



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 5 July 2013

11825/13

FIN 393

COVER NOTE

from:	Mr Janusz LEWANDOWSKI, Member of the European Commission
date of receipt:	5 July 2013
to:	Mr Algimantas RIMKŪNAS, President of the Council of the European Union
Subject:	Transfer of appropriations No DEC 17/2013 within Section III - Commission - of the general budget for 2013

Delegations will find attached Commission document DEC 17/2013.

Encl.: DEC 17/2013



BRUSSELS, 01/07/2013

GENERAL BUDGET - 2013
SECTION III - COMMISSION TITLES 18, 40

TRANSFER OF APPROPRIATIONS N° DEC 17/2013

EUR

FROM

CHAPTER - 4002 Reserves for financial interventions
ARTICLE - 40 02 41 Differentiated appropriations

Commitments	- 97 800 000
Payments	- 58 221 400

TO

CHAPTER - 1802 Solidarity - External borders, return, visa policy and free movement of people
ARTICLE - 18 02 05 Visa Information System (VIS)

Commitments	1 750 000
Payments	5 471 400

ARTICLE - 18 02 06 External Borders Fund

Commitments	83 000 000
Payments	44 200 000

CHAPTER - 1805 Security and safeguarding liberties

ARTICLE - 18 05 08 Prevention, preparedness and consequence management of terrorism

Commitments	2 420 000
Payments	1 550 000

ARTICLE - 18 05 09 Prevention of and fight against crime

Commitments	10 630 000
Payments	7 000 000

Justification for lifting the reserves of four Schengen related budget lines

The European Parliament placed into the reserve part of the 2013 appropriations of the following lines:

- Visa Information System (18 02 05),
- External Borders Fund (18 02 06),
- Prevention, preparedness and consequence management of terrorism (18 05 08),
- Prevention of and fight against crime (18 05 09),

with the condition that these appropriations would be released *“when a satisfactory outcome is achieved between the European Parliament and the Council on Schengen governance”*.

On 29 May 2013, during the final Trilogue on the Schengen Governance Package, co-legislators found an agreement comprising the Schengen Evaluation Mechanism (SchEval) and the Schengen Borders Code (SBC). The agreed texts are largely based on the compromise endorsed by COREPER on 24 May 2013. The bridging clause in the Schengen Borders Code was introduced to guarantee the consultation of the European Parliament on any future amendments of the Schengen Evaluation Mechanism Regulation.

While recalling the difficult history of this file with important inter-institutional implications, the co-legislators and the Commission welcomed the agreement as a substantial enhancement of the governance structure in the Schengen area.

The European Parliament’s plenary adoption of the Weber report (Schengen Borders Code) and the Coelho report (Schengen Evaluation Mechanism) has been voted on 12 June 2013. The Schengen Governance Package is now expected to be formally adopted by the Council in the autumn.

In conclusion, the Commission considers that the condition for the release of the appropriations from the reserve has been fully met and therefore requests the transfer of EUR 97.8 million in commitments and of EUR 58.22 million in payments from budget line 40 02 41 to the following budget lines:

- 18 02 05 – Visa Information System (VIS): EUR 1.75 million in commitments and EUR 5.47 million in payments;
- 18 02 06 – External Borders Fund (EBF): EUR 83 million in commitments and EUR 44.2 million in payments;
- 18 05 08 – Prevention, preparedness and consequence management of terrorism (CIPS): EUR 2.42 million in commitments and EUR 1.55 million in payments;
- 18 05 09 – Prevention of and fight against crime (ISEC): EUR 10.63 million in commitments and EUR 7 million in payments.

