



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 2 July 2013**

**11687/13**

**FIN 380  
PE-L 51**

**"I/A" ITEM NOTE**

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from: Budget Committee  
to: Permanent Representatives Committee/Council

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No. Cion prop. : 8486/13 FIN 194 – COM(2013) 224 final

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Subject : Draft amending budget No 3 to the general budget for 2013: General statement of revenue

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1. On 15 April 2013, the Commission submitted to the Council draft amending budget (DAB) No 3 to the general budget for 2013 concerning the budgeting of the surplus resulting from the implementation of the budget year 2012.

The implementation of the budget year 2012 shows a *surplus* of EUR 1 023 276 525.93 resulting from:

- a) an *over-registering in revenue* (+ EUR 719 million) divided by title as follows:
  - Title 1 (Own resources): + EUR 231 million
  - Title 5 (Revenue in connection with administrative operation of the Institutions): - EUR 2 million

- Title 6 (Contributions and refunds in connection with Union agreements and programmes: + EUR 360 million
- Title 7 (Interest on late payments and fines): + EUR 159 million
- Other titles: - EUR 30 million

b) an *under-spending of payment appropriations* (+ EUR 244 million), of which:

- appropriations authorised in the 2012 budget (Commission): + EUR 66 million
- appropriations carried over from 2011 (Commission): + EUR 76 million
- un-mobilised reserves in 2012: + EUR 12 million
- appropriations authorised in 2012 and carried over from 2011 (other Institutions): + EUR 90 million

c) a *positive balance of monetary exchange* (+ EUR 60 million).

The budgeting of this surplus will diminish accordingly the global contribution of Member States to the financing of the EU budget.

2. The Budget Committee examined DAB No 3/2013 at its meetings on 19 April and 23 May 2013 and was able to accept it without any changes.
3. At the close of its examination, the Budget Committee agreed to suggest that the Permanent Representatives Committee advise the Council to:
  - adopt the Council's position on DAB No 3/2013 as set out in point 2;
  - approve the draft decision of the European Parliament and of the Council establishing amending budget No 3/2013 as set out in Annex 1 and transmit it to the European Parliament;

- instruct the Presidency to prepare the budgetary documents to be sent to the European Parliament and to approve the draft letter in Annex 3 to that effect;
  - have the Council's position published in the *Official Journal of the European Union* as set out in Annex 2.
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DRAFT

**DECISION**  
**of the EUROPEAN PARLIAMENT and of the COUNCIL**  
**establishing amending budget No 3 of the European Union for the financial year 2013**

The EUROPEAN PARLIAMENT and the COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 314 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 106a thereof,

Having regard to Council Decision 2007/436/EC, Euratom of 7 June 2007 on the system of the European Communities' own resources<sup>1</sup>,

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<sup>2</sup>,

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<sup>1</sup> OJ L 163, 23.6.2007, p. 17.

<sup>2</sup> OJ L 298, 26.10.2012, p. 1.

Whereas:

- the European Union's general budget for the financial year 2013 was definitively adopted on 12 December 2012<sup>1</sup>,
- on 15 April 2013, the Commission submitted draft amending budget No 3 of the European Union for the financial year 2013, in accordance with Article 314 of the Treaty on the Functioning of the European Union,
- the Council adopted its position on this draft amending budget on 9 July 2013,
- the European Parliament approved the Council's position at its plenary sitting of [...] 2013,

HAVE ADOPTED THIS DECISION:

*Sole Article*

Amending budget No 3 of the European Union for the financial year 2013 is hereby established in accordance with the Annex to this Decision.

Done at [...], [...] 2013.

*For the European Parliament  
The President*

*For the Council of the EU  
The President*

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<sup>1</sup> OJ L 66, 8.3.2013, p. 1, with Corrigendum in OJ L 134, 18.5.2013, p. 21.

**COUNCIL DECISION**

**adopting the Council's position on draft amending budget No 3 of the European Union for the financial year 2013**

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 Energy Community, and in particular Article 106a thereof,

Having regard to Regulation (EC, 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<sup>1</sup> and in particular Article 41 thereof,

Whereas:

- the Union's budget for the financial year 2013 was definitively adopted on 12 December 2012<sup>2</sup>,
- on 15 April 2013, the Commission submitted a proposal containing draft amending budget No 3 to the general budget for the financial year 2013,

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<sup>1</sup> OJ L 298, 26.10.2012, p. 1.

<sup>2</sup> OJ L 66, 8.3.2013, p. 1, with Corrigendum in OJ L 134, 18.5.2013, p. 21.

HAS DECIDED AS FOLLOWS:

*Sole Article*

The Council's position on draft amending budget No 3 of the European Union for the financial year 2013 was adopted on 9 July 2013.

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

Done at Brussels, on 9 July 2013.

For the Council  
The President

DRAFT LETTER

from : President of the Council

to : President of the European Parliament

Sir,

I am forwarding under separate cover the Council's position on draft amending budget No 3 for the financial year 2013<sup>1</sup>, adopted by the Council on 9 July 2013.

(Complimentary close).

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<sup>1</sup> Doc. 11694/13 + ADD 1.