



**COUNCIL OF
THE EUROPEAN UNION**

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COVER NOTE

From: Mr Janusz LEWANDOWSKI, Member of the European Commission
date of receipt: 23 October 2013
To: Mr Algimantas RIMKUNAS, President of the Council of the European
Union

Subject: Transfer of appropriations No DEC 35/2013 within Section III -
Commission - of the general budget for 2013

Delegations will find attached Commission document DEC 35/2013.

Encl.: DEC 35/2013



BRUSSELS, 21/10/2013

GENERAL BUDGET - 2013
SECTION III - COMMISSION TITLES 05, 07, 17, 18

TRANSFER OF APPROPRIATIONS N° DEC 35/2013

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FROM

CHAPTER - 0504 Rural development		
ITEM - 05 04 05 02 Operational technical assistance	Commitments	- 4 500 000
CHAPTER - 0506 International aspects of the 'Agriculture and rural development' policy area		
ARTICLE - 05 06 01 International agricultural agreements	Commitments	- 3 500 000
CHAPTER - 0702 Global environmental and climate action affairs		
ARTICLE - 07 02 01 Contribution to multilateral and international environment and climate agreements	Commitments	- 400 000
CHAPTER - 0703 Development and implementation of Union environmental policy and legislation		
ARTICLE - 07 03 07 LIFE+ (Financial Instrument for the Environment - 2007 to 2013)	Commitments	- 400 000
CHAPTER - 0712 Implementation of Union policy and legislation on climate action		
ARTICLE - 07 12 01 Implementation of Union policy and legislation on climate action	Commitments	- 200 000
CHAPTER - 1703 Public health		
ARTICLE - 17 03 19 Preparatory action - Fruit and vegetable consumption	Commitments	- 1 000 000
CHAPTER - 1704 Food and feed safety, animal health, animal welfare and Plant health		
ITEM - 17 04 01 01 Animal disease eradication and monitoring programmes and monitoring of the physical conditions of animals that could pose a public health risk linked to an external factor - New measures	Commitments	- 5 000 000
ITEM - 17 04 04 01 Plant-health measures - New measures	Commitments	- 3 000 000

TO

CHAPTER - 1803 Migration flows - Common immigration and asylum policies		
ARTICLE - 18 03 04 Emergency measures in the event of mass influxes of refugees	Commitments	18 000 000

Justification for a coordinated response to pressures on Member States' asylum systems

Some Member States are currently confronted with situations of particular pressure, resulting from the sudden arrival at the borders of a large number of third-country nationals, who may be in need of international protection.

The current situation, as well as any potential increase in this humanitarian crisis, is putting exceptionally heavy and urgent demands on the reception facilities, the asylum system, and the infrastructure of the Member States concerned, currently Bulgaria, Hungary, Cyprus, Greece, Malta, and Italy. This pressure on facilities may give rise to risks to human life, well-being, or the access to protection that these persons deserve, as provided under the EU legislation.

This situation has been discussed at the last Justice and Home Affairs Council (7-8 October 2013), at which the results of a fact-finding mission were presented. The mission was organised by the Commission in cooperation with EASO (European Asylum Support Office) and Frontex (European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union), and visited, in particular, Bulgaria, Cyprus and Greece, with the objective of monitoring the situation in these Member States in terms of current and potential migratory pressures coming.

From additional indications received from Frontex, and given the current circumstances in Northern Africa and in Syria, it is estimated that a potential 40 000 asylum seekers are currently waiting in Turkey to cross into the European Union. This situation is aggravated by the volatility of the region surrounding Syria where over two million displaced persons are hosted.

In relation to the recent tragic events in Lampedusa, the Commission announced measures aimed at strengthening Union's capacity for search and rescue in the Mediterranean Sea, and supporting Member States to help them increase their first reception and accommodation capacities, in application of the principle of solidarity on which the EU immigration policy is built. As these measures cannot be adequately covered by the appropriations available on the relevant budget lines, the Commission has already redeployed some EUR 14.4 million (through an internal Commission transfer), in order to cover the immediate and urgent needs, including for Frontex.

