



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 6 November 2013
(OR. en)**

15742/13

**FIN 704
INST 572
PE-L 99**

"I/A" ITEM NOTE

From: Budget Committee
To: Permanent Representatives Committee/Council
No. Cion doc.: 15093/13 FIN 664 SOC 840 - COM(2013)706 final
15090/13 FIN 661

Subject: - Proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund in accordance with Point 28 of the Interinstitutional Agreement of 17 May 2006 between the European Parliament, the Council and the Commission on budgetary discipline and sound financial management (application EGF/2013/003 DE/First Solar from Germany)
- Proposal for transfer of appropriations No DEC 32/2013 within Section III - Commission - of the general budget for 2013

1. The Commission submitted to the Council a proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund (EGF), as recorded in document 15093/13 FIN 664 SOC 840, accompanied by the corresponding proposal for transfer of appropriations No DEC 32/2013, as recorded in document 15090/13 FIN 661.

2. The proposal aims at mobilising an amount of EUR 2 305 357 under the EGF to meet an application from Germany to deploy the Fund in connection with 1 244 redundancies in First Solar Manufacturing GmbH operating in the sector of solar modules. The collapse in prices due to a strong competition from Asian producers, and in particular from China, force the company to close its plants in Europe in a context of major structural changes in the world trade patterns due to globalisation.

The purpose of the proposed transfer is to move an amount of EUR 2 305 357 in commitment appropriations from Article 40 02 43 (*Reserve for the European Globalisation Adjustment Fund*) to Article 04 05 01 (*European Globalisation Adjustment Fund*).

3. At the simplified trilogue procedure provided for in Point 28 of the Interinstitutional Agreement of 17 May 2006, an agreement was reached on the mobilisation of the EGF and on the amount proposed by the Commission.
4. The Budget Committee examined both proposals at its meeting on 29 October 2013.
5. Following that examination, the Budget Committee agreed, by a qualified majority to suggest that the Permanent Representatives Committee advise the Council to:
 - adopt the Decision on the mobilisation of the EGF;
 - approve the proposed transfer of appropriations;
 - approve the draft letter in the ANNEX to that effect.

DRAFT LETTER

from : President of the Council
to : President of the European Parliament
copy : President of the Commission

Sir,

In accordance with Point 28 of the Interinstitutional Agreement of 17 May 2006 and with Article 12(5) of Regulation (EC) No 1927/2006 of the European Parliament and of the Council of 20 December 2006 establishing the European Globalisation Adjustment Fund¹, the Council has approved the Decision on the mobilisation of the European Globalisation Adjustment Fund (application EGF/2013/003 DE/First Solar from Germany) as presented by the Commission on 16 October 2013 (COM(2013) 706 final).

In accordance with Article 27(4) of the Financial Regulation of 25 October 2012², I inform you that the Council, for its part, has approved transfer of appropriations No DEC 32/2013 within Section III - Commission - of the general budget for 2013, accompanying the abovementioned Decision.

(Complimentary close).

¹ As amended by Regulation (EC) No 546/2009 of the European Parliament and of the Council of 18 June 2009.

² Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002.