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To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
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Subject:	Proposal for a COUNCIL IMPLEMENTING DECISION establishing the satisfactory fulfilment of the conditions for the partial payment of the fourth and sixth instalments under the Ukraine Plan of the Ukraine Facility

Delegations will find attached document COM(2025) 710 final.

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COUNCIL IMPLEMENTING DECISION

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COUNCIL IMPLEMENTING DECISION

establishing the satisfactory fulfilment of the conditions for the partial payment of the fourth and sixth instalments under the Ukraine Plan of the Ukraine Facility

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Regulation (EU) 2024/792 of the European Parliament and of the Council of 29 February 2024 establishing the Ukraine Facility[1], and in particular Article 26(4) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) Pillar I of the Ukraine Facility ('the Facility') makes financial support of up to EUR 38 337 000 000[2] available to Ukraine for the period 2024-2027 in the form of non-repayable support and a loan. Financing under Pillar I is mainly allocated on the basis of the Ukraine Plan of the Ukraine Facility ('the Plan'). The Plan sets out the Ukraine's reform and investment agenda, and the qualitative and quantitative steps that are linked to funding under Pillar I of the Facility.

(2) Pursuant to Article 19 of Regulation (EU) 2024/792, the Council adopted Implementing Decision (EU) 2024/1447[3] on the approval of the assessment of the Plan. This decision was amended by Decision (EU) 2025/2157[4]. The timetable for monitoring and implementing the Plan, including the qualitative and quantitative steps that are linked to funding under Pillar I of the Facility, is set out in the Annex to that Decision, as amended by Decision (EU) 2025/2157.

(3) The total sum of financial resources made available for the Plan under Implementing Decision (EU) 2024/1447, as amended by Decision (EU) 2025/2157, amounts to EUR 32 337 000 000, of which EUR 5 337 000 000 is in the form of non-repayable financial support and up to EUR 27 000 000 000 is in the form of a loan.

(4) In accordance with Articles 24 and 25 of Regulation (EU) 2024/792, EUR 6 000 000 000 has been disbursed to Ukraine as exceptional bridge financing and

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1 OJ L, 2024/792, 29.2.2024, ELI: http://data.europa.eu/eli/reg/2024/792/oj.

2 In accordance with Council Implementing Decision (EU) 2025/2157 amending Implementing Decision (EU) 2024/1447, Sweden will provide SEK 750 000 000, that is the equivalent of approximatively EUR 67 000 000, as additional financial contribution to Pillar I of the Ukraine Facility in the form of non-repayable financial support, following the entry into force of a transfer agreement between Sweden and the Commission and the transfer of the related financial contribution.

3 Council Implementing Decision (EU) 2024/1447 of 14 May 2024 on the approval of the assessment of the Ukraine Plan (OJ L, 2024/1447, 24.5.2024, ELI: http://data.europa.eu/eli/dec_impl/2024/1447/oj).

4 Council Implementing Decision (EU) 2025/2157 of 17 October 2025 amending Implementing Decision (EU) 2024/1447 on the approval of the assessment of the Ukraine Plan (OJ L, 2025/2157, 27.10.2025, ELI: http://data.europa.eu/eli/dec_impl/2025/2157/oj).

EUR 1 890 000 000 in the form of pre-financing, representing an advance payment of 7% of the loan support that Ukraine is eligible to receive under the Plan.

(5) In accordance with Article 26(4) of Regulation (EU) 2024/792, EUR 16 576 146 834 has been disbursed to Ukraine in the first five instalments under the Plan, of which EUR 3 400 000 000 has been disbursed in the form of non-repayable financial support and EUR 13 176 146 834 in the form of a loan. In accordance with the Loan Agreement concluded between the Union and Ukraine pursuant to Article 22 of Regulation (EU) 2024/792, an amount of EUR 991 752 987 from the first five instalments was used to clear the pre-financing of the loan.

