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3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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**P7_TC1-COD(2010)0273**

**Position of the European Parliament adopted at first reading on 4 July 2013 with a view to the adoption of Directive 2013/…/EU of the European Parliament and of the Council on attacks against information systems and replacing Council Framework Decision 2005/222/JHA**

*(As an agreement was reached between Parliament and Council, Parliament's position corresponds to the final legislative act, Directive 2013/40/EU.)*

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P7_TA(2013)0330

## Draft amending budget No 1/2013 — Expenditure related to the accession of Croatia to the EU

**European Parliament resolution of 4 July 2013 on the Council position on Draft amending budget No 1/2013 of the European Union for the financial year 2013, Section III — Commission (11607/2013 — C7-0199/2013 — 2013/2054(BUD))**

(2016/C 075/49)

*The European Parliament,*

— having regard to Article 314 of the Treaty on the Functioning of the European Union and Article 106a of the Euratom Treaty,

— having regard to Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 ([1]),

— having regard to the general budget of the European Union for the financial year 2013, as definitively adopted on 12 December 2012 ([2]),

— having regard to the Interinstitutional Agreement of 17 May 2006 between the European Parliament, the Council and the Commission on budgetary discipline and sound financial management ([3]) (hereinafter referred to as 'IIA of 17 May 2006'), and in particular to point 29 thereof,

— having regard to the proposal for a Decision of the European Parliament and of the Council amending the Interinstitutional Agreement of 17 May 2006 on budgetary discipline and sound financial management as regards the multiannual financial framework, to take account of the expenditure requirements resulting from the accession of Croatia to the European Union (COM(2013)0157),

— having regard to Draft amending budget No 1/2013 of the European Union for the financial year 2013, which the Commission adopted on 18 March 2013 (COM(2013)0156),

— having regard to the position adopted by the Council on 26 June 2013 on Draft amending budget No 1/2013 (11607/2013 — C7-0199/2013),

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([1]) OJ L 298, 26.10.2012, p. 1.
([2]) OJ L 66, 8.3.2013.
([3]) OJ C 139, 14.6.2006, p. 1.

— having regard to Rules 75b and 75e of its Rules of Procedure,

— having regard to the report of the Committee on Budgets (A7-0246/2013),

A. whereas Draft amending budget No 1/2013 aims to incorporate into the 2013 budget the commitment and payment appropriations needed to cover expenditure related to the accession of Croatia to the Union as from 1 July 2013;

B. whereas in parallel, the Commission, pursuant to point 29 of the IIA of 17 May 2006, submitted a proposal for the adjustment of the multiannual financial framework to accommodate these changes;

C. whereas the proposed increase of EUR 655,1 million in commitments and EUR 374 million in payments reflects the financial package agreed at the Accession Conference of 30 June 2011, excluding heading 5 since the administrative expenditure linked to the accession of Croatia is already included in the 2013 budget;

1. Takes note of Draft amending budget No 1/2013, as submitted by the Commission, and of the Council's position thereon;

2. Emphasises the purely technical nature of this Amending budget which is simply the consequence of the unanimous agreement on the Treaty concerning the accession of the Republic of Croatia to the European Union as the 28th Member State of the Union; stresses that for that reason this Amending budget has been kept separate from the ongoing political interinstitutional debate on how to settle the issue of outstanding payments from 2012 and from the negotiations on Draft amending budget No 2/2013;

3. Recalls that, according to point 29 of the IIA of 17 May 2006, the resources to finance this Amending budget are to be covered through an adjustment of the financial framework, namely a revision of the ceilings for 2013 in commitments and payments;

4. Reiterates its position that the eight-week period provided for by the Treaty on the Functioning of the European Union to inform the national parliaments of any draft legislative act does not apply to budgetary issues; regrets therefore that despite the very tight timeframe for the entry into force of this Amending budget, the Council has nevertheless let this period elapse before adopting its position, thus squeezing the time for adoption by Parliament as provided for by the Treaty;

5. Regrets furthermore the difficulty with which, even after the eight-week deadline had elapsed, the Council reached an agreement on this revision, which has led to a delay in the availability of the funding for Croatia due as from 1 July 2013; warns that this must not become a precedent for further enlargements;

6. Welcomes the fact that the Council was eventually able to agree on a revision without any offsetting of the 2013 ceilings for payments by the required EUR 374 million; considers that, given the limited amount concerned and the current shortage of payment appropriations in the 2013 budget, this is the proper way to fulfil the obligation that the Member States took out when signing the Accession Treaty and to respect the provisions of point 29 of the IIA of 17 May 2006;

7. Deplores the fact, however, that as regards the revision in commitments the Council decided to neglect the political importance of adopting the Commission's proposal as such, opting instead to offset the appropriations required; considers that that position contradicts the spirit of the unanimous decision taken when signing the Treaty of Accession as well as of the IIA of 17 May 2006; highlights that that decision sends a wrong political signal not only to Croatia but to the other candidate countries as well; stresses that that decision is accepted only because it concerns the last 6 months of the current MFF (2007-2013); points out that this should not constitute a precedent for future enlargements that might occur under the next MFF (2014-2020);

8. Regrets that heading 5 has been identified as the main source for the offsetting in commitments, since this could lead to the lack of the necessary resources to cover the challenged salary adjustments in the event that the ruling of the Court of Justice is still delivered in 2013;

9. Nevertheless, considering the political importance and the legal urgency of ensuring the necessary funding to Croatia, decides to approve, without amendment, Council's position on Draft amending budget No 1/2013;

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10. Instructs its President to declare that Amending budget No 1/2013 has been definitively adopted and arrange for its publication in the Official Journal of the European Union;

11. Instructs its President to forward this resolution to the Council, the Commission and the national parliaments.