

Na temelju članka 30. stavka 1. Zakona o sklapanju i izvršavanju međunarodnih ugovora (Narodne novine, broj 28/96), Vlada Republike Hrvatske je na sjednici održanoj _____ donijela

UREDBU

o objavi Dodatka br. 1. Sporazumu o financiranju između Vlade Republike Hrvatske i Europske komisije u vezi s Nacionalnim programom u sklopu programa IPA komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio

Članak 1.

Objavljuje se Dodatak br. 1. Sporazumu o financiranju između Vlade Republike Hrvatske i Europske komisije u vezi s Nacionalnim programom u sklopu programa IPA komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio, potpisan 17. svibnja 2013. u Brüsselsu i 4. studenoga 2013. u Zagrebu (u daljnjem tekstu: Dodatak br. 1. Sporazumu), u izvorniku na engleskom jeziku.

Članak 2.

Tekst Dodatka br. 1. Sporazumu, u izvorniku na engleskom jeziku i u prijevodu na hrvatski jezik, glasi:

DODATAK BR. 1. SPORAZUMU O FINANCIRANJU

IZMEĐU

VLADE REPUBLIKE HRVATSKE

I

EUROPSKE KOMISIJE

U VEZI S NACIONALNIM PROGRAMOM U SKLOPU
PROGRAMA IPA KOMPONENTA POMOĆ U TRANZICIJI I
IZGRADNJA INSTITUCIJA

ZA 2011. GODINU II. DIO

DODATAK BR. 1.

Sporazumu o financiranju u vezi s Nacionalnim programom za Hrvatsku u sklopu programa IPA - komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio

koji je prvobitno sklopljen 6. listopada 2011. između Vlade Republike Hrvatske ("Korisnica") i Europske komisije ("Komisija")

Uzimajući u obzir da

- (a) je Komisija dana 11. kolovoza 2011. usvojila Odluku C(2011)5925 kojom se usvaja Nacionalni program za Hrvatsku u sklopu IPA komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio. Ovaj se program provodi pomoću Sporazuma o financiranju sklopljenog između Europske komisije i Vlade Republike Hrvatske dana 6. listopada 2011.
- (b) je IPA 2011 Nacionalni program II. dio izmijenjen i dopunjen 15. svibnja 2013. Odlukom Komisije C(2013)2772 radi izmjena i dopuna odredbi koje se odnose na projekt "JASPERS - Podrška u pripremi projektnih prijedloga za strukturne fondove i Kohezijski fond u Hrvatskoj".
- (b) je potrebno uskladiti Sporazum o financiranju s izmjenama Programa usvojenim Odlukom Komisije C (2013)2772.

SPORAZUMJELE SU SE KAKO SLIJEDI:

Članak 1.

Sporazum o financiranju u vezi s Nacionalnim programom za Hrvatsku u okviru programa IPA komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio ovim se mijenja i dopunjuje kako slijedi:

"Dodatak A Sporazumu o financiranju sklopljenom između Europske komisije i Vlade Hrvatske 6. listopada 2011. zamjenjuje se Dodatkom A ovog Dodatka."

Članak 2.

Sve ostale odredbe i uvjeti Sporazuma o financiranju ostaju nepromijenjeni. Ovaj Dodatak stupa na snagu datumom potpisivanja druge od dviju stranaka.

Sastavljeno u dva izvornika na engleskom jeziku od kojih je jedan primjerak za Komisiju i jedan za Korisnicu.

POTPISI

*Potpisan za i u ime
Komisije*

*Potpisan za i u ime Vlade Republike
Hrvatske*

gđa. Alexandra Cas Granje, v.r.
Direktorica, Opća uprava
za proširenje
Brussels,

g. Matija Derk, v.r.
pomoćnik ministra i Nacionalni
koordinatorski program IPA
Zagreb,

Datum: 17. svibnja 2013.

Datum: 4. studenoga 2013.

DODATAK A: Nacionalni program za Hrvatsku u okviru programa IPA
komponenta Pomoć u tranziciji i jačanje institucija za 2011. - 2. dio

1. IDENTIFIKACIJA

Korisnik	Hrvatska
CRIS broj	IPA/2011/023- 114
Godina	2011
Trošak	5.000.000 eura ¹
Provedbeno tijelo	Provedba ovog programa bit će prenijeta s Glavne uprave za proširenje (ELARG) na Glavnu upravu za regionalnu politiku (REGIO).
Krajnji datum za sklapanje Sporazuma o financiranju	31. prosinca 2012.
Krajnji datum za ugovaranje	2 godine od datuma sklapanja Sporazuma o financiranju. Nema roka za projekte revizije i evaluacije obuhvaćene ovim Sporazumom o financiranju, kako je navedeno u članku 166. stavak 2. Financijske uredbe.
Krajnji datumi za provedbu	2 godine nakon konačnog datuma ugovaranja.
Šifra sektora	21010, 41010
Predmetna proračunska linija	22.020100: nacionalni programi (Komponenta »Pomoć u tranziciji i izgradnja institucija«) za države kandidatkinje.
Voditelj programiranja	GLAVNA UPRAVA ZA PROŠIRENJE B1
Voditelj provedbe	GLAVNA UPRAVA ZA REGIONALNU I URBANU POLITIKU

¹ Ukupan iznos od 39.959.128 eura dostupan je u sklopu I. komponente IPA 2011 za Hrvatsku. Iznos od 330.000 eura već je alociran u sklopu Prvog dijela ovog programa u Odluci o financiranju C(2010)9557 od 20. prosinca 2010. godine. »Drugi dio« u sklopu ove Odluke o financiranju dodatno alocira 5.000.000 eura te ju je potrebno usvojiti što je prije moguće kako bi se ubrzale pripreme Republike Hrvatske za apsorpciju strukturnih fondova i Kohezijskog fonda. Preostala alokacija bit će usvojena u »Trećem dijelu« još jednom Odlukom o financiranju kasnije tijekom 2011. godine.

2. PRIORITETI ZA POMOĆ EU-A

Prioriteti za pomoć EU-a u skladu su s ciljevima predviđenim u **Višegodišnjem indikativnom planskom dokumentu (VIPD)**, koji obuhvaća razdoblje 2011.- 2013. VIPD 2011.-2013. uspostavljen je u skladu s Pristupnim partnerstvom od 12. veljače 2008. i trenutačnim pristupnim pregovorima.

U procjeni potreba za financijskom pomoći EU-a uzet je u obzir "Program Vlade Republike Hrvatske za preuzimanje i provedbu pravne stečevine Europske unije" i mjerodavne nacionalne sektorske strategije.

U skladu sa **Strategijom proširenja 2010.-2011.**, Hrvatska treba konsolidirati reforme u području pravosuđa i temeljnih prava. U pogledu reforme javne uprave, potrebni su značajni dodatni napor radi dovršetka zakonodavnog okvira i njegove potpune učinkovite provedbe. Hrvatska treba nastaviti raditi na potpunoj uspostavi administrativnih struktura potrebnih za upravljanje i kontrolu fondova EU-a.

Stoga prioriteti odabrani za razdoblje obuhvaćeno VIPD-om imaju za cilj poduprijeti jačanje vladavine prave, reformu javne uprave i pripremu za provedbu kohezijske i poljoprivredne politike EU-a kao i politike ruralnog razvoja, pri čemu potonja podržava ulaganja u infrastrukturu i jača konkurentnost radi ublažavanja posljedica financijske krize.

Ovi prioriteti su u skladu s kriterijima iz Kopenhagena te stoga pridonose njihovom ostvarivanju.

Nacionalni program u okviru programa IPA za 2011. godinu – 2. dio doprinijet će ostvarivanju sljedećeg prioriteta u **Izvješću o napretku za 2011. godinu**² Europske komisije u odnosu na poglavlje 22. "Regionalna politika i koordinacija strukturnih instrumenata": *Postignut je dobar napredak u području regionalne politike i koordinacije strukturnih instrumenata, i u svim područjima Hrvatska je u visokom stanju spremnosti za provedbu kohezijske politike. Daljnje napore treba uložiti u učinkovitu provedbu hrvatskih planova za povećanje administrativnih kapaciteta za buduću provedbu kohezijske politike i razvoj zrele zalihe projekata.*"

² Izvješće o napretku Hrvatske za 2011. godinu, Brussels 12.10.2011., SEC(2011)1200

Nacionalni program u okviru programa IPA za 2011. godinu - 2. dio doprinijet će ostvarivanju sljedećeg prioriteta u Izvješću o praćenju za Hrvatsku za 2012.³: *treba uložiti dodatne napore u jačanje administrativnih kapaciteta za buduću provedbu kohezijske politike i razvoj zrele i kvalitetne zalihe projekata kako bi se alokacija iz strukturnih fondova što bolje iskoristila, u skladu s izvještajem Europskog revizorskog suda.*

Prioriteti EU pomoći ovog programa su da u predpristupnom razdoblju podrže pripreme Hrvatske za pridruživanje EU, te da ju pripreme za provedbu i upravljanje kohezijskom politikom EU, pogotovo vezano uz strukturne i Kohezijski fond kako je identificirano u sektoru 3. "*Okoliš i klimatske promjene*", sektoru 4. "*Promet*", sektoru 5. "*Razvoj privatnog sektora*" i sektoru 6. "*Socijalni sektor*" Višegodišnjeg indikativnog planskog dokumenta (VIPD-a) 2011.-2013. te nadalje u širem kontekstu za provedbu "**Europe 2020**- europske strategije za pametni, održivi i uključivi rast". U budućnosti ova pomoć može pomoći da Hrvatska ostavi doprinos **tematskim ciljevima kohezijske politike 2014.- 20.** te indirektno **ciljevima Strategije Europa 2020.**

2.a Prioritet odabran u sklopu ovog programa

Ovaj program će doprinijeti ostvarivanju prethodno navedenih prioriteta pružajući tehničku pomoć u sljedećim sektorima: okoliš, energetika, promet, poduzetništvo, istraživanje, tehnološki razvoj i inovacije, informacijske i komunikacijske tehnologije (ICT) kao i obrazovanju i socijalnom razvoju.

Ovi sektori su odabrani za financiranje u sklopu "Dijela 2." programa IPA 2011. s obzirom na potrebu da se ubrzaju pripreme Hrvatske za apsorpciju strukturnih fondova i Kohezijskog fonda koji će biti dostupni nakon pristupanja. Ovi sektori odabrani su radi neposrednog financiranja s obzirom na zrelost prijedloga za financiranje i sporazuma hrvatskih tijela i Europske investicijske banke (EIB), koja će od Komisije primiti nepovratna sredstva u svrhu provedbe ovog projekta. Provedba će započeti čim je to prije moguće.

³ Izvješće o praćenju za Hrvatsku za 2012., Brussels 10.10.2012, SWD(2012) 338 final

Ostali sektori VIPD-a bit će podržani u "Dijelu 3." predviđenom za usvajanje krajem 2011. godine jer hrvatska tijela i Komisija trebaju dodatno preispitati prijedloge za financiranje u drugim područjima u svrhu odabira najzrelijih projekata za provedbu. Nadalje "Dio 1." Nacionalnog programa 2011. (usvojen 20. prosinca 2010.) sastoji se od projekta kojem je cilj razvoj kapaciteta Hrvatske za preuzimanje obveza koje proizlaze iz članstva u području carinske unije.

2.b Sektori odabrani u sklopu ovog programa i donatorska koordinacija

Program se sastoji od jedne mjere "JASPERS – Podrška u pripremi projektnih prijedloga za strukturne fondove i Kohezijski fond u Hrvatskoj", koji će se provoditi kroz JASPERS ("Zajednička pomoć za podršku projektima u europskim regijama") inicijativu zajedničke tehničke pomoći.

