



**COUNCIL OF
THE EUROPEAN UNION**

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COVER NOTE

from:	Mr Janusz LEWANDOWSKI, Member of the European Commission
date of receipt:	27 November 2012
to:	Mr Vassos SHIARLY, President of the Council of the European Union
Subject:	Transfer of appropriations DEC 39/2012 within Section III - Commission - of the general budget for 2012

Delegations will find attached Commission document DEC 39/2012.

Encl.: DEC 39/2012



EUROPEAN COMMISSION

BRUSSELS, 23/11/2012

GENERAL BUDGET - 2012
SECTION III - COMMISSION TITLES 11, 40

TRANSFER OF APPROPRIATIONS No **DEC 39/2012**

EUR

FROM

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

Commitments	- 70 000 000
Payments	- 70 000 000

TO

CHAPTER – 1103 International fisheries and law of the sea
ARTICLE - 11 03 01 International fisheries agreements

Commitments	70 000 000
Payments	70 000 000

I. INCREASE

a) Heading

11 03 01 - International fisheries agreements

b) Figures at 8/10/2012

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	25 500 000	26 200 000
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	980 000	980 000
3. Final appropriation for the year (1A+1B+2)	26 480 000	27 180 000
4. Utilisation of final appropriation	26 430 394	20 288 794
5. Amount not used/available (3-4)	49 606	6 891 206
6. Requirements up to year-end	70 049 606	76 891 206
7. Increase requested	70 000 000	70 000 000
8. Increase as percentage of appropriation in budget (7/1A)	274.51%	267.18%
9. Increase, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 23(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 17a of the implementing rules	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 08/10/2012	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

d) Detailed grounds for the increase

On 24 September 2012 the Commission adopted the proposal for a Council Decision (COM(2012)545) on the signing, on behalf of the European Union, and provisional application of the Protocol between the European Union and the Islamic Republic of Mauritania setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the two parties.

The total cost for the EU budget on an annual basis is EUR 70 000 000.

II. DECREASE

a) Heading

40 02 41 – Differentiated appropriations

b) Figures at 8/10/2012

	Commitments	Payments
1A. Appropriation in budget (initial budget + AB)	689 589 925	268 395 154
1B. Appropriation in budget (EFTA)	0	0
2. Transfers	-556 237 940	-132 523 197
3. Final appropriation for the year (1A+1B+2)	133 351 985	135 871 957
4. Utilisation of final appropriation	0	0
5. Amount not used/available (3-4)	133 351 985	135 871 957
6. Requirements up to year-end	63 351 985	65 871 957
7. Decrease proposed	70 000 000	70 000 000
8. Decrease as percentage of appropriation in budget (7/1A)	10.15%	26.08%
9. Decrease, as a percentage of the final appropriation for the year, in the sum of transfers referred to in Article 23(1)(b) and (c) of the Financial Regulation, calculated in accordance with Article 17a of the implementing rules	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 8/10/2012	0	0
3. Rate of utilisation [(1-2)/1]	n/a	n/a

d) Detailed grounds for the decrease

The balance of commitment and payment appropriations currently available on the reserve line is sufficient to cover the increase on the operational line.