



Brussels, 6.7.2023
C(2023) 4464 final

COMMISSION DECISION

of 6.7.2023

**on the financing of the REPowerEU chapters in recovery and resilience plans under the
Recovery and Resilience Facility and the adoption of the work programme for 2023,
2024 and 2025**

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on the financing of the REPowerEU chapters in recovery and resilience plans under the Recovery and Resilience Facility and the adoption of the work programme for 2023, 2024 and 2025

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 Council Regulation (EU) 2020/2094 of 14 December 2020 establishing a European Union Recovery Instrument to support the recovery in the aftermath of the COVID-19 crisis² and in particular Articles 2 and 3 thereof,

Having regard to Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility³ and in particular Articles 6 and 23 thereof,

Whereas:

- (1) In order to ensure the implementation of the REPowerEU measures of the Council implementing decisions adopted pursuant to Article 20(1) of Regulation (EU) 2021/241, it is necessary to adopt a multiannual financing decision, in accordance with Article 110 of Regulation (EU, Euratom) 2018/1046 (“the Financial Regulation”) establishing detailed rules on financing decisions.
- (2) Subject to the conclusion of the agreements referred to in Article 23(1) of the same Regulation between the Commission and the Member States, constituting legal commitments, it is necessary to adopt a multiannual financing decision, which constitutes the multiannual work programme, for 2023, 2024 and 2025.
- (3) Regulation (EU) 2023/435 amended Regulation (EU) 2021/241 to provide for the inclusion of REPowerEU chapters in the recovery and resilience plans of Member States and to provide financial support with a view to achieving the milestones and targets of the additional reforms and investments.
- (4) Pursuant to Article 10e(1) of Directive 2003/87/EC of the European Parliament and of the Council⁴, until 31 August 2026 the allowances auctioned pursuant to paragraphs

¹ OJ L 193, 30.7.2018, p. 1.

² OJ L 433 I, 22.12.2020, p. 23.

³ OJ L 57, 18.2.2021, p. 17.

⁴ Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ L 275, 25.10.2003, p. 32)

(2) and (3) of the same Article 10e are to be auctioned until the total amount of revenue obtained from such auctioning has reached EUR 20 billion and that revenue is to be made available as additional non-repayable financial support under the Recovery and Resilience Facility established by Regulation (EU) 2021/241 and implemented in accordance with the provisions of that Regulation. The Recovery and Resilience Facility allowances pursuant to Article 10e(2) of Directive 2003/87/EC⁵ are to be auctioned until the amount of revenue obtained from such auctioning has reached EUR 12 billion, while the Recovery and Resilience Facility allowances pursuant to Article 10e(3) of Directive 2003/87/EC are to be auctioned until the amount of revenue obtained from such auctioning has reached EUR 8 billion. As provided for in Article 10e of Directive 2003/87/EC, those amounts have to constitute external assigned revenue in accordance with Article 21(5) of the Financial Regulation, and under Article 21a(4) of Regulation (EU) 2021/241, the EUR 20 000 000 000 in current prices are to be made available automatically as of 1 March 2023.

- (5) Within the resources allocated to them, Member States may request, subject to the conditions set out in Article 7(1) of Regulation (EU) 2021/241, Article 26 of Regulation (EU) 2021/1060 of the European Parliament and of the Council⁶, and in Regulation (EU) 2021/1057 of the European Parliament and of the Council of 24 June 2021⁷ and Regulation (EU) 2021/1058 of the European Parliament and of the Council of 24 June 2021⁸, support from programmes supported by the European Regional Development Fund, the European Social Fund Plus and the Cohesion Fund for the objectives set out in Article 21c(3) of Regulation (EU) 2021/241.
- (6) Pursuant to Article 4a of the Regulation (EU) 2021/1755⁹, Member States have the possibility to transfer all or part of their provisional allocation from the resources of the Brexit Adjustment Reserve to the Facility. By 1 March 2023, Member States submitted their requests to the Commission. In accordance with these requests, Member States will transfer EUR 2 089 446 003 to the Facility, of which EUR 1 525 024 093 will be transferred in 2023 and EUR 564 421 910 in 2025. On 17 April 2023, the Commission adopted the Implementing Decision C(2023) 2459, amending Implementing Decision (EU) 2021/1803 setting out the provisional amounts allocated to each Member State from the resources of the Brexit Adjustment Reserve and the minimum amount of support to local and regional coastal communities as a result of transfer of resources to the Recovery and Resilience Facility and the Implementing Decision C(2023) 2451 amending Implementing Decision C(2021) 8818,