VIPD 2011.- 2013. navodi da je važno da Hrvatska završi s njenim pripremama koncentrirajući se na izradu kvalitetne zalihe projekata i apsorpciju fondova. Ovaj program pružit će tehničku pomoć u sljedećim sektorima: okoliš, energetika, promet, poduzetništvo, istraživanje, tehnološki razvoj i inovacije, informacijske i komunikacijske tehnologije (ICT) kao i obrazovanje i socijalni razvoj. Ovaj program će doprinijeti prioritetima za financiranje koji su identificirani u sektorima 3. "*Zaštita okoliša i klimatske promjene*", i sektoru 4. "*Promet*", sektoru 5. "*Razvoj privatnog sektora*" i sektoru 6. "*Socijalni sektor*" VIPD-a 2011.-2013. za Hrvatsku, u smislu izrade zalihe projekata u navedenim sektorima.

Zaštita okoliša i klimatske promjene

U Izvješću o napretku za 2011. ocijenjeno je da je općenito ostvaren dobar napredak u poglavju "Okoliš" te da se pripreme Hrvatske vezane uz usklađivanje i provedbe zakonodavstva u području okoliša, pogotovo u sektoru kvalitete voda i kemikalija, približavaju kraju.

U smislu spremnosti sektora i nacionalnog vlasništva, Hrvatska je uspostavila "Okvir za usklađenost strategija (OUS) za 2007.-2013." koji obuhvaća Komponente programa IPA III (Regionalni razvoj) i IV (Razvoj ljudskih potencijala). U sklopu III. komponente programa IPA, podrška se pruža kroz višegodišnji Operativni program (OP) "Okoliš". Ovaj program ima za cilj razvoj infrastrukture za gospodarenje otpadom radi uspostave cjelovitog sustava gospodarenja otpadom i zaštite vodnih resursa zemlje kroz poboljšanje sustava vodoopskrbe te integriranog sustava upravljanja otpadnim vodama.

U VIPD-u ocijenjeno je da je u sektoru okoliša potrebno pružiti pomoć u području razvoja politika kao i pripremi za provedbu i upravljanjem kohezijskom politikom EU, pogotovo vezano uz korištenje Europskog fonda za regionalni razvoj i Kohezijski fond, u području zaštite prirode (obrada i zbrinjavanje krutog otpada, opskrba pitkom vodom, prikupljanje, pročišćavanje i ispuštanje otpadnih voda, kao i jačanje institucionalnih kapaciteta), uključujući i ublažavanje i prilagodbu klimatskim promjenama. Pomoć u ovim sektorima omogućit će Hrvatskoj da doprinese ostvarenju tematskih ciljeva 5. i 6. kohezijske politike 2014.-2020. (Promicanje prilagodbe na klimatske promjene, prevencija i upravljanje rizicima; Zaštita okoliša i promicanje učinkovitosti resursa) te stoga i indirektno ostvarenju ciljeva u području klimatskih promjena Strategije Europa 2020.

Energetika

Izvešće o napretku za 2011. ocijenilo je da je u sektoru *energetike* postignut napredak, međutim potrebni su daljnji napor pogotovo vezano uz otvaranje tržišta električne energije i plina, ostvarenje ciljeva EU vezanih uz izvore obnovljive energije i energetske učinkovitosti, kao i nuklearne sigurnosti. Administrativne postupke vezane za projekte obnovljivih izvora energije treba pojednostaviti te ojačati administrativne kapacitete kako bi Hrvatska postigla svoje ciljeve u području klimatskih promjena.

Vezano uz poglavlje "Regionalna politika i koordinacija strukturnih instrumenata", kao što je prethodno navedeno, Hrvatska treba privesti kraju pripreme koncentrirajući se na uspostavu zrele zalihe projekata i apsorpciju sredstava u sektoru okoliša.

Pomoć u ovom sektoru pripada sektoru Okoliš i klimatske promjene VIPD-a. Aktivnosti u ovom području doprinose Hrvatskoj u budućem ostvarenju tematskog cilja 4. kohezijske politike 2014.- 20. (Podrška prijelazu prema ekonomiji temeljenoj na niskoj razini emisije CO₂) i stoga indirektno ostvarenju ciljeva u području klimatskih promjena Strategije Europa 2020.

Promet

Izvešće o napretku za 2011. ocijenilo je da je ostvaren daljnji napredak i da je, općenito, razina usklađenosti u poglavlju "Promet" dobra.

Prema VIPD-u 2011.-2013. jedan od glavnih ciljeva u sektoru prometa Hrvatska treba

dovršiti pripreme tako što će se usredotočiti na uspostavu zrelih projektnih prijedloga i apsorpciju sredstava.

Spremnost sektora i nacionalno vlasništvo iskazani su prethodno spomenutim Okvirom za usklađenost strategija (OUS). U sklopu III. komponente IPA-e, podrška se pruža kroz višegodišnji Operativni program (OP) "Promet". Ovim programom rješavaju se sljedeći prioriteti postupnog poboljšanja standarda željeznica, duž TEN Koridora X i V unutar Hrvatske: obnavljanje sustava unutarnje plovidbe u Hrvatskoj, čineći ga privlačnijim i konkurentnijim u usporedbi s drugim oblicima prijevoza, uključujući obnovu plovnih putova rijeke Save s ciljem postizanja kategorije IV plovnog statusa, kao i usklađivanje s informacijskim riječnim sustavom EU-a (RIS).

Pomoć u ovom sektoru također može pomoći Hrvatskoj u budućem ostvarenju tematskog cilja 4. i 7. i kohezijske politike 2014.- 20. (Podrška prijelazu prema ekonomiji temeljenoj na niskoj razini emisije CO₂; Promicanje održivog prometa i otklanjanje uskih grla u ključnoj infrastrukturi) te na taj način doprinoseći ciljanim vrijednostima za klimatske promjene Strategije Europa 2020.

Poduzetništvo

Spremnost sektora i nacionalno vlasništvo iskazani su prethodno spomenutim Okvirom za usklađenost strategija (OUS). Kroz III. komponentu IPA pruža se pomoć kroz višegodišnji Operativni program "Regionalna konkurentnost". Ovaj program ima za prioritete: razvoj i unapređenje regionalne infrastrukture i jačanje atraktivnosti regija te jačanje konkurentnosti hrvatskog gospodarstva. Prioritetna os 2. doprinosi ostvarenju strateških ciljeva programa za razvoj poduzetništva i poticanje izvrsnosti u inovacijama i istraživanju. Podržava se razvoj konkurentnosti malog i srednjeg poduzetništva kroz pružanje podrške održivom razvoju produktivnosti, jačanje malih i srednjih poduzetnika i njihovih sposobnosti kako bi se natjecali na međunarodnom tržištu, unapređenje ključnih elemenata kako bi se osigurala pozitivna poslovna klima te ojačala regionalna konkurentnost i brži ekonomski rast.

Pomoć u ovom sektoru pripada sektoru Razvoja privatnog sektora VIPD-a 2011.- 2013. Također može pomoći Hrvatskoj da doprinosi ostvarenju tematskih ciljeva 1. 3. i 8. kohezijske politike 2014.- 20. (Jačanje istraživanja, tehnološkog razvoja i inovacija; Jačanje konkurentnosti malih i srednjih poduzeća; Promicanje zapošljavanja i podrška mobilnosti radne snage) i stoga indirektno ostvarenju ciljeva u sektorima istraživanja i razvoja te zapošljavanja iz Strategije Europa 2020.

Istraživanje, tehnološki razvoj i inovacije

Izvješće o napretku za 2011. godinu ocijenilo je da se napredak u sektoru *istraživanja i razvoja* nastavlja te da daljnje napore treba usmjeriti prema ključnim ciljevima politike istraživanja EU vezanim uz razinu ulaganja u istraživanje.

Spremnost ovog sektora i nacionalno vlasništvo iskazani su prethodno spomenutim Okvirom za usklađenost strategija (OUS). Kroz III. komponentu IPA pruža se pomoć kroz višegodišnji Operativni program "Regionalna konkurentnost". Ovaj program ima za prioritete: razvoj i unapređenje regionalne infrastrukture i jačanje atraktivnosti regija te jačanje konkurentnosti hrvatskog gospodarstva. Prioritetna os 2. doprinosi ostvarenju strateških ciljeva programa za razvoj poduzetništva i poticanje inovacija i istraživanja. Kroz ovu prioritetnu os unapređuje se konkurentnost hrvatskog gospodarstva kroz jačanje uvjeta za razvoj inovacija u javnom sektoru istraživanja, razvoja i inovacija te podržava stvaranje novih ideja i tehničkih rješenja, koji čine osnovu za gospodarski rast i uspostavu konkurentnog tržišta i podržava stvaranje i rast tehnologije te i malo i srednje poduzetništvo bazirano na znanju.

Pomoć u ovom sektoru pripada sektoru Razvoja privatnog sektora VIPD-a 2011.-2013. Također može pomoći Hrvatskoj pridonijeti budućem ostvarenju tematskih ciljeva 1. 3. i 8. kohezijske politike 2014.- 20. (Istraživanje i inovacije; Konkurentnost malih i srednjih poduzeća; Zapošljavanje i podrška mobilnosti radne snage) i time podredno ostvarenju ciljeva u sektorima istraživanja i razvoja te zapošljavanja koji proizlaze iz Strategije Europa 2020.

Informacijska i komunikacijska tehnologija (ICT)

Podrška u ovom sektoru omogućit će Hrvatskoj da lakše ostvari strateške prioritete za razvoj širokopojasnih mreža i usluga kao jedne od ključnih grana gospodarskog razvoja osiguravajući učinkovitu konkurentnost, dostupnost širokopojasnog pristupa, poticanje potražnje za širokopojasnim uslugama i korištenju širokopojasnog pristupa od strane građana i poslovnih subjekata.

Pomoć u ovom sektoru pripada sektoru Razvoja privatnog sektora Višegodišnjeg indikativnog planskog dokumenta VIPD 2011.-2013. Također aktivnost u tom području može pomoći Hrvatskoj da doprinosi u ostvarenju tematskog cilja 2. kohezijske politike 2014.- 20. (Poboljšani pristup, korištenje te kvaliteta informacijskih i komunikacijskih tehnologija (ICT)). Nadalje pomoć u ovom sektoru omogućit će da Hrvatska doprinese ciljevima Digitalne agende za Europu, strategije EU u području digitalnih tehnologija.

Obrazovanje i socijalni sektor

Izvješće o napretku za 2010. godinu ocijenilo je da je ostvaren dobar napredak u poglavlju "socijalna politika i zapošljavanje". Međutim neka područja zakonodavstva treba dodatno uskladiti. Socijalni dijalog i administrativne kapacitete treba dodatno jačati.

Spremnost ovog sektora i nacionalno vlasništvo iskazani su prethodno spomenutim Okvirom za usklađenost strategija (OUS). Kroz IV. komponentu IPA pruža se pomoć kroz višegodišnji Operativni program 'Razvoj ljudskih potencijala'. Ovaj operativni program ima sljedeće prioritete: poboljšanje pristupa zapošljavanju i održivo uključivanje u tržište rada; jačanje socijalnog uključivanja i integracije osoba u nepovoljnom položaju; unaprjeđenje ljudskog kapitala i zapošljivosti; jačanje uloge civilnog društva za bolje upravljanje.

Pomoć u ovom sektoru pripada Socijalnom sektoru VIPD-a 2011.-2013. Također može pomoći Hrvatskoj da doprinese ostvarenju tematskih ciljeva 8., 9. i 10. kohezijske politike 2014.- 20. (Zapošljavanje i podrška mobilnosti radne snage; Socijalno uključivanje te borba protiv siromaštva; Obrazovanje, vještine i cjeloživotno učenje) i stoga indirektno ostvarenju ciljeva vezane uz područja borbe protiv siromaštva, obrazovanja i zapošljavanja koji proizlaze iz Strategije Europa 2020.

