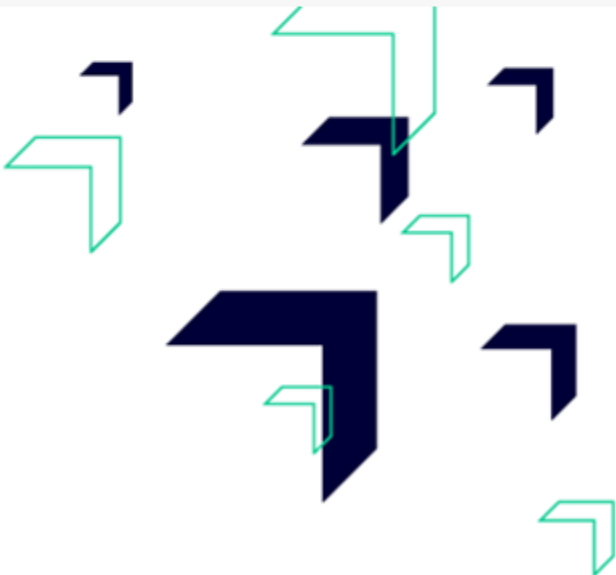


# PROGRAMMING OF EUROPEAN UNION FUNDS FOR MALTA 2021-2027

## CAP Strategic Plan Roles of Monitoring Committee and Rules of Procedure

*9<sup>th</sup> March 2023*



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## The Role of the Monitoring Committee

- The role of the Monitoring Committee (MC) is to monitor the implementation of the CAP Strategic Plan.
- The MC is composed of :
  - relevant authorities, including authorities competent for environmental and climate issues;
  - economic and social partners, including representatives of the agricultural sector;
  - relevant bodies representing civil society and bodies responsible for promoting social inclusion, fundamental rights, gender equality and non-discrimination.
- The MC shall adopt its rules of procedure, including provisions regarding the prevention of any conflict of interest and the application of the principle of transparency.

## The Functions of the Monitoring Committee (1)

The monitoring committee shall **examine** in particular:

- (a) progress in CAP Strategic Plan implementation and in achieving the milestones and targets;
- (b) any issues that affect the performance of the CAP Strategic Plan and the actions taken to address those issues, including progress towards simplification and reduction of administrative burden for final beneficiaries;
- (c) the elements of the ex-ante assessment listed in Article 58(3) of Regulation (EU) 2021/1060 and the strategy document referred to in Article 59(1) of that Regulation;

## The Functions of the Monitoring Committee (2)

The monitoring committee shall **examine** in particular:

- (d) progress made in carrying out evaluations, syntheses of evaluations and any follow-up given to findings;
- (e) relevant information related to the performance of the CAP Strategic Plan supplied by the national CAP network;
- (f) the implementation of communication and visibility actions;
- (g) administrative capacity building for public authorities and farmers and other beneficiaries, where relevant.

The monitoring committee shall give its **opinion** on:

- (a) the methodology and criteria used for the selection of operations;
- (b) the annual performance reports;
- (c) the evaluation plan and amendments thereof;
- (d) any proposal by the managing authority for an amendment of the CAP Strategic Plan.

# Rules of Procedure for the **CAP Strategic Plan 2023-2027 Monitoring Committee**

## Article 1: Meetings

1. The Chairperson will convene the MC at least once annually and the MC shall monitor the implementation of the CAP Strategic Plan.
2. The Chairperson may invite *ad hoc* experts in the meetings of the MC (or parts thereof) to give clarifications and/or make presentations on particular issues related to the implementation of the CAP Strategic Plan.

## Article 2: Agenda

1. At the request of the Chairperson the Secretariat shall draw up the agenda of the meetings. The Secretariat may request supporting documentation from any of its Members. The agenda shall be sent to all members not less than ten (10) working days prior to the date of the meeting. Following the circulation of the agenda, Members shall be allowed five (5) working days to notify the Secretariat with a proposed new item to be included under “Other Business”. The supporting documentation relating to the MC shall be sent to all Members not less than ten (10) working days prior to the date of the meeting, with the exception of any supporting documentation relating to the new item as proposed by the Members for inclusion on the agenda, shall be circulated at least five (5) working days prior to the date of the meeting.
2. In line with Article 124(1) of Regulation (EU) 2021/2115, the rules of procedure of the MC, and the monitoring committee’s opinion on the items listed in Article 124(4) of the same regulation, will be published on the Managing Authority’s website.