I. INCREASE

I.A

a) Heading

18 02 05 - Visa Information System (VIS)

b) Figures at 15/06/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	7 000 000	21 568 782
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	0	0
<hr/>		
3. Final appropriation for the year (1A+1B+2)	7 000 000	21 568 782
4. Utilisation of final appropriation	0	13 195 487
<hr/>		
5. Amount not used/available (3-4)	7 000 000	8 373 295
6. Requirements up to year-end	8 750 000	13 844 695
7. Increase proposed	1 750 000	5 471 400
8. Increase as percentage of appropriation in budget (7/1A)	25.00%	25.37%
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

c) Receipts arising from recovery (carried over) (C5)

	Commitments	Payments
1. Appropriation available at start of year	2 587 171	3 081 278
2. Appropriation available on the 15/06/2013	2 564 386	0
3. Rate of utilisation [(1-2)/1]	0.88%	100.00%

d) Detailed grounds for the increase

See introduction

I.B

a) Heading

18 02 06 - External Borders Fund

b) Figures at 15/06/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	332 000 000	174 240 625
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	0	-20 000 000
	<hr/>	<hr/>
3. Final appropriation for the year (1A+1B+2)	332 000 000	154 240 625
4. Utilisation of final appropriation	10 662 687	34 946 952
	<hr/>	<hr/>
5. Amount not used/available (3-4)	321 337 313	119 293 673
6. Requirements up to year-end	404 337 313	163 493 673
	<hr/>	<hr/>
7. Increase proposed	83 000 000	44 200 000
8. Increase as percentage of appropriation in budget (7/1A)	25.00%	25.37%
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

c) Receipts arising from recovery (carried over) (C5)

	Commitments	Payments
1. Appropriation available at start of year	5 625 946	408 687
2. Appropriation available on the 15/06/2013	5 625 946	0
3. Rate of utilisation [(1-2)/1]	0.00%	100.00%

d) Detailed grounds for the increase

See introduction

I.C

a) Heading

18 05 08 - Prevention, preparedness and consequence management of terrorism

b) Figures at 15/06/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	9 680 000	6 110 248
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	0	0
<hr/>		
3. Final appropriation for the year (1A+1B+2)	9 680 000	6 110 248
4. Utilisation of final appropriation	9 680 000	3 587 281
<hr/>		
5. Amount not used/available (3-4)	0	2 522 967
6. Requirements up to year-end	2 420 000	4 072 967
7. Increase proposed	2 420 000	1 550 000
8. Increase as percentage of appropriation in budget (7/1A)	25.00%	25.37%
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

c) Receipts arising from recovery (carried over) (C5)

	Commitments	Payments
1. Appropriation available at start of year	89 462	88 987
2. Appropriation available on the 15/06/2013	89 462	3 506
3. Rate of utilisation [(1-2)/1]	0,00%	96.06%

d) Detailed grounds for the increase

See introduction

I.D

a) Heading

18 05 09 - Prevention of and fight against crime

b) Figures at 15/06/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	42 520 000	27 594 669
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	0	0
3. Final appropriation for the year (1A+1B+2)	42 520 000	27 594 669
4. Utilisation of final appropriation	42 520 000	26 652 319
5. Amount not used/available (3-4)	0	942 350
6. Requirements up to year-end	10 630 000	7 942 350
7. Increase proposed	10 630 000	7 000 000
8. Increase as percentage of appropriation in budget (7/1A)	25.00%	25.37%
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

c) Receipts arising from recovery (carried over) (C5)

	Commitments	Payments
1. Appropriation available at start of year	1 693 720	22 183
2. Appropriation available on the 15/06/2013	1 678 720	0
3. Rate of utilisation [(1-2)/1]	0.89%	100.00%

d) Detailed grounds for the increase

See introduction

II. DECREASE

a) Heading

40 02 41 - Differentiated appropriations

b) Figures at 15/06/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	278 891 985	188 563 836
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	-49 000 000	-4 843 254
<hr/>		
3. Final appropriation for the year (1A+1B+2)	229 891 985	183 720 582
4. Utilisation of final appropriation	0	0
<hr/>		
5. Amount not used/available (3-4)	229 891 985	183 720 582
6. Requirements up to year-end	n/a	n/a
7. Proposed decrease	97 800 000	58 221 400
8. Decrease as percentage of appropriation in budget (7/1A)	35.07%	30.88%
9. Decrease, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 26(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 14 of the Rules of Application	n/a	n/a

c) Receipts arising from recovery (carried over) (C5)

	Commitments	Payments
1. Appropriation available at start of year	0	0
2. Appropriation available on the 15/06/2013	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

d) Detail grounds for the transfer

See introduction