



Brussels, 14.4.2023
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COMMISSION DECISION

of 14.4.2023

**on the financing of the activities related to the Union renewable energy financing
mechanism, and the adoption of the work programme for 2023**

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012¹, and in particular Article 110 thereof,

Having regard to Regulation (EU) 2018/1999 of the European Parliament and of the Council of 11 December 2018 on the Governance of the Energy Union and Climate Action, amending Regulations (EC) No 663/2009 and (EC) No 715/2009 of the European Parliament and of the Council, Directives 94/22/EC, 98/70/EC, 2009/31/EC, 2009/73/EC, 2010/31/EU, 2012/27/EU and 2013/30/EU of the European Parliament and of the Council, Council Directives 2009/119/EC and (EU) 2015/652 and repealing Regulation (EU) No 525/2013 of the European Parliament and of the Council², and in particular Article 33 thereof,

Having regard to Commission Implementing Regulation (EU) 2020/1294³ of 15 September 2020 on the Union renewable energy financing mechanism, and in particular Article 11 thereof,

Whereas:

- (1) The Union renewable energy financing mechanism ('the mechanism'), established by Commission Implementing Regulation (EU) 2020/1294, is one of the key Union financing programmes contributing to the achievement of the European Green Deal objectives. The mechanism aims to support renewable energy deployment across the Union.⁴
- (2) Article 33 of Regulation (EU) 2018/1999⁵ sets out the mechanism to obtain funding from Member States, Union funds or private sector contributions. The additional

¹ OJ L 193, 30.7.2018, p.1.

² OJ L 328, 21.12.2018, p.1.

³ Commission Implementing Regulation (EU) 2020/1294 of 15 September 2020 on the Union renewable energy financing mechanism (OJ L 303, 17.9.2020, p. 1-17).

⁴ Regulation (EU) 2018/1999 of the European Parliament and of the Council of 11 December 2018 on the Governance of the Energy Union and Climate Action, amending Regulations (EC) No 663/2009 and (EC) No 715/2009 of the European Parliament and of the Council, Directives 94/22/EC, 98/70/EC, 2009/31/EC, 2009/73/EC, 2010/31/EU, 2012/27/EU and 2013/30/EU of the European Parliament and of the Council, Council Directives 2009/119/EC and (EU) 2015/652 and repealing Regulation (EU) No 525/2013 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1-77).

⁵ Regulation (EU) 2018/1999 of the European Parliament and of the Council of 11 December 2018 on the Governance of the Energy Union and Climate Action, amending Regulations (EC) No 663/2009 and

payments by Member States, which would finance specific items of expenditure, such as support for new renewable energy projects in the Union, should constitute external assigned revenue pursuant to Article 21(5) of Regulation (EU, Euratom) 2018/1046.

- (3) Pursuant to Article 11 of Implementing Regulation (EU) 2020/1294, the Commission is to launch in due time a call or calls for proposals on the basis of the binding commitments by host Member States and, where relevant, third countries, and the binding commitments by contributing Member States. In 2022, two Member States confirmed their participation – Finland as host Member State and Luxembourg as contributing Member State.
- (4) Pursuant to Article 13 of Implementing Regulation (EU) 2020/1294, if the award procedure is not concluded, as a result of no suitable applicants responding to the call for proposals, the Commission shall offer the contributing Member State, Union fund or private sector contributors the opportunity to either recover the amount it contributed or to keep the contribution in the mechanism to be used in a new call for proposals, for which the Member State will have to confirm its commitment pursuant to Article 10 of Implementing Regulation (EU) 2020/1294.
- (5) Pursuant to Article 5(1) of Implementing Regulation (EU) 2020/1294, the mechanism shall be implemented in direct management in accordance with Regulation (EU, Euratom) 2018/1046.
- (6) By Implementing Decision (EU) 2021/173⁶ the Commission entrusted the European Climate, Infrastructure and Environment Executive Agency ('CINEA') with the implementation of the Union renewable energy financing mechanism. Further, by Commission Decision C(2021)947 final⁷, the Commission delegated to CINEA tasks related to the overall management of the calls for proposals necessary to use direct management for the implementation of the programme.
- (7) Therefore, in order to ensure the implementation of the Union renewable energy financing mechanism, it is necessary to adopt an annual financing decision, which constitutes the annual work programme. Article 110 of Regulation (EU, Euratom) 2018/1046 establishes detailed rules on financing decisions.
- (8) Following the annual financing decision, the Commission should launch the first call for proposals for the Union renewable energy financing mechanism support referred to in Article 11 of Implementing Regulation (EU) 2020/1294 in 2023. The call for