2.c Opis projekata i/ili drugih načina provedbe unutar pojedinog sektora

Sektor	Sufinanciranje IPA (u milijunima EUR-a)	Načini provedbe (projekti, proračunsko sufinanciranje, i dr.) korisnik, svrha, rezultati, aktivnosti, sufinanciranje prioriteta i indikativni raspored provedbe
Zaštita okoliša i klimatske promjene	5	<u>Svrha:</u> Pripremiti infrastrukturne projekte visoke kvalitete koji će biti financirani iz strukturnih/Kohezijskog fonda uz podršku JASPERS ("Zajednička pomoć za podršku projektima u europskim regijama") tehnička pomoć koja će biti podržana od strane inicijative strukturnih/ Kohezijskog fonda <u>Provedba:</u> Program će se provoditi neposrednim
Energetika		
Promet		
Poduzetništvo		

Istraživanje, tehnološki razvoj i inovacije		<p>bespovratnim sredstvima dodijeljenim Europskoj investicijskoj banci u skladu s člankom 168. stavak 1. točka f Provedbenih pravila uz Financijsku uredbu. S obzirom na iskustvo stečeno unutar JASPERS-a od 2006. godine potkrijepljeno naglim povećanjem odobrenih projekata koji su primili podršku JASPERS-a, ostvario je visok stupanj specijalizacije potrebne za pružanje mjerodavne podrške državama članicama i državama kandidatkinjama. Financiranje će se koristiti uglavnom za pokrivanje troškova zaposlenih u jedinici JASPERS-a unutar EIB-a u obliku mjesečne jedinstvene stope (26.142 eura po stručnjaku) i vanjskih konzultantskih troškova (na osnovi stvarnih troškova). Troškovi misije također će biti prihvatljivi na osnovi stvarnih troškova, uz ograničenje po stručnjaku na godišnjoj osnovi. Ostali troškovi, poput prevođenja, vanjske revizije i troškova nekih događaja tijekom godine također će biti prihvatljivi na osnovi stvarnih troškova.</p> <p>Financiranje mjere izvršit će u 100%-om iznosu Europska komisija u skladu s člankom 253. stavak 1. točka d Provedbenih pravila uz Financijsku uredbu. Europska komisija i EIB sklopit će sporazum o sufinanciranju u 3. kvartalu 2011. godine za ukupni iznos od 5.000.000 eura.</p>
Informacijska i komunikacijska tehnologija (ICT)		
Obrazovanje i socijalni sektor		
TOTAL		
	5	

2.d Pregled prethodne i trenutačne pomoći (EU / međunarodne financijske institucije / bilateralna i nacionalna pomoć) uključujući stečena iskustva i evaluacije

Prethodna i trenutačna pomoć

Hrvatska koristi EU programe pomoći od 1996.; od 2005. koristi ISPA program pomoći (*Pre-Accession Instrument for Structural Policies*) putem kojeg počinje financirati velike infrastrukturne projekte u sektorima okoliša i prometa. ISPA program se koristio u skladu s Nacionalnom ISPA strategijom za okoliš i promet u sklopu kojeg su provedena 3 infrastrukturna projekta i 3 projekta tehničke pomoći u ukupnom iznosu od 107 milijuna EUR. Od tri projekta tehničke pomoći dva su bila posvećena pripremi projekata - priprema zalihe projekata u sektorima okoliša i prometa za program IPA. Ukupno je pripremljeno 5 projekata za daljnje financiranje.

U sklopu pripreme za korištenje strukturnih/kohezijskog fonda proveden je projekt tehničke pomoći unutar programa PHARE 2006, projekt pod nazivom "Izrada

projektnih prijedloga za IPA/strukturne fondove" korišten je za pripremu projekata u području prometa, okoliša i regionalne konkurentnosti. Od 2007. godine, pomoć za pripremu projekata obuhvaćena je Komponentom III "Regionalni razvoj" programa IPA (Instrument pretpristupne pomoći) (III. a Promet (Prioritetna os 1.: Modernizacija željezničke infrastrukture (IPA/ERDF); Prioritetna os 2: Unapređenje plovni putova RH (IPA/ERDF); Prioritetna os 3. Tehnička pomoć); III. b Zaštita okoliša (Prioritetna os 1. Upravljanje otpadom; Prioritetna os 2. Upravljanje vodoopskrbom i odvodnjom); i III. c Regionalna konkurentnost (1.1.1. Poslovna infrastruktura; 2.1.3 Pružanje savjetodavnih usluga malim i srednjim poduzećima, 3.1.2. Priprema budućih programskih dokumenata i prateće zalihe projekata) kao i kroz komponentu IV. (Ljudski potencijali). Osim financiranja infrastrukturnih projekata, ti operativni programi osiguravaju sredstva za pripremu projekata kao i za ocjenu velikih projekata.

Stečena iskustva

Stečena su sljedeća iskustva iz provedbe prethodno navedene financijske pomoći.

Iskustva vezana uz pripremu projekata i provedbu kroz pretpristupni program pokazuju da je priprema projekata kontinuiran i složen postupak, koji zahtijeva značajno vrijeme i ljudsk resurse, posebno u slučaju infrastrukturnih projekata. Imajući u vidu, s jedne strane, činjenicu da se očekuje da će Hrvatska ući u Europsku uniju na samom kraju tekuće financijske perspektive, očito je da značajna zaliha projekata mora biti pripremljena i spremna i prije datuma pristupanja te da treba osigurati prijenos vještina i znanja kako bi se izgradio kapacitet relevantnih ministarstava i agencija za pripremu zrele zalihe projekata te ponajviše za procjenu kvalitete projektnih prijava.

Na osnovi ovih stečenih iskustava, JASPERS će nastojati ojačati kapacitet svih dionika u Hrvatskoj za izradu zrelih projektnih prijedloga radi poboljšanja buduće apsorpcije strukturnih fondova i Kohezijskog fonda.

2.e Horizontalna pitanja

Ovaj program će pridonijeti horizontalnim pitanjima zaštite okoliša od zajedničkog interesa jer će projektni prijedlozi, *inter alia*, u sektoru okoliša biti izrađeni u skladu sa standardima EU-a u ovom području.

2.f Uvjeti

Jedinica JASPERS usko surađuje s Komisijom i nacionalnim tijelima u svrhu pomoći potonjima pri izradi zrelih projektnih prijedloga koji ispunjavaju zahtjeve EU-a, kao i radi određivanja potencijalnih projekata za pomoć.

Jedinica JASPERS djeluje u suradnji s nacionalnim tijelima radi određivanja projekata za uključivanje u Akcijski plan zemlje, koji će odobravati Upravljački odbor.

2.g Mjerila

„n“ je datum sklapanja Sporazuma o financiranju

	N	N+1 (kumulativno)	N+1 (kumulativno)
	EU	EU	EU
Sporazum o sufinanciranju	1	1	1

2.h Plan za decentralizaciju upravljanja fondovima EU-a bez ex ante kontrola od strane Europske komisije

Odlukom Komisije od 28. listopada 2008. godine na Hrvatsku su prenijete upravljačke ovlasti za decentralizirano upravljanje I. komponentom programa IPA bez *ex ante* kontrola. Hrvatska tijela su u prosincu 2009. godine dostavila plan za decentralizaciju upravljanja sredstvima programa IPA bez *ex ante* kontrola. Od tada tijela vlasti Komisiji dostavljaju redovita izvješća o napretku u provedbi ovoga plana.

3. PRORAČUN (IZNOSI U EURIMA)

3.1. Indikativna proračunska tablica

<u>Centralizirano upravljanje</u>	Izgradnja institucija (II)					Investicije (INV)					Ukupno (II + INV)	Ukupno IPA EU sufinanciranje	
	Ukupni izdatak	IPA EU sufinanciranje		Nacionalno sufinanciranje		Ukupni izdatak	IPA EU sufinanciranje		Nacionalno sufinanciranje				
	EUR (a)=(b)+(c)	EUR (b)	% ⁽¹⁾	EUR (c)	% ⁽¹⁾	EUR (d)=(e)+(f)	EUR (e)	% ⁽¹⁾	EUR (f)	% ⁽¹⁾	EUR (g)=(a)+(d)	EUR (h)=(b)+(e)	% ⁽²⁾
Sektori: okoliš, energetika, promet, poduzetništvo, istraživanje, tehnološki razvoj i inovacije, informatička i komunikacijska tehnologija (ICT) te obrazovanje i socijalni sektor	0	0	0	0	0	5.000.000	5.000.000	100%	0	0	5.000.000	5.000.000	100
Projekt: »JASPERS- Podrška u pripremi projektnih prijedloga za strukturne fondove i Kohezijski fond u Republici Hrvatskoj«	0	0	0	0	0	5.000.000	5.000.000	100%	0	0	5.000.000	5.000.000	100
TOTAL	0	0	0	0	0	5.000.000	5.000.000	100%	0	0	5.000.000	5.000.000	100

Izraženo u % od ukupnog izdatka II ili INV (stupac (a) ili (d)).

Samo redci prioritetne osi. Izraženo u % od ukupnog iznosa stupca (h). Označava relativni ponder prioriteta u usporedbi s ukupnim sufinanciranjem IPA EU u cijeloj FP.

3.2. Načelo sufinanciranja koje se primjenjuje na projekte financirane unutar programa

Sufinanciranje EU-a u okviru programa IPA, koje predstavlja 100% ukupnog proračuna alociranog ovom programu, izračunato je u odnosu na **prihvatljivi** izdatak, koji se u slučaju centraliziranog upravljanja temelji na ukupnom izdatku. Sufinanciranje EU-a predstavlja 100% ukupnog proračuna alociranog ovom programu, kako je dopušteno člankom 67. stavak 3. IPA Provedbene uredbe⁴: "*U slučaju centraliziranog ili zajedničkog upravljanja, Komisija odlučuje o stopi sufinanciranja Zajednice, koje može iznositi 100% prihvatljivih izdataka*".

4. PROVEDBENE STRUKTURE

4.1. Način provedbe

Program će se provoditi na centraliziranoj osnovi od strane Europske komisije u skladu s člankom 53.a Financijske uredbe⁵ i odnosnih odredbi Provedbenih pravila⁶ jer se sastoji od aktivnosti koje će provoditi Glavna uprava za regionalnu politiku radi omogućavanja izrade projektnih prijedloga za strukturne fondove i Kohezijski fond u Hrvatskoj, koji će se provoditi kroz program inicijative tehničke pomoći Glavne uprave za regionalnu politiku JASPERS ("Zajednička pomoć za podršku projektima u europskim regijama").

4.2. Opća pravila za postupke nabave i dodjelu bespovratnih sredstava

Opća pravila za postupke nabave i dodjelu nepovratnih sredstava određuje se Sporazumom o sufinanciranju između Komisije i Europske investicijske banke (EIB) koje provode program.

4.3. Procjena utjecaja na okoliš (PUO) i očuvanje prirode

Sva ulaganja provode se u skladu s mjerodavnim zakonodavstvom EU-a o okolišu.

⁴ Uredba 718/2007 (SL L 170, 29.6.2007., str. 23.).

⁵ Uredba 1605/2002 (SL L 248, 16.9.2002., str.1.).

⁶ Uredba 2342/2002 (SL L 357, 31. 12. 2002., str. 1.) kako je posljednje izmijenjena i dopunjena Uredbom (EZ-a, Euratom) br. 478/2007 (SL L 111, 28. 4. 2007., str. 13.).

