



**COUNCIL OF
THE EUROPEAN UNION**

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"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

Subject: Proposal for a Regulation of the European Parliament and of the Council laying down common rules and procedures for the implementation of the Union's instruments for financing external action (**first reading**)

- Adoption of the legislative act (**LA + S**)
- = Statement

**Declaration of the United Kingdom, Germany, Ireland, Sweden, Austria, Denmark, Finland,
Czech Republic and the Netherlands**

The UK, Germany, Ireland, Sweden, Austria, Denmark, Finland, Czech Republic and the Netherlands consider that Article 4(6) of the Common Implementing Regulation should be interpreted in full conformity with article 140(6) 2nd and 3rd sub-paragraphs of the Financial Regulation. The above-mentioned Member States consider that revenues, including dividends, capital gains, guarantee fees and interest on loans and on amounts on fiduciary accounts paid back to the Commission and other revenues mentioned in Art. 140(6) 2nd paragraph are not covered by the derogation in sub paragraph 3 of that article and must therefore be entered into the general budget of the EU after deduction of management costs. Furthermore, the above-mentioned Member States do not consider that Article 21(4) of the financial regulation provides the basis for such a derogation. The above-mentioned Member States therefore expect the Commission to implement article 4(6) in this sense, and reserve their rights in this regard.
