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15084/21

POLGEN 205
INST 456
JUR 699

'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
Subject:	Council Decision amending the Council's Rules of Procedure - Update of the population figures of the Union and of the Member States for the purposes of qualified majority voting in the Council

1. Article 11(6) of the Rules of Procedure of the Council provides that, with effect from 1 January each year, the Council shall, in accordance with the data available to the Statistical Office of the European Union on 30 September of the preceding year, amend the figures set out in Annex III to the Rules of Procedure.
2. On the basis of the figures from the Statistical Office of the European Union forwarded by the Commission on 26 October 2021 (document 15029/21), the Antici group reached agreement at its meeting on 20 December 2021 on the text of the Decision as set out in the Annex to this Note.
3. Against this background, the Permanent Representatives Committee is invited to:
 - to confirm its agreement on the text of the Decision as set out in the Annex to this Note, subject to the finalisation by the legal/linguistic experts; and
 - 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.

COUNCIL DECISION (EU, Euratom) 2021/...

of ...

amending the Council's Rules of Procedure

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 240(3) thereof,

Whereas:

- (1) When an act is to be adopted by the Council acting by qualified majority, it has to be verified that the Member States constituting the qualified majority represent at least 65 % of the population of the Union.
- (2) That percentage is calculated according to the population figures set out in Annex III to the Council's Rules of Procedure ('the Rules of Procedure')¹.
- (3) Article 11(6) of the Rules of Procedure provides that, with effect from 1 January each year, the Council is to amend the figures set out in that Annex, in accordance with the data available to the Statistical Office of the European Union on 30 September of the preceding year.
- (4) The Rules of Procedure should therefore be amended accordingly for the year 2022.
- (5) In accordance with Article 106a of the Treaty establishing the European Atomic Energy Community, Article 240 of the Treaty on the Functioning of the European Union applies to the European Atomic Energy Community,

HAS ADOPTED THIS DECISION:

¹ Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure (OJ L 325, 11.12.2009, p. 35).

Article 1

Annex III to the Rules of Procedure is replaced by the following:

'ANNEX III

Figures concerning the population of the Union and the population of each Member State for implementing the provisions concerning qualified majority voting in the Council

Member State	Population	Percentage of the population of the Union (%)
Germany	83 120 520	18,57
France	67 439 614	15,07
Italy	59 862 348	13,38
Spain	47 394 223	10,59
Poland	37 840 001	8,45
Romania	19 186 201	4,29
Netherlands	17 617 840	3,94
Belgium	11 566 041	2,58
Greece	10 682 547	2,39
Czechia	10 574 153	2,36
Sweden	10 370 000	2,32
Portugal	10 298 252	2,30
Hungary	9 730 772	2,17

Member State	Population	Percentage of the population of the Union (%)
Austria	8 926 000	1,99
Bulgaria	6 916 548	1,55
Denmark	5 833 883	1,30
Finland	5 527 493	1,24
Slovakia	5 459 781	1,22
Ireland	5 006 324	1,12
Croatia	4 036 355	0,90
Lithuania	2 795 680	0,62
Slovenia	2 108 977	0,47
Latvia	1 893 223	0,42
Estonia	1 330 068	0,30
Cyprus	896 000	0,20
Luxembourg	633 347	0,14
Malta	516 100	0,12
EU 27	447 562 291	
Threshold (65 %)	290 915 489	

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Article 2

This Decision shall enter into force on the date of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2022.

Done at ...,

For the Council

The President
