



EUROPEAN COMMISSION

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2011/0145 (NLE)

Proposal for a

COUNCIL DECISION

**on the financial contributions to be paid by the Member States to finance the European
Development Fund in 2011, including the 2nd instalment 2011**

EXPLANATORY MEMORANDUM

In accordance with Article 57(3) of the EDF Financial Regulation, this proposal covers:

the amount of the second instalment of the contribution for 2011 ("n+1" in the sense of the permanent procedures laid down in that Article);

In accordance with Article 57(7) of the EDF Financial Regulation, the amount managed by the Commission and the amount managed by the EIB are specified for each.

In accordance with Article 145 of the EDF Financial Regulation, the EIB has sent the Commission its updated estimates of commitments and payments under the instruments it manages.

In accordance with Article 57(3) of the EDF Financial Regulation, the Council must decide on this proposal at the latest 21 calendar days following the presentation by the Commission of its proposal and Member States must pay the second instalment of the contribution at the latest 21 calendar days following the date on which the Council decision is notified to them.

Article 58(2) of the EDF Financial Regulation provides that calls for contributions first use up the amounts laid down for previous EDFs, one after the other. The calls for contributions in this proposal therefore concern amounts under the 10th EDF for the Commission and under the 9th EDF for the EIB.

Note that Article 60(1) of the EDF Financial Regulation provides that a Member State which fails to pay the instalment of the contribution 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.

Proposal for a

COUNCIL DECISION

on the financial contributions to be paid by the Member States to finance the European Development Fund in 2011, including the 2nd instalment 2011

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union (TFEU),

Having regard to the Internal Agreement between Representatives of the Governments 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 Cotonou (Benin) on 23 June 2000 and the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the EC Treaty applies¹, and in particular Article 10(1) thereof,

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States, meeting within the Council, on the financing of Community aid under the multiannual financial framework for the period 2008 to 2013 in accordance with the ACP-EC Partnership Agreement and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the EC Treaty applies², and in particular Article 7 thereof,

Having regard to the Council Regulation (EC) No 215/2008 of 18 February 2008 on the Financial Regulation applicable to the 10th European Development Fund (hereinafter referred to as "the 10th EDF Financial Regulation")³, and in particular Article 57 (3) thereof,

Having regard to the proposal from the Commission⁴,

Whereas:

- (1) In accordance with the procedure laid down in Articles 57 to 61 of the 10th EDF Financial Regulation, the Commission is presenting a proposal by 15 June specifying (a) the amount of the second instalment of the contribution for 2011, and (b) a revised annual amount of the contribution for the year $n + 1$ in line with actual needs, in case where, in accordance with Article 7(3) of the Internal Agreement, the annual amount deviate from actual needs..

¹ OJ L 317, 15.12.2000, p. 355.

² OJ L 247, 9.9.2006, p. 32.

³ OJ L 78, 19.3.2008, p. 1.

⁴ OJ C ..., ..., p. .

- (2) The Council has adopted on the 17th of November 2010, on a proposal made by the Commission, the decision to fix at EUR 3.690.000.000 the Commission's share and at 210.000.000 the EIB's share of the annual amount of the Member States contributions to the EDF for 2011.
- (3) In accordance with Article 7(3) of the 10th EDF Internal Agreement, if the contributions decided deviate from EDF's actual needs, the Commission should submit a proposal to the Council to amend the contribution amounts within the ceiling already decided. Therefore, the annual amount of the Member States contributions to the EDF for 2011 allocated to the Commission should be set at 3.100.000.000 EUR.
- (4) In accordance with the first paragraph of Article 145 of the 10th EDF Financial Regulation, the European Investment Bank has sent the Commission its updated estimates of commitments and payments under the instruments it manages.
- (5) Article 58(2) of the 10th European Development Fund (hereafter "the EDF") Financial Regulation provides that calls for contributions first use up the amounts provided for previous EDFs. Therefore a call for funds under the 9th EDF should be made also on the basis of Article 58 (2) of the 10th EDF Financial Regulation for the EIB.