In addition, the Commission proposes to redeploy EUR 18 million from savings in other programmes, namely from the "Food and feed safety" (chapter 17 04), technical assistance for "Rural development" (chapter 05 04), "International agreements in agriculture" (chapter 05 06), and "Life+" (chapter 07 03), to further reinforce the budget article 18 03 04 "Emergency measures in the event of mass influxes of refugees", allowing the Union to support the efforts of Member States directly concerned by the on-going migratory pressure. These additional appropriations will be used in the context of Article 5 of the European Refugee Fund basic act, to finance first reception of persons who may be in need of international protection, the provision of their accommodation, and basic needs such as food and clothing, medical, psychological or other assistance, as well as logistical and transport costs, legal aid and language assistance

I. INCREASE

a) Heading

18 03 04 - Emergency measures in the event of mass influxes of refugees

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	11 900 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	6 515 000
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3. Final appropriation for the year (1A+1B+2)	18 415 000
4. Utilisation of final appropriation	2 000 000
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5. Amount not used/available (3-4)	16 415 000
6. Requirements up to year-end	34 415 000
7. Increase proposed	18 000 000
8. Increase as percentage of appropriation in budget (7/1A)	151.26%
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

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

	Commitments
1. Appropriation available at start of year	1
2. Appropriation available on the 17/10/2013	1
3. Rate of utilisation [(1-2)/1]	0,00%

d) Detailed grounds for the increase

See introduction.

II. DECREASE

II.A

a) Heading

05 04 05 02 - Operational technical assistance

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	14 535 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	14 535 000
4. Utilisation of final appropriation	6 631 484
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5. Amount not used/available (3-4)	7 903 516
6. Requirements up to year-end	3 403 516
7. Proposed decrease	4 500 000
8. Decrease as percentage of appropriation in budget (7/1A)	30.96%
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

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

	Commitments
1. Appropriation available at start of year	0
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	n/a

d) Detail grounds for the transfer

The review of the situation revealed that some actions will not be implemented in 2013, and especially, the preparatory work related to the European Innovation Partnership. The first steps to set-up the network were launched in 2012. The creation of the structure of the network, the necessary IT developments to ease access of information between a multitude of participants, and developing the structure of the network, progressed more slowly than initially foreseen because of its complexity. Therefore, actions foreseen for 2013 have been postponed until 2014. As a result, the unused commitment appropriations can be made available for redeployment.

II.B

a) Heading

05 06 01 - International agricultural agreements

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	6 629 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	6 629 000
4. Utilisation of final appropriation	3 116 802
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5. Amount not used/available (3-4)	3 512 198
6. Requirements up to year-end	12 198
7. Proposed decrease	3 500 000
8. Decrease as percentage of appropriation in budget (7/1A)	52.80%
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

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

	Commitments
1. Appropriation available at start of year	0
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	n/a

d) Detail grounds for the transfer

This budget article covers the EU contribution to the International Grains Council (IGC), the International Sugar Organisation (ISO) and to the International Olive Oil Council (IOOC). The main reduction in the EU overall contribution expenditure in 2013 arises mainly from IOOC. The current IOOC agreement will expire at the end of 2014. Until the end of the current agreement, it has been agreed that the activities of the IOOC should be kept at a minimum.

In addition, the 2013 contributions for the International Sugar Organisation and International Grains Council were smaller than foreseen due to changes in the exchange rate (contributions are paid in pounds sterling) and to the final number of votes eventually attributed to the EU in these organisations. As a result, the unused commitment appropriations can be made available for redeployment.

II.C

a) Heading

07 02 01 - Contribution to multilateral and international environment and climate agreements

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	3 200 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	3 200 000
4. Utilisation of final appropriation	2 598 762
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5. Amount not used/available (3-4)	601 238
6. Requirements up to year-end	201 238
7. Proposed decrease	400 000
8. Decrease as percentage of appropriation in budget (7/1A)	12.50%
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

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

	Commitments
1. Appropriation available at start of year	66 421
2. Appropriation available on the 17/10/2013	66 421
3. Rate of utilisation [(1-2)/1]	0,00%

d) Detail grounds for the transfer

The total amount of obligatory and voluntary contributions to a number of international conventions, protocols and agreements to which the Union is party, and the amount foreseen for preparatory work for future international agreements involving the Union are lower than originally estimated. Therefore, unused commitment appropriations can be made available for redeployment.