⁵ Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ L 275, 25.10.2003, p. 32).

⁶ Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy (OJ L 231, 30.6.2021, p. 159)

⁷ Regulation (EU) 2021/1057 of the European Parliament and of the Council of 24 June 2021 establishing the European Social Fund Plus (ESF+) and repealing Regulation (EU) No 1296/2013 (OJ L 231 30.6.2021, p. 21).

⁸ Regulation (EU) 2021/1058 of the European Parliament and of the Council of 24 June 2021 on the European Regional Development Fund and on the Cohesion Fund (OJ L 231 30.6.2021, p. 60).

⁹ Regulation (EU) 2021/1755 of the European Parliament and of the Council of 6 October 2021 establishing the Brexit Adjustment Reserve (OJ L 375, 8.10.2021, p. 1).

Implementing Decision C(2022) 1412, Implementing Decision C(2022) 2558, Implementing Decision C(2022) 3921 and Implementing Decision C(2022) 7217 as regards the annual pre-financing amounts allocated to Belgium, Bulgaria, Denmark, Germany, Estonia, Ireland, Greece, Spain, France, Croatia, Cyprus, Latvia, Lithuania, Luxemburg, Malta, Netherlands, Portugal, Romania, Slovakia and Sweden from the resources of the Brexit Adjustment Reserve as a result of transfers of resources to the Recovery and Resilience Facility.

HAS DECIDED AS FOLLOWS:

Article 1
The work programme

The multiannual financing decision, constituting the multiannual work programme for the implementation of the REPowerEU measures of the Council implementing decisions adopted pursuant to Article 20(1) of Regulation (EU) 2021/241 concerning non-repayable financial support for years 2023, 2024 and 2025, as set out in the Annex, is adopted.

Article 2
Union contribution

The maximum Union contribution for the implementation of the REPowerEU chapters of the recovery and resilience plans for 2023, 2024 and 2025 is set at EUR 22 059 446 003 in the form of non-repayable financial support and shall be financed from the appropriations entered in the following lines of the general budget:

- (1) Chapter 05 02 European Regional Development Fund (ERDF), budget line 05 02 11 Recovery and Resilience Facility - Contribution from the ERDF: p.m.;
- (2) Chapter 05 03 Cohesion Fund (CF), budget line 05 03 09 Recovery and Resilience Facility – Contribution from the Cohesion Fund (CF): p.m.;
- (3) Chapter 06 02 Recovery and Resilience Facility and Technical Support Instrument, budget line 06 02 01 Recovery and Resilience Facility: EUR 19 970 000 000 in 2023 from revenue from the emission trading system under Directive 2003/87/EC;
- (4) Chapter 07 02 European Social Fund Plus (ESF+), budget line 07 02 14 Recovery and Resilience Facility – Contribution from the ESF+: p.m.
- (5) Chapter 08 04 European Maritime, Fisheries and Aquaculture Fund (EMFAF), budget line 08 04 06 Recovery and Resilience Facility – Contribution from the EMFAF: p.m.;
- (6) Chapter 16 02 Brexit Adjustment Reserve (BAR), budget line 16 02 04: Recovery and Resilience Facility- Contribution from the Brexit Adjustment Reserve: EUR 1 525 024 093 in 2023 and EUR 564 421 910 in 2025 from the transfer by Member States of all or part of their provisional allocation from the resources of the Brexit Adjustment Reserve to the Facility.

