



Council of the
European Union

Brussels, 23 April 2020
(OR. en)

7455/20

FIN 220
PE-L 12

'I' ITEM NOTE

From: Budget Committee

To: Permanent Representatives Committee

No. Cion doc.: 7339/20 (COM(2020) 180 final)

Subject: Council position on draft amending budget No 3 to the general budget for 2020: Entering the surplus of the financial year 2019
– *Adoption*

1. On 15 April 2020, the Commission submitted to the Council draft amending budget (DAB) No 3 to the general budget for 2020 concerning the budgeting of the surplus resulting from the implementation of the budget year 2019.

The implementation of the budget year 2019 shows a *surplus* of EUR 3 218.37 million resulting from:

- a) a positive outturn in the *revenue part of the budget* (+EUR 2 414.77 million) of which:
 - Title 1 (Own resources): -EUR 29.48 million
 - Title 3 (Surpluses, balances and adjustments): +EUR 1.83 million
 - Title 7 (Interest on late payments and fines) +EUR 2 510.46 million
 - Other titles -EUR 68.04 million

- b) an under-implementation on the *expenditure side of the budget* (-EUR 803.60 million), notably of:
- appropriations authorised in the 2019 budget (Commission and other institutions): -EUR 674.68 million
 - cancellation of appropriations carried over from 2017 (Commission and other institutions): -EUR 125.30 million
 - exchange rate variations -EUR 3.62 million

The budgeting of this surplus will diminish accordingly the global contribution of the 27 Member States and the United Kingdom¹ to the financing of the EU budget in 2020.

2. In order to allow the Council to adopt a position on DAB No 3/2020 without delay, the Council has to decide, considering the urgency of the matter, to shorten, in accordance with Article 3(3) of its Rules of Procedure, the eight-week period laid down in Article 4 of Protocol No 1 on the role of national Parliaments in the European Union.
3. The Budget Committee had the occasion to ask questions related to the transfer proposal during the informal videoconference of the members of the Budget Committee on 21 April 2020 and examined this proposal in a written consultation, which ended on 23 April 2020 without any objections being raised.

¹ The draft amending budget will also result in a decrease of the contribution of the United Kingdom in accordance with Articles 126 and 135(1) of the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (OJ L 29, 31.1.2020, p. 7).

4. In view of the above, the Permanent Representatives Committee is invited to:
- confirm its agreement on:
 - DAB No 3/2020 as set out in document 7339/20,
 - instructing the Presidency to prepare the budgetary documents to be sent to the European Parliament and to approve the draft letter in Annex 2 to that effect, and
 - having the Council's position published in the *Official Journal of the European Union* as set out in Annex 1;
 - to decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision 2020/430, that the Council uses the written procedure for its adoption, and
 - to confirm its agreement that, in view of the urgency of the matter, the Council decides to derogate, on the basis of the second subparagraph of Article 3(3) of the Council's Rules of Procedure, from the eight-week period referred to in the first subparagraph of that Article.

COUNCIL DECISION

adopting the Council's position on draft amending budget No 3 of the European Union for the financial year 2020

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 314 thereof, in conjunction with the Treaty establishing the European Atomic Energy Community, and in particular Article 106a thereof,

Having regard to 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 966/2012¹, and in particular Article 44 thereof,

Whereas:

- the Union's budget for the financial year 2020 was definitively adopted on 27 November 2019²;
- on 15 April 2020, the Commission submitted a proposal containing draft amending budget No 3 to the general budget for the financial year 2020;

¹ OJ L 193, 30.7.2018, p. 1.

² OJ L 57, 27.2.2020, p. 1.

- the COVID-19 situation, including recent measures requiring additional financing for the budget, is putting increased pressure on Member States' finances. The swift adoption of draft amending budget No 3/2020, entering the surplus from the financial year 2019 in the budget for 2020, is therefore required with a view to taking this revenue into account as early as possible for the purpose of own resources entries. Therefore, it is justified to shorten, in accordance with Article 3(3) of the Council's Rules of Procedure, the eight-week period for the information of national Parliaments laid down in Article 4 of Protocol No 1,

HAS DECIDED AS FOLLOWS:

Sole Article

The Council's position on draft amending budget No 3 of the European Union for the financial year 2020 was adopted on 6 May 2020.

The full text can be accessed for consultation or downloading on the Council's website:
<http://www.consilium.europa.eu/>.

Done at Brussels, on 6 May 2020.

*For the Council
The President*

DRAFT LETTER

from : Chair of the Permanent Representatives Committee

to : President of the European Parliament

Sir,

I am forwarding under separate cover the Council's position on draft amending budget No 3 for the financial year 2020, adopted by the Council on 6 May 2020.

(Complimentary close).
