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#### COVER NOTE

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From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	28 January 2022
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2022) 81 final
Subject:	Draft amending budget No 1 to the general budget for 2022 budgeting the impact for the budget 2022 of the adjustment of the multiannual financial framework in accordance with Article 7 of Council Regulation (EU, Euratom) 2020/2093 laying down the multiannual financial framework for the years 2021 to 2027

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Delegations will find attached document COM(2022) 81 final.

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Encl.: COM(2022) 81 final



Brussels, 28.1.2022  
COM(2022) 81 final

2022/0018 (BUD)

**DRAFT AMENDING BUDGET No 1  
TO THE GENERAL BUDGET 2022**

**budgeting the impact for 2022 budget of the Adjustment of the multiannual financial framework in accordance with Article 7 of Council Regulation (EU, Euratom) 2020/2093 laying down the multiannual financial framework for the years 2021 to 2027**

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,
- Council Decision (EU, Euratom) 2020/2053 of 14 December 2020 on the system of own resources of the European Union<sup>1</sup>, entered into force on 1 June 2021,
- 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 , and in particular Article 44 thereof,
- the general budget of the European Union for the financial year 2022, as adopted on 24 November 2021<sup>2</sup>,

The European Commission hereby presents to the European Parliament and to the Council Draft Amending Budget No 1 to the 2022 budget.

### **CHANGES TO THE STATEMENT OF REVENUE AND EXPENDITURE BY SECTION**

The changes to the general statement of revenue and to the individual section III are available on EUR-Lex (<https://eur-lex.europa.eu/budget/www/index-en.htm>).

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<sup>1</sup> Council Decision (EU, Euratom) 2020/2053 of 14 December 2020 on the system of own resources of the European Union and repealing Decision 2014/335/EU, Euratom, OJ L 424, 15.12.2020.

<sup>2</sup> COM(2021) 300, OJ L XX, xx.2.2022.

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## **EXPLANATORY MEMORANDUM**

### **1. INTRODUCTION**

The MFF Regulation for the years 2021-2027<sup>3</sup> was adopted in December 2020. The legislative framework for the funds under shared management for the period 2021-2027, and in particular the Common Provisions Regulation<sup>4</sup>, was adopted in mid-2021. This meant that the legal framework for the programming exercise of the funds under shared management was in place at a late stage.

Article 7 of the MFF Regulation provides for a specific adjustment of the MFF ceilings, to be carried out by the Commission at the beginning of 2022, allowing for the transfers of 2021 allocation of commitment appropriations for the identified funds under shared management either not used or carried over, in the case of the adoption after 1 January 2021 of new rules or programmes under shared management. The nine funds concerned, the list of which is set out in Article 7(1) of the MFF Regulation, are the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund, the European Agricultural Fund for Rural Development, the European Maritime, Fisheries and Aquaculture Fund, the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy.

The results of the adjustments of the MFF ceilings of Headings 2a, 3, 4 and 5 to be made by the Commission in accordance with Article 7 of the MFF Regulation are included in a specific Communication.<sup>5</sup>

Draft Amending Budget (DAB) No 1 for the year 2022 reflects the specific impact of this transfer on 2022 commitment appropriations for the various funds under shared management under Headings 2a, 3, 4 and 5. The remaining transferred amounts will be reflected in the respective Draft Budgets of 2023, 2024 and 2025.

Overall, the net impact of this DAB on expenditure in the 2022 budget amounts to an increase of EUR 12 247,1 million in commitment appropriations. No additional payment appropriations are requested.

### **2. REQUESTS BY MFF HEADING AND PROGRAMMES**

The adoption of the Communication on the MFF adjustment and this DAB are necessary conditions for the implementation in 2022 of all programmes which were not adopted in 2021 by the first instalment of budgetary commitments and the payment of pre-financing under these programmes. All 27 Member States are concerned by this re-programming exercise. A swift adoption of this DAB would prevent further delays in the implementation of the programmes.

In line with the provisions of Article 7 of the MFF Regulation, the amounts neither committed in 2021 nor carried over to 2022<sup>6</sup> are transferred in equal proportions to each of the years 2022 to 2025. Therefore this DAB reflects the transfer of 25 % of the allocations not used in 2021 (i.e. commitment appropriations not used nor carried over), corresponding to a total of EUR 12 247,1 million to the 2022 financial year. The specific amounts to be transferred to 2022 are detailed by budget line in the tables below.

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<sup>3</sup> Council Regulation (EU, Euratom) 2020/2093 of 17 December 2020 laying down the multiannual financial framework for the years 2021 to 2027, OJ L 433I, 22.12.2020, p. 11.

