



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 15 November 2013
(OR. en)**

16026/13

**Interinstitutional File:
2013/0319 (NLE)**

**ACP 176
FIN 733
PTOM 46
RELEX 1007
DEVGEN 290**

"I/A" ITEM NOTE

From: ACP Working Party
To: Permanent Representatives Committee/Council
No. Cion doc.: 14232/13 - COM(2013) 663 final

Subject: Draft Council Decision regarding transitional EDF management measures from 1 January 2014 until the entry into force of the 11th European Development Fund
- Adoption

1. Article 1(5) of the Internal Agreement establishing the 10th European Development Fund (EDF)¹, provides that the funds of the 10th EDF shall no longer be committed beyond 31 December 2013 unless the Council decides otherwise unanimously, on a proposal from the Commission.

¹ OJ L 247, 9.9.2006, p. 32, as modified by Council Decision of 16 July 2007 (OJ L 205, 3.8.2007, p. 35).

2. The Internal Agreement establishing the 11th EDF was signed by Representatives of the Member States, meeting within the Council, in June 2013. This Internal Agreement will only enter into force after ratification by all Member States. The ratification process is unlikely to be concluded before January 2014.
3. For this reason, on 27 September 2013, the Commission submitted to the Council a proposal for a Council Decision regarding transitional EDF management measures from 1 January 2014 until the entry into force of the 11th EDF ("Bridging Facility").
4. The Commission proposed that the Bridging Facility be financed from uncommitted balances and decommitted funds of the 10th and previous EDFs, and that funds committed under this Facility shall be accounted for under the 11th EDF.
5. The ACP Working Party discussed the abovementioned proposal and agreed on the text of the draft Council Decision on 12 November 2013.
6. The Permanent Representatives Committee is accordingly invited to recommend that the Council, as an "A" item on its agenda:
 - adopt the Decision, as set out in document 15946/13 ACP 175 FIN 726 PTOM 45 RELEX 1005 DEVGEN 288 after finalisation by the legal/linguistic experts;
 - decide to publish the Decision in the Official Journal of the European Union.
