188,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 297,27 million for the public sector and ECU 41,10 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 141,0 million,
- ESF: ECU 47,0 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 44,82 million,
- ESF: ECU 14,94 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Plymouth concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1027/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Plymouth; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Plymouth concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. industrial and business development;
2. development of knowledge-based industries;
3. tourism development;
4. community economic development;

- (b) the assistance from the Structural Funds as referred to in Article 4;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	9,23
1995	9,61
1996	10,16
Total	29,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 29,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 34,05 million for the public sector and ECU 6,19 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 23,3 million,
- ESF: ECU 5,7 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Greater Manchester, Lancashire and Cheshire concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1028/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Greater Manchester, Lancashire and Cheshire; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Greater Manchester, Lancashire and Cheshire concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. support for small businesses;
2. action to strengthen and diversify medium-sized enterprises;
3. development of knowledge-based industries and advanced technology;
4. action to attract inward investment and support the needs of the key corporate sector;
5. tourism and cultural industries, and image enhancement;
6. action for community economic development;

- (b) the assistance from the Structural Funds as referred to in Article 4;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	104,56
1995	109,04
1996	115,40
Total	329,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 329,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 351 million for the public sector and ECU 134,6 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 230,0 million,
- ESF: ECU 98,7 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 73,19 million,
- ESF: ECU 31,37 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Yorkshire/Humberside concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1029/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Yorkshire/Humberside; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Yorkshire/Humberside concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. action to support small and medium-sized enterprises;
2. action to strengthen and diversify mature small and medium-sized enterprises;
3. action to strengthen the knowledge-based industries and for advanced technology development;
4. action to attract new industry and services;
5. action to develop the tourism and cultural industries;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

— the procedures for monitoring and evaluation,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	100,649
1995	103,793
1996	108,558
Total	313,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 313,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 394,5 million for the public sector and ECU 106,2 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 234,0 million,
- ESF: ECU 79,0 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 75,246 million,
- ESF: ECU 25,403 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of West Midlands concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1030/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of West Midlands; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of West Midlands concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. developing research and development in the region and encouraging technological innovation;
2. support of indigenous enterprise and local business;
3. assisting diversification of the regional economy and creation of conditions for growth;
4. urban and community regeneration;
5. building on the growth potential of the cultural, media and tourism industries and improving the image of the region;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

— the procedures for monitoring and evaluation,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	117,92
1995	122,96
1996	130,12
Total	371,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 371,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 371 million for the public sector and ECU 196,4 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 278,0 million,
- ESF: ECU 93,0 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 88,36 million,
- ESF: ECU 29,56 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of East Midlands concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1031/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 20 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of East Midlands; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of East Midlands concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the main priorities are:

1. research and innovation;
2. strengthening enterprise and indigenous businesses;
3. encouraging diversification of the economy;
4. community economic development;

- (b) the assistance from the Structural Funds as referred to in Article 4;

- (c) the detailed provisions for implementing the Single Programming Document comprising:

- the procedures for monitoring and evaluation,
- the financial implementation provisions,
- the rules for compliance with Community policies;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	25,111
1995	26,185
1996	27,704
Total	79,000

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 79,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 99,24 million for the public sector and ECU 40 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 59,25 million,
- ESF: ECU 19,75 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 18,834 million,
- ESF: ECU 6,277 million.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of West Cumbria and Furness concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1032/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of West Cumbria and Furness; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

(¹) OJ No L 374, 31. 12. 1988, p. 1.

(²) OJ No L 193, 31. 7. 1993, p. 20.

(³) OJ No L 185, 15. 7. 1988, p. 9.

(⁴) OJ No L 193, 31. 7. 1993, p. 5.

(⁵) OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of West Cumbria and Furness concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;
the main priorities are:
 - 1. industrial and business development;
 - 2. development of knowledge-based industries;
 - 3. tourism development;
 - 4. community economic development;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	7,94
1995	8,29
1996	8,77
Total	25,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 25,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 26,50 million for the public sector and ECU 13,75 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 18,82 million,
- ESF: ECU 6,18 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in Gibraltar concerned by Objective 2 in the United Kingdom

(Only the English text is authentic)

(94/1033/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽¹⁾, as amended by Regulation (EEC) No 2082/93 ⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments ⁽³⁾, as amended by Regulation (EEC) No 2081/93 ⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC ⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the United Kingdom Government has submitted to the Commission on 18 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for Gibraltar; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in Gibraltar concerned by Objective 2 in the United Kingdom, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in the United Kingdom;

the principal conversion priority is to maximize the potential for generating wealth and employment in Gibraltar through sustainable economic diversification, particularly towards the tourism sector;

- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
 - the procedures for monitoring and evaluation,
 - the financial implementation provisions,

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- the rules for compliance with Community policies;
- (d) the procedures for verifying additionality and an initial evaluation of the latter;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	1,59
1995	1,66
1996	1,75
Total	5,00