<sup>4</sup> Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy.

<sup>5</sup> COM(2022) 80.

<sup>6</sup> Council Regulation (EU, Euratom) 2020/2093 of 17 December 2020 laying down the multiannual financial framework for the years 2021 to 2027, OJ L 433I, 22.12.2020, p. 11.

The Commission does not propose any change to the level of payment appropriations in the context of this draft amending budget. As usual, it will keep budget implementation under close scrutiny, which may result in proposals for adjustment at a later stage in the year.

## 2.1 Sub-heading 2a – Economic, social and territorial cohesion

The increase in commitment appropriations in 2022 from the corresponding transfer of 25% of the allocations neither used in 2021 nor carried over to 2022 amounts to EUR 11 605,4 million, detailed as follows:

Budget line	Name	Commitment appropriations
European Regional Development Fund (ERDF)		
05 02 01	ERDF — Operational expenditure	7 224 718 708
05 02 04	Just Transition Fund (JTF) — Contribution from the ‘European Regional Development Fund (ERDF)’	14 353 159
05 02 07	Border Management and Visa Instrument (BMVI) — Contribution from the ERDF	11 307 381
Cohesion Fund (CF)		
05 03 01	Cohesion Fund (CF) — Operational expenditure	1 166 831 558
05 03 05	Border Management and Visa Instrument (BMVI) — Contribution from the CF	2 985 607
European Social Fund Plus (ESF+)		
07 02 01	ESF+ shared management strand — Operational expenditure	3 175 830 376
07 02 03	Just Transition Fund (JTF) — Contribution from the ESF+	3 588 359
07 02 09	Border Management and Visa Instrument (BMVI) — Contribution from the ESF+	5 771 169
<b>Total</b>		<b>11 605 386 317</b>

## 2.2 Heading 3 – Natural Resources and Environment

The increase in commitment appropriations in 2022 from the corresponding transfer of 25% of the allocations neither used in 2021 nor carried over to 2022 amounts to EUR 445,7 million, detailed as follows:

Budget line	Name	Commitment appropriations
European Maritime, Fisheries and Aquaculture Fund (EMFAF)		
08 04 01	EMFAF — Operational expenditure under shared management	162 067 555
08 04 05	Border Management and Visa Instrument (BMVI) — Contribution from the EMFAF	344 024
Just Transition Fund		
09 03 01	Just Transition Fund (JTF) — Operational expenditure	283 257 264
<b>Total</b>		<b>445 668 843</b>

## 2.3 Heading 4 - Migration and Border Management

The increase in commitment appropriations in 2022 from the corresponding transfer of 25% of the allocations neither used in 2021 nor carried over to 2022 amounts to EUR 169,0 million, detailed as follows:

Budget line	Name	Commitment appropriations
Asylum, Migration and Integration Fund (AMIF)		
10 02 01	Asylum, Migration and Integration Fund	99 359 253
Integrated Border Management Fund (IBMF) - Instrument for financial support for border management and visa (BMVI)		
11 02 01	Instrument for financial support for border management and visa	69 624 839
<b>Total</b>		<b>168 984 092</b>

## 2.4 Heading 5 - Security and Defence

The increase in commitment appropriations in 2022 from the corresponding transfer of 25% of the allocations neither used in 2021 nor carried over to 2022 amounts to EUR 27,0 million, detailed as follows:

<b>Budget line</b>	<b>Name</b>	<b>Commitment appropriations</b>
Internal Security Fund (ISF)		
12 02 01	Internal Security Fund (ISF)	27 035 754
<b>Total</b>		<b>27 035 754</b>

## 3. FINANCING

Overall, the net impact of this DAB on expenditure amounts to an increase of EUR 12 247,1 million in 2022 commitment appropriations. No additional payment appropriations are requested.

