



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 15 May 2014
(OR. en)**

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**RESPR 16
FIN 359
CADREFIN 79
POLGEN 66**

"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. prev. doc.: 5468/14 RESPR 3 FIN 43 CADREFIN 6 POLGEN 11

No. Cion doc.: 16848/11 RESPR 16 FIN 882 CADREFIN 133 POLGEN 192 - COM(2011)
742 final

Subject: Amended proposal for a Council Regulation on the methods and procedure making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (Recast)

- *Adoption*

1. On 9 November 2011, the Commission submitted the above-mentioned proposal to the Council. The proposed Council Regulation is part of the package of proposals on a new own resources system made in the context of the new multiannual financial framework 2014-2020, together with the Commission's amended proposal for a Council Decision on the system of own resources of the European Union¹ and the Commission's amended proposal for a Council Regulation laying down implementing measures for the system of own resources of the European Union².

¹ Doc. 16846/11.

² Doc. 16847/11.

2. The proposed Council Regulation lays down the methods and procedure for making available the budget revenue provided under the arrangements relating to the Union's own resources and determines the measures to be applied to meet cash requirements, pursuant to Article 322(2) of the Treaty on the Functioning of the European Union.
3. The European Court of Auditors adopted an opinion¹ on the Commission's proposal on 20 March 2012.
4. On 22 January 2014, the Permanent Representatives Committee reached a unanimous agreement on the text of the draft Council Regulation on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (Recast) as proposed by the Presidency², subject to legal-linguistic revision.

The Permanent Representatives Committee agreed to provide the European Parliament with the revised text³ and to invite the European Parliament to take the revised text into consideration when drawing up its opinion.

5. On 16 April 2014, the European Parliament adopted its opinion⁴ on the draft Council Regulation on the methods and procedure for making available the traditional, VAT and GNI-based own-resources and on the measures to meet cash requirements (Recast).
6. On 5 May 2014, the Working Party on Own Resources examined the European Parliament's opinion. It agreed not to modify the text of the draft Council Regulation.

¹ OJ C 112, 18.4.2012, p. 1.

² Annex 1 to doc. 5468/14.

³ Doc. 5603/14 + REV 1 (sl) + REV 2 (lt).

⁴ P7_TA(2014)0433.

7. The Permanent Representatives Committee is therefore invited to recommend the Council to:
- adopt the text of the draft Council Regulation on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (Recast), finalised by the legal-linguists as set out in doc. 5603/14 RESPR 6 FIN 54 CADREFIN 12 POLGEN 15 + REV 1 (sl) + REV 2 (lt);
 - include in its minutes the joint statement set out in the ANNEX.
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DRAFT JOINT STATEMENT TO BE ENTERED INTO THE COUNCIL MINUTES

"The Council and the Commission agree that, by the end of March 2015 at the latest, the Commission will submit a proposal for Article 12 of the Council Regulation on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements in order to allow a revision of the procedure for calculating the interest on amounts made available belatedly. Moreover, the rate(s) of interest shall respect the principle of proportionality while ensuring a smooth functioning of the system to meet the cash requirements."
