



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 30 June 2009

11543/09

ACP	153
FIN	230
PTOM	29

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject : Council Decision fixing the financial contributions to be paid by the Member States contributing to the European Development Fund (Second instalment for 2009)

ATTENTION: THIS DOCUMENT CONSTITUTES A REQUEST FOR PAYMENT OF MEMBER STATES' CONTRIBUTIONS TO THE EUROPEAN DEVELOPMENT FUND

COUNCIL DECISION

fixing the financial contributions to be paid by the Member States contributing to the European Development Fund (second instalment for 2009)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States of the other part, signed in Cotonou (Benin) on 23 June 2000¹, and revised in Luxembourg (Grand Duchy of Luxembourg) on 25 June 2005², and in particular Annex Ib thereto,

Having regard to the Internal Agreement between representatives of the Governments of the Member States, meeting within the Council, on the financing of Community aid under the Financial Protocol to the Partnership Agreement between the African, Caribbean and Pacific States and the European Community and its Member States, signed in Cotonou on 18 September 2000³, and in particular Article 10 thereof,

¹ OJ L 317, 15.12.2000, p. 3.

² OJ L 209, 11.8.2005, p. 27.

³ OJ L 317, 15.12.2000, p. 355.

Having regard to the Financial Regulation of 27 March 2003 applicable to the 9th European Development Fund⁴, and in particular Article 38, paragraph (1) and (2), thereof,

Having regard to the Financial Regulation of 18 February 2008 applicable to the 10th European Development Fund (hereinafter referred to as "the 10th EDF Financial Regulation")⁵, and in particular Article 157 thereof,

Having regard to the proposal from the Commission⁶,

Whereas:

- (1) Article 157 of the 10th EDF Financial Regulation provides that the procedure for the Member States' contributions laid down by it shall apply for the first time in 2009. Therefore the procedure laid down in the Article 38(2) of the Financial Regulation applicable to the 9th EDF, applies to the financial contributions fixed by the present Decision.
- (2) On 3 November 2008 the Council adopted the decision laying down the annual amount of the contribution for 2009, and the contributions to be paid by the Member States to the Commission and the European Investment Bank as the first instalment for 2009⁷.
- (4) In accordance with the second paragraph of Article 121 of the 9th EDF Financial Regulation, the European Investment Bank has sent the Commission the updated estimates of commitments and payments it is responsible for,

⁴ OJ L 83, 1.4.2003, p. 1.

⁵ OJ L 78, 19.3.2008, p. 1.

⁶ Document 11427/09.

⁷ Document 14995/1/08 REV1.

HAS ADOPTED THIS DECISION:

Article 1

The contributions to be paid by the Member States to the Commission and the European Investment Bank as the second instalment for 2009 are set out in the table in the Annex.

Article 2

This decision shall apply from the date of its adoption.

Article 3

This decision is addressed to the Member States contributing to the 9th EDF.

Done at Brussels,

For the Council

The President

ANNEX

Second instalment of contributions for 2009 (in euro)

Member State	%	to the EIB	to the Commission	Total
Germany	23,36	21.024.000	256.960.000	277.984.000
Belgium	3,92	3.528.000	43.120.000	46.648.000
Denmark	2,14	1.926.000	23.540.000	25.466.000
Spain	5,84	5.256.000	64.240.000	69.496.000
France	24,30	21.870.000	267.300.000	289.170.000
Greece	1,25	1.125.000	13.750.000	14.875.000
Ireland	0,62	558.000	6.820.000	7.378.000
Italy	12,54	11.286.000	137.940.000	149.226.000
Luxembourg	0,29	261.000	3.190.000	3.451.000
Netherlands	5,22	4.698.000	57.420.000	62.118.000
Portugal	0,97	873.000	10.670.000	11.543.000
United Kingdom	12,69	11.421.000	139.590.000	151.011.000
Austria	2,65	2.385.000	29.150.000	31.535.000
Finland	1,48	1.332.000	16.280.000	17.612.000
Sweden	2,73	2.457.000	30.030.000	32.487.000
TOTAL	100,00	90.000.000	1.100.000.000	1.190.000.000