Commission Regulation (EU) No 127/2013 of 13 February 2013 amending Annexes I and II to Regulation (EC) No 1905/2006 of the European Parliament and of the Council establishing a financing instrument for development cooperation

COMMISSION REGULATION (EU) No 127/2013

of 13 February 2013

amending Annexes I and II to Regulation (EC) No 1905/2006 of the European Parliament and of the Council establishing a financing instrument for development cooperation

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1905/2006 of the European Parliament and of the Council of 18 December 2006 establishing a financing instrument for development cooperation[(1)], and in particular Article 1(1) and the third subparagraph of Article 31(1) thereof,

Whereas:

(1) Annex I to Regulation (EC) No 1905/2006 establishes a list of eligible countries based on the list of aid recipients of the Development Assistance Committee of the Organisation for Economic Cooperation and Development (OECD/DAC), which is to be amended by the Commission pursuant to regular OECD/DAC reviews of its list of aid recipients.

(2) For the purpose of defining persons eligible to participate in the award of procurement or grant contracts, Annex II to Regulation (EC) No 1905/2006 establishes the list of aid recipients of the OECD/DAC, which is to be published and updated pursuant to the same reviews.

(3) Further to a revision of the list of aid recipients of the OECD/DAC, the Commission should amend Annex I to Regulation (EC) No 1905/2006 and inform the Council and the European Parliament thereof. The Commission should also update and publish Annex II to Regulation (EC) No 1905/2006 and inform the Council and the European Parliament thereof.

(4) It is therefore appropriate to delete Oman from the list of countries eligible under Article 1(1) set out in Annex I, and update Annex II to Regulation (EC) No 1905/2006 accordingly.

(5) The European Parliament and the Council will be informed accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1905/2006 is amended as follows:

1. Annex I is replaced by Annex I to this Regulation.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 127/2013. (See end of Document for details)*

2. Annex II is replaced by Annex II to this Regulation.

Article 2

This Regulation shall enter into force on the twentieth 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, 13 February 2013.

For the Commission

The President

José Manuel BARROSO

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EU) No 127/2013. (See end of Document for details)*

ANNEX I

COUNTRIES ELIGIBLE UNDER ARTICLE 1(1)

Latin America

1. Argentina
2. Bolivia
3. Brazil
4. Chile
5. Colombia
6. Costa Rica
7. Cuba
8. Ecuador
9. El Salvador
10. Guatemala
11. Honduras
12. Mexico
13. Nicaragua
14. Panama
15. Paraguay
16. Peru
17. Uruguay
18. Venezuela

Asia

19. Afghanistan
20. Bangladesh
21. Bhutan
22. Cambodia
23. China
24. India
25. Indonesia
26. Democratic People’s Republic of Korea
27. Laos
28. Malaysia

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 127/2013. (See end of Document for details)*

29. Maldives

30. Mongolia

31. Myanmar

32. Nepal

33. Pakistan

34. Philippines

35. Sri Lanka

36. Thailand

37. Vietnam

Central Asia

38. Kazakhstan

39. Kyrgyz Republic

40. Tajikistan

41. Turkmenistan

42. Uzbekistan

Middle East

43. Iran

44. Iraq

45. Yemen

Southern Africa

46. South Africa

ANNEX II

OECD/DAC LIST OF ODA RECIPIENTS

Effective for reporting on 2011, 2012 and 2013 flows

Least Developed Countries	**Other Low Income Countries(per capita GNI < USD 1 005 in 2010)**	**Lower Middle Income Countries and Territories(per capita GNI USD 1 006 - USD 3 975 in 2010)**	**Upper Middle Income Countries and Territories(per capita GNI USD 3 976 - USD 12 275 in 2007)**
Afghanistan	Kenya	Armenia	Albania

a Territory.

b This is without prejudice to the status of Kosovo under international law.