Posljedično, za projekte koji ulaze u obuhvat Direktive o PUO⁷, za svaki projekt radi se procjena utjecaja na okoliš, koja je jednaka onoj određenoj Direktivom o PUO.

Za projekte koji će vjerojatno utjecati na lokalitete od značaja za očuvanje prirode, odgovarajuća procjena očuvanja okoliša radi se za svaki pojedini projekt, jednaka onoj određenoj u članku 6. Direktive o staništima⁸.

5. NADZOR I EVALUACIJA

5.1. Nadzor

Komisija može poduzeti sve mjere koje smatra nužnima za nadzor odnosnih programa.

5.2. Evaluacija

Programi su predmet ex ante evaluacija, kao i interim evaluacija provedbe te, prema potrebi, ex post evaluacija u skladu s člancima 57. i 82. IPA Provedbene uredbe, u cilju poboljšanja kvalitete, učinkovitosti i dosljednosti pomoći iz sredstava Zajednice i strategije i provedbe programa.

Rezultati ex ante evaluacije i interim evaluacije uzimaju se u obzir u ciklusu programiranja i provedbe.

Komisija može provesti i strateške evaluacije.

6. REVIZIJA, FINANCIJSKA KONTROLA I MJERE ZA BORBU PROTIV PRIJEVARA

Računi i poslovanje svih stranaka uključenih u provedbu ovog programa, kao i svi ugovori i sporazumi kojima se provodi ovaj program, predmet su s jedne strane nadzora i financijske kontrole Komisije (uključujući i Europski ured za borbu protiv prijevara), koja može izvršiti provjere prema vlastitoj odluci, bilo samostalno ili

⁷ Direktiva Vijeća 85/337/EEZ od 27. lipnja 1985. o procjeni utjecaja određenih javnih i privatnih projekata na okoliš (SL L 175 5.7.1985., str. 40.).

⁸ Direktiva Vijeća 92/43/EEZ od 21. svibnja 1992. o očuvanju prirodnih staništa i divlje faune i flore (SL L 206, 22. 7. 1992.).

posredstvom vanjskog revizora i s druge strane revizija Europskog revizorskog suda. To uključuje mjere poput *ex ante* provjere nadmetanja i ugovaranja koje EU Delegacija provodi u državi korisnici.

U svrhu osiguranja efikasne zaštite financijskih interesa Europske unije, Komisija (uključujući Europski ured za borbu protiv prijevara) može provesti mjere na terenu, kao i inspekcije u skladu s postupcima predviđenim u Uredbi Vijeća (EZ-a, Euratom) 2185/96⁹.

Prethodno opisane kontrole i revizije primjenjuju se na sve izvođače, podizvođače i korisnike nepovratnih sredstava koji su primili sredstva Europske unije.

7. NESUPSTANTIVNE REALOKACIJE SREDSTAVA

Dužnosnik Komisije za ovjeravanje delegiranjem (AOD) ili dužnosnik Komisije za ovjeravanje pod-delegiranjem (AOSD), u skladu s ovlastima koje na njega prenosi AOD, u skladu s načelima dobrog financijskog upravljanja, može poduzeti nesupstantivne realokacije sredstava bez potrebe za izmijenjenom i dopunjenom odlukom o financiranju. U tom kontekstu kumulativne realokacije koje ne prelaze 20% ukupnog iznosa alociranog za program, koje podliježu ograničenju od 4 milijuna eura, ne smatraju se supstantivnima, s time da one ne utječu na prirodu i ciljeve programa. IPA Odbor mora biti obaviješten o prethodno navedenim realokacijama sredstava.

8. OGRANIČENE PROMJENE U PROVEDBI PROGRAMA

Ograničene promjene u provedbi ovog programa koje utječu na osnovne elemente navedene u članku 90. Provedbenih pravila uz Financijsku uredbu, koje su indikativne prirode¹⁰, može poduzeti dužnosnik Komisije za ovjeravanje delegiranjem (AOD), ili dužnosnik Komisije za ovjeravanje pod-delegiranjem (AOSD), u skladu s ovlastima koje na njega prenosi AOD, u skladu s načelima dobrog financijskog upravljanja bez potrebe za izmijenjenom i dopunjenom odlukom o financiranju.

⁹ SL L 292; 15.11.1996.; str. 2.

¹⁰ Ovi osnovni elementi indikativne prirode su, za bespovratna sredstva, indikativni iznos poziva za dostavu prijedloga, i, za nabavu, indikativni broj i vrsta predviđenih ugovora te indikativni vremenski okvir za pokretanje postupaka nabave.

ADDENDUM N° 1 TO THE FINANCING AGREEMENT

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF CROATIA

AND

THE EUROPEAN COMMISSION

CONCERNING THE NATIONAL PROGRAMME
UNDER THE IPA TRANSITION ASSISTANCE AND
INSTITUTION BUILDING COMPONENT

FOR THE YEAR 2011 PART II

ADDENDUM N° 1

To the Financing Agreement Concerning the National Programme for Croatia under the IPA – Transition Assistance and Institution Building Component for 2011 Part II

As originally concluded on 6 October 2011 between the Government of the Republic of Croatia (the "Beneficiary") and the European Commission (the "Commission")

Whereas

- (a) The Commission adopted on 11 August 2011 Decision C(2011)5925 adopting the National Programme for Croatia under the IPA Transition Assistance and Institution Building Component for 2011 part II. This Programme is implemented by means of a Financing Agreement concluded between the European Commission and the Government of Croatia on 6 October 2011.
- (b) The IPA 2011 part II National Programme was amended on 15 May 2013 by Commission Decision C(2013)2772 to amend the provisions of the project "JASPERS- Support to the preparation of a project pipeline for Structural and Cohesion Funds in Croatia".
- (b) It is necessary to bring the Financing Agreement in line with the amendment to the Programme brought by Commission Decision C(2013)2772.

HAVE AGREED AS FOLLOWS:

Article 1

The Financing Agreement concerning the National Programme for Croatia under the IPA Transition Assistance and Institution Building Component for 2011 part II is hereby amended as follows:

"Annex A to the Financing Agreement concluded between the European Commission and the Government of Croatia on 6 October 2011 is replaced by the Annex to the present Addendum."

Article 2

All other terms and conditions of the Financing Agreement remain unchanged. This Addendum shall enter into force on the date of signature by the second of the two Parties.

Done in 2 original copies in the English language, one copy for the Commission and one for the Beneficiary.

SIGNATURES

*Signed, for and on behalf of the
Commission by*

*Signed, for and on behalf of the
Government of the Republic of Croatia*

Mrs Alexandra Cas Granje
Director, Directorate-General
Enlargement
Brussels,

Mr Matija Derk
Assistant Minister and National IPA
Coordinator
Zagreb,

Date: 17 May 2013

Date: 4 November 2013

**ANNEX A: National programme for Croatia under the IPA Transition
Assistance and Institution Building Component for 2011 – Part 2**

1. IDENTIFICATION

Beneficiary	Croatia
CRIS number	IPA/2011/023- 114
Year	2011
Cost	EUR 5 000 000 ¹
Implementing Authority	The implementation of this programme will be cross-delegated from DG Enlargement (ELARG) to DG Regional Policy (REGIO).
Final date for concluding the Financing Agreements	31 December 2012
Final date for contracting	2 years following the date of conclusion of the Financing Agreement. No deadline for audit and evaluation projects covered by this Financing Agreement, as referred to in Article 166(2) of the Financial Regulation.
Final dates for execution	2 years following the end date for contracting.
Sector Code	21010, 41010
Budget line concerned	22.020100: national programmes (component Transition Assistance and Institution Building) for Candidate Countries.
Programming Task Manager	DG ELARG.B1
Implementation Task Manager	DG REGIO

¹ A total of EUR 39 959 128 is available under IPA 2011 Component I for Croatia. EUR 330 000 was already allocated under "Part 1" of this programme in the Financing Decision C(2010)9557 of 20 December 2010. The "Part 2" under the present Financing Decision further allocates EUR 5 000 000 and should be adopted as soon as possible to accelerate Croatia's preparations for the absorption of Structural and Cohesion funds. The rest of the allocation will be adopted in a "Part 3" in another Financing Decision at a later stage in 2011.

2. PRIORITIES FOR EU ASSISTANCE

The priorities for EU assistance are in line with the objectives set out in the **Multi-Annual Indicative Planning Document (MIPD)** covering the period 2011-2013. The MIPD 2011-2013 was established in line with the Accession Partnership of 12 February 2008 and the ongoing accession negotiations.

The needs assessment for EU financial assistance took into account Croatia's "Program of the Government of the Republic of Croatia for assumption and implementation of the *acquis communautaire*" and relevant national sectoral strategies.

According to the **Enlargement Strategy 2010-2011**, Croatia needs to consolidate reforms in the field of judiciary and fundamental rights. Regarding public administration reform, considerable further efforts are needed to finalise the legal framework and to implement it efficiently across the board. Croatia needs to sustain efforts to fully establish the administrative structures required for the management and control of EU funds.

Therefore, the priorities selected for the period covered by the MIPD aim at supporting the strengthening of the rule of law, public administration reform, and preparation for the implementation of the EU's cohesion and agriculture and rural development policies, the latter supporting investments in infrastructures and boosting competitiveness in order to alleviate the impact of the financial crisis.

These priorities are in line with the Copenhagen criteria and, therefore, contribute to their achievement.

The IPA 2011 National Programme – Part 2 will contribute to addressing the following priority highlighted in the Commission's **Progress Report 2011**² in relation to chapter 22 "Regional Policy and Coordination of Structural Instruments": "*Good progress was made in the field of regional policy and coordination of structural instruments, and in all areas Croatia is at an advanced stage of preparations for implementation of the cohesion policy. Further sustained efforts need to focus on effectively implementing Croatia's plans to increase administrative capacity for future cohesion policy implementation and to develop a mature project pipeline*".

² Croatia 2011 Progress Report, Brussels 12.10.2011, SEC(2011)1200 final

The IPA 2011 National Programme – Part 2 will contribute to addressing the following priority set out in the Croatia 2012 Monitoring Report³: *increased efforts are needed to strengthen the administrative capacity for future cohesion policy implementation and to develop a high-quality and mature project pipeline with a view to swift absorption of regional policy funds, building on the recent report of the European Court of Auditors.*

The priorities for EU assistance under this programme is to support Croatia's pre-accession preparations for joining the EU, to prepare it for the implementation and management of the EU cohesion policy, in particular regarding Structural and Cohesion Funds in fields as identified in sector 3 "*Environment and Climate Change*", sector 4 "*Transports*", sector 5 "*Private sector development*" and sector 6 "*Social Development*" of the Multi-Annual Indicative Planning Document (MIPD) 2011-2013, as well as its future contribution, on a wider scale, to the "**Europe 2020** – the European strategy for smart, sustainable and inclusive growth". In the future, it can also help Croatia contribute to attaining a significant number of **Thematic Objectives of Cohesion Policy 2014-20** and indirectly to achieving **Europe 2020 targets**.

2.a Priority selected under this programme

The programme will contribute to addressing the aforementioned priorities by providing technical assistance in the following sectors: environment, energy, transport, entrepreneurship, research, technological development and innovation, Information and Communication Technology (ICT) as well as education and social development.

These sectors have been selected for assistance under the "Part 2" of IPA 2011 given the need to accelerate Croatia's preparations for the absorption of Structural and Cohesion funds which will become available upon accession. They have been chosen for immediate financing given the maturity of the funding proposal and the agreement of the Croatian authorities and of the European Investment Bank (EIB), which will receive a grant from the Commission in order to implement this project. Implementation will start as soon as possible.

