EUROPEAN COMMISSION

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COM(2010) 551 final

2010/0283 (NLE)

Proposal for a

COUNCIL DECISION

on the financial contributions to be paid by the Member States to finance the European Development Fund (3rd instalment 2010)

EXPLANATORY MEMORANDUM

In accordance with Article 57(5) of the EDF Financial Regulation, this proposal covers:

the amount of the third instalment of the contribution for 2010 ("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(5) 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 third 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 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 9th EDF.

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.

2010/0283 (NLE)

Proposal for a

COUNCIL DECISION

on the financial contributions to be paid by the Member States to finance the European Development Fund (3rd instalment 2010)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

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 applies[1], and in particular Article 7 thereof,

Having regard to the Financial Regulation of 18 February 2008 applicable to the 10th European Development Fund (hereinafter referred to as "the 10th EDF Financial Regulation")[2], and in particular Article 57 (5) thereof,

Having regard to the proposal from the European Commission[3],

Whereas:

(1) 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.

(2) 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.

(3) The Council should decide at the latest 21 calendar days following the presentation by the Commission of its proposal and Member States should pay the third instalment of the contribution at the latest 21 calendar days following the date on which the Council decision is notified to them.

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1 OJ L 247, 9.9.2006, p. 32.
2 OJ L 78, 19.3.2008, p. 1.
3 OJ C …, …, p. .

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 third instalment for 2010 to finance the EDF are set out in the table in the Annex to this decision.

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

Third instalment of contributions for 2010 (in euro)

Member State	%	to the EIB	to the Commission	Total
Germany	23,36	4 672 000	116 800 000	121 472 000
Belgium	3,92	784 000	19 600 000	20 384 000
Denmark	2,14	428 000	10 700 000	11 128 000
Spain	5,84	1 168 000	29 200 000	30 368 000
France	24,30	4 860 000	121 500 000	126 360 000
Greece	1,25	250 000	6 250 000	6 500 000
Ireland	0,62	124 000	3 100 000	3 224 000
Italy	12,54	2 508 000	62 700 000	65 208 000
Luxembourg	0,29	58 000	1 450 000	1 508 000
Netherlands	5,22	1 044 000	26 100 000	27 144 000
Portugal	0,97	194 000	4 850 000	5 044 000
United Kingdom	12,69	2 538 000	63 450 000	65 988 000
Austria	2,65	530 000	13 250 000	13 780 000
Finland	1,48	296 000	7 400 000	7 696 000
Sweden	2,73	546 000	13 650 000	14 196 000
TOTAL	100,00	20 000 000	500 000 000	**520 000 000**