

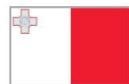
# Operational Programme I

*Fostering a competitive and sustainable economy to meet  
our challenges*

**Monitoring  
Committee Meeting**

**Ex-ante Conditionalities**

**Friday 20<sup>th</sup> November 2015**



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## ***Ex-Ante* Conditionalities (Article 19 CPR)**

There are two types: **thematic** *ex-ante* conditionalities, related to a sector or policy (e.g. R&D, active inclusion) and **general** *ex-ante* conditionalities, which can apply to all sectors and policies (e.g. public procurement, anti-discrimination rules).

The *ex-ante* conditionalities reflect existing commitments or obligations that should be fulfilled, as a general rule, by programme adoption, at the latest.

## ***Ex-Ante Conditionalities (Article 19 CPR)***

In case of ex-ante conditionalities not fulfilled (either completely or partially not-fulfilled), MS need to indicate in their OPs and PAs, the actions to be taken, the responsible bodies and a timetable to ensure fulfilment by latest, end of 2016. An action plan needs to be drawn up.

If the Commission concludes that the applicable ex-ante conditionalities have not been fulfilled, then interim payments may be suspended in accordance with Art. 142 (1) (e) of the CPR by Commission Decision.

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.01.1</b>  <b>(Research and Innovation)</b>	3 – outlines measures to stimulate private RTD investment	<b>30 June 2015</b>	<b>2 Quarters Delayed</b>	Ministry for Education and Employment (MEDE)
	4 – contains a monitoring mechanism	<b>31 December 2015</b>	<b>On Schedule</b>	Malta Council for Science and Technology (MCST)
	5 – a framework outlining available budgetary resources for research and innovation has been adopted.	<b>30 June 2015</b>	<b>2 Quarters Delayed</b>	

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<p><b>T.01.2</b></p> <p><b>(Research and Innovation infrastructure)</b></p>	<p>1. A national multi-annual plan for budgeting and prioritization of investments is developed.</p>	<p><b>30 June 2015</b></p>	<p><b>2 Quarters Delayed</b></p>	<p>Ministry for Education and Employment (MEDE)</p> <p>Malta Council for Science and Technology (MCST)</p>

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.03.1</b>  <b>(Specific actions to promote entrepreneurship taking into account SBA)</b>	1. The specific actions are: measures have been put in place with the objective of reducing the time and cost involved in setting-up a business taking account of the targets of the SBS	<b>31 December 2015</b>	<b>On Schedule</b>	Ministry for the Economy, Investment and Small Business (MEIB)
	3. The specific actions are: mechanism is in place to monitor the implementation of the measures of the SBA which have been put in place and assess the impact on SMES	<b>31 March 2015</b>	<b>COMPLETE</b>	

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.04.1</b>  <b>(Specific actions to promote cost EE when constructing or renovating buildings)</b>	1. The actions are: measures to ensure minimum requirements are in place related to the energy performance of buildings consistent with Article 3, Article 4 and Article 5 of Directive 2010/3/EU of the European Parliament and of the Council	<b>1 January 2016</b>	<b>On Schedule</b>	Ministry for Transport and Infrastructure (MTI)  Building Regulations Office (BRO)
	2. The actions are: measures necessary to establish a system	<b>31 December 2015</b>	<b>Delayed by 1 month</b>	

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.06.1</b>  <b>(Water Sector)</b>	1. In sectors supported by the ERDF, the Cohesion Fund and the EAFRD, a MS has ensured a contribution of the different water uses to the recover of the cost of water services by sector consistent with the first indent of Article 9(1) of Directive 2000/60/EC having regard, where appropriate, to the social, environmental and economic effects of the recovery as well as the geographic and climatic conditions of the region or regions affected.	<b>22 December 2015</b>	<b>On Schedule</b>	MEH, MSDEC  MEPA, MRA
	2. The adoption of a river basin management plan for the river basin district consistent with Article 13 of Directive 2000/60/EC	<b>22 December 2015</b>	<b>On Schedule</b>	



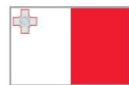
Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.07.1</b> <b>(Transport)</b>	5. A realistic and mature pipeline for projects for which support from the ERDF and the Cohesion Fund is envisaged	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	Ministry for Transport and Infrastructure (MTI)
	1. The existence of a comprehensive transport plan or plans or framework or frameworks for transport investment which complies with legal requirements for strategic environmental assessment and sets out	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	Integrated Transport Strategy Directorate within Transport Malta
	2. The contribution to the single European Transport Area constitute with Article 10 of Regulation.	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.07.1</b>  <b>(Transport)</b>	3. The core TEN-T network and the comprehensive network where investment from the ERDF and the Cohesion Fund is envisaged	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	Ministry for Transport and Infrastructure (MTI)
	4. Secondary connectivity	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	Integrated Transport Strategy Directorate within Transport Malta
	6. Measures to ensure the capacity of intermediary bodies and beneficiaries to deliver the project pipeline	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	

Thematic ex-ante conditionality	Criteria not fulfilled	Deadline	Current Status	Bodies Responsible
<b>T.07.3</b>  <b>(Other modes of transport)</b>	1. The existence of a section on inland-waterways and maritime transport, ports, multimodal links and airport infrastructure within the transport plan or plans or framework or frameworks	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	Ministry for Transport and Infrastructure (MTI)  Integrated Transport Strategy Directorate within Transport Malta
	2. Complies with legal requirements for strategic environmental assessment	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	
	3. Sets out a realistic and mature project pipeline(including a timetable and budgetary framework)	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	
	4. Measures to ensure the capacity of intermediary bodies and beneficiaries to deliver the project pipeline.	<b>30 September 2015</b>	<b>3 Quarters Delay</b>	



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