³ Comprehensive Monitoring Report for Croatia, Brussels 10.10.2012, SWD(2012) 338 final

The other sectors of the MIPD will be supported in a "Part 3" foreseen to be adopted at the end of 2011, as the funding proposals in the other areas need to be further reviewed by the Croatian authorities and the Commission in order to select the most mature projects for implementation. In addition, "Part 1" of the National Programme 2011 (adopted on 20 December 2010) consists of a project aiming to develop Croatia's capacity of assuming the obligations of membership in the area of the Customs Union.

2.b Sectors selected under this programme and donors' coordination

The programme consists of one measure, "JASPERS - Support to the preparation of a project pipeline for Structural and Cohesion Funds in Croatia", which will be implemented through the JASPERS ("Joint Assistance for Supporting Projects in European Regions") joint technical assistance initiative.

MIPD 2011-2013 states that Croatia needs to complete its preparations by focusing on the establishment of a mature project pipeline and the absorption of funds. The programme will provide technical assistance in the following sectors: environment, energy, transport, entrepreneurship, research, technological development and innovation, Information and Communication Technology (ICT) as well as education and social development. The programme will contribute to addressing the funding priorities identified in sector 3 "*Environment and Climate Change*" and, sector 4 "*Transports*", sector 5 "*Private sector development*" and sector 6 "*Social Development*" of the MIPD 2011-2013 by developing a project pipeline in these areas.

Environment and Climate Change

The Progress Report 2011 assessed that, overall, good progress has been made in the "Environment" chapter and 'Croatia's preparations in the field of environment are nearing completion with regard to both alignment and implementation of legislation, in particular in the areas of water quality and chemicals'.

In terms of sector readiness and national ownership, Croatia has established the "Strategic Coherence Framework (SCF) for 2007-2013" covering IPA Components III (Regional Development) and IV (Human Resources Development). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Environment". This programme aims at developing waste management infrastructures for establishing an integrated waste management system and at protecting the country's water resources through improved water supply and waste water integrated Management Systems.

The MIPD identifies that the Environment sector shall provide support "in policy development as well as preparation for the implementation and management of the *EU cohesion policy*, in particular regarding the European Regional Development Fund and the Cohesion Fund, in the field of environmental protection (treatment and disposal of solid waste, supply of drinking water, collection, treatment and discharge of waste water, as well as institutional capacity building), including mitigation of and adaptation to climate change. Assistance in this sector can also in the future help Croatia contribute to attaining Thematic Objective 5 and 6 of Cohesion Policy 2014-20 (Climate change adaptation and risk prevention and management; Protecting the environment and promoting resource efficiency) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Energy

The Progress Report 2011 assessed that, some progress has been made in the field of *energy*, however further efforts are needed, in particular regarding the opening of the electricity and gas markets, meeting the EU's targets for renewable energy sources and energy efficiency, as well as nuclear safety. Administrative procedures related to renewable energy projects need to be simplified and administrative capacity strengthened also in order for Croatia to reach its commitments in regards to Climate Change.

As regards the "regional policy and coordination of structural instruments" chapter, as indicated above, Croatia needs to complete its preparations by focusing on the establishment of a mature project pipeline and the absorption of funds in the environment sector.

Assistance in this sector falls under the Environment and Climate Change Sector of the MIPD. The actions in this area can also contribute to helping Croatia in the future attaining Thematic Objective 4 of Cohesion Policy 2014-20 (Shift towards a low-carbon economy) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Transport

The Progress Report 2011 assessed that further progress has been achieved and, overall, the level of alignment in the "Transports" chapter is good.

One of the main objectives identified in the MIPD 2011-2013 under the Transport Sector is as indicated above related to the needs for Croatia to complete its

preparations by focusing on the establishment of a mature project pipeline and the absorption of funds.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Transportation". This programme addresses the following priorities of gradually improving the standard of the railways, along TEN Corridors X and V within Croatia: rehabilitating the Croatian inland waterway system, making it more attractive and competitive in comparison with other modes of transport, including the rehabilitation of the Sava river waterway to category IV navigational status, as well as its alignment with the EU River Information System (RIS).

Assistance in this sector can also help Croatia in the future attaining Thematic Objective 4 7 and of Cohesion Policy 2014-20 (Shift towards a low-carbon economy; Sustainable transport and removing bottlenecks in key network infrastructure) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Entrepreneurship

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Regional competitiveness". This programme addresses the following priorities: Development and upgrading of the regional infrastructure and raising the attractiveness of regions and Enhancing Competitiveness of the Croatian Economy. Priority Axis 2 contributes to the achievements of the Programme's strategic objectives of development of entrepreneurship and fostering innovation and research excellence. It aims to provide better support to the development of SME competitiveness by assisting the sustainable growth of productivity, reinforcement of SMEs and their ability to compete in international markets and improving key elements ensuring a positive business climate as a way of increasing regional competitiveness and faster economic growth.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 1, 3 and 8 of Cohesion Policy 2014-20 (Research and Innovation ; Competitiveness of Small and Medium-sized Enterprises (SMEs); Employment & supporting labour mobility) and therefore indirectly to achieving Europe 2020 Research and development as well as Employment targets.

Research, technological development and innovation

Progress Report 2011 assessed that progress in the field of *science and research* has continued, but efforts remain necessary with respect to the key EU research policy objectives related to the level of investment in research.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Regional competitiveness". This programme addresses the following priorities: Development and upgrading of the regional infrastructure and raising the attractiveness of regions and Enhancing Competitiveness of the Croatian Economy. Priority Axis 2 contributes to the achievements of the Programme's strategic objectives of fostering innovation and research excellence. This Priority Axis also aims to improve overall competitiveness of the Croatian economy by improving conditions for innovation in the public R&D&I sector and thus support the generation of the pool of new ideas and technological solutions, which form the basis for economic growth and establishment of a competitive economy and will support the creation and growth of technology as well as knowledge-based SMEs.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 1, 3 and 8 of Cohesion Policy 2014-20 (Research and Innovation; Competitiveness of Small and Medium-sized Enterprises (SMEs); Employment & supporting labour mobility) and therefore indirectly to achieving Europe 2020 Research and development as well as Employment targets.

Information and Communication Technology (ICT)

Support in this sector will enable Croatia to attain more easily to strategic priorities for the development of broadband networks and services as one of the key branches of economic development by ensuring effective competition, ensuring availability of broadband access, encouraging demand for broadband services and use of broadband access by citizens and business entities.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 2 Cohesion Policy 2014-20 (Information and communication technologies (ICT)). Moreover assistance in this sector can help Croatia contribute to Digital Agenda for Europe, the EU strategy in digital technologies.

Education and social development

Progress Report 2010 assessed that good progress has been made in the "social policy and employment" chapter. However, some gaps remain in alignment of the legislation. Social dialogue and administrative capacity require further strengthening.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component IV, support is provided through the multi-annual Operational Programme (OP) 'Human development'. This programme addresses the following priorities: Enhancing access to employment and sustainable inclusion in the labour market; Reinforcing social inclusion and integration of people at a disadvantage; Enhancing human capital and employability; Strengthening the role of civil society for better governance.

Assistance in this sector falls under the Social Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 8, 9 and 10 of Cohesion Policy 2014-20 (Employment & supporting labour mobility; Social inclusion & combating poverty; Education, skills & lifelong learning) and therefore indirectly to achieving Europe 2020 Poverty, Education and Employment targets.

2.c Description of projects and/or other implementation modalities under each sector

Sector	IPA support (in EUR million)	Implementation modalities' (projects, budget support, etc.), beneficiary, purpose, results, activities, contribution to the priorities, and indicative implementation schedule
Environment and Climate Change	5	<p><u>Purpose:</u> To prepare high quality infrastructure projects with the support of the JASPERS ("Joint Assistance for Supporting Projects in European Regions") technical assistance which will be supported by Structural/Cohesion Funds initiative</p> <p><u>Implementation:</u> The programme will be implemented by a direct</p>
Energy		
Transport		
Entrepreneur		

ship		<p>grant awarded to the European Investment Bank in accordance with Article 168 (1) (f) of the Implementing Rules to the Financial Regulation. In view of the experience developed within JASPERS since 2006, documented by a steep increase of approved projects having received support from JASPERS , it has acquired a high degree of specialisation necessary to deliver the relevant support to Member States and candidate countries. The funding will be used mainly to cover the costs of staff in the JASPERS unit within EIB, in the form of a flat rate per month (EUR 26,142 per expert) and external consultancy costs (on actual cost basis). Mission costs will also be eligible on an actual cost basis, subject to a ceiling per expert per year. Other costs, such as translation, external audit and the costs of some events throughout the year will also be eligible on actual cost basis.</p> <p>Financing of the action will be done 100% by the European Commission in accordance with article 253 (1) (d) of the Implementing Rules to the Financial Regulation. A Contribution Agreement will be concluded by the European Commission and the EIB in the 3rd quarter of 2011 for a total of EUR 5 000 000.</p>
Research, technological development and innovation		
Information and Communication Technology (ICT)		
Education and social development		
TOTAL		
	5	

2.d Overview of past and on going assistance (EU / International Financial Institutions / Bilateral and national assistance) including lessons learned and evaluations

Past and on-going assistance

Croatia has benefited from the EU programmes since 1996; as of 2005 and the start of the Pre-Accession Instrument for Structural Policies (ISPA) programme, financing of the major infrastructure measures in the environment and transport sectors was introduced. The utilisation of ISPA was carried out in line with National ISPA Strategies for environment and transport and entailed the implementation of 3 infrastructural and 3 technical assistance projects of total value of 107 m€ Out of three technical assistance projects two were dedicated to the project preparation – IPA Project Pipeline Preparation Transport and Environment. In total 5 projects were prepared for further financing.

Within the scope of the overall preparation for the use of Structural/Cohesion Funds technical assistance under PHARE 2006 project “Project pipeline for IPA/Structural

Funds” was used for preparation of projects in the transport, environment and regional competitiveness. As of 2007, assistance for projects is covered by Component III Regional Development of IPA (Instrument for Pre-Accession Assistance) programme (IIIa Transport (P.A.1: Modernisation of railway infrastructure (IPA/ERDF); P.A. 2: Upgrading Croatia’s inland waterway system (IPA/ERDF); P.A. 3 Technical Assistance); IIIb Environment (P.A. 1 Waste management; P.A. 2 Water and wastewater management); and IIIc Regional Competitiveness (1.1.1. Business-related infrastructure; 2.1.3 Provision of Advisory Services for SMEs 3.1.2. Preparation of future programming documents and accompanying project pipelines) as well as by Component IV (Human resources). Besides financing projects, the Operational Programmes provide resources for project preparation, as well as for the assessment of projects.

Lessons learned

The following lessons have been drawn from the implementation of the above financial assistance.

Lessons learnt in respect to project preparation and implementation through pre-accession programmes indicate that the project preparation is a continuous and complex process which requires significant time and human resources, especially in case of infrastructure projects. Having in mind on the one hand significant time needed for maturing strong project pipeline and on the other hand the fact that Croatia is expected to enter the European Union in the last stage of the current Financial Perspective, it is obvious that a significant project pipeline has to be prepared and ready even before accession date, and that transfer of skills and knowledge has to be ensured in order to build capacity in the relevant ministries and agencies for the preparation of mature project pipeline and even more significantly for assessing the quality of project applications.

On the basis of these lessons learned, JASPERS will aim at reinforcing the capacity of all stakeholders in Croatia to develop a pipeline of mature projects in order to improve the future absorption of Structural and Cohesion funds.

2.e Horizontal issues

This programme will contribute to the horizontal issue of environmental protection as a pipeline of projects in, *inter alia*, the sector of environment will be developed in line with EU standards in this area.

2.f Conditions

The JASPERS Unit shall work in close co-operation with the Commission and the national authorities to assist the latter in producing mature project proposals which meet EU requirements, as well as to identify potential projects for assistance.