II.D

a) Heading

07 03 07 - LIFE+ (Financial Instrument for the Environment - 2007 to 2013)

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	325 541 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	325 541 000
4. Utilisation of final appropriation	300 720 766
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5. Amount not used/available (3-4)	24 820 234
6. Requirements up to year-end	24 420 234
7. Proposed decrease	400 000
8. Decrease as percentage of appropriation in budget (7/1A)	0.12%
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

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

	Commitments
1. Appropriation available at start of year	2 739 535
2. Appropriation available on the 17/10/2013	2 412 106
3. Rate of utilisation [(1-2)/1]	11,95%

d) Detail grounds for the transfer

Most of the actions foreseen in the Financial Decision of 2013 have been launched or contracted. The total amounts contracted are slightly lower than the maximum amount allowed, and some of the initially foreseen actions will not take place. Therefore, unused commitment appropriations can be made available for redeployment.

II.E

a) Heading

07 12 01 - Implementation of Union policy and legislation on climate action

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	20 700 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	20 700 000
4. Utilisation of final appropriation	7 538 485
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5. Amount not used/available (3-4)	13 161 515
6. Requirements up to year-end	12 961 515
7. Proposed decrease	200 000
8. Decrease as percentage of appropriation in budget (7/1A)	0.97%
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

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

	Commitments
1. Appropriation available at start of year	0
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	n/a

d) Detail grounds for the transfer

Most of the actions foreseen in the Financial Decision of 2013 have been launched or contracted. The total amounts contracted are slightly lower than the maximum amount allowed, and some of the initially foreseen actions will not take place. Therefore, unused commitment appropriations can be made available for redeployment.

II.F

a) Heading

17 03 19 - Preparatory action - Fruit and vegetable consumption

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	1 000 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	1 000 000
4. Utilisation of final appropriation	0
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5. Amount not used/available (3-4)	1 000 000
6. Requirements up to year-end	0
7. Proposed decrease	1 000 000
8. Decrease as percentage of appropriation in budget (7/1A)	100.00%
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

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

	Commitments
1. Appropriation available at start of year	0
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	n/a

d) Detail grounds for the transfer

The commitment appropriations of this Preparatory Action will not be implemented until the results of the similar pilot project are known (article 17 03 11 Fruit and Vegetable Consumption). These results are expected to be available at the beginning of 2014. Therefore, the appropriations available under the line can be made available for redeployment.

II.G

a) Heading

17 04 01 01 - Animal disease eradication and monitoring programmes and monitoring of the physical conditions of animals that could pose a public health risk linked to an external factor - New measures

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	200 000 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	200 000 000
4. Utilisation of final appropriation	187 958 738
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5. Amount not used/available (3-4)	12 041 262
6. Requirements up to year-end	7 041 262
7. Proposed decrease	5 000 000
8. Decrease as percentage of appropriation in budget (7/1A)	2.50%
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

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

	Commitments
1. Appropriation available at start of year	5 741 349
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	100,00%

d) Detail grounds for the transfer

In the frame of the annual reallocation and following the downward review in some Member States of their annual programme relating to the eradication of the TSE disease (Transmissible Spongiform Encephalopathy), the EU contribution will be lower than the initially requested amounts. As a result, the unused commitment appropriations can be made available for redeployment.

II.H

a) Heading

17 04 04 01 - Plant-health measures - New measures

b) Figures at 17/10/2013

	Commitments
1A. Appropriation in budget (initial budget + AB)	14 000 000
1B. Appropriation in budget (EFTA)	0
2. Transfers	0
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3. Final appropriation for the year (1A+1B+2)	14 000 000
4. Utilisation of final appropriation	1 648 855
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5. Amount not used/available (3-4)	12 351 145
6. Requirements up to year-end	9 351 145
7. Proposed decrease	3 000 000
8. Decrease as percentage of appropriation in budget (7/1A)	21.43%
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

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

	Commitments
1. Appropriation available at start of year	0
2. Appropriation available on the 17/10/2013	0
3. Rate of utilisation [(1-2)/1]	n/a

d) Detail grounds for the transfer

The commitment appropriations on this line will not be fully implemented due to fewer outbreaks in plant diseases. As a result, the unused commitment appropriations can be made available for redeployment.