



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 14.06.2005
COM(2005)251 final

Proposal for a

COUNCIL DECISION

**fixing the financial contributions to be paid by the Member States contributing to the
European Development Fund (second instalment for 2005)**

(presented by the Commission)

EXPLANATORY MEMORANDUM

Since the entry into force of the Financial Regulation for the 9th European Development Fund (EDF) the Council decides, on a proposal from the Commission, on each of the three instalments to be paid by the Member States. In the case of the 9th EDF instruments managed by the European Investment Bank (EIB), the Member States pay their contributions directly to the EIB. The contributions for other instruments are paid to the Commission.

In accordance with Article 121 of the 9th EDF Financial Regulation, the EIB has sent the Commission its updated estimates of commitments and payments under the instruments it manages.

This proposal concerns the second instalment of contributions for 2005. Under Article 38(2) of the 9th EDF Financial Regulation, the schedule decided for this instalment is as follows: (1) the Commission submits the proposal to the Council by 15 June 2005; (2) the Council decides on this instalment within 21 calendar days following the Commission's presentation of its proposal; (3) the Member States pay the contributions due under this instalment within 21 calendar days of the date on which the Council's decision is notified to them.

Note that Article 40(4) of the 9th EDF Financial Regulation stipulates that a Member State which fails to pay the instalment of contributions due by the deadline will be required to pay interest on the amount unpaid; the arrangements for the payment of interest are specified in the same Article.

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fixing the financial contributions to be paid by the Member States contributing to the European Development Fund (second instalment for 2005)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000,¹

Having regard to the Internal Agreement between Representatives of the Member States, meeting within the Council, on the financing and administration of Community aid under the Financial Protocol to the Partnership Agreement between the African, Caribbean and Pacific States and the European Community and its Member States, signed in Brussels on 18 September 2000,² and in particular Article 10 thereof,

Having regard to Council Decision 2001/822/EC of 27 November 2001 on the association of the overseas countries and territories with the European Community,³

Having regard to the Financial Regulation of 27 March 2003 applicable to the 9th European Development Fund,⁴ and in particular the second subparagraph of Article 38(2) thereof,

Having regard to the proposal from the Commission,⁵

Whereas:

- (1) On 19 November 2004 the Commission sent the Council a statement of the payments to be made in 2005 and the schedule of calls for contributions. On 20 December the Council adopted the decision laying down the 2005 schedule of calls for contributions from the Member States to the EDF.
- (2) On 20 December 2004 the Council adopted the decision on the contributions to be paid by the Member States to the Commission and the European Investment Bank as the first instalment for 2005.

¹ OJ L 317, 15.12.2000, p. 3.

² OJ L 317, 15.12.2000, p. 355.

³ OJ L 314, 30.11.2001, p. 1.

⁴ OJ L 83, 01.04.2003, p. 1.

⁵ OJ C ..., ..., p. .

- (3) The second subparagraph of Article 38(2) of the 9th EDF Financial Regulation stipulates that the Commission is to present the proposal for the second instalment for the current year by 15 June.
- (4) The second subparagraph of Article 38(2) of the 9th EDF Financial Regulation stipulates that the Council is to decide on this instalment at the latest by 21 calendar days following the presentation by the Commission of its proposal, and that the Member States are to pay the contributions due under this instalment at the latest by 21 calendar days following the date on which the Council's decision is notified to them.
- (5) In accordance with the second paragraph of Article 121 of the 9th EDF Financial Regulation, the European Investment Bank has sent the Commission the updated estimates of commitments and payments.
- (6) Paragraphs (2), (3) and (4) of Article 133 of the 9th EDF Financial Regulation stipulate that the procedure for calling for contributions under the 9th EDF also applies to the execution of decisions under previous Funds,

HAS ADOPTED THIS DECISION:

Sole Article

The contributions to be paid by the Member States to the Commission and the European Investment Bank as the second instalment for 2005 are set out in the table in the Annex.

This Decision is addressed to the Member States contributing to the 9th EDF.

Done at Brussels,

*For the Council
The President*

ANNEX

Second instalment of contributions for 2005 (in euro)

COUNTRY	to the European Investment Bank	to the Commission
GERMANY	70.080.000	175.200.000
BELGIUM	11.760.000	29.400.000
DENMARK	6.420.000	16.050.000
SPAIN	17.520.000	43.800.000
FRANCE	72.900.000	182.250.000
GREECE	3.750.000	9.375.000
IRELAND	1.860.000	4.650.000
ITALY	37.620.000	94.050.000
LUXEMBOURG	870.000	2.175.000
NETHERLANDS	15.660.000	39.150.000
PORTUGAL	2.910.000	7.275.000
UNITED KINGDOM	38.070.000	95.175.000
AUSTRIA	7.950.000	19.875.000
FINLAND	4.440.000	11.100.000
SWEDEN	8.190.000	20.475.000
TOTAL	300.000.000	750.000.000

FINANCIAL STATEMENT				
				DATE: 16/05/2005
1. BUDGET HEADING: not applicable: concerns the EDF		APPROPRIATIONS: Not applicable		
2. TITLE: Council Decision fixing the financial contributions to be paid by the Member States to the European Development Fund (second instalment for 2005)				
3. LEGAL BASIS: Financial Regulation of 27 March 2003 applicable to the 9th European Development Fund				
4. AIMS OF MEASURE: Call for the second instalment of the Member States' contributions for 2005				
5. FINANCIAL IMPLICATIONS	PERIOD OF 12 MONTHS (EUR million)	CURRENT FINANCIAL YEAR [n] (EUR million)	FOLLOWING YEAR [n+1] (EUR million)	
5.0 EXPENDITURE CHARGED TO: - THE EC BUDGET(REFUNDS/INTERVENTION) - NATIONAL BUDGETS - OTHER	not applicable			
5.1 REVENUE - OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) - NATIONAL	not applicable			
	[n+2]	[n+3]	[n+4]	[n+5]
5.0.1 ESTIMATED EXPENDITURE				
5.1.1 ESTIMATED REVENUE				
5.2 METHOD OF CALCULATION:				
6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?				YES/NO
6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?				YES/NO
6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?				YES/NO
6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?				YES/NO
OBSERVATIONS:				