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THIS ACTION IS FUNDED BY THE EUROPEAN UNION

ANNEX

of the Commission Implementing Decision on the financing of the individual measure in favour of EU foreign policy needs on support to a strengthened capacity for an integrated national governance of the mine action sector in Ukraine

Action Document for Strengthened Capacity for Integrated National Governance of the Mine Action Sector in Ukraine

MEASURE

This document constitutes the work programme in the sense of Article 110(2) of the Financial Regulation, and measure in the sense of Article 23 of NDICI-Global Europe Regulation.

1 SYNOPSIS

1.1 Action Summary Table

1. Title CRIS/OPSYS business reference Basic Act	Strengthened Capacity for Integrated National Governance of the Mine Action Sector in Ukraine OPSYS number: ACT-62111 Financed under the Neighbourhood, Development and International Cooperation Instrument (NDICI-Global Europe)
2. Team Europe Initiative	No
3. Zone benefiting from the action	The action shall be carried out in Ukraine, with a specific focus on areas liberated from Russian military occupation
4. Programming document	N/A
5. Link with relevant MIP(s) objectives / expected results	N/A
PRIORITY AREAS AND SECTOR INFORMATION	
6. Priority Area(s), sectors	Multisector
7. Sustainable Development Goals (SDGs)	Main SDG: 16 Peace, Justice and Strong Institutions
8 a) DAC code(s)	15250 - Removal of land mines and explosive remnants of war
8 b) Main Delivery Channel	11004 - Other public entities in donor country

9. Targets	<input type="checkbox"/> Migration <input type="checkbox"/> Climate <input checked="" type="checkbox"/> Social inclusion and Human Development <input checked="" type="checkbox"/> Gender <input type="checkbox"/> Biodiversity <input type="checkbox"/> Education <input checked="" type="checkbox"/> Human Rights, Democracy and Governance			
10. Markers (from DAC form)	General policy objective @	Not targeted	Significant objective	Principal objective
	Participation development/good governance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Aid to environment @	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Gender equality and women's and girl's empowerment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Reproductive, maternal, new-born and child health	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Disaster Risk Reduction @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Inclusion of persons with Disabilities @	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Nutrition @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	RIO Convention markers	Not targeted	Significant objective	Principal objective
	Biological diversity @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Combat desertification @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Climate change mitigation @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Climate change adaptation @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Internal markers and Tags:	Policy objectives	Not targeted	Significant objective	Principal objective
	Digitalisation @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	digital connectivity digital governance digital entrepreneurship digital skills/literacy digital services	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	NO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	/
	Connectivity @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	digital connectivity energy transport health education and research	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	NO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	/
	Migration @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	Reduction of Inequalities @	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Covid-19	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BUDGET INFORMATION				
12. Amounts concerned	Budget line(s) (article, item): 14 02 03 30 Total estimated cost: EUR 2 500 000 Total amount of EU budget contribution EUR 2 500 000			
MANAGEMENT AND IMPLEMENTATION				
13. Type of financing	Indirect management with a pillar-assessed entity			

1.2 Summary of the Action

This individual measure under EU foreign policy needs will bring additional expertise and human resources to improve the national mine action governance and implementation in Ukraine. Continuing to rally international support to Ukraine and show progress will be one of the EU's key foreign policy challenges for 2023 and beyond. To spear-head international efforts in the mine action sector which is a crucial condition for the return to peace and prosperity, the EU will provide support to the Ukrainian government to help them build strategic planning and coordination capabilities up and to consolidate privileged dialogue channels, which will favour longer term and more predictable multi-donors support. This strategic support to the mine action sector, which constitutes a priority area within the overall support to reconstruction, will accompany in particular the provision of equipment and training to national actors to enhance their effectiveness, a better information management and the transparency of the sector.

2 RATIONALE

2.1 Context

As the Ukrainian Armed Forces continue to liberate territories from Russian military occupation, large scale contamination with mines and other explosives is being discovered. While the war is still ongoing, Ukrainian responsible authorities now need to ensure rapid threat mitigation, the safety and effectiveness of State and private operators and the coordination of activities across multiple regions and stakeholders. Ensuring compliance with international standards on humanitarian demining is a challenge in this context. This contamination threatens returning civilian populations and hinders any efforts for recovery and reconstruction of Ukraine, which will require a massive collective international effort. The EU has offered to play an important role in this reconstruction process, in close cooperation with its G7+ partners and the international financing institutions. A Multi-agency Donor Coordination Platform, set up by the EU with Ukraine and the G7+ partners and launched on 26 January 2023, will help coordinate, optimise and speed up support for Ukraine. Continuing to rally and spearhead international support to Ukraine and show progress in the face of Russia's unprovoked and unjustified war of aggression will be one of the EU's key foreign policy challenges for 2023 and beyond. The strategic support to the mine action sector will be an important contribution to this effort as a priority area within the overall support to reconstruction.