The JASPERS Unit shall act in cooperation with national authorities to identify projects for inclusion in a Country Action Plan, which will be approved by the Steering Committee.

2.g Benchmarks

"n" being the date of conclusion of the Financing Agreement

	N	N+1 (cumulative)	N+ 2 (cumulative)
	EU	EU	EU
Contribution Agreement	1	1	1

2.h Roadmap for the decentralisation of the management of EU funds without *ex ante* controls by the European Commission

Croatia was conferred management powers for the decentralised management of IPA Component I with *ex ante* controls by a Commission Decision of 28 October 2008. The Croatian authorities submitted in December 2009 a roadmap for the decentralisation of the management of IPA funds without *ex ante* controls. Since then, the authorities have provided on a regular basis reports to the Commission on their progress in the implementation of this roadmap.

3. BUDGET (AMOUNTS IN EUR)

3.1. Indicative budget table

<u>Centralised management</u>	Institution Building (IB)					Investment (INV)					Total (IB + INV)	Total IPA EU contribution	
	Total expenditure	IPA EU contribution		National contribution		Total expenditure	IPA EU contribution		National contribution				
	EUR (a)=(b)+(c)	EUR (b)	% ⁽¹⁾	EUR (c)	% ⁽¹⁾	EUR (d)=(e)+(f)	EUR (e)	% ⁽¹⁾	EUR (f)	% ⁽¹⁾	EUR (g)=(a)+(d)	EUR (h)=(b)+(e)	% ⁽²⁾
Sectors: environment, energy, transport, entrepreneurship, research, technological development and innovation, Information and Communication Technology (ICT) as well as education and social development	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100
Project: "JASPERS - Support to the preparation of a project pipeline for Structural and Cohesion Funds in Croatia"	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100
TOTAL	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100

Expressed in % of the Total expenditure IB or INV (column (a) or (d)).

Priority axis rows only. Expressed in % of the grand total of column (h). It indicates the relative weight of the priority with reference to the total IPA EU contribution of the entire FP.

3.2. Principle of Co-Financing applying to the projects funded under the programme

The IPA EU contribution, which represents 100% of the total budget allocated to this programme, has been calculated in relation to the **eligible** expenditure, which in the case of centralised management is based on the total expenditure. The EU contribution represents 100% of the total budget allocated to this programme, as allowed by article 67.3 of IPA Implementing Regulation⁴: "*In the event of centralised or joint management, the Commission shall decide the rate of the Community contribution, which may amount to 100% of the eligible expenditure*".

4. Implementation Arrangements

4.1. METHOD OF IMPLEMENTATION

The programme will be implemented on a centralised basis by the European Commission in accordance with Article 53a of the Financial Regulation⁵ and the corresponding provisions of the Implementing Rules⁶, as it consists in activities to be carried out by DG REGIO to allow for the preparation of a project pipeline for the Structural and Cohesion funds in Croatia, which will be implemented through DG REGIO's JASPERS ("Joint Assistance for Supporting Projects in European Regions") joint technical assistance initiative.

4.2. General rules for procurement and grant award procedures

The general rules for procurement and grant award procedures shall be defined in the Contribution Agreement between the Commission and the European Investment Bank (EIB) implementing the programme.

4.3. Environmental Impact Assessment (EIA) and Nature Conservation

All investments shall be carried out in compliance with the relevant EU environmental legislation.

⁴ Regulation 718/2007 (OJ L 170, 29.6.2007, p. 23).

⁵ Regulation 1605/2002 (OJ L 248, 16.9.2002, p.1).

⁶ Regulation 2342/2002 (OJ L 357, 31.12.2002, p. 1) as last amended by Regulation (EC, Euratom) No 478/2007 (OJ L 111, 28.4.2007, p. 13).

As a consequence, for projects which fall within the scope of the EIA-Directive⁷, an environmental impact assessment shall be made for each project, equivalent to that provided for by the EIA-Directive.

For projects that are likely to affect sites of nature conservation importance, an appropriate nature conservation assessment shall be made for each project, equivalent to that provided for in Art. 6 of the Habitats Directive⁸.

5. MONITORING AND EVALUATION

5.1. Monitoring

The Commission may undertake any actions it deems necessary to monitor the programmes concerned.

5.2. Evaluation

Programmes shall be subject to ex ante evaluations, as well as interim and, where relevant, ex post evaluations in accordance with Articles 57 and 82 of IPA Implementing Regulation, with the aim of improving the quality, effectiveness and consistency of the assistance from Community funds and the strategy and implementation of the programmes.

The results of ex ante and interim evaluation shall be taken into account in the programming and implementation cycle.

The Commission may also carry out strategic evaluations.

6. AUDIT, FINANCIAL CONTROL AND ANTI-FRAUD MEASURES

The accounts and operations of all parties involved in the implementation of this programme, as well as all contracts and agreements implementing this programme, are subject to, on the one hand, the supervision and financial control by the Commission (including the European Anti-Fraud Office), which may carry out checks

⁷ Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ L 175 5.7.1985, p. 40).

⁸ Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (OJ L206, 22.7.1992).

at its discretion, either by itself or through an outside auditor and, on the other hand, audits by the European Court of Auditors. This includes measures such as *ex ante* verification of tendering and contracting carried out by the EU Delegation in the Beneficiary Country.

In order to ensure the efficient protection of the financial interests of the European Union, the Commission (including the European Anti-Fraud Office) may conduct on-the-spot checks and inspections in accordance with the procedures foreseen in Council Regulation (EC, Euratom) 2185/96⁹.

The controls and audits described above are applicable to all contractors, subcontractors and grant beneficiaries who have received European Union funds.

7. NON SUBSTANTIAL REALLOCATION OF FUNDS

The authorising officer by delegation (AOD), or the authorising officer by sub-delegation (AOSD), in line with the delegation of powers conferred upon him by the AOD, in accordance with the principles of sound financial management, may undertake non substantial reallocations of funds without an amending financing decision being necessary. In this context, cumulative reallocations not exceeding 20% of the total amount allocated for the programme, subject to a limit of EUR 4 million, shall not be considered substantial, provided that they do not affect the nature and objectives of the programme. The IPA Committee shall be informed of the above reallocation of funds.

8. LIMITED ADJUSTMENTS IN THE IMPLEMENTATION OF THE PROGRAMME

Limited adjustments in the implementation of this programme affecting elements listed under Article 90 of the Implementing Rules to the Financial Regulation, which are of an indicative nature¹⁰, may be undertaken by the AOD, AOSD, in line with the delegation of powers conferred upon him by the AOD, in accordance with the principles of sound financial management without an amending financing decision being necessary.

⁹ OJ L 292; 15.11.1996; p. 2.

¹⁰ These essential elements of an indicative nature are, for grants, the indicative amount of the call for proposals and, for procurement, the indicative number and type of contracts envisaged and the indicative time frame for launching the procurement procedures.

Članak 3.

Provedba Dodatka br. 1. Sporazumu u djelokrugu je središnjih tijela državne uprave nadležnih za poslove financija i uprave.

Članak 4.

Dodatak br. 1. Sporazumu stupio je na snagu 4. studenoga 2013.

Članak 5.

Ova Uredba stupa na snagu osmog dana od dana objave u „Narodnim novinama“.

Klasa:
Urbroj:
Zagreb,

PREDSJEDNIK

Zoran Milanović

OBRAZLOŽENJE

Odlukom Europske komisije C(2011) 5925 od 11. kolovoza 2011. godine usvojen je Nacionalni program za Hrvatsku u sklopu programa IPA – komponenta "Pomoć u tranziciji i izgradnja institucija" za 2011. godinu – II. dio.

Sporazum o financiranju između Vlade Republike Hrvatske i Europske komisije u vezi s Nacionalnim programom za Hrvatsku u sklopu programa IPA – komponenta "Pomoć u tranziciji i izgradnja institucija" za 2011. godinu – II. dio, potpisan u Bruxellesu, dana 11. kolovoza 2011. godine i u Zagrebu, dana 6. listopada 2011. godine, a stupio na snagu 19. studenog 2011. godine, uređuje detaljne uvjete potrebne za isporuku pomoći Europske zajednice, pravila i postupke u svezi s isplatom vezanom za ovu pomoć, kao i uvjete pod kojima će se upravljati tom pomoći.

Provedbenom odlukom Europske komisije C(2013)2772 od 15. svibnja 2013. godine izmijenjen je Nacionalni programa za Hrvatsku u sklopu programa IPA - komponenta Pomoć u tranziciji i izgradnja institucija za 2011. godinu II. dio, na način da se mijenjaju područja mjere "JASPERS – Podrška u pripremi projektnih prijedloga za strukturne fondove i Kohezijski fond u Republici Hrvatskoj" unutar spomenutog nacionalnog programa. Spomenuta mjera, osim sektora okoliša i prometa, sada uključuje sektore energetike, poduzetništva, istraživanja, tehnološkog razvoja i inovacija, informacijskih i komunikacijskih tehnologija te obrazovanja i socijalnog razvoja

Sukladno navedenoj Provedbenoj odluci Europska komisija dostavila je prijedlog teksta Dodatka br. 1. Sporazumu koji je predmet ove Odluke.

Dodatak br. 1. Sporazumu financijski dodatno ne obvezuje Republiku Hrvatsku. Ukupna vrijednost programa IPA – komponenta "Pomoć u tranziciji i izgradnja institucija" za 2011. godinu II. dio ostaje uslijed navedenih promjena ista.

Dodatak br. 1. Sporazumu potpisali su gđa Alexandra Cas Granje, direktorica Opće uprave za proširenje u ime Europske komisije 17. svibnja 2013. godine u *Brusselsu* i g. Matija Derk, pomoćnik ministra regionalnoga razvoja i fondova Europske unije i Nacionalni IPA koordinator u ime Vlade Republike Hrvatske 4. studenog 2013. godine u *Zagrebu*.

Dodatak br. 1. Sporazumu nije ni vojne niti političke naravi, ne zahtjeva izmjenu postojećih zakona, niti financijski dodatno obvezuje Republiku Hrvatsku, te stoga ne podliježe potvrđivanju u smislu članka 18. Zakona o sklapanju i izvršavanju međunarodnih ugovora ("Narodne novine", broj 28/96), već ga je potrebno objaviti sukladno članku 30. stavka 1. navedenog Zakona.

ADDENDUM N° 1 TO THE FINANCING AGREEMENT

BETWEEN

THE GOVERNMENT OF THE REPUBLIC OF CROATIA

AND

THE EUROPEAN COMMISSION

**CONCERNING THE NATIONAL PROGRAMME
UNDER THE IPA TRANSITION ASSISTANCE AND
INSTITUTION BUILDING COMPONENT**

FOR THE YEAR 2011 PART II

ADDENDUM N° 1

To the Financing Agreement Concerning the National Programme for Croatia under the IPA – Transition Assistance and Institution Building Component for 2011 Part II

As originally concluded on 6 October 2011 between the Government of the Republic of Croatia (the "Beneficiary") and the European Commission (the "Commission")

Whereas

- (a) The Commission adopted on 11 August 2011 Decision C(2011)5925 adopting the National Programme for Croatia under the IPA Transition Assistance and Institution Building Component for 2011 part II. This Programme is implemented by means of a Financing Agreement concluded between the European Commission and the Government of Croatia on 6 October 2011.
- (b) The IPA 2011 part II National Programme was amended on 15 May 2013 by Commission Decision C(2013)2772 to amend the provisions of the project "JASPERS- Support to the preparation of a project pipeline for Structural and Cohesion Funds in Croatia".
- (b) It is necessary to bring the Financing Agreement in line with the amendment to the Programme brought by Commission Decision C(2013)2772.