(EC) No 715/2009 of the European Parliament and of the Council, Directives 94/22/EC, 98/70/EC, 2009/31/EC, 2009/73/EC, 2010/31/EU, 2012/27/EU and 2013/30/EU of the European Parliament and of the Council, Council Directives 2009/119/EC and (EU) 2015/652 and repealing Regulation (EU) No 525/2013 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1).

⁶ Commission Implementing Decision (EU) 2021/173 of 12 February 2021 establishing the European Climate, Infrastructure and Environment Executive Agency, the European Health and Digital Executive Agency, the European Research Executive Agency, the European Innovation Council and SMEs Executive Agency, the European Research Council Executive Agency, and the European Education and Culture Executive Agency and repealing Implementing Decisions 2013/801/EU, 2013/771/EU, 2013/778/EU, 2013/779/EU, 2013/776/EU and 2013/770/EU (OJ L 50, 15.2.2021, p. 9).

⁷ Commission Decision C(2021) 947 final of 12.2.2021 delegating powers to the European Climate, Infrastructure and Environment Executive Agency with a view to the performance of tasks linked to the implementation of Union programmes in the field of transport and energy infrastructure; climate, energy and mobility research and innovation; environment, nature and biodiversity; transition to low-carbon technologies; and maritime and fisheries; comprising, in particular, implementation of appropriations entered in the general budget of the Union and those stemming from external assigned revenue.

proposal should be published after the payments by the contributing Member States are transferred to the Union budget.

- (9) The envisaged assistance is to comply with the conditions and procedures set out by the restrictive measures adopted pursuant to Article 215 TFEU.
- (10) It is necessary to allow for the payment of interest due for late payment on the basis of Article 116(5) of Regulation (EU, Euratom) 2018/1046.
- (11) In order to allow for flexibility in the implementation of the work programme, it is appropriate to allow changes not exceeding 20% of the maximum annual Union contribution as set in this Decision which should not be considered substantial for the purposes of Article 110(5) of Regulation (EU, Euratom) 2018/1046.
- (12) Given the uncertainty as regards the volume of the mechanism's revenues, it is important to enable the authorising officer to enter legal commitments subject to availability of that revenue.
- (13) Member States have been consulted in accordance with Article 7(7) and (8) of Implementing Regulation (EU) 2020/1294,

HAS DECIDED AS FOLLOWS:

Article 1
The work programme

The financing of the annual work programme for the implementation of the Union renewable energy financing mechanism for 2023, as set out in the Annex to this Decision, is herewith adopted.

The programme shall include the following action: call for proposals for renewable energy projects, utilizing solar photovoltaic technology.

Article 2
Contribution

The maximum contribution for the implementation of the programme for the year 2023 is set at EUR 40 000 000, and shall be financed from payments by Member States from the appropriations entered in the following line of the general budget of the Union:

02 20 03 04 - Renewable energy financing mechanism: EUR 40 000 000.

The appropriations provided for in the first paragraph may also cover interest due for late payment.

The implementation of this Decision is subject to the availability of the appropriations received from the Member States.

Article 3
Flexibility clause

Cumulated changes to the allocations to specific actions not exceeding 20% of the maximum contribution set in the first paragraph of Article 2 of this Decision shall not be considered to be substantial for the purposes of Article 110(5) of Regulation (EU, Euratom) 2018/1046, where those changes do not significantly affect the nature of the actions and the objective of the work programme.

The authorising officer responsible may apply the changes referred to in the first paragraph. Those changes shall be applied in accordance with the principles of sound financial management and proportionality.

Done at Brussels, 14.4.2023

For the Commission
Kadri SIMSON
Member of the Commission