



**COUNCIL OF
THE EUROPEAN UNION**

GENERAL SECRETARIAT

Brussels, 26 July 2013

**CM 3927/1/13
REV 1**

**PROCED
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COMMUNICATION

END OF WRITTEN PROCEDURE

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Subject:	OUTCOME OF THE WRITTEN PROCEDURE relating to the Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) n° 1083/2006 as regards certain provisions relating to financial management for certain Member States experiencing or threatened with serious difficulties with respect to their financial stability and to the decommitment rules for certain Member States [First reading] = Adoption of a general approach

Delegations and the Commission are hereby informed that the written procedure initiated by CM 3915/13 of 24 July 2013 was successfully completed on 25 July.

The Council adopted the general approach on the above-mentioned Regulation as set out in document 12479/13 ADD 1 REV 1.

24 delegations approved the general approach. The Austrian, Bulgarian, and Hungarian delegations abstained, while the UK still maintains a parliamentary scrutiny reserve.

The Polish delegation made the following statement:

"Poland is disappointed that n+3 has not been extended to all MSs and we have strong sympathy for arguments expressed by some delegations about equality of treatment as regards the extended top-up but we do not want to block the agreement which is essential to fulfil the agreement of the European Council as regards SK and RO and therefore at this stage we do support the proposed text."

The Hungarian delegation made the following statement:

"The position taken by Hungary in the written procedure is without prejudice our support to the n+3 decommitment rules for Slovakia and Romania and the initiative tabled by Portugal on the benefit from top-up rules even in case when a Member State is no longer under the adjustment programme.

However we believe that in the latter case the equal treatment of all Member States which are in a post-programme phase still paying back the financial assistance to the European Commission should be ensured. As the proposal subject to the written procedure is discriminatory between Member States exited the adjustment programme before or after the entry into force of the modification Hungary cannot give its agreement to the general approach.

The equal treatment should be carefully respected taking into account the comparable situation of Member States. We also refer to our declaration made at the 24 July 2013 Coreper meeting. Hungary maintains all possibilities for ensuring the application of equal treatment, including legal remedies before the European Court of Justice, in case this principle is not applied."