HAVE AGREED AS FOLLOWS:

Article 1

The Financing Agreement concerning the National Programme for Croatia under the IPA Transition Assistance and Institution Building Component for 2011 part II is hereby amended as follows:

"Annex A to the Financing Agreement concluded between the European Commission and the Government of Croatia on 6 October 2011 is replaced by the Annex to the present Addendum."

Article 2

All other terms and conditions of the Financing Agreement remain unchanged. This Addendum shall enter into force on the date of signature by the second of the two Parties.

Done in 2 original copies in the English language, one copy for the Commission and one for the Beneficiary.

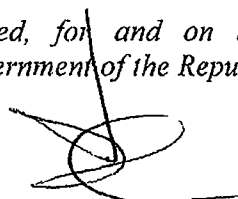
SIGNATURES

*Signed, for and on behalf of the
Commission by*



Mrs Alexandra Cas Granje
Director, Directorate-General
Enlargement
Brussels,

*Signed, for and on behalf of the
Government of the Republic of Croatia*



Mr Matija Derk
Assistant Minister and National IPA
Coordinator
Zagreb,

Date: 17 May 2013

Date: 4.11.2013.


**ANNEX A: National programme for Croatia under the IPA Transition
Assistance and Institution Building Component for 2011 – Part 2**

1. IDENTIFICATION

Beneficiary	Croatia
CRIS number	IPA/2011/023- 114
Year	2011
Cost	EUR 5 000 000 ¹
Implementing Authority	The implementation of this programme will be cross-delegated from DG Enlargement (ELARG) to DG Regional Policy (REGIO).
Final date for concluding the Financing Agreements	31 December 2012
Final date for contracting	2 years following the date of conclusion of the Financing Agreement. No deadline for audit and evaluation projects covered by this Financing Agreement, as referred to in Article 166(2) of the Financial Regulation.
Final dates for execution	2 years following the end date for contracting.
Sector Code	21010, 41010
Budget line concerned	22.020100: national programmes (component Transition Assistance and Institution Building) for Candidate Countries.
Programming Task Manager	DG ELARG.B1
Implementation Task Manager	DG REGIO

¹ A total of EUR 39 959 128 is available under IPA 2011 Component I for Croatia. EUR 330 000 was already allocated under "Part 1" of this programme in the Financing Decision C(2010)9557 of 20 December 2010. The "Part 2" under the present Financing Decision further allocates EUR 5 000 000 and should be adopted as soon as possible to accelerate Croatia's preparations for the absorption of Structural and Cohesion funds. The rest of the allocation will be adopted in a "Part 3" in another Financing Decision at a later stage in 2011.

C-SC-AN-E
6/2011



2. PRIORITIES FOR EU ASSISTANCE

The priorities for EU assistance are in line with the objectives set out in the **Multi-Annual Indicative Planning Document (MIPD)** covering the period 2011-2013. The MIPD 2011-2013 was established in line with the Accession Partnership of 12 February 2008 and the ongoing accession negotiations.

The needs assessment for EU financial assistance took into account Croatia's "Program of the Government of the Republic of Croatia for assumption and implementation of the *acquis communautaire*" and relevant national sectoral strategies.

According to the **Enlargement Strategy 2010-2011**, Croatia needs to consolidate reforms in the field of judiciary and fundamental rights. Regarding public administration reform, considerable further efforts are needed to finalise the legal framework and to implement it efficiently across the board. Croatia needs to sustain efforts to fully establish the administrative structures required for the management and control of EU funds.

Therefore, the priorities selected for the period covered by the MIPD aim at supporting the strengthening of the rule of law, public administration reform, and preparation for the implementation of the EU's cohesion and agriculture and rural development policies, the latter supporting investments in infrastructures and boosting competitiveness in order to alleviate the impact of the financial crisis.

These priorities are in line with the Copenhagen criteria and, therefore, contribute to their achievement.

The IPA 2011 National Programme – Part 2 will contribute to addressing the following priority highlighted in the Commission's **Progress Report 2011**² in relation to chapter 22 "Regional Policy and Coordination of Structural Instruments": "*Good progress was made in the field of regional policy and coordination of structural instruments, and in all areas Croatia is at an advanced stage of preparations for implementation of the cohesion policy. Further sustained efforts need to focus on effectively implementing Croatia's plans to increase administrative capacity for future cohesion policy implementation and to develop a mature project pipeline*".

² Croatia 2011 Progress Report, Brussels 12.10.2011, SEC(2011)1200 final

The IPA 2011 National Programme – Part 2 will contribute to addressing the following priority set out in the Croatia 2012 Monitoring Report³: *increased efforts are needed to strengthen the administrative capacity for future cohesion policy implementation and to develop a high-quality and mature project pipeline with a view to swift absorption of regional policy funds, building on the recent report of the European Court of Auditors.*

The priorities for EU assistance under this programme is to support Croatia's pre-accession preparations for joining the EU, to prepare it for the implementation and management of the EU cohesion policy, in particular regarding Structural and Cohesion Funds in fields as identified in sector 3 "*Environment and Climate Change*", sector 4 "*Transports*", sector 5 "*Private sector development*" and sector 6 "*Social Development*" of the Multi-Annual Indicative Planning Document (MIPD) 2011-2013, as well as its future contribution, on a wider scale, to the "**Europe 2020** – the European strategy for smart, sustainable and inclusive growth". In the future, it can also help Croatia contribute to attaining a significant number of **Thematic Objectives of Cohesion Policy 2014-20** and indirectly to achieving **Europe 2020 targets**.

2.a Priority selected under this programme

The programme will contribute to addressing the aforementioned priorities by providing technical assistance in the following sectors: environment, energy, transport, entrepreneurship, research, technological development and innovation, Information and Communication Technology (ICT) as well as education and social development.

These sectors have been selected for assistance under the "Part 2" of IPA 2011 given the need to accelerate Croatia's preparations for the absorption of Structural and Cohesion funds which will become available upon accession. They have been chosen for immediate financing given the maturity of the funding proposal and the agreement of the Croatian authorities and of the European Investment Bank (EIB), which will receive a grant from the Commission in order to implement this project. Implementation will start as soon as possible.

³ Comprehensive Monitoring Report for Croatia, Brussels 10.10.2012, SWD(2012) 338 final

The MIPD identifies that the Environment sector shall provide support "in policy development as well as preparation for the implementation and management of the *EU cohesion policy*, in particular regarding the European Regional Development Fund and the Cohesion Fund, in the field of environmental protection (treatment and disposal of solid waste, supply of drinking water, collection, treatment and discharge of waste water, as well as institutional capacity building), including mitigation of and adaptation to climate change. Assistance in this sector can also in the future help Croatia contribute to attaining Thematic Objective 5 and 6 of Cohesion Policy 2014-20 (Climate change adaptation and risk prevention and management; Protecting the environment and promoting resource efficiency) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Energy

The Progress Report 2011 assessed that, some progress has been made in the field of *energy*, however further efforts are needed, in particular regarding the opening of the electricity and gas markets, meeting the EU's targets for renewable energy sources and energy efficiency, as well as nuclear safety. Administrative procedures related to renewable energy projects need to be simplified and administrative capacity strengthened also in order for Croatia to reach its commitments in regards to Climate Change.

As regards the "regional policy and coordination of structural instruments" chapter, as indicated above, Croatia needs to complete its preparations by focusing on the establishment of a mature project pipeline and the absorption of funds in the environment sector.

Assistance in this sector falls under the Environment and Climate Change Sector of the MIPD. The actions in this area can also contribute to helping Croatia in the future attaining Thematic Objective 4 of Cohesion Policy 2014-20 (Shift towards a low-carbon economy) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Transport

The Progress Report 2011 assessed that further progress has been achieved and, overall, the level of alignment in the "Transports" chapter is good.

One of the main objectives identified in the MIPD 2011-2013 under the Transport Sector is as indicated above related to the needs for Croatia to complete its

preparations by focusing on the establishment of a mature project pipeline and the absorption of funds.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Transportation". This programme addresses the following priorities of gradually improving the standard of the railways, along TEN Corridors X and V within Croatia: rehabilitating the Croatian inland waterway system, making it more attractive and competitive in comparison with other modes of transport, including the rehabilitation of the Sava river waterway to category IV navigational status, as well as its alignment with the EU River Information System (RIS).

Assistance in this sector can also help Croatia in the future attaining Thematic Objective 4 7 and of Cohesion Policy 2014-20 (Shift towards a low-carbon economy; Sustainable transport and removing bottlenecks in key network infrastructure) and therefore indirectly to achieving Europe 2020 Strategy climate change targets.

Entrepreneurship

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Regional competitiveness". This programme addresses the following priorities: Development and upgrading of the regional infrastructure and raising the attractiveness of regions and Enhancing Competitiveness of the Croatian Economy. Priority Axis 2 contributes to the achievements of the Programme's strategic objectives of development of entrepreneurship and fostering innovation and research excellence. It aims to provide better support to the development of SME competitiveness by assisting the sustainable growth of productivity, reinforcement of SMEs and their ability to compete in international markets and improving key elements ensuring a positive business climate as a way of increasing regional competitiveness and faster economic growth.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 1, 3 and 8 of Cohesion Policy 2014-20 (Research and Innovation; Competitiveness of Small and Medium-sized Enterprises (SMEs); Employment & supporting labour mobility) and therefore indirectly to achieving Europe 2020 Research and development as well as Employment targets.

Research, technological development and innovation



Progress Report 2011 assessed that progress in the field of *science and research* has continued, but efforts remain necessary with respect to the key EU research policy objectives related to the level of investment in research.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component III, support is provided through the multi-annual Operational Programme (OP) "Regional competitiveness". This programme addresses the following priorities: Development and upgrading of the regional infrastructure and raising the attractiveness of regions and Enhancing Competitiveness of the Croatian Economy. Priority Axis 2 contributes to the achievements of the Programme's strategic objectives of fostering innovation and research excellence. This Priority Axis also aims to improve overall competitiveness of the Croatian economy by improving conditions for innovation in the public R&D&I sector and thus support the generation of the pool of new ideas and technological solutions, which form the basis for economic growth and establishment of a competitive economy and will support the creation and growth of technology as well as knowledge-based SMEs.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 1, 3 and 8 of Cohesion Policy 2014-20 (Research and Innovation; Competitiveness of Small and Medium-sized Enterprises (SMEs); Employment & supporting labour mobility) and therefore indirectly to achieving Europe 2020 Research and development as well as Employment targets.

Information and Communication Technology (ICT)

Support in this sector will enable Croatia to attain more easily to strategic priorities for the development of broadband networks and services as one of the key branches of economic development by ensuring effective competition, ensuring availability of broadband access, encouraging demand for broadband services and use of broadband access by citizens and business entities.

Assistance in this sector falls under the Private Sector Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 2 Cohesion Policy 2014-20 (Information and communication technologies (ICT)). Moreover assistance in this sector can help Croatia contribute to Digital Agenda for Europe, the EU strategy in digital technologies.

Education and social development

Progress Report 2010 assessed that good progress has been made in the "social policy and employment" chapter. However, some gaps remain in alignment of the legislation. Social dialogue and administrative capacity require further strengthening.

The sector readiness and national ownership is demonstrated by the aforementioned Strategic Coherence Framework (SCF). Under IPA Component IV, support is provided through the multi-annual Operational Programme (OP) 'Human development'. This programme addresses the following priorities: Enhancing access to employment and sustainable inclusion in the labour market; Reinforcing social inclusion and integration of people at a disadvantage; Enhancing human capital and employability; Strengthening the role of civil society for better governance.

