Commission Implementing Regulation (EU) No 1232/2014 of 18 November 2014 amending Commission Implementing Regulation (EU) No 215/2014 in order to adapt references therein to Regulation (EU) No 508/2014 of the European Parliament and of the Council and correcting Implementing Regulation (EU) No 215/2014

COMMISSION IMPLEMENTING REGULATION (EU) No 1232/2014

of 18 November 2014

amending Commission Implementing Regulation (EU) No 215/2014 in order to adapt references therein to Regulation (EU) No 508/2014 of the European Parliament and of the Council and correcting Implementing Regulation (EU) No 215/2014

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006[(1)], and in particular the third subparagraph of Article 8 and the fifth subparagraph of Article 22(7) thereof,

Whereas:

(1) In order to ensure that the necessary legislation is in place for the programming of the European Structural and Investment Funds ('ESIF funds') and to allow for the timely adoption of the relevant operational programmes, Commission Implementing Regulation (EU) No 215/2014[(2)] was adopted prior to the adoption of Regulation (EU) No 508/2014 of the European Parliament and of the Council[(3)].

(2) Subsequent to the adoption of Regulation (EU) No 508/2014, certain references in Implementing Regulation (EU) No 215/2014 to the future Union legal act on the European Maritime and Fisheries Fund ('EMFF') should be replaced by references to Regulation (EU) No 508/2014.

(3) As far as the EMFF is concerned, weightings to measures set out in the future Union legal act on the EMFF as regards the level of support for climate change objectives for each of the five ESIF funds as adopted by Implementing Regulation (EU) No 215/2014 were attached in a provisional way. References in Annex III to Implementing Regulation (EU) No 215/2014 should therefore be aligned with the final numbering of the provisions in Regulation (EU) No 508/2014.

(4) In order to ensure that in the context of the performance framework the achievement of the milestone and target for the financial indicator can be assessed on the basis of the payment applications submitted to the Commission, the incorrect reference in

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Article 5(2) of Implementing Regulation (EU) No 215/2014 to point (c) of Article 126 of Regulation (EU) No 1303/2013 should be corrected into a reference to point (a) of Article 126 of Regulation (EU) No 1303/2013.

(5) In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the *Official Journal of the European Union*.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Coordination Committee for the European Structural and Investment Funds,

(7) Implementing Regulation (EU) No 215/2014 should therefore be amended and corrected accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) No 215/2014 is amended as follows:

(1) points (c) and (d) of the second subparagraph of Article 3(1) are replaced by the following:

(c) reporting by Member States on financial appropriations and expenditure by measure in annual implementation reports pursuant to Article 50(4) and (5) of Regulation (EU) No 1303/2013 and Article 114(2) of Regulation (EU) No 508/2014;

(d) the information and data provided by Member States on operations selected for funding pursuant to Article 97(1)(a) and 107(3) of Regulation (EU) No 508/2014.;

(2) Annex III is replaced by the text set out in the Annex to this Regulation.

Article 2

Implementing Regulation (EU) No 215/2014 is corrected as follows:

On page 68, Article 5(2):

for	:	For all ESI Funds, except for the EAFRD, the milestone and the target for a financial indicator shall refer to the total amount of eligible expenditure entered into the accounting system of the certifying authority and certified by that authority in accordance with point (c) of Article 126 of Regulation (EU) No 1303/2013. For the EAFRD, they shall refer to the realised total public expenditure entered into the common monitoring and evaluation system.
read	:	For all ESI Funds, except for the EAFRD, the milestone and the target for a financial indicator shall refer to the total amount of eligible expenditure entered into the accounting system of the certifying authority and certified by that authority in accordance with point (a) of Article 126 of Regulation (EU) No 1303/2013.

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For the EAFRD, they shall refer to the realised total public expenditure entered into the common monitoring and evaluation system.

Article 3

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 November 2014.

For the Commission

The President

Jean-Claude JUNCKER

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ANNEX

ANNEX III

Coefficients for calculating amounts of support for climate change objectives in the case of the European Maritime and Fisheries Fund pursuant to Article 3

Article of Regulation (EU) No 508/2014	Title of the Measure	Coefficient
CHAPTER I		
Sustainable development in Fisheries		
Article 26	Innovation (+ Article 44(3) Inland fishing)	0 %*[a]
Article 27	Advisory services (+ Article 44(3) Inland fishing)	0 %
Article 28	Partnerships between scientists and fishermen (+ Article 44(3) Inland fishing)	0 %*
Article 29(1) + (2)	Promotion of human capital, job creation and social dialogue — training, networking, social dialogue; support to spouses and life partners (+ Article 44(1)(a) Inland fishing)	0 %*
Article 29(3)	Promotion of human capital, job creation and social dialogue — trainees on board SSCF vessels/social dialogue	0 %*
Article 30	Diversification and new forms of income (+ Article 44(4) Inland fishing)	0 %*
Article 31	Start-up support for young fishermen (+ Article 44(2) Inland fishing)	0 %
Article 32	Health and safety (+ Article 44(1)(b) Inland fishing)	0 %
Article 33	Temporary cessation of fishing activities	40 %
Article 34	Permanent cessation of fishing activities	100 %

a A weight of 40 % can be assigned to the measure marked with * in the table, in accordance with Article 3(2).

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Article 35	Mutual funds for adverse climatic events and environmental incidents	40 %
Article 36	Support to systems of allocation of fishing opportunities	40 %
Article 37	Support for the design and implementation of conservation measures and regional cooperation	0 %
Article 38	Limiting the impact of fishing on the marine environment and adapting fishing to the protection of species (+ Article 44(1)(c) Inland fishing)	40 %
Article 39	Innovation linked to the conservation of marine biological resources (+ Article 44(1)(c) Inland fishing)	40 %
Article 40(1)(a)	Protection and restoration of marine biodiversity — collection of lost fishing gear and marine litter	0 %
Article 40(1)(b)-(g) and (i)	Protection and restoration of marine biodiversity — contribution to a better management or conservation, construction, installation or modernisation of static or movable facilities, preparation of protection and management plans related to Natura 2000 sites and spatial protected areas, management, restoration and monitoring marine protected areas, including Natura 2000 sites, environmental awareness, participation in other actions aimed at maintaining and enhancing biodiversity and ecosystem services (+ Article 44(6) Inland aquatic fauna and flora)	40 %

a A weight of 40 % can be assigned to the measure marked with * in the table, in accordance with Article 3(2).