II

(Acts whose publication is not obligatory)

COUNCIL

FINANCIAL REGULATION

of 18 March 1975

supplementing the Financial Regulation of 25 April 1973 applicable to the general budget of the European Communities

(75/184/Euratom, ECSC, EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 78 (f) thereof ;

Having regard to the Treaty establishing the European Economic Community, and in particular Article 209 thereof ;

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 183 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament (1) ;

Having regard to the Opinion of the Economic and Social Committee (2) ;

Whereas the Council adopted on 18 March 1975 a Regulation (3) establishing a European Regional Development Fund ;

Whereas it is opportune to fix the particular procedure concerning appropriations and expenditure of the said Fund ;

Whereas the realization of the investments to be assisted by the Fund may extend over several years ;

Whereas the provisions of this Financial Regulation must be included in the Financial Regulation of 25 April 1973 (4) applicable to the general budget of the European Communities,

HAS ADOPTED THIS FINANCIAL REGULATION :

Article 1

The Financial Regulation of 25 April 1973 applicable to the general budget of the European Communities is hereby supplemented in accordance with the following Articles.

Article 2

Article 12 (3) is supplemented by a fifth indent worded as follows :

'— a table listing, for the European Regional Development Fund :

(a) a statement of commitments and payments as at 31 December of the preceding year and as at 1 July of the current year ;

(b) a schedule of due dates for estimated payments to the end of the current year ;

(c) estimated payments for subsequent financial years.'

(1) OJ No C 108, 10. 12. 1973, p. 51.
(2) OJ No C 8, 31. 1. 1974, p. 10.
(3) See page 1 of this Official Journal.
(4) OJ No L 116, 1. 5. 1973, p. 1.

Article 3

Title Xa as set out below shall be inserted after Article 115 :

'TITLE Xa

Special provisions applicable to the European Regional Development Fund

Article 115a

The provisions of Titles I to VI inclusive and XI of this Financial Regulation shall apply to the European Regional Development Fund save as otherwise provided by the special provisions of this Title.

Article 115b

1. The budget of the European Communities for a financial year shall show under the Title for the Fund for the financial year concerned :

(a) commitment appropriations ; and

(b) payment appropriations.

2. Commitment appropriations shall represent the upper limit of expenditure to which the Commission may commit itself for the implementation of the corresponding operations.

Commitment appropriations which are not used by the end of the financial year for which they are shown in the budget shall remain available during the following two financial years.

3. Commitment appropriations shall represent the upper limit of expenditure which may be authorized or paid during each financial year to cover commitments entered into during the same financial year or preceding years.

Article 115c

Decisions to grant assistance through the Fund taken by the Commission on requests by the Member States, shall be considered as commitments of expenditure for the Fund.'

Article 4

This Financial Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

This Financial Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 March 1975.

For the Council

The President

R. RYAN