



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 5 July 2013

11689/13

**FIN 382
PE-L 53**

"I/A" ITEM NOTE

from:	Budget Committee
to:	Permanent Representatives Committee/Council
No. Cion prop.:	9166/13 FIN 238 - COM(2013) 258 final
Subject:	Draft amending budget No 5 to the general budget for 2013: Statement of revenue by section - Statement of expenditure by section - Section III – Commission

1. On 2 May 2013, the Commission submitted to the Council draft amending budget (DAB) No 5/2013 regarding the mobilisation of the EU Solidarity Fund for a total amount of EUR 14 607 942 in commitment and payment appropriations.

The objective of this proposal is to provide financial assistance to Slovenia, Croatia and Austria in response to flooding disasters that occurred in October and November 2012.

The corresponding appropriations are to be recorded under Article 13 06 01 (*EU Solidarity Fund - Member States*).

2. On 23 May 2013, the Budget Committee examined the Commission proposal and was able to accept it without any changes.
3. At the close of its examination, the Budget Committee agreed, by a qualified majority¹, to suggest that the Permanent Representatives Committee advise the Council to:
 - adopt the Council's position on DAB No 5/2013 as set out in point 2;
 - approve the draft decision of the European Parliament and of the Council establishing amending budget No 5/2013 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.

¹ NL, SE and UK voting against.

DRAFT

DECISION
of the EUROPEAN PARLIAMENT and of the COUNCIL
establishing amending budget No 5 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 resources¹,

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 1605/2002²,

¹ OJ L 163, 23.6.2007, p. 17.

² 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 2012¹,
- on 2 May 2013, the Commission submitted draft amending budget No 5 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 15 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 5 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*

¹ 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 5 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 1605/2002¹ and in particular Article 41 thereof,

Whereas:

- the Union's budget for the financial year 2013 was definitively adopted on 12 December 2012²,
- on 2 May 2013, the Commission submitted a proposal containing draft amending budget No 5 to the general budget for the financial year 2013,

¹ OJ L 298, 26.10.2012, p. 1.

² 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 5 of the European Union for the financial year 2013 was adopted on 15 July 2013.

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

Done in Brussels, on 15 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 5 for the financial year 2013¹, adopted by the Council on 15 July 2013.

(Complimentary close).

¹ Doc. 11697/13 + ADD 1.