



Brussels, 4.5.2020
C(2020) 2897 final

COMMISSION IMPLEMENTING DECISION

of 4.5.2020

amending Commission Decision C(2015)1698 approving the national programme of Portugal for support from the Asylum, Migration and Integration Fund for the period from 2014 to 2020

(ONLY THE PORTUGUESE TEXT IS AUTHENTIC)

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amending Commission Decision C(2015)1698 approving the national programme of Portugal for support from the Asylum, Migration and Integration Fund for the period from 2014 to 2020

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 514/2014 of the European Parliament and of the Council of 16 April 2014 laying down general provisions on the Asylum, Migration and Integration Fund and on the instrument for financial support for police cooperation, preventing and combating crime, and crisis management¹, and in particular Article 14(9) thereof,

Having regard to Regulation (EU) No 516/2014 of the European Parliament and of the Council of 16 April 2014 establishing the Asylum, Migration and Integration Fund, amending Council Decision 2008/381/EC and repealing Decisions No 573/2007/EC and No 575/2007/EC of the European Parliament and of the Council and Council Decision 2007/435/EC², and in particular Article 18(3) thereof,

Having regard to Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012³, and in particular Article 110 thereof,

Whereas:

- (1) Commission Decision C(2015)1698 approved the national programme of Portugal for support from the Asylum, Migration and Integration Fund for the period 2014 to 2020 submitted on 13 February 2015 and set the maximum contribution from the Fund to the national programme of Portugal. It was last amended by Commission Implementing Decision C(2019)9185 of 12 December 2019.
- (2) In accordance with Article 1 of Commission Implementing Regulation (EU) No 801/2014⁴, Member States are to provide every two years the number of persons they plan to resettle.

¹ OJ L 150, 20.5.2014, p. 112.

² OJ L 150 20.5.2014, p. 168.

³ OJ L 193, 30.7.2018, p. 1.

⁴ Commission Implementing Regulation (EU) No 801/2014 of 24 July 2014 setting out the timetable and other implementing conditions related to the mechanism for the allocation of resources for the Union Resettlement Programme under the Asylum, Migration and Integration Fund (OJ L 219, 25.7.2014, p. 19).

- (3) Member States are entitled to receive an additional amount of EUR 6 000 for each resettled person referred to in Article 17(1) of Regulation (EU) No 516/2014, and EUR 10 000 for each resettled person referred to in Article 17(2) of that Regulation.
 - (4) The 2020 resettlement pledging exercise was launched at the Resettlement Forum on 11 July 2019. Pledges were submitted by Member States until 30 September 2019. Due to budgetary restrictions, the inclusion of the pledges in the national programmes had to be conducted in two stages as they exceeded the budget foreseen. The first stage was concluded by the end of 2019 by the adoption of individual Commission implementing decisions increasing the EU contribution to resettlement operations in Member States with 50% of the pledges made. This Decision concerns the second stage with the remaining 50% of the pledges made in the 2020 resettlement pledging exercise from the 2020 budget, which only became available after the first stage had been launched.
 - (5) Portugal plans to resettle 500 additional persons under Article 17(2) of Regulation (EU) No 516/2014. That results in additional funding of EUR 5 000 000.
 - (6) On 17 February 2020, Portugal submitted, through the Commission's electronic data exchange system 'SFC2014', a revised national programme to reflect those changes and the shifting migration patterns and subsequent changes in priorities.
 - (7) This Decision constitutes a financing decision within the meaning of Article 110 of the Financial Regulation (EU, Euratom) 2018/1046 and a legal commitment within the meaning of point 37 of Article 2 of that Regulation.
 - (8) Commission Decision C(2015)1698 should therefore be amended accordingly,
- HAS ADOPTED THIS DECISION:

Article 1

Articles 1 and 2 of Commission Decision C(2015)1698 are replaced by the following:

"Article 1

The revised national programme of Portugal for support from the Asylum, Migration and Integration Fund for the period from 1 January 2014 to 31 December 2020 as submitted in its final version on 17 February 2020, is approved.

Article 2

1. The maximum contribution from the Asylum, Migration and Integration Fund to the national programme of Portugal is set at EUR 85 472 335, 39 and shall be financed from the appropriations entered in the budget line 18 03 01 of the general budget of the Union.
2. The maximum contribution shall be composed of the following amounts:
 - (a) a basic amount of EUR 32 776 377 allocated in accordance with Annex I to Regulation (EU) No 516/2014;
 - (b) an additional amount of EUR 652 500 for the specific action, allocated in accordance with Article 16 of Regulation (EU) No 516/2014;
 - (c) an additional amount of EUR 17 540 000 for the Union Resettlement Programme, allocated in 2017 and in 2019 in accordance with Article 17 of

Regulation (EU) No 516/2014 and for the transfer of beneficiaries of international protection, allocated in accordance with Article 18 of that Regulation, and an additional amount of EUR 5 000 000 for the Union Resettlement Programme, allocated in 2020 in accordance with Article 17 of Regulation (EU) No 516/2014;

- (d) an additional amount of EUR 9 396 000 for the relocation of applicants for international protection from Greece and Italy allocated in accordance with Article 10 of Council Decision (EU) 2015/1523⁵ and Article 10(1)(a) of Council Decision (EU) 2015/1601⁶;
- (e) an additional amount of EUR 3 562 649 allocated in 2017, in accordance with Annex I to Regulation (EU) No 516/2014;
- (f) an additional amount of EUR 685 125 allocated in 2018, in accordance with Annex I to Regulation (EU) No 516/2014;
- (g) an amount of EUR 12 998 400 recommitted or transferred to actions in accordance with the first subparagraph of Article 18(3) of Regulation (EU) No 516/2014;
- (h) an amount of EUR 3 249 600 recommitted or transferred to actions in accordance with the second subparagraph of Article 18(3) of Regulation (EU) No 516/2014.".
- (i) an amount of EUR 388 315.61 de-committed in accordance with Article 50(1) and Article 52(5) of Regulation (EU) No 514/2014.".

Article 2

This Decision is addressed to the Portuguese Republic.

Done at Brussels, 4.5.2020

For the Commission
Ylva JOHANSSON
Member of the Commission

⁵ Council Decision (EU) 2015/1523 of 14 September 2015 establishing provisional measures in the area of international protection for the benefit of Italy and of Greece (OJ L 239, 15.9.2015, p. 146).

⁶ Council Decision (EU) 2015/1601 of 22 September 2015 establishing provisional measures in the area of international protection for the benefit of Italy and Greece (OJ L 248, 24.9.2015, p.80).