Gelet op de wet van 29 juni 1964 betreffende de opschorting, het uitoefen en de probatie, inzonderheid op de artikelen 1 en 1bis; 
Gelet op artikel 216ter, § 1, van het Wetboek van Strafrechtorde; 
Gelet op de artikelen 37quinquies tot 37septies van het Strafwetboek; 
Gelet op artikel 4 van de wet van 6 december 2005 betreffende de verdeling van een deel van de federale ontvangsten inzake verkeersveiligheid; 
Gelet op het koninklijk besluit van 17 december 2003 betreffende de subsidiëring van instellingen die voorzien in een gespecialiseerde begeleiding voor burgers die betrokken zijn in een gerechtelijke procedure; 
Gelet op het koninklijk besluit van 26 april 1968 tot inrichting en coördinatie van de controles op de toekomst en op de aanwending van deze toelagen; 
Gelet op het advies van de Inspecteur van Financiën van 12 december 2019.

Besluit:


Artikel 2. De subsidie wordt toegekend voor de personeelskosten en de werkingkosten.

Artikel 3. De subsidie zal in tweemaandelijksch schijven worden uitbetaald. Een eerste schijf (2/12) wordt uitbetaald na ontvangst van de aangifte bedoeld in artikel 9 van het koninklijk besluit van 17 december 2003 betreffende de subsidiëring van instellingen die voorzien in een gespecialiseerde begeleiding voor burgers die betrokken zijn in een gerechtelijke procedure.

Artikel 4. De subsidie wordt definitief vastgelegd na voorlegging van de bevoegstukken betreffende de periode waarop de subsidie betrekking heeft en nadat de instelling aan de minister een financieel verslag heeft bezorgd, zoals bedoeld in artikel 11 van het bovenvermeld koninklijk besluit.

Het verslag en de bevoegstukken worden uiterlijk drie maanden na afloop van het werkingjaar overgemaakt.

Artikel 5. Het eventueel te veel aan uitbetaalde subsidies dient te worden terugbetaald, overeenkomstig artikel 12 van het in artikel 3 vermelde koninklijk besluit.


Brussel, 20 december 2019.

K. GEENS

Programmatorische federale overheidsdienst maatschappelijke integratie, armoedebestrijding en sociale economie

[15/2020/50661]

3 JUIL 2020. — Koninklijk besluit tot wijziging van het koninklijk besluit van 13 mei 2020 houdende het invoeren van een subsidie "COVID-19" voor de doelgroep van de openbare centra voor maatschappelijk welzijn

FILIP, Koning der Belgen,
Aan allen die nu zijn en hierna wezen zullen, Onze Groot.

Gelet op de wet van 27 maart 2020 die machtiging verleent aan de Koning om maatregelen in te nemen in de strijd tegen de verspreiding van het coronavirus COVID-19 (II), meer bepaald artikelen 2 en 5, § 1, 3; 
Gelet op de organieke wet van 8 juli 1976 betreffende de openbare centra voor maatschappelijk welzijn, artikelen 1 en 57, § 1; 
Gelet op de financiewet van 20 december 2019 voor het begrotingsjaar 2020, artikel 17; 
Gelet op de wet van 22 mei 2003 houdende organisatie van de begroting en de comptabiliteit van de Staat, de artikelen 121 tot 124; 
Gelet op het koninklijk besluit van 16 november 1994 betreffende de administratieve en begrotingscontrole; 
Gelet op koninklijk besluit van 13 mei 2020 houdende het invoeren van een subsidie "COVID-19" voor de doelgroep van de openbare centra voor maatschappelijk welzijn; 
Gelet op het advies van de Inspecteur van Financiën, gegeven op 18 juni 2020;

Vu la loi du 29 juin 1964 concernant la suspension, le surris et la probation, en particulier les articles 1 et 1bis; 
Vu l’article 216ter, § 1, du code de procédure pénale; 
Vu les articles 37quinquies à 37septies du code pénal; 
Vu l’article 4 de la loi du 6 décembre 2005 relative à la répartition d’une partie des recettes fédérales en matière de sécurité routière; 
Vu l’arrêté Royal du 17 décembre 2003 relatif à la subvention d’organismes offrant un encadrement spécialisé aux citoyens impliqués dans une procédure judiciaire; 
Vu l’arrêté royal du 26 avril 1968 réglant l’organisation et la coordination des contrôles de l’octroi et de l’emploi des subventions; 
Vu l’avis de l’inspecteur des finances du 12 décembre 2019,

Arrêté:


Art. 2. La subvention est accordée pour les frais de personnel et de fonctionnement.