Assistance in this sector falls under the Social Development Sector of the MIPD 2011-2013. It can also help Croatia contribute to attaining in the future Thematic Objective 8, 9 and 10 of Cohesion Policy 2014-20 (Employment & supporting labour mobility; Social inclusion & combating poverty; Education, skills & lifelong learning) and therefore indirectly to achieving Europe 2020 Poverty, Education and Employment targets.

2.c Description of projects and/or other implementation modalities under each sector

Sector	IPA support (in EUR million)	Implementation modalities' (projects, budget support, etc.), beneficiary, purpose, results, activities, contribution to the priorities, and indicative implementation schedule
Environment and Climate Change	5	<p><u>Purpose:</u> To prepare high quality infrastructure projects with the support of the JASPERS ("Joint Assistance for Supporting Projects in European Regions") technical assistance which will be supported by Structural/Cohesion Funds initiative</p> <p><u>Implementation:</u> The programme will be implemented by a direct</p>
Energy		
Transport		
Entrepreneur		

ship		<p>grant awarded to the European Investment Bank in accordance with Article 168 (1) (f) of the Implementing Rules to the Financial Regulation. In view of the experience developed within JASPERS since 2006, documented by a steep increase of approved projects having received support from JASPERS , it has acquired a high degree of specialisation necessary to deliver the relevant support to Member States and candidate countries. The funding will be used mainly to cover the costs of staff in the JASPERS unit within EIB, in the form of a flat rate per month (EUR 26,142 per expert) and external consultancy costs (on actual cost basis). Mission costs will also be eligible on an actual cost basis, subject to a ceiling per expert per year. Other costs, such as translation, external audit and the costs of some events throughout the year will also be eligible on actual cost basis.</p> <p>Financing of the action will be done 100% by the European Commission in accordance with article 253 (1) (d) of the Implementing Rules to the Financial Regulation. A Contribution Agreement will be concluded by the European Commission and the EIB in the 3rd quarter of 2011 for a total of EUR 5 000 000.</p>
Research, technological development and innovation		
Information and Communication Technology (ICT)		
Education and social development		
TOTAL		
	5	

2.d Overview of past and on going assistance (EU / International Financial Institutions / Bilateral and national assistance) including lessons learned and evaluations

Past and on-going assistance

Croatia has benefited from the EU programmes since 1996; as of 2005 and the start of the Pre-Accession Instrument for Structural Policies (ISPA) programme, financing of the major infrastructure measures in the environment and transport sectors was introduced. The utilisation of ISPA was carried out in line with National ISPA Strategies for environment and transport and entailed the implementation of 3 infrastructural and 3 technical assistance projects of total value of 107 m€. Out of three technical assistance projects two were dedicated to the project preparation – IPA Project Pipeline Preparation Transport and Environment. In total 5 projects were prepared for further financing.

Within the scope of the overall preparation for the use of Structural/Cohesion Funds technical assistance under PHARE 2006 project “Project pipeline for IPA/Structural

Funds” was used for preparation of projects in the transport, environment and regional competitiveness. As of 2007, assistance for projects is covered by Component III Regional Development of IPA (Instrument for Pre-Accession Assistance) programme (IIIa Transport (P.A.1: Modernisation of railway infrastructure (IPA/ERDF); P.A. 2: Upgrading Croatia’s inland waterway system (IPA/ERDF); P.A. 3 Technical Assistance); IIIb Environment (P.A. 1 Waste management; P.A. 2 Water and wastewater management); and IIIc Regional Competitiveness (1.1.1. Business-related infrastructure; 2.1.3 Provision of Advisory Services for SMEs 3.1.2. Preparation of future programming documents and accompanying project pipelines) as well as by Component IV (Human resources). Besides financing projects, the Operational Programmes provide resources for project preparation, as well as for the assessment of projects.

Lessons learned

The following lessons have been drawn from the implementation of the above financial assistance.

Lessons learnt in respect to project preparation and implementation through pre-accession programmes indicate that the project preparation is a continuous and complex process which requires significant time and human resources, especially in case of infrastructure projects. Having in mind on the one hand significant time needed for maturing strong project pipeline and on the other hand the fact that Croatia is expected to enter the European Union in the last stage of the current Financial Perspective, it is obvious that a significant project pipeline has to be prepared and ready even before accession date, and that transfer of skills and knowledge has to be ensured in order to build capacity in the relevant ministries and agencies for the preparation of mature project pipeline and even more significantly for assessing the quality of project applications.

On the basis of these lessons learned, JASPERS will aim at reinforcing the capacity of all stakeholders in Croatia to develop a pipeline of mature projects in order to improve the future absorption of Structural and Cohesion funds.

2.c Horizontal issues

This programme will contribute to the horizontal issue of environmental protection as a pipeline of projects in, *inter alia*, the sector of environment will be developed in line with EU standards in this area.

2.f Conditions

The JASPERS Unit shall work in close co-operation with the Commission and the national authorities to assist the latter in producing mature project proposals which meet EU requirements, as well as to identify potential projects for assistance.

The JASPERS Unit shall act in cooperation with national authorities to identify projects for inclusion in a Country Action Plan, which will be approved by the Steering Committee.

2.g Benchmarks

"n" being the date of conclusion of the Financing Agreement

	N	N+1 (cumulative)	N+ 2 (cumulative)
	EU	EU	EU
Contribution Agreement	1	1	1

2.h Roadmap for the decentralisation of the management of EU funds without *ex ante* controls by the European Commission

Croatia was conferred management powers for the decentralised management of IPA Component I with *ex ante* controls by a Commission Decision of 28 October 2008. The Croatian authorities submitted in December 2009 a roadmap for the decentralisation of the management of IPA funds without *ex ante* controls. Since then, the authorities have provided on a regular basis reports to the Commission on their progress in the implementation of this roadmap.

3. BUDGET (AMOUNTS IN EUR)

3.1. Indicative budget table

<u>Centralised management</u>	Institution Building (IB)					Investment (INV)					Total (IB + INV)	Total IPA EU contribution	
	Total expenditure	IPA EU contribution		National contribution		Total expenditure	IPA EU contribution		National contribution				
	EUR (a)=(b)+(c)	EUR (b)	% ⁽¹⁾	EUR (c)	% ⁽¹⁾	EUR (d)=(e)+(f)	EUR (e)	% ⁽¹⁾	EUR (f)	% ⁽¹⁾	EUR (g)=(a)+(d)	EUR (h)=(b)+(e)	% ⁽²⁾
Sectors: environment, energy, transport, entrepreneurship, research, technological development and innovation, Information and Communication Technology (ICT) as well as education and social development	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100
Project: "JASPERS - Support to the preparation of a project pipeline for Structural and Cohesion Funds in Croatia"	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100
TOTAL	0	0	0	0	0	5 000 000	5 000 000	100%	0	0	5 000 000	5 000 000	100

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Expressed in % of the Total expenditure IB or INV (column (a) or (d)).

Priority axis rows only. Expressed in % of the grand total of column (h). It indicates the relative weight of the priority with reference to the total IPA EU contribution of the entire FP.

10/08/2010
2010

3.2. Principle of Co-Financing applying to the projects funded under the programme

The IPA EU contribution, which represents 100% of the total budget allocated to this programme, has been calculated in relation to the **eligible** expenditure, which in the case of centralised management is based on the total expenditure. The EU contribution represents 100% of the total budget allocated to this programme, as allowed by article 67.3 of IPA Implementing Regulation⁴: "*In the event of centralised or joint management, the Commission shall decide the rate of the Community contribution, which may amount to 100% of the eligible expenditure*".

4. IMPLEMENTATION ARRANGEMENTS

4.1. Method of implementation

The programme will be implemented on a centralised basis by the European Commission in accordance with Article 53a of the Financial Regulation⁵ and the corresponding provisions of the Implementing Rules⁶, as it consists in activities to be carried out by DG REGIO to allow for the preparation of a project pipeline for the Structural and Cohesion funds in Croatia, which will be implemented through DG REGIO's JASPERS ("Joint Assistance for Supporting Projects in European Regions") joint technical assistance initiative.

4.2. General rules for procurement and grant award procedures

The general rules for procurement and grant award procedures shall be defined in the Contribution Agreement between the Commission and the European Investment Bank (EIB) implementing the programme.

4.3. Environmental Impact Assessment (EIA) and Nature Conservation

All investments shall be carried out in compliance with the relevant EU environmental legislation.

⁴ Regulation 718/2007 (OJ L 170, 29.6.2007, p. 23).

⁵ Regulation 1605/2002 (OJ L 248, 16.9.2002, p.1).

⁶ Regulation 2342/2002 (OJ L 357, 31.12.2002, p. 1) as last amended by Regulation (EC, Euratom) No 478/2007 (OJ L 111, 28.4.2007, p. 13).

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As a consequence, for projects which fall within the scope of the EIA-Directive⁷, an environmental impact assessment shall be made for each project, equivalent to that provided for by the EIA-Directive.

For projects that are likely to affect sites of nature conservation importance, an appropriate nature conservation assessment shall be made for each project, equivalent to that provided for in Art. 6 of the Habitats Directive⁸.

5. MONITORING AND EVALUATION

5.1. Monitoring

The Commission may undertake any actions it deems necessary to monitor the programmes concerned.

5.2. Evaluation

Programmes shall be subject to ex ante evaluations, as well as interim and, where relevant, ex post evaluations in accordance with Articles 57 and 82 of IPA Implementing Regulation, with the aim of improving the quality, effectiveness and consistency of the assistance from Community funds and the strategy and implementation of the programmes.

The results of ex ante and interim evaluation shall be taken into account in the programming and implementation cycle.

The Commission may also carry out strategic evaluations.

6. AUDIT, FINANCIAL CONTROL AND ANTI-FRAUD MEASURES

The accounts and operations of all parties involved in the implementation of this programme, as well as all contracts and agreements implementing this programme, are subject to, on the one hand, the supervision and financial control by the Commission (including the European Anti-Fraud Office), which may carry out checks

⁷ Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ L 175 5.7.1985, p. 40).

⁸ Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (OJ L206, 22.7.1992).

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at its discretion, either by itself or through an outside auditor and, on the other hand, audits by the European Court of Auditors. This includes measures such as *ex ante* verification of tendering and contracting carried out by the EU Delegation in the Beneficiary Country.

In order to ensure the efficient protection of the financial interests of the European Union, the Commission (including the European Anti-Fraud Office) may conduct on-the-spot checks and inspections in accordance with the procedures foreseen in Council Regulation (EC, Euratom) 2185/96⁹.

The controls and audits described above are applicable to all contractors, subcontractors and grant beneficiaries who have received European Union funds.

7. NON SUBSTANTIAL REALLOCATION OF FUNDS

The authorising officer by delegation (AOD), or the authorising officer by sub-delegation (AOSD), in line with the delegation of powers conferred upon him by the AOD, in accordance with the principles of sound financial management, may undertake non substantial reallocations of funds without an amending financing decision being necessary. In this context, cumulative reallocations not exceeding 20% of the total amount allocated for the programme, subject to a limit of EUR 4 million, shall not be considered substantial, provided that they do not affect the nature and objectives of the programme. The IPA Committee shall be informed of the above reallocation of funds.

8. LIMITED ADJUSTMENTS IN THE IMPLEMENTATION OF THE PROGRAMME

Limited adjustments in the implementation of this programme affecting elements listed under Article 90 of the Implementing Rules to the Financial Regulation, which are of an indicative nature¹⁰, may be undertaken by the AOD, AOSD, in line with the delegation of powers conferred upon him by the AOD, in accordance with the principles of sound financial management without an amending financing decision being necessary.

⁹ OJ L 292; 15.11.1996; p. 2.

¹⁰ These essential elements of an indicative nature are, for grants, the indicative amount of the call for proposals and, for procurement, the indicative number and type of contracts envisaged and the indicative time frame for launching the procurement procedures.

