

**Draft amending budget No 5 of the European Union for the financial year 2010 — Council position**

(2010/C 250/07)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 314 thereof, in conjunction with the Treaty establishing the European Atomic and Energy Community, and in particular Article 106a thereof,

Having regard to Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities <sup>(1)</sup>, as last amended by Council Regulation (EC, Euratom) No 1525/2007 of 17 December 2007 <sup>(2)</sup>, and in particular Article 37 thereof,

Whereas:

— the European Union's general budget for the financial year 2010 was definitively adopted on 17 December 2009 <sup>(3)</sup>,

— on 16 June 2010, the Commission submitted a proposal containing draft amending budget No 5 to the general budget for the financial year 2010,

HAS DECIDED AS FOLLOWS:

*Sole Article*

The Council's position on draft amending budget No 5 of the European Union for the financial year 2010 was adopted on 13 September 2010.

The full text can be accessed for consultation or downloading on the Council's website: <http://www.consilium.europa.eu/>

Done at Brussels, on 13 September 2010.

*For the Council**The President*

S. VANACKERE

<sup>(1)</sup> OJ L 248, 16.9.2002, p. 1, with corrigenda in OJ L 25, 30.1.2003, p. 43 and in OJ L 99, 14.4.2007, p. 18.

<sup>(2)</sup> OJ L 343, 27.12.2007, p. 9.

<sup>(3)</sup> OJ L 64, 12.3.2010.