Art. 3. Les subsides sont versés par tranche bimestrielle. Une première tranche (2/12) est versée après réception de la déclaration visée à l’article 9 de l’arrêté royal du 17 décembre 2003 relatif à la subvention d’organismes offrant un encadrement spécialisé aux citoyens impliqués dans une procédure judiciaire.

Art. 4. La fixation définitive des subsides sera faite après présentation des pièces justificatives concernant la période pour laquelle les subsides ont été octroyés, et après que l’organisme ait transmis un rapport financier au ministre, comme prévu à l’article 11 de l’arrêté royal précité.

Le rapport et les pièces justificatives sont présentés au plus tard trois mois après la fin de l’année d’activité.

Art. 5. Les subsides éventuellement octroyés en trop doivent être remboursés conformément à l’article 12 de l’arrêté royal visé à l’article 3.

Bruxelles, le 20 décembre 2019.

K. GEENS

SERVICE PUBLIC FEDERAL
DE PROGRAMMATION INTEGRATION SOCIALE, LUTTE CONTRE LA PAUVRETE ET ECONOMIE SOCIALE

[15/2020/50661]


PHILIPPE, Roi des Belges,
A tous, présents et à venir, Salut.

Vu la loi du 27 mars 2020 habilitant le Roi à prendre des mesures de lutte contre la propagation du coronavirus COVID-19 (II) et notamment des articles 2 et 3, § 1er, 3; 
Vu la loi organique du 8 juillet 1976 des centres publics d’action sociale, les articles 1er et 57, § 1er; 
Vu la loi de finances du 20 décembre 2019 pour l’année budgétaire 2020, l’article 17; 
Vu la loi du 22 mai 2003 portant organisation du budget et de la comptabilité de l’Etat, les articles 121 à 124; 
Vu l’arrêté royal du 16 novembre 1994 relatif au contrôle administratif et budgétaire; 
Vu l’arrêté royal du 13 mai 2020 portant création d’un subsidie « COVID-19 » à destination des publics cibles des centres publics d’action sociale; 
Vu l’avis de l’inspecteur des finances, donné le 18 juin 2020;
Gelet op de akkoordbevinding van de Minister van Begroting, gegeven op 26 juni 2020;

Overwegende dat het land zich in een crisistoomstand bevindt als gevolg van de verspreiding van het coronavirus COVID-19;

Overwegende dat deze crisis belangrijke economische en sociale repercussies heeft;

Overwegende dat veel mensen rechtstreeks zullen worden getroffen door deze economische repercussies, die hen in een armoedeperspectief zal laten belanden;

Overwegende dat deze mensen geen andere keuze zullen hebben dan zich tot de OCMW's te wenden voor hulp;

Overwegende dat de OCMW's zullen worden geconfronteerd met een toevlucht van aanvragen;

Overwegende dat deze aanvragen betrekking zullen hebben op verschillende soorten maatschappelijke dienstverlening;

Overwegende dat er maatregelen moeten worden genomen om te voorkomen dat deze mensen nog meer in armoede vervallen, wat op de lange termijn hogere financiële kosten voor de Staat met zich mee zou brengen;

Het is dus essentieel om de OCMW's financieel te ondersteunen bij het verlenen van de nodige maatschappelijke dienstverlening aan de bevolking.

Op de voordracht van Onze Minister van Maatschappelijke Integratie en op advies van de in Raad vergaderde Ministers,

Hebben Wij besloten en besluiten Wij:

Artikel 1. In artikel 1 van het koninklijk besluit van 13 mei 2020 houdende het invoeren van een subsidie “COVID-19” voor de doelgroep van de openbare centra voor maatschappelijk welzijn worden de bepalingen onder het laatste streepje vervangen als volgt:

“— de gebruiker: de persoon die zich in een moeilijke sociale situatie bevindt en een deel van zijn inkomsten en/of van zijn koopkracht heeft verloren als gevolg van COVID-19 en die gebruik maakt van of in aanmerking zou kunnen komen om beroep te doen op de diensten die tot de taken van het centrum behoren, in welke vorm dan ook.”

Art. 2. Artikel 2, eerste lid van hetzelfde besluit wordt vervangen als volgt:

“Aan de centra wordt een toelage toegekend om hen toe te laten de in artikel 1 vermelde gebruikers te identificeren en, materiële, sociale, geneeskundige, sociale-geneeskundige of psychologische dienstverlening te bieden aan deze gebruikers.”

