



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 13.6.2007
COM(2007) 321 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 2007)**

(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 2007. 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; (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 2007)

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 (Benin) on 23 June 2000¹ and revised in Luxembourg (Grand Duchy of Luxembourg) on 25 June 2005²,

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 Cotonou on 23 June 2000,³ 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,⁴

Having regard to the Financial Regulation of 27 March 2003 applicable to the 9th European Development Fund,⁵ and in particular Article 38(1) thereof,

Having regard to the proposal from the Commission,⁶

Whereas:

- (1) On 18 October 2006 the Commission sent the Council a statement of the payments to be made in 2007 and the schedule of calls for contributions. On 18 December the Council adopted the decision laying down the 2007 schedule of calls for contributions from the Member States to the EDF.

¹ OJ L 317, 15.12.2000, p. 3.

² OJ L 287, 28.10.2005, p. 4.

³ OJ L 317, 15.12.2000, p. 355.

⁴ OJ L 314, 30.11.2001, p. 1.

⁵ OJ L 83, 01.04.2003, p. 1.

⁶ OJ C ..., ..., p. .

- (2) On 18 December 2006 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 2006. On 7 May 2007, the Commission proposed that a supplementary contribution be paid to the European Investment Bank. The Council rejected this proposal.
- (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:

Article 1

The contributions to be paid by the Member States to the Commission and the European Investment Bank as the second instalment for 2007 are set out in the table in the Annex.

Article 2

This Decision shall apply from the date of its adoption.

Article 3

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 2007 (in euro)

COUNTRY	to the European Investment Bank	to The Commission
GERMANY	44.384.000	245.280.000
BELGIUM	7.448.000	41.160.000
DENMARK	4.066.000	22.470.000
SPAIN	11.096.000	61.320.000
FRANCE	46.170.000	255.150.000
GREECE	2.375.000	13.125.000
IRELAND	1.178.000	6.510.000
ITALY	23.826.000	131.670.000
LUXEMBOURG	551.000	3.045.000
NETHERLANDS	9.918.000	54.810.000
PORTUGAL	1.843.000	10.185.000
UNITED KINGDOM	24.111.000	133.245.000
AUSTRIA	5.035.000	27.825.000
FINLAND	2.812.000	15.540.000
SWEDEN	5.187.000	28.665.000
TOTAL	190.000.000	1.050.000.000