## Article 3: Written Proceedings

1. With the approval of the Chairperson, an item of substance which requires an outcome prior to the next meeting of the MC may be submitted to the Committee for adoption by written procedure. Members shall give their opinion in writing within ten (10) working days or where the matter is deemed to be urgent, within five (5) working days.
2. If no written comments are received, the Secretariat will assume that the Members are in favour of the motion. Such a decision is also valid if the Secretariat receives a standpoint in favour of the motion by at least a simple majority of all Members of the Committee.
3. The Secretariat, under the direction of the Chairperson, shall communicate to the Members the outcome of the decision taken through written procedures.
4. The Chairperson may inform the MC Members on the outcome of decision taken through written procedure in the subsequent MC, for information purposes.

## Article 4: Minutes

1. The Secretariat shall produce a record of each MC meeting. The draft minutes shall be issued to the Members within twenty (20) working days of the meeting. Members should provide any comments or suggestions to the Secretariat on the draft minutes as circulated within ten (10) working days from date of circulation.
2. The draft minutes of a meeting together with any proposed amendments, shall be placed on the agenda for formal approval of the Committee.

## Article 5: Decisions and Conclusions

1. All Members other than those in an advisory role shall have a vote. The Chairperson shall have a vote and a casting vote.
2. The MC shall endeavour to achieve consensus.
3. Only in cases where no consensus can be reached, a vote cast is to be taken in order to reach a decision. In such instances, a decision is adopted by a simple majority of those Members present who hold a voting right, provided that at least 60 per cent of all the Members of the Committee with voting rights are present for the vote.

## **Article 6: Changes to the Rules of Procedure**

1. Subject to the principles set in CAP Strategic Plan Regulation and the CAP Strategic Plan, the Committee may, at any time, amend these Rules of Procedure in line with Article 5 of these Rules of Procedures, after seeking the opinion of the Managing Authority.
2. The ruling of the Chair will determine any disputes in relation to the interpretation of the Rules of Procedure.

## **Article 7: Conflict of Interest**

1. The Members are fully committed to act impartially and without prejudice and shall not allow any conflict of interest to compromise their position and the EU financial interest.
2. The Members shall ensure that when a real or perceived conflict of interest arises, it is properly identified, disclosed and resolved whilst managed in a transparent, accountable and timely manner. For this purpose, all MC members shall sign a declaration confirming that they have no interests that are in conflict with the implementation of the EU budget or execution of the functions performed as a member of the Monitoring Committee.
3. In instances of conflict (real or perceived), the member shall inform the Chairperson and abstain from participating in the discussion and decision-making, in line with Article 11 of the Commission Delegated Regulation (EU) No 240/2014.

## **Article 7: Conflict of Interest (2)**

4. Conflicts declared previously do not need to be declared again unless an item on the Agenda proposed for a particular Monitoring Committee meeting has changed the circumstances. In this case, the Member/s should inform the Chairperson of the Monitoring Committee accordingly and abstain from participating in the discussion and decision-making process relating to that particular item.

5. All members accept that the declaration is subject to possible checks the respective Managing Authorities and any issues raised related to any of the declarations will be addressed. Therefore, should a conflict of interest is detected during this process, the respective member would be requested by the Chairperson of the MC to abstain from participating in the related discussion and decision-making.

6. The Members, other than the authorities responsible for the implementation of the Programme, may not take up duties with regard to the preparation and assessment of calls for proposals, progress reports and monitoring and evaluation activities, in accordance with Articles 12 and 13 of the Commission Delegated Regulation (EU) No 240/2014 governing conflict of interest and in line with Article 38 (2) of Regulation (EU) 2021/1060.

## **Article 8: Final Provisions**

These provisions enter into effect upon their approval by the Monitoring Committee.

## Contact Details

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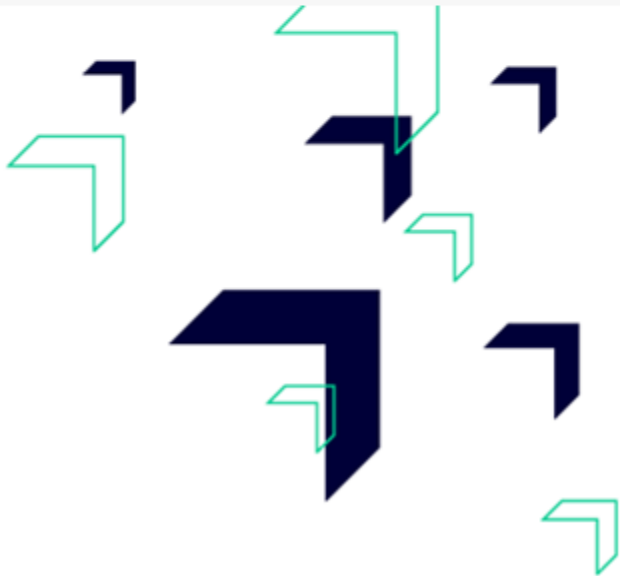
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Thank you !



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