(6) In accordance with Article 26(2) of Regulation (EU) 2024/792, on 31 October 2025, Ukraine submitted a duly justified request for the payment of part of the sixth instalment of the loan support, amounting to EUR 2 124 423 964. On 11 November 2025, Ukraine submitted the updated request for the payment declaring the satisfactory fulfilment of one step outstanding from the fourth instalment. The request was accompanied by a series of documents evidencing the satisfactory fulfilment of one step in the fourth instalment and eight steps in the sixth instalment as well as all other documents required under Article 12 of the Framework Agreement, Article 5 of the Financing Agreement and Article 6 of the Loan Agreement concluded between the Union and Ukraine pursuant to Articles 9, 10 and 22, respectively, of Regulation (EU) 2024/792. As set out in Implementing Decision (EU) 2025/1799[5], the Commission made a positive assessment of the satisfactory fulfilment of 13 of the 16 steps required for the fourth instalment. Pursuant to Article 26(5) of Regulation (EU) 2024/792, the payment corresponding to the three steps that had been negatively assessed was withheld. One of these steps has since been fulfilled, as confirmed in the Council Implementing Decision of 4 November 2025[6]. A withheld payment can be disbursed only when Ukraine duly justifies, as part of a subsequent payment request, that it has taken the necessary measures to ensure satisfactory fulfilment of the qualitative and quantitative steps.

(7) The steps underpinning Ukraine's latest request relate to various reforms set out in the Plan under the chapters on public finance management, judicial system, financial markets, human capital, business environment, decentralisation and regional policy, management of critical raw materials, and green transition and environmental protection. The digital management tool for the reconstruction of Ukraine has been developed and implemented. The law establishing a new court to hear administrative cases, the legislation on the principles for the sale of state-owned banks, the law on reforming of territorial organisation of the executive authorities in Ukraine and the legislation on the public support of agriculture of Ukraine have entered into force. Harmonised standards for three groups of industrial products, the second Nationally Determined Contribution of Ukraine to the Paris Agreement and the National Waste

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[5] Council Implementing Decision (EU) 2025/1799 of 8 August 2025 establishing the satisfactory fulfilment of the conditions for the payment of the fourth instalment of the loan support under the Ukraine Plan of the Ukraine Facility (OJ L, 2025/1799, 9.9.2025, ELI: http://data.europa.eu/eli/dec_impl/2025/1799/oj).

[6] Council Implementing Decision of 4 November 2025 establishing the satisfactory fulfilment of the conditions for the payment of the fifth instalment of the loan support under the Ukraine Plan of the Ukraine Facility.

Management Plan until 2033 have been adopted. A report on the verification of Critical Raw Materials' reserves of Ukraine has been published.

(8) In accordance with Article 26(4) of Regulation (EU) 2024/792, the Commission has assessed Ukraine's request in detail and made a positive assessment of the satisfactory fulfilment of one of the two outstanding steps required for the fourth instalment and eight of the ten steps required for the sixth instalment, as specified in the Annex to this Decision. The positive assessment has been made in the context of the implementation of the Plan. Further alignment with the Union *acquis* will be facilitated through the EU accession process.

(9) Ukraine has not reversed any measure related to the steps which Ukraine had previously satisfactorily fulfilled.

(10) The Commission has further assessed that Ukraine continues to fulfil the pre-condition for Union support as set out in Article 5 of Regulation (EU) 2024/792. In particular, Ukraine continues to uphold and respect effective democratic mechanisms, including a multi-party parliamentary system and the rule of law, and to guarantee respect for human rights, including the rights of persons belonging to minorities.

(11) This Decision should therefore establish that the relevant conditions for the payment of the fourth instalment in respect of one of the two outstanding steps and of the sixth instalment in respect of eight of the ten steps under the Plan have been satisfactorily fulfilled.

(12) Considering the difficult financial situation Ukraine is facing, it is of the utmost importance to disburse the funds as soon as possible. Given the urgency of the situation and with a view to expediting the process, this Decision should enter into force on the day of its publication in the *Official Journal of the European Union* and should apply from the date of its adoption,

HAS ADOPTED THIS DECISION:

Article 1

The satisfactory fulfilment of the relevant conditions for the partial payment of the fourth and sixth instalments of the non-repayable financial support and of the loan support amounting to EUR 2 456 365 209, before clearing the pre-financing, out of which EUR 597 494 240 corresponds to the fourth instalment and EUR 1 858 870 969 corresponds to the sixth instalment, is hereby established in line with the assessment provided by the Commission in accordance with Article 26 of Regulation (EU) 2024/792 and annexed to this Decision.

Article 2

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from the date of its adoption.

Done at Brussels,

For the Council
The President