2.2 Problem Analysis

There is an increased interest of the international donor community, and in particular, the G7+ working group on humanitarian mine action, to contribute to the sector through funding, which leads to increased funding levels and number of funding channels, therefore multiplying coordination needs and third-party mine action operators (NGOs) in the country. The capacity of the Ukrainian government to effectively channel this multi-donors support and provide an integrated, strategic and fully transparent governance of the sector needs to be further strengthened to ensure the effective coordination with international donors and implementers. If not tackled, bottle

necks in the system and inefficiencies may lead to donor fatigue and the inability to tackle the massive challenge of mine contamination in Ukraine.

While both the EU and EU Member States are top contributors to the ongoing efforts, implementation channels are multiple and make it difficult to strengthen the EU foot-print, visibility and influence on mine action in the sector in Ukraine and within the G7+ group. To spear-head international efforts and continue to rally support to this sector, which is so crucial for a return to peace and prosperity, the EU needs to provide the necessary support to the Ukrainian government to help it build up its strategic planning and coordination capabilities and to consolidate privileged dialogue channels, which will favour longer term and more predictable multi-donor support.

Identification of main stakeholders and corresponding institutional and/or organisational issues (mandates, potential roles, and capacities) to be covered by the action:

G7+ group, EU Member States, Ministry of Interior of Ukraine, Ministry of Defence of Ukraine, Ministry of Infrastructure of Ukraine, National Mine Action Center, Center for Humanitarian Demining, State Emergency Services, Special Transport Service.

3 DESCRIPTION OF THE ACTION

3.1 Objectives and Expected Outputs

The Overall Objective (Impact) of this action is to enable the EU to champion and rally support to Ukraine’s reconstruction, by strengthening its integrated national mine action governance capabilities.

The Specific Objective (Outcome) of this action is to

1. increase the EU footprint in the coordination on the mine action sector by building a privileged dialogue and boosting the capacities of the relevant Ukrainian authorities to manage the mine action sector strategically and effectively.

The Outputs to be delivered by this action contributing to the corresponding Specific Objectives (Outcomes) are

- 1.1 the insertion of additional human resources and expertise at the strategic and technical levels of the relevant Ukrainian authorities in charge of mine action,
- 1.2 a strengthened dialogue and coordination spaces,
- 1.3 more joined up EU action in a “Team Europe”-type initiative.

3.2 Indicative Activities

Provision of additional national and international expertise to the relevant ministries and agencies in charge of mine action

Provision of capacity building and training

Provision of analysis

Facilitation of dialogue and coordination spaces

3.3 Mainstreaming

This action mainstreams the following cross-cutting issues: EU principles and values (democracy, rule of law, human rights and fundamental freedoms, respect for human dignity, the principles of equality, including gender equality, and solidarity, protection of the environment).

3.4 Risks and Lessons Learnt

Category	Risks	Likelihood (High/ Medium/	Impact (High/ Medium/	Mitigating measures

		Low)	Low)	
Project activities in the area of mine action overlap with actions funded by other members of the international community.	Redundancy	Low	High	This action is part of an overall increased coordination within the EU and the wider international community providing mine action support to Ukraine and the Ukrainian authorities themselves, to ensure increased coordination and the complementarity of the various strands of support received. The action is designed to be able to integrate support from other donors through the main funding channel.
Lack of participation from targeted stakeholders	Activities may be delayed	Low	Medium	The action is tailor-made to respond to local needs and requirements as communicated by and agreed with the Ukrainian authorities.
<p>Lessons Learnt: FPI previous support to mine action in Ukraine¹ has included funding for third-party mine action operators, who have implemented survey and clearing activities and explosive ordnance risk education. However, the large dimension of the new contamination and its impact on civilian lives, the increasing number of third-party operators and related need for strategic planning and multi-stakeholder coordination, as well as the heightened security risk for clearance operations, requires the Ukrainian government to ensure strategic, effective and transparent governance of the sector in order to provide leadership not only for planning and quality assurance of State operated mine action but also for third-party operations. Experience in other countries, including for example Croatia as the EU member States with high levels of contamination, show how crucial national governance is in order to ensure effective and safe land-release to civilians as well as reconstruction and recovery.</p>				

¹ NDICI CRISIS FPI/2015/364-041; NDICI CRISIS FPI/2016/372-335; NDICI CRISIS FPI/2016/379-800; NDICI CRISIS FPI/2019/407-032; NDICI CRISIS FPI/2020/407-033; NDICI CRISIS FPI/2021/426-484; NDICI CRISIS FPI/2021/426-630.

4 IMPLEMENTATION ARRANGEMENTS

4.1 Financing Agreement

There is no financing agreement; the contracting deadline is N+1 for legal commitments within the global budgetary commitment and N for legal commitments within an individual budgetary commitment (See art. 114 of the Financial Regulation).

4.2 Indicative Implementation Period

The indicative operational implementation period of this action, during which the activities described in section 3 will be carried out and the corresponding contracts and agreements implemented, is 36 months from the date of adoption by the Commission of this Financing Decision.

Extensions of the implementation period may be agreed by the Commission's responsible authorising officer by amending this Financing Decision and the relevant contracts and agreements.

4.3 Implementation Modalities

The Commission will ensure that the EU appropriate rules and procedures for providing financing to third parties are respected, including review procedures, where appropriate, and compliance of the action with EU restrictive measures².

4.3.1 Indirect Management with an entrusted entity

This action will be implemented in indirect management with a pillar-assessed entity. This implementation entails the recruitment of additional Ukrainian expertise for mine action governance at the strategic and technical levels. The implementing partner will be selected using the following criteria: the ability to provide technical assistance in Ukraine, experience in cooperating with the Ukrainian authorities, expertise on humanitarian mine action operations and governance.

4.3.2 Changes from indirect to direct management mode (and vice versa) due to exceptional circumstances (one alternative second option)

If negotiations with an entrusted pillar assessed entity for the implementation as foreseen under 4.3.1 for this action or parts of the expected result areas fail, the action may be wholly or partially implemented in direct management, with the direct award of grants.

Justification of a direct grant

Under the responsibility of the Commission's authorising officer responsible, the recourse to an award of a grant without a call for proposals is justified because the country is in a crisis situation as referred to in Article 195(a) and as defined in Article 2(21) of the Financial Regulation at the date of the Financing Decision.

² www.sanctionsmap.eu. Please note that the sanctions map is an IT tool for identifying the sanctions regimes. The source of the sanctions stems from legal acts published in the Official Journal (OJ). In case of discrepancy between the published legal acts and the updates on the website it is the OJ version that prevails.

4.5. Scope of geographical eligibility for procurement and grants

The geographical eligibility in terms of place of establishment for participating in procurement and grant award procedures and in terms of origin of supplies purchased as established in the basic act and set out in the relevant contractual documents shall apply.

4.6. Indicative Budget

Indicative Budget components ³	EU contribution (amount in EUR)	Third-party contribution, in currency identified
Implementation modalities – cf. section 4.3.1		
Objective 1: Boosting the capacities of the relevant Ukrainian authorities to efficiently manage the mine action sector in Ukraine composed of		NA
Indirect management with a pillar-assessed entity	2 500 000	NA
Totals	2 500 000	

4.7 Organisational Set-up and Responsibilities

The action shall be implemented under indirect management. A strong policy steering and monitoring of the action will be ensured by the EEAS and FPI in coordination with other relevant Commission services. The EU delegation in Ukraine will also ensure direct contacts with the implementing partners and monitoring of the activities.

A dedicated steering committee may be established to act as advisory and reporting mechanism in order to provide the strategic and policy guidance needed to ensure a smooth project implementation. Steering committees will define the priority work streams to be addressed. Steering committees will review and endorse annual work plans, monitor project outputs and achievements and not least provide advice on how to address obstacles and challenges identified during implementation. Steering Committees, whose composition will be further detailed in the legal commitments, will comprise representatives of the European Commission, the EEAS and the EU Delegation in Ukraine.

As part of its prerogative for budget implementation and to safeguard the financial interests of the Union, the Commission may participate in the above governance structures set up for governing the implementation of the action.

This measure will be implemented in complementarity with a separate crisis response action focussing on the provision of training and equipment to Ukrainian state mine action operators. It also complements ongoing support under humanitarian funding and Member States donations under the Union Civil Protection Mechanism (UCPM). The measure will in particular seek to support coordination with and amongst G7+ donors, notably the United States, and EU Member States, to coordinate our efforts to support Ukraine in humanitarian mine action across all pillars of mine action (clearance, mine risk education, victim assistance, advocacy, stockpile destruction), and in particular to strengthen the EU footprint in the sector through joining different support strands together into an “Team Europe”-type initiative.

