



Brussels, 4 December 2018
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ACP 125
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PTOM 38

'I/A' ITEM NOTE

From: ACP Working Party

To: Permanent Representatives Committee/Council

Subject: CDE – Centre for the Development of Enterprise
- Decision of the ACP-EU Committee of Ambassadors giving a discharge to the Director of the Centre for the Development of Enterprise (CDE) in respect of the implementation of the budgets of the Centre for the financial years 2013-2016

1. In accordance with Article 26 of the Financial Regulation of the Centre for the Development of Enterprise¹, financial statements for the financial years 2013-2016 were drawn up on the basis of statutory audits.
2. The Director's overall implementation of the Centre's budget during the financial years 2013-2016 was such that, on the basis of the financial statements and the statutory audit reports of the CDE for the financial years 2013-2016, the Director should be given a discharge in respect of the implementation of those budgets.
3. In view of this, the ACP Working Party agreed upon the attached draft Decision on 4 December 2018.

¹ OJ L 70, 9.3.2006, p. 52.

4. The Working Party agreed to suggest that the Permanent Representatives Committee recommend that the Council, as an "A" item on its agenda:

- approve the draft Decision as set out in the Annex,
 - decide to forward the draft Decision to the ACP side for adoption by the ACP-EU Committee of Ambassadors by exchange of letters.
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Draft

DECISION No XX/2018

OF THE ACP-EU COMMITTEE OF AMBASSADORS

of 2018

giving a discharge to the Director of the Centre for the Development of Enterprise (CDE)

in respect of the implementation of the budgets of the Centre

for the financial years 2013-2016

THE ACP-EU COMMITTEE OF AMBASSADORS,

Having regard to Decision No 5/2004 of the ACP-EU Committee of Ambassadors¹, in particular Article 27(5), second subparagraph thereof,

Having regard to Decision No 1/2016 of the ACP-EU Committee of Ambassadors², in particular Article 1(2) thereof,

Having regard to Decision No 3/2016 of the ACP-EU Committee of Ambassadors³, in particular Article 3(3) thereof,

¹ OJ L 70, 9.3.2006, p. 52.

² OJ L 72, 17.3.2016, p. 59.

³ OJ L 192, 16.7.2016, p. 77.

Whereas:

- (1) Pursuant to Article 3 of Decision No 3/2016 of the ACP-EU Committee of Ambassadors, as from 1 January 2017, the legal personality of the CDE should be maintained solely for the purposes of the liquidation of the CDE. During the passive phase, the CDE Executive Board's tasks should be limited to the approval of the closure report, adoption of the accounts related to the closure phase and the transmission of a discharge proposal to the ACP-EU Committee of Ambassadors for decision. The CDE Executive Board would cease to exist on the date of the ACP-EU Committee of Ambassadors decision on the discharge proposal.
- (2) By its letter of 13 November 2018, the President of the Executive Board of the CDE submitted a discharge proposal to the ACP-EU Committee of Ambassadors, accompanied by a financial statement and an unqualified audit opinion covering the financial years 2013-2016.
- (3) The revenues of the Centre for the financial years 2013-2016 consisted mainly of contributions from the European Development Fund and amounted to EUR 31 938 501,02.
- (4) The Director's overall implementation of the Centre's budget during the financial years 2013-2016 was such that, on the basis of the financial statements and the statutory audit reports of the Centre for the Development of Enterprise for 2013-2016, the Director should be given a discharge in respect of the implementation of those budgets,

HAS DECIDED AS FOLLOWS:

Sole Article

The ACP-EU Committee of Ambassadors, on the basis of the auditors' reports for the years 2013-2016, the balance sheets and the revenue and expenditure accounts for the corresponding financial years, hereby gives a discharge to the Director of the Centre for the Development of Enterprise in respect of the implementation of the budgets of the Centre for the financial years 2013-2016.

Done at Brussels,

For the ACP-EU Committee of Ambassadors
The Chairman