The implementation of funds set out in paragraph 6) shall be subject to the availability of the appropriations on the relevant budget line.

In accordance with Article 20 of Regulation (EU) 2021/241, the allocation of non-repayable financial support shall be adopted by a Council implementing decision approving the Commission's positive assessment of the recovery and resilience plan submitted by each concerned Member State setting out the amount of the financial contribution for the Member State.

Article 3
Flexibility clause

Cumulated changes to the allocations to specific actions not exceeding 20% of the maximum Union 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 the Financial Regulation, where those changes do not significantly affect the nature of the actions and the objective of the work programme. The increase of the maximum Union contribution set in the first paragraph of Article 2 of this Decision shall not exceed 20%.

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, 6.7.2023

For the Commission
Paolo GENTILONI
Member of the Commission



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ANNEX

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to the

Commission Decision

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ANNEX

1. INTRODUCTION

This work programme contains the actions to be financed under the the REPowerEU chapter of the recovery and resilience plans and the budget breakdown for year 2023, 2024 and 2025 as follows:

- (a) EUR 21 495 024 093 in 2023 and EUR 564 421 910 in 2025 for non-repayable Financial Support.

2. OTHER ACTIONS

2.1. Recovery and Resilience Facility – Non-repayable Financial Support

- (a) Legal basis

Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility

Regulation (EU) 2023/435 of the European Parliament and of the Council of 27 February 2023 amending Regulation (EU) 2021/241 as regards REPowerEU chapters in recovery and resilience plans and amending Regulations (EU) No 1303/2013, (EU) 2021/1060 and (EU) 2021/1755, and Directive 2003/87/EC

- (b) Budget line(s)

06 02 01 - Recovery and Resilience Facility - Non-repayable support
05 02 11 - Recovery and Resilience Facility - Contribution from ERDF
05 03 09 - Recovery and Resilience Facility - Contribution from the CF
07 02 14 - Recovery and Resilience Facility - Contribution from the ESF+
08 04 06 - Recovery and Resilience Facility - Contribution from the EMFAF
16 02 04 - Recovery and Resilience Facility- Contribution from the Brexit Adjustment Reserve

- (c) Objectives pursued

The REPowerEU chapters of the recovery and resilience plans will contribute to increasing the resilience, security and sustainability of the Union's energy systems through the necessary reduction in dependence on fossil fuels and diversification of energy supplies at Union level. This also includes increasing the uptake of renewables, boosting energy efficiency and strengthening energy storage capacity. New non-repayable financial support ('grants') of EUR 20 billion will be made available to Member States through the auctioning of ETS allowances to support public investments and reforms contributing to the abovementioned objectives. Member States have the choice to complement these resources with transfers from structural funds, the Brexit Adjustment Reserve and additional loan support. In order to make sure that the allocation of the resources is well aligned with the objectives of the Facility, the non-repayable support under REPowerEU (the ETS resources) reflects the nature of the energy challenges by integrating the dependency on fossil fuels and the increased price pressure on investments into the existing RRF allocation key.

- (d) Expected results

Support by the RRF and REPowerEU will enable Member States to address the country-specific recommendations, in particular those related to the recent energy challenges, support growth, jobs, the recovery and resilience, contribute to the green and digital transitions with minimum financial allocations to climate and digital targets and will lead to lasting structural changes in the Member States. At the Union level it will in particular contribute to recovery, resilience, green and digital objectives and strategic autonomy of the Union alongside an open economy.

(e) Amount

Total for 27 Member States:

Under budget line 06 02 01 EUR 19 970 000 000 in 2023,

Under budget line 16 02 04 EUR 1 525 024 093 in 2023 and EUR 564 421 910 in 2025

(f) Description

Council implementing decisions, Financing Agreements with Member States, Commission Decision for payments