HAS ADOPTED THIS DECISION:

Article 1

The annual amount of the Member States contributions to the EDF for 2011 is hereby set at 3.100.000.000 EUR for the Commission.

Article 2

The individual EDF contributions to be paid by the Member States to the Commission and the European Investment Bank as the second instalment for 2011 are set out in the table in the Annex.

Article 3

This decision shall apply from the date of its adoption.

Article 4

This decision is addressed to the Member States.

Done at Brussels,

*For the Council
The President*

ANNEX

Second instalment of EDF Contributions for 2011 (EUR)

| MEMBER STATES | Key 9th EDF | Key 10th EDF | 2nd instalment | | Total 2nd instalment |
|-------------------------|---------------|---------------|--------------------|----------------------|----------------------|
| | % | % | paid to | paid to | |
| | | | EIB | Commission | |
| | | | 9th EDF | 10th EDF | |
| BELGIUM | 3.92 | 3.53 | 3 920 000 | 35 300 000 | 39 220 000 |
| DENMARK | 2.14 | 2.00 | 2 140 000 | 20 000 000 | 22 140 000 |
| GERMANY | 23.36 | 20.50 | 23 360 000 | 205 000 000 | 228 360 000 |
| GREECE | 1.25 | 1.47 | 1 250 000 | 14 700 000 | 15 950 000 |
| SPAIN | 5.84 | 7.85 | 5 840 000 | 78 500 000 | 84 340 000 |
| FRANCE | 24.30 | 19.55 | 24 300 000 | 195 500 000 | 219 800 000 |
| IRELAND | 0.62 | 0.91 | 620 000 | 9 100 000 | 9 720 000 |
| ITALY | 12.54 | 12.86 | 12 540 000 | 128 600 000 | 141 140 000 |
| LUXEMBOURG | 0.29 | 0.27 | 290 000 | 2 700 000 | 2 990 000 |
| NETHERLANDS | 5.22 | 4.85 | 5 220 000 | 48 500 000 | 53 720 000 |
| AUSTRIA | 2.65 | 2.41 | 2 650 000 | 24 100 000 | 26 750 000 |
| PORTUGAL | 0.97 | 1.15 | 970 000 | 11 500 000 | 12 470 000 |
| FINLAND | 1.48 | 1.47 | 1 480 000 | 14 700 000 | 16 180 000 |
| SWEDEN | 2.73 | 2.74 | 2 730 000 | 27 400 000 | 30 130 000 |
| UNITED KINGDOM | 12.69 | 14.82 | 12 690 000 | 148 200 000 | 160 890 000 |
| Sub-total EUR-15 | 100.00 | 96.38 | 100 000 000 | 963 800 000 | 1 063 800 000 |
| BULGARIA | | 0.14 | | 1 400 000 | 1 400 000 |
| CZECH REPUBLIC | | 0.51 | | 5 100 000 | 5 100 000 |
| ESTONIA | | 0.05 | | 500 000 | 500 000 |
| CYPRUS | | 0.09 | | 900 000 | 900 000 |
| LATVIA | | 0.07 | | 700 000 | 700 000 |
| LITHUANIA | | 0.12 | | 1 200 000 | 1 200 000 |
| HUNGARY | | 0.55 | | 5 500 000 | 5 500 000 |
| MALTA | | 0.03 | | 300 000 | 300 000 |
| POLAND | | 1.30 | | 13 000 000 | 13 000 000 |
| ROMANIA | | 0.37 | | 3 700 000 | 3 700 000 |
| SLOVENIA | | 0.18 | | 1 800 000 | 1 800 000 |
| SLOVAKIA | | 0.21 | | 2 100 000 | 2 100 000 |
| Sub-total EUR-12 | | 3.62 | | 36 200 000 | 36 200 000 |
| TOTAL EUR-27 | 100.00 | 100.00 | 100 000 000 | 1 000 000 000 | 1 100 000 000 |