#### 4. SUMMARY TABLE BY MFF HEADING

In EUR

	Budget 2022		Draft Amending Budget 1/2022		Budget 2022 (incl. DAB 1/2022)	
	CA	PA	CA	PA	CA	PA
<b>1. Single Market, Innovation and Digital</b>	<b>21 775 079 340</b>	<b>21 473 535 651</b>			<b>21 775 079 340</b>	<b>21 473 535 651</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	21 878 000 000				21 878 000 000	
<i>Margin</i>	102 920 660				102 920 660	
<b>2. Cohesion, Resilience and Values</b>	<b>56 038 991 548</b>	<b>62 052 771 658</b>	<b>11 605 386 317</b>		<b>67 644 377 865</b>	<b>62 052 771 658</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	56 200 000 000		11 606 000 000		67 806 000 000	
<i>Margin</i>	161 008 452		613 683		161 622 135	
<b>2a. Economic, social and territorial cohesion</b>	<b>49 708 806 007</b>	<b>56 350 922 710</b>	<b>11 605 386 317</b>		<b>61 314 192 324</b>	<b>56 350 922 710</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	49 739 000 000		11 606 000 000		61 345 000 000	
<i>Margin</i>	30 193 993		613 683		30 807 676	
<b>2b. Resilience and values</b>	<b>6 330 185 541</b>	<b>5 701 848 948</b>			<b>6 330 185 541</b>	<b>5 701 848 948</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	6 461 000 000				6 461 000 000	
<i>Margin</i>	130 814 459				130 814 459	
<b>3. Natural Resources and Environment</b>	<b>56 235 443 216</b>	<b>56 601 766 838</b>	<b>445 668 843</b>		<b>56 681 112 059</b>	<b>56 601 766 838</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	56 519 000 000		446 000 000		56 965 000 000	
<i>Margin</i>	283 556 784		331 157		283 887 941	
<b>Of which: Market related direct expenditure and payments</b>	<b>40 368 859 305</b>	<b>40 393 039 132</b>			<b>40 368 859 305</b>	<b>40 393 039 132</b>
<i>EAGF sub-ceiling</i>	41 257 000 000				41 257 000 000	
<i>Rounding difference excluded for calculating the sub-margin</i>	800 000				800 000	
<i>Net transfers between EAGF and EAFRD</i>	-618 000 000				-618 000 000	
<i>Net balance available for EAGF expenditure (sub-ceiling corrected by transfers between EAGF and EAFRD)</i>	40 639 000 000				40 639 000 000	
<i>EAGF sub-margin</i>	270 140 695				270 140 695	
<b>4. Migration and Border Management</b>	<b>3 091 247 387</b>	<b>3 078 265 566</b>	<b>168 984 092</b>		<b>3 260 231 479</b>	<b>3 078 265 566</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	3 191 000 000		169 000 000		3 360 000 000	
<i>Margin</i>	99 752 613		15 908		99 768 521	
<b>5. Security and Defence</b>	<b>1 785 291 945</b>	<b>1 237 861 185</b>	<b>27 035 754</b>		<b>1 812 327 699</b>	<b>1 237 861 185</b>
<i>Of which under Flexibility Instrument</i>						
<i>Ceiling</i>	1 868 000 000		28 000 000		1 896 000 000	
<i>Margin</i>	82 708 055		964 246		83 672 301	
<b>6. Neighbourhood and the World</b>	<b>17 170 442 918</b>	<b>12 916 051 937</b>			<b>17 170 442 918</b>	<b>12 916 051 937</b>
<i>Of which under Flexibility Instrument</i>	368 442 918				368 442 918	



	<i>Ceiling</i>	16 802 000 000				16 802 000 000	
	<i>Margin</i>						
<b>7.</b>	<b>European Administration</b>	<b>Public</b>	<b>10 620 124 324</b>	<b>10 620 224 324</b>		<b>10 620 124 324</b>	<b>10 620 224 324</b>
	<i>Of which under Flexibility Instrument</i>						
	<i>Ceiling</i>	11 058 000 000				11 058 000 000	
	<i>Margin</i>	437 875 676				437 875 676	
	<b>of which: Administrative expenditure of the institutions</b>	<b>8 287 945 711</b>	<b>8 288 045 711</b>			<b>8 287 945 711</b>	<b>8 288 045 711</b>
	<i>Sub-ceiling</i>	8 528 000 000				8 528 000 000	
	<i>Sub-margin</i>	240 054 289				240 054 289	
	<b>Appropriations for headings</b>	<b>166 716 620 678</b>	<b>167 980 477 159</b>	<b>12 247 075 006</b>		<b>178 963 695 684</b>	<b>167 980 477 159</b>
	<i>Ceiling</i>	167 516 000 000	169 209 000 000	12 249 000 000		179 765 000 000	169 209 000 000
	<i>Of which under Flexibility Instrument</i>	368 442 918	467 248 692			368 442 918	467 248 692
	<i>Margin</i>	1 167 822 240	1 695 771 533	1 924 994		1 169 747 234	1 695 771 533
	<b>Thematic special instruments</b>	<b>2 799 170 382</b>	<b>2 622 838 000</b>			<b>2 799 170 382</b>	<b>2 622 838 000</b>
	<b>Total appropriations</b>	<b>169 515 791 060</b>	<b>170 603 315 159</b>	<b>12 247 075 006</b>		<b>181 762 866 066</b>	<b>170 603 315 159</b>