Art. 3. In artikel 2, tweede lid, 2° van hetzelfde besluit worden de woorden “energieverbruik” vervangen door de woorden “energieverbruik met inbegrip van de noodzakelijke begeleiding en sociale en budgettaire geleding.”

Art. 4. Artikel 2, tweede lid van hetzelfde besluit wordt aangevuld met de bepalingen onder 8°, luidende:

“8° het verlenen van steun in het kader van de strijd tegen kinderarmoede.”

Art. 5. Artikel 3 van hetzelfde besluit wordt vervangen als volgt:

“Art. 3. Uitgaven in verband met personeelskosten, werknemingskosten en investerings verbonden aan de verwezenlijking van de in artikel 2 genoemde doeleinden mogen slechts aangerekend worden op de bedragen vastgelegd in artikel 4, § 3 van het huidige besluit.

Uitgaven in verband met investeringen en duurzame aankopen kunnen ten laste worden genomen tot een maximumbedrag van 500 euro exclusief BTW.”

Art. 6. In artikel 4, § 1, eerste lid van hetzelfde besluit worden de woorden “15.000.000 (vijftien miljoen) euro” vervangen door de woorden “14.999.995 (vonderdeuzienen miljoen negenduizendnegentigduizend negenduizendvijfennegentig) euro”.

Art. 7. Artikel 4, § 1, tweede lid van hetzelfde besluit wordt opgeheven.

Art. 8. Artikel 4 van hetzelfde besluit wordt aangevuld met een § 3, luidende:

“3° Voor de uitgaven als bedoeld in artikel 3 wordt een subsidie van 10.000.003 (tien miljoen en drie) euro toegelaten aan de openbare centra voor maatschappelijk welzijn.

Zij wordt tussen de centra verdeeld volgens de in § 2 voorziene verdeelsleutel.

De bedragen worden afgerond op eenheden van één euro.

De verdeling per centrum wordt als bijlage bij dit besluit gevoegd.”

Vu l’accord du Ministre du Budget, donné le 26 juin 2020;

Considérant que le pays se trouve dans une situation de crise suite à la propagation du coronavirus COVID-19;

Considérant que les conséquences de cette crise ont des répercussions économiques et sociales importantes;

Considérant que de nombreuses personnes vont être touchées directement par ces répercussions économiques qui vont les entraîner dans la spirale de la pauvreté;

Considérant que ces personnes n’auront comme seul secours de se tourner vers les CPAS;

Considérant que les CPAS vont avoir un afflux de demandes;

Considérant que ces demandes vont porter sur différents types d’aides sociales;

Considérant qu’il faut prendre des mesures pour éviter que ces personnes ne tombent encore plus dans la pauvreté ce qui à long terme porterait un coût financier plus important à l’Etat;

Il est donc indispensable de soutenir financièrement les CPAS dans l’octroi des aides sociales indispensables à la population.

Sur la proposition de Notre Ministre de l’Intégration Sociale et de l’Avis des Ministres qui en ont délibéré en Conseil,

Nous avons arrêté et arrêtons :

Article 1°. Dans l’article 1° de l’arrêté royal du 13 mai 2020 portant création d’un subsidie « COVID-19 » à destination des publics cibles des centres publics d’action sociale le dernier tiret est remplacé par ce qui suit:

« — l’usager : la personne se trouvant dans une situation sociale difficile ayant perdu une partie de ses revenus et/ou de son pouvoir d’achat suite au COVID-19 et qui fait ou pourrait être éligible pour faire appel aux services relevant des missions du centre, sous quelle que forme que ce soit. »

Art. 2. L’article 2, alinéa 1, du même arrêté est remplacé par ce qui suit :

« Une subvention est allouée aux centres en vue de leur permettre d’identifier les usagers mentionné à l’article 1 et d’octroyer des aides matérielles, sociales, médicales, médico-sociales ou psychologiques à ces usagers. »

Art. 3. Dans l’article 2, alinéa 2, du même arrêté les mots « à la consommation d’énergie » sont remplacés par les mots « à la consommation d’énergie y compris des aides à l’accompagnement et la guidance sociale et budgétaire nécessaires ».

Art. 4. L’article 2, alinéa 2, du même arrêté est complété par le 8° rédigé comme suit :

« 8° octroyer des aides dans le cadre de la lutte contre la pauvreté enfantine. »

Art. 5. L’article 3 du même arrêté est remplacé par ce qui suit :

« Art. 3. Les dépenses relatives aux frais de personnel, aux frais de fonctionnement et investissements liés à la réalisation des fins visées à l’article 2 ne peuvent être imputées que sur les montants fixés à l’article 4, § 3, du présent arrêté.