5 PERFORMANCE MEASUREMENT

5.1 Monitoring and Reporting

The day-to-day technical and financial monitoring of the implementation of this action will be a continuous process, and part of the implementing partner's responsibilities. To this aim, the implementing partner shall establish a permanent internal, technical and financial monitoring system for the action and elaborate regular progress reports (not less than annual) and final reports. Every report shall provide an accurate account of implementation of the action, difficulties encountered, changes introduced, as well as the degree of achievement of its results (Outputs and direct Outcomes) as measured by corresponding indicators, using as reference the logframe matrix (for project modality) and the partner's strategy, policy or reform action plan list (for budget support).

The Commission may undertake additional project monitoring visits both through its own staff and through independent consultants recruited directly by the Commission for independent monitoring reviews (or recruited by the responsible agent contracted by the Commission for implementing such reviews).

5.2 Evaluation

Having regard to the importance of the action, a final evaluation may be carried out for this action or its components via independent consultants contracted by the Commission.

It will be carried out for accountability and learning purposes at various levels (including for policy revision).

The Commission shall inform the implementing partners/contractors at least 3 months in advance of the dates envisaged for the evaluation missions. The implementing partners/contractors shall collaborate efficiently and effectively with the evaluation experts, and inter alia provide them with all necessary information and documentation, as well as access to the project premises and activities.

The evaluation reports may be shared with the partners and other key stakeholders following the best practice of evaluation dissemination⁴. The implementing partner and the Commission shall analyse the conclusions and recommendations of the evaluations and, where appropriate, apply the necessary adjustments.

The financing of the evaluation may be covered by another measure constituting a Financing Decision.

5.3 Audit and Verifications

Without prejudice to the obligations applicable to contracts concluded for the implementation of this action, the Commission may, on the basis of a risk assessment, contract independent audit or verification assignments for one or several contracts or agreements.

6 STRATEGIC COMMUNICATION AND PUBLIC DIPLOMACY

The 2021-2027 programming cycle will adopt a new approach to pooling, programming and deploying strategic communication and public diplomacy resources.

In line with the 2022 "[Communicating and Raising EU Visibility: Guidance for External Actions](#)", it will remain a contractual obligation for all entities implementing EU-funded external actions to inform the relevant audiences of the Union's support for their work by displaying the EU emblem and a short funding statement as appropriate on all communication materials related to the actions concerned. This obligation will continue to apply equally, regardless of whether the actions concerned are implemented by the Commission, partner countries, service providers, grant beneficiaries or entrusted or delegated entities such as UN agencies, international financial institutions and agencies of EU member states.

However, action documents for specific sector programmes are in principle no longer required to include a provision for communication and visibility actions promoting the programmes concerned. These resources will instead be consolidated in Cooperation Facilities established by support measure action documents, allowing Delegations to plan and execute multiannual strategic communication and public diplomacy actions with sufficient

⁴ See best practice of [evaluation dissemination](#)

critical mass to be effective on a national scale.

Appendix 1 REPORTING IN OPSYS

A Primary Intervention⁵ (project/programme) is a coherent set of activities and results structured in a logical framework aiming at delivering development change or progress. Identifying the level of the primary intervention will allow for:

Articulating Actions or Contracts according to an expected chain of results and therefore allowing them to ensure efficient monitoring and reporting of performance;

Differentiating these Actions or Contracts from those that do not produce direct reportable development results, defined as support entities (i.e. audits, evaluations);

Having a complete and exhaustive mapping of all results-bearing Actions and Contracts.

Primary Interventions are identified during the design of each action by the responsible service (Delegation or Headquarters operational Unit).

The level of the Primary Intervention chosen can be modified (directly in OPSYS) and the modification does not constitute an amendment of the action document.

The intervention level for the present Action identifies as (tick one of the 4 following options);

Action level (i.e. Budget Support, blending)		
<input checked="" type="checkbox"/>	Single action	Present action: all contracts in the present action
Contract level		
<input checked="" type="checkbox"/>	Single Contract 1	Indirect Management with a Pillar Assessed Agency

⁵ For the purpose of consistency between terms in OPSYS, DG INTPA, DG NEAR and FPI have harmonised 5 key terms, including 'Action' and 'Intervention' where an 'Action' is the content (or part of the content) of a Commission financing Decision and 'Intervention' is a coherent set of activities and results which constitutes an effective level for the operational follow-up by the EC of its operations on the ground. See more on the [concept of intervention](#).

Appendix 2 COMMISSION DECISION & TECHNICAL and ADMINISTRATIVE PROVISIONS

Action Document	Project modality (Incl. thematic and regional programmes, as well as calls for proposals)		Budget support		No activities to be implemented by, and no funds to be transferred to, the Partner country, with signature of a Financing Agreement based of the 'simplified' template	
	Annex Commission Decision	Technical and Administrative Provisions (TAPs)	Annex Commission Decision	Technical and Administrative Provisions (TAPs)	Annex Commission Decision	Technical and Administrative Provisions (TAPs)
1. SYNOPSIS						
1.1. Action Summary Table	Yes	Yes	Yes	Yes	Yes	N/A
1.2. Summary of the Action	Yes	Yes	Yes	Yes	Yes	Yes
2. RATIONALE						
2.1. Context	Yes	N/A	Yes	N/A	Yes	N/A
2.2. Problem Analysis	Yes	N/A	Yes	N/A	Yes	N/A
2.3. Additional Areas of Assessment [For Budget Support Actions only]	N/A	N/A	Yes	N/A	N/A	N/A
2.3.1. Pre-condition on Fundamental values (for a SDG contracts only)	N/A	N/A	Yes	N/A	N/A	N/A
2.3.2. Public Policy	N/A	N/A	Yes	N/A	N/A	N/A
2.3.3. Macroeconomic Policy	N/A	N/A	Yes	N/A	N/A	N/A
2.3.4. Public Financial Management	N/A	N/A	Yes	N/A	N/A	N/A
2.3.5. Transparency and Oversight of the Budget	N/A	N/A	Yes	N/A	N/A	N/A
3. DESCRIPTION OF THE ACTION						
3.1. Objectives and Expected Outputs	Yes	Yes	Yes	Yes	Yes	N/A
3.2. Indicative Activities	Yes	Yes	Yes	Yes	Yes	N/A
3.3. Mainstreaming	Yes	Yes	Yes	Yes	Yes	N/A
3.4. Risks and Lessons Learnt	Yes	N/A	Yes	N/A	Yes	N/A
3.5. The Intervention Logic	Yes	Yes	Yes	Yes	Yes	N/A
3.6. Logical Framework Matrix	Yes	Yes	Yes	Yes	Yes	N/A
4. IMPLEMENTATION ARRANGEMENTS						
4.1. Financing Agreement	Yes	N/A	Yes	N/A	Yes	N/A
4.2. Indicative Implementation Period	Yes	N/A	Yes	N/A	Yes	N/A

	Project modality (Incl. thematic and regional programmes, as well as calls for proposals)		Budget support		No activities to be implemented by, and no funds to be transferred to, the Partner country, with signature of a Financing Agreement based of the 'simplified' template	
Action Document	Annex Commission Decision	Technical and Administrative Provisions (TAPs)	Annex Commission Decision	Technical and Administrative Provisions (TAPs)	Annex Commission Decision	Technical and Administrative Provisions (TAPs)
4.3. Implementation of the Budget Support Component (and subsections)	N/A	N/A	Yes	Yes	N/A	N/A
4.4. Implementation Modalities (and subsections)	Yes	Yes	Yes	Yes	Yes	N/A
4.5. Scope of geographical eligibility for procurement and grants	Yes	Yes	Yes	Yes	Yes	N/A
4.6. Indicative Budget	Yes	Yes	Yes	Yes	Yes	N/A
4.7. Organisational Set-up and Responsibilities	Yes	Yes	Yes	Yes	If applicable and relevant	If applicable and relevant
4.8. Pre-conditions [only for project modality]	Yes	Yes	Yes	N/A	Yes	If relevant and applicable
5. PERFORMANCE MEASUREMENT						
5.1. Monitoring and Reporting	Yes	Yes	Yes	Yes	Yes	N/A
5.2. Evaluation	Yes	Yes	Yes	Yes	Yes	N/A
5.3. Audit and Verifications	Yes	Yes	Yes	Yes	Yes	N/A
6. STRATEGIC COMMUNICATION AND PUBLIC DIPLOMACY						
6. Strategic Communication and Public Diplomacy	Yes	Yes	Yes	Yes	Yes	N/A
APPENDICES						
Appendix 1 Reporting in OPSYS	N/A	N/A	N/A	N/A	N/A	N/A
Appendix 2 Commission Decision and TAPs	Delete and replace with Appendix for Blending if applicable	N/A	N/A	Delete and replace with Appendix for Budget Support if applicable	N/A	N/A
Other: Appendix only for Blending: List Lead Finance Institutions	To be added	N/A	N/A	N/A	N/A	N/A
Other: Appendix only for Budget Support (Disbursement Arrangements, Conditions and Performance Indicators)	N/A	N/A	N/A	To be added	N/A	N/A