Commission Decision (EU) 2019/513 of 26 March 2019 on the security framework for the European Defence Industrial Development Programme

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 249 thereof,

Whereas:

(1) The European Defence Industrial Development Programme[(1)] (hereafter 'the Programme') is the programme for 2019-2020 for the capability development window of the European Defence Fund.

(2) Commission Decision (EU, Euratom) 2015/444[(2)] shall apply to the handling of classified information in the Programme.

(3) Given the specificities of the Programme and the role of Member States therein, Member States on whose territory the beneficiaries are established may classify foreground information generated in the performance of a development action, setting up a security framework to this end before the signature of the grant agreement,

HAS ADOPTED THIS DECISION:

Article 1

Classification of information

1 In the context of the Programme, the originatorship of classified foreground information generated in the performance of a development action shall be decided upon by the Member States, on whose territory the beneficiaries are established.

2 For that purpose, those Member States may decide on a specific security framework for the protection and handling of classified information relating to the action and shall inform the Commission thereof.

3 Such a security framework shall be without prejudice to the possibility for the Commission to have access to necessary information for the implementation of the action.

4 If no such specific security framework is set up by those Member States, the Commission shall set up the security framework for the action in accordance with the provisions of Decision (EU, Euratom) 2015/444.

5 The applicable security framework for the action has to be in place at the latest before the signature of the grant agreement.

Changes to legislation: *There are currently no known outstanding effects for the Commission Decision (EU) 2019/513. (See end of Document for details)*

Article 2

Entry into force

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

Done at Brussels, 26 March 2019.

For the Commission

The President

Jean-Claude JUNCKER