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 5,0 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 6,3 million for the public sector and ECU 0,2 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 4,1 million,
- ESF: ECU 0,9 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the municipality of Aubange (Province of Luxembourg) concerned by Objective 2 in Belgium

(Only the French text is authentic)

(94/1034/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the competent authorities in Belgium have submitted to the Commission on 25 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the municipality of Aubange in the Province of Luxembourg; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas the Single Programming Document satisfies the conditions and includes the information required by Article 14 of Regulation (EEC) No 4253/88;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of

additionality; whereas the analysis, in the framework of partnership, of the information provided for by the authorities of Belgium has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas Article 20 (3) of Regulation (EEC) No 4253/88 provides, subject to available funding, for a single commitment where the Community assistance granted is less than ECU 40 million for the whole programming period;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the municipality of Aubange in the Province of Luxembourg concerned by Objective 2 in Belgium, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Belgium;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

the main priority is:

- support for business development and employment growth.
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

million ecus (1994 prices)	
1994	0,433
1995	0,433
1996	0,434
Total	1,300

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 1,3 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 1,8 million for the public sector and ECU 0,025 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 0,8625 million,
- ESF: ECU 0,4375 million.

2. The budgetary commitments at the moment of approval of the Single Programming Document refer to the total Community assistance.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 8

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the Community Directives on the coordination of procedures for the award of contracts.

Article 9

This Decision is addressed to the Kingdom Belgium.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission

COMMISSION DECISION

of 16 December 1994

on the approval of the Single Programming Document for Community structural assistance in the region of Meuse-Vesdre (Liege) concerned by Objective 2 in Belgium

(Only the French text is authentic)

(94/1035/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of activities of the different Structural Funds between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as amended by Regulation (EEC) No 2082/93⁽²⁾, and in particular Article 10 (1) last subparagraph thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas the programming procedure for structural assistance under Objective 2 is defined in Article 9 (8) to (10) of Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as amended by Regulation (EEC) No 2081/93⁽⁴⁾; whereas, however, the last subparagraph of Article 5 (2) of Regulation (EEC) No 4253/88 foresees that in order to simplify and to speed up programming procedures, Member States may submit in a Single Programming Document the information required for the regional and social conversion plan referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and the information required at Article 14 (2) of Regulation (EEC) No 4253/88; whereas Article 10 (1) last subparagraph of Regulation (EEC) No 4253/88 foresees that in that case the Commission adopts a single decision in a Single Document covering the points

referred to in Article 8 (3) and the assistance from the Funds referred to in the last subparagraph of Article 14 (3);

Whereas the Commission has established, by Decision 94/169/EC⁽⁵⁾, an initial list of declining industrial areas concerned by Objective 2 for the period 1994 to 1996;

Whereas the competent authorities in Belgium have submitted to the Commission on 25 April 1994 the Single Programming Document referred to in Article 5 (2) of Regulation (EEC) No 4253/88 for the region of Meuse-Vesdre; whereas this document contains the elements referred to in Article 9 (8) of Regulation (EEC) No 2052/88 and in Article 14 (2) of Regulation (EEC) No 4253/88; whereas expenditure under this Single Programming Document is eligible pursuant to Article 33 (2) of Regulation (EEC) No 4253/88, from 1 January 1994;

Whereas the Single Programming Document submitted by this Member State includes a description of the conversion priorities selected and the applications for assistance from the European Regional Development Fund (ERDF) and the European Social Fund (ESF) as well as an indication of the planned use of the assistance available from the European Investment Bank (EIB) and the other financial instruments in implementing the Single Programming Document;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the ECSC and the other actions for structural purposes;

Whereas the EIB has been involved in the drawing up of the Single Programming Document in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88, applicable by analogy in the establishment of the Single Programming Document; whereas it has declared itself prepared to contribute to the implementation of this document in conformity with its

⁽¹⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽²⁾ OJ No L 193, 31. 7. 1993, p. 20.

⁽³⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 5.

⁽⁵⁾ OJ No L 81, 24. 3. 1993, p. 1.

statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds ⁽¹⁾, as last amended by Regulation (EC) No 2745/94 ⁽²⁾, stipulates that in the Commission Decisions approving a Single Programming Document, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each Decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas Article 1 of Council Regulation (EEC) No 4254/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Regional Development Fund ⁽³⁾, as amended by Regulation (EEC) No 2083/93 ⁽⁴⁾, defines the measures for which the ERDF may provide financial support;

Whereas Article 1 of Council Regulation (EEC) No 4255/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards the European Social Fund ⁽⁵⁾, as amended by Regulation (EEC) No 2084/93 ⁽⁶⁾, defines the measures for which the ESF may provide financial support;

Whereas the Single Programming Document has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas certain measures planned under this Single Programming Document include the part-financing of aid schemes which have not yet been approved by the Commission; whereas the financial commitments should be reduced by the amounts corresponding to the said measures until the aid schemes are approved by the Commission;

