



Brussels, 3 March 2023
(OR. en)

7015/23

FIN 273
INST 50
PE-L 13

'I/A' ITEM NOTE

From:	Budget Committee
To:	Permanent Representatives Committee/Council
Subject:	European External Action Service's request to lease new office premises for the EU Delegation to Brazil
	– <i>Approval</i>
	– <i>Approval of a letter</i>

1. On 17 February 2023, the European External Action Service (EEAS) submitted to the Council, in accordance with Article 266(3) and (5)(e) of the Financial Regulation¹, a request to lease new office premises for the EU Delegation to Brazil².
2. The Council had already been informed by the EEAS of its intention to lease a new office building for the EU Delegation in Brasilia on 8 December 2022³, as provided for in Article 266(2) of the Financial Regulation.

¹ Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014 and Decision No 541/2014/EU, and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).

² Doc. WK 2537/2023.

³ Doc. WK 17309/2022.

3. The Budget Committee examined this request to lease new office premises at its meeting on 1 March 2023 and was able to approve it by a qualified majority. Given that the lease contract has a purchase option, if at a later stage, the EEAS should decide to purchase the building [through a loan] on the basis of the purchase option included in the lease contract, this would constitute a new building project to be submitted for prior approval to the European Parliament and the Council, in accordance with Article 266(3) [and (6)] of the Financial Regulation as applicable.
 4. In view of the above, the Permanent Representatives Committee is invited to advise the Council to approve:
 - the EEAS' request to lease new office premises for the EU Delegation in Brasilia;
 - the draft letter in the ANNEX to that effect.
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DRAFT LETTER

from: President of the Council

to: High Representative of the European Union for Foreign Affairs and Security

copy: President of the European Parliament

Dear Sir,

In accordance with Article 266(3) of the Financial Regulation of 18 July 2018⁴, I inform you that the Council has approved the request of the European External Action Service, dated 17 February 2023, to lease new office premises for the EU Delegation in Brasilia.

If at a later stage, the EEAS should decide to purchase the building [through a loan] on the basis of the purchase option included in the lease contract, this would constitute a new building project to be submitted for prior approval to the European Parliament and the Council in accordance with Article 266(3) [and (6)] of the Financial Regulation as applicable.

(Complimentary close).

⁴ Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014 and Decision No 541/2014/EU, and repealing Regulation (EU, Euratom) No 966/2012 (OJ L 193, 30.7.2018, p. 1).