



Brussels, 14.12.2021
C(2021) 9343 final

COMMISSION DECISION

of 14.12.2021

amending Decision C(2021) 948

delegating powers to the European Health and Digital Executive Agency with a view to the performance of tasks linked to the implementation of Union programmes in the field of EU4Health, Single Market, Research and Innovation, Digital Europe, Connecting Europe Facility –Digital, comprising, in particular, implementation of appropriations entered in the general budget of the Union

(Only the English text is authentic)

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Europe Facility –Digital, comprising, in particular, implementation of appropriations
entered in the general budget of the Union**

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THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 58/2003 of 19 December 2002 laying down the statute for executive agencies to be entrusted with certain tasks in the management of Community programmes, and in particular Article 8(1) thereof¹,

Whereas:

- (1) By Commission Decision C(2021) 6712, the Health Emergency Preparedness and Response Authority (HERA) was established as a Commission service in the form of a Directorate-General in order to improve preparedness and response to serious cross-border threats in the area of medical countermeasures; in order to fulfil its mandate, it should be in charge of the management of important parts of the EU4Health Programme² and Horizon Europe programme³;
- (2) Pursuant to Article 6(2) of the Commission Implementing Decision C(2021)953, the European Health and Digital Executive Agency ('HaDEA') is responsible for implementing projects and activities under the above-mentioned programmes, under the input and supervision of its parent DGs;
- (3) HERA should therefore become a parent DG to HaDEA;
- (4) A correction should be made to Article 4(2) of the Decision to include a reference to the EU4Health programme and to exclude the reference to the Neighbourhood, Development and International Cooperation Instrument;
- (5) Decision C(2021) 948 should be amended accordingly.

¹ Regulation (EC) No 58/2003 of 19 December 2002 laying down the statute for executive agencies to be entrusted with certain tasks in the management of Community programmes, OJ L 11, 16.1.2003, p. 1–8.

² Regulation (EU) 2021/522 of the European Parliament and of the Council of 24 March 2021 establishing a Programme for the Union's action in the field of health, OJ L 107, 26.3.2021, p. 1.

³ Regulation (EU) 2021/695 of the European Parliament and of the Council of 28 April 2021 establishing Horizon Europe – the Framework Programme for Research and Innovation, laying down its rules for participation and dissemination, and repealing Regulations (EU) No 1290/2013 and (EU) No 1291/2013, OJ L 170, 12.5.2021, p. 1.

HAS ADOPTED THIS DECISION:

Article 1

Decision C(2021) 948 is amended as follows:

- (1) Article 2(1) is replaced by the following:

Article 2

Parent Directorates-General

1. The following Directorates-General shall be the parent Directorates-General of the Agency:
 - (a) Directorate-General for Communications Networks, Content and Technology;
 - (b) Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs;
 - (c) Directorate-General for Research and Innovation;
 - (d) Directorate-General for Defence Industry and Space;
 - (e) Directorate-General for Health and Food Safety;
 - (f) Health Emergency Preparedness and Response Authority;

In that capacity, they shall handle relations between the Commission and the Agency and shall be responsible for monitoring and supervising the Agency in accordance with Section 5.

- (2) Article 4(2) is replaced by the following:

Article 4

Tasks delegated to the Agency

2. In relation with the tasks set out in Annexes I-X, the Agency may be entrusted with the management of projects funded from other Union programmes or from parts thereof or from funds under shared management, to be implemented together with funding already entrusted to the Agency, where such additional funding is provided for in the respective basic act of the Union programmes, and as set out in the work programme or programmes adopted by the Commission. In the same manner, the Agency may be entrusted with the management of projects funded from other parts of Horizon Europe, the Single Market Programme, the Digital Europe programme, the Connecting Europe Facility and the EU4Health programme than the ones listed in paragraph 1.

This additional funding is subject to all the following conditions:

- (a) the Agency is not entrusted with tasks that imply political choices;
- (b) the Agency has been designated as the implementing body within the framework of the relevant work programme;
- (c) the Director of the Agency agrees with the implementation of additional funding;

- (d) the Director of the Agency has been granted the necessary powers, as authorising officer by delegation, for the corresponding appropriations.

Article 2

This Decision is addressed to the European Health and Digital Executive Agency.

Done at Brussels, 14.12.2021

For the Commission
Stella KYRIAKIDES
Member of the Commission