Whereas Article 9 (3) of Regulation (EEC) No 4253/88 lays down that Member States shall provide the relevant financial information to the Commission to permit verification of the respect of the principle of

additionality; whereas the analysis, in the framework of partnership, of the information provided for by the authorities of Belgium has not yet allowed this verification; whereas, payments should therefore be suspended after the first advance provided for in Article 21 (2) of the said Regulation until the Commission will have verified the respect of the additionality;

Whereas the present assistance satisfies the conditions laid down in Article 13 of Regulation (EEC) No 4253/88, and so should be implemented by means of an integrated approach involving finance from more than one Fund;

Whereas Article 1 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁷⁾, as last amended by Regulation (ECSC, EC, Euratom) No 2730/94 ⁽⁸⁾, states that the legal commitments entered into for measures extending over more than one financial year must contain a time limit for implementation which must be specified to the recipient in due form when the aid is granted;

Whereas all the other conditions laid down for the grant of aid from the ERDF and the ESF have been complied with,

HAS ADOPTED THIS DECISION:

Article 1

The Single Programming Document for Community structural assistance in the region of Meuse-Vesdre (Liège) concerned by Objective 2 in Belgium, covering the period 1 January 1994 to 31 December 1996, is hereby approved.

Article 2

The Single Programming Document includes the following essential elements:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Belgium;

the main priorities are:

1. encouragement and diversification of the industrial base;
2. promotion of technological innovation;
3. increasing attractiveness;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 15.

⁽⁴⁾ OJ No L 193, 31. 7. 1993, p. 34.

⁽⁵⁾ OJ No L 374, 31. 12. 1988, p. 21.

⁽⁶⁾ OJ No L 193, 31. 7. 1993, p. 39.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

⁽⁸⁾ OJ No L 293, 12. 11. 1994, p. 7.

- 4. sustaining employment growth;
 - 5. technical assistance;
- (b) the assistance from the Structural Funds as referred to in Article 4;
- (c) the detailed provisions for implementing the Single Programming Document comprising:
- the procedures for monitoring and evaluation,
 - the financial implementation provisions,
 - the rules for compliance with Community policies;
- (d) the procedures for verifying additionality;
- (e) the arrangements for associating the environmental authorities with the implementation of the Single Programming Document;
- (f) the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

Article 3

For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>million ecus (1994 prices)</i>	
1994	28,191
1995	29,313
1996	30,996
Total	88,500

Article 4

The assistance from the Structural Funds granted to the Single Programming Document amounts to a maximum of ECU 88,5 million.

The procedure for granting the financial assistance, including the financial contribution from the Funds to the various priorities and measures, is set out in the financing plan and the detailed implementing provisions which form an integral part of the Single Programming Document.

The national financial contribution envisaged, which is approximately ECU 138 million for the public sector and ECU 88 million for the private sector, may be met in part by Community loans, in particular from the ECSC and EIB.

Article 5

1. The breakdown among the Structural Funds of the total Community assistance available is as follows:

- ERDF: ECU 75,338 million,
- ESF: ECU 13,162 million.

2. The budgetary commitments for the first instalment are as follows:

- ERDF: ECU 18,349 million,
- ESF: ECU 4,193 million.

In accordance with the rules laid down in Article 7, these commitments do not include the amounts relating to the aid schemes not yet approved by the Commission. The corresponding commitments will be made after the approval of the aid schemes concerned.

Commitments of subsequent instalments will be based on the financing plan for the Single Programming Document and on progress in its implementation.

3. The financial contribution will be suspended after the payment of the first advance provided for in Article 21 (2) of Regulation (EEC) No 4253/88 until such time as the Commission has verified the respect of the principle of additionality on the basis of the relevant information supplied by the Member State.

Article 6

The breakdown among the Structural Funds and the procedure for the grant of the assistance may be altered subsequently, subject to the availability of funds and the budgetary rules, in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 7

This Decision is without prejudice to the Commission's position on the aid schemes in the measure 1.1 'Aid to productive investment' and 1.2 'Increase in risk capital'. In accordance with Articles 92 and 93 of the Treaty, the aid schemes must be approved by the Commission and hence the financial commitments shall be reduced by the amounts corresponding to the said measures until the aid schemes are approved by the Commission.

Article 8

The Community aid concerns expenditure on operations under the Single Programming Document which, in the Member State concerned, are the subject of legally binding commitments and for which the requisite finance has been specifically allocated no later than 31 December 1996. The final date for taking account of expenditure on these measures is 31 December 1998.

Article 9

The Single Programming Document shall be implemented in accordance with Community law, and in particular Articles 6, 30, 48, 52 and 59 of the EC Treaty and the

Community Directives on the coordination of procedures for the award of contracts.

Article 10

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 16 December 1994.

For the Commission

Bruce MILLAN

Member of the Commission