Les dépenses relatives aux frais d’investissement et des achats durables peuvent être pris en charge à hauteur de 500 euros hors TVA maximum. »

Art. 6. Dans l’article 4, § 1, alinéa 1 du même arrêté les mots « 15.000.000 (quinze millions) euros » sont remplacés par les mots « 14.999.995 (cent quatorze millions neuf cent nonante-neuf mille neuf cent nonante-cinq) euros ». 

Art. 7. L’article 4, § 1, alinéa 2 du même arrêté est supprimé.

Art. 8. L’article 4, du même arrêté est complété par un § 3 rédigé comme suit :

§ 3. Pour les dépenses visés à l’article 3, une subvention de 10.000.003 (dix millions et trois) euros, est octroyée aux centres publics d’action sociale.

Elle est répartie parmi les centres conformément à la clé de répartition prévue au § 2.

Les montants sont arrondis à l’unité d’euro.

La répartition par centre est jointe en annexe au présent arrêté. »
Art. 9. In artikel 5, § 3 van hetzelfde besluit worden de woorden “uiterlijk op 1 november 2021 aan de Staat worden terugbetaald” vervangen door de woorden “door de Staat worden teruggevorderd volgens de regels bepaald door de Minister.”

Art. 10. In hetzelfde besluit wordt de bijlage vervangen door de bijlage gevoegd bij dit besluit.

Art. 11. Dit besluit heeft uitwerking met ingang van 1 april 2020.

Art. 12. De minister bevoegd voor Maatschappelijke Integratie is belast met de uitvoering van dit besluit.

Gegeven te Brussel, 3 juli 2020.

FILIP
Van Koningswege:
De Minister van Middenstand, Zelfstandigen, Kmo’s, Landbouw en Maatschappelijke Integratie,
D. DUCARME

Bijlage bij het Koninklijk besluit van 3 juli 2020 tot wijziging van het koninklijk besluit van 13 mei 2020 houdende het invoeren van een subsidie “COVID-19” voor de doelgroep van de openbare centra voor maatschappelijk welzijn.

<table>
<thead>
<tr>
<th>OCMW NIS — CPAS</th>
<th>NAAM OCMW — NOM CPAS</th>
<th>BEDRAG VAN DE SUBSIDIE — MONTANT DE LA SUBVENTION</th>
<th>BEDRAG PERSONEELSKOSTEN — MONTANT FRAIS DE PERSONNEL</th>
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Art. 9. Dans l’article 5, § 3 du même arrêté les mots «remboursés à l’État au plus tard le 1er novembre 2021» sont remplacés par les mots «récupérés par l’État, selon les modalités fixées par le Ministre».

Art. 10. Dans le même arrêté, l’annexe est remplacée par l’annexe jointe au présent arrêté.

Art. 11. Le présent arrêté produit ses effets le 1er avril 2020.


Donné à Bruxelles, le 3 juillet 2020.

PHILIPPE
Par le Roi:
Le Ministre des Classes moyennes, des Indépen-dants, des PME, de l’Agriculture et de l’Intégration sociale,
D. DUCARME

<table>
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Gezien om gevloegd te worden bij Ons besluit van 3 juli 2020.

FILIP
Van Koningswege:
De Minister van Middenstand, Zelfstandigen, KMO's, Landbouw en Maatschappelijke Integratie,
D. DUCARME

PHILIPPE
Par le Roi :
Le Ministre des Classes moyennes, des Indépendants, des PME, de l'Agriculture et de l'Intégration sociale,
D. DUCARME

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GEMEENSCHAPS- EN GEWESTREGERINGEN
GOUVERNEMENTS DE COMMUNAUTE ET DE REGION
GEMEINSCHAFTS- UND REGIONALREGIERUNGEN

VLAAMSE GEMEENSCHAP — COMMUNAUTE FLAMANDE
VLAAMSE OVERHEID

[C – 2020/41884]

19 JUNI 2020. — Decreet houdende instemming met het samenwerkingsakkoord van 28 december 2018 tussen de Federale Staat, de Vlaamse Gemeenschap, het Waalse Gewest, de Gemeenschappelijke Gemeenschapscommissie en de Duitstalige Gemeenschap betreffende de samenwerking tussen inspectiediensten in het kader van de bevoegdheden inzake gezinsbijslagen (1)

Het VLAAMS PARLEMENT heeft aangenomen en Wij, Regering, bekrachtigd hetgeen volgt: