



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 5 September 2013
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COVER NOTE

From: Mr Janusz LEWANDOWSKI, Member of the European Commission
date of receipt: 4 September 2013
To: Mr Algimantas RIMKUNAS, President of the Council of the European Union

Subject: Transfer of appropriations No DEC 24/2013 within Section III -
Commission - of the general budget for 2013

Delegations will find attached Commission document DEC 24/2013.

Encl.: DEC 24/2013



EUROPEAN COMMISSION

BRUSSELS, 02/09/2013

GENERAL BUDGET - 2013
SECTION III - COMMISSION TITLES 12, 40

TRANSFER OF APPROPRIATIONS N° DEC 24/2013

EUR

FROM

CHAPTER - 4002 Reserves for financial interventions

ARTICLE - 40 02 41 Differentiated appropriations

Commitments	- 1 500 000
Payments	- 1 500 000

TO

CHAPTER - 1204 Free movement of capital, company law and corporate governance

ITEM - 12 04 02 01 European Banking Authority - Contribution to Titles 1 and 2

Commitments	1 500 000
Payments	1 500 000

Introduction

The Budget Authority put an amount of EUR 1.5 million in commitments and payments into reserve for budget line 12 04 02 01 - Contribution to Title 1 and 2 of the budget of the European Banking Authority (EBA). The conditions set for the release of the reserve are:

- the delivery by the EBA to the Budgetary Authority, in accordance with article 203 (3) to (8) of the Financial Regulation, of all relevant documentation regarding the building project in London.
- the assurance that the respective project contract(s), which will have an effect on the EU budget and the subsidies given to the Authority, have been negotiated with reasonable conditions.
- the delivery of complete information on the tasks which will remain within the Authority if the banking supervision is transferred to the European Central Bank.

In response to the conditions for releasing the reserve, the Commission submitted the requested information in a note dated 19 June 2013 from J Faull, Director General of DG Markt to Mr A Lamassoure (EP), namely the explanatory memorandum on:

1. the building project for the short-term accommodation;
2. the role of EBA in the framework of the Single Supervisory Mechanism.

The agency also submitted to the Budgetary Authority the notification on the EBA's long term office accommodation (email dated 16.06.2013 from A Farkas, Executive Director of EBA to Mr A Lamassoure).

Therefore the Commission considers that the conditions for releasing the reserve are met. The availability of the funds released is essential for the full implementation of EBA's work programme.

I. INCREASE

a) Heading

12 04 02 01 - European Banking Authority - Contribution to Titles 1 and 2

b) Figures at 14/08/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	6 333 000	6 333 000
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	0	0
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3. Final appropriation for the year (1A+1B+2)	6 333 000	6 333 000
4. Utilisation of final appropriation	6 333 000	0
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5. Amount not used/available (3-4)	0	6 333 000
6. Requirements up to year-end	1 500 000	7 833 000
7. Increase proposed	1 500 000	1 500 000
8. Increase as percentage of appropriation in budget (7/1A)	23.69%	23.69%
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	2 792 051	2 792 051
2. Appropriation available on the 14/08/2013	0	644 135
3. Rate of utilisation [(1-2)/1]	100.00%	76.93%

d) Detailed grounds for the increase

See the introduction.

II. DECREASE

a) Heading

40 02 41 - Differentiated appropriations

b) Figures at 14/08/2013

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	278 891 985	188 563 836
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	-147 191 985	-63 456 639
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3. Final appropriation for the year (1A+1B+2)	131 700 000	125 107 197
4. Utilisation of final appropriation	0	0
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5. Amount not used/available (3-4)	131 700 000	125 107 197
6. Requirements up to year-end	n/a	n/a
7. Proposed decrease	1 500 000	1 500 000
8. Decrease as percentage of appropriation in budget (7/1A)	0.54%	0.80%
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 14/08/2013	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

d) Detail grounds for the transfer

See the introduction.