



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 20 June 2011

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**Interinstitutional File:
2011/0145 (NLE)**

**ACP 146
FIN 417
PTOM 31**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: Council Decision on the financial contributions to be paid by the Member States to finance the European Development Fund in 2011, including the 2nd instalment 2011

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

COUNCIL DECISION

on the financial contributions to be paid by the Member States to finance the European Development Fund in 2011, including the 2nd instalment 2011

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union (TFEU),

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, revised in Luxembourg (Grand Duchy of Luxembourg) on 25 June 2005², and revised for the second time in Ouagadougou (Burkina Faso) on 22 June 2010³,

Having regard to Decision 1/2006 of the ACP-EC Council of Ministers of 2 June 2006, specifying the multiannual financial framework for the period 2008 to 2013 and modifying the revised ACP-EC Partnership Agreement⁴,

¹ OJ L 317, 15.12.2000, p. 3.

² OJ L 209, 11.8.2005, p. 27.

³ OJ L 287, 4.11.2010, p.1, 3 and 68.

⁴ OJ L 247, 9.9.2006, p. 22.

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States, meeting within the Council, on the Financing and Administration 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 (Benin) on 23 June 2000 and the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the EC Treaty applies, and in particular Article 10(1) thereof⁵,

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States, meeting within the Council, on the financing of Community aid under the multiannual financial framework for the period 2008 to 2013 in accordance with the ACP-EC Partnership Agreement and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the EC Treaty applies⁶, and in particular Article 7 thereof,

Having regard to Council Decision 2007/549/EC of 16 July 2007 modifying the Internal Agreement between the Representatives of the Governments of the Member States, meeting within the Council, on the financing of Community aid under the multiannual financial framework for the period 2008 to 2013⁷,

Having regard to Council Regulation (EC) No 215/2008 of 18 February 2008 on the Financial Regulation applicable to the 10th European Development Fund (hereinafter referred to as "the 10th EDF Financial Regulation")⁸, and in particular Article 57 (3) thereof,

Having regard to the proposal from the Commission⁹,

⁵ OJ L 317, 15.12.2000, p. 355.

⁶ OJ L 247, 9.9.2006, p. 32.

⁷ OJ L 202, 3.8.2007, p. 35.

⁸ OJ L 78, 19.3.2008, p. 1.

⁹ Doc. 11492/11 ACP 142 FIN 402 PTOM 29.

Whereas:

- (1) In accordance with the procedure laid down in Articles 57 to 61 of the 10th EDF Financial Regulation, the Commission shall present a proposal by 15 June specifying the amount of the second instalment of the contribution for 2011, and a revised annual amount of the contribution for the year 2011 in line with actual needs, in case where, in accordance with Article 7(3) of the Internal Agreement, the annual amount deviate from actual needs.
- (2) On a proposal made by the Commission, the Council has adopted on the 17 November 2010, a Decision to set at EUR 3.690.000.000 the Commission's share and at 210.000.000 the EIB's share of the annual amount of the Member States contributions to the EDF for 2011.
- (3) In accordance with Article 7(3) of the 10th EDF Internal Agreement, if the contributions decided deviate from EDF's actual needs, the Commission should submit a proposal to the Council to amend the contribution amounts within the ceiling already decided. Therefore, the annual amount of the Member States' contributions to the EDF for 2011 allocated to the Commission should be set at 3.100.000.000 EUR.
- (4) In accordance with the first paragraph of Article 145 of the 10th EDF Financial Regulation, the European Investment Bank has sent the Commission its updated estimates of commitments and payments under the instruments it manages.
- (5) Article 58(2) of the 10th EDF Financial Regulation provides that calls for contributions first use up the amounts laid down for previous EDFs. Therefore a call for funds under the 9th EDF should be made also on the basis of Article 58 (2) of the 10th EDF Financial Regulation for the EIB.

HAS ADOPTED THIS DECISION:

Article 1

The annual amount of the Member States' contributions to the EDF for 2011 is hereby set at 3.100.000.000 EUR for the Commission.

Article 2

The individual EDF contributions to be paid by the Member States to the Commission and the European Investment Bank as the second instalment for 2011 are set out in the table in the Annex.

Article 3

This decision shall apply from the date of its adoption.

Article 4

This decision is addressed to the Member States.

Done at Brussels,

*For the Council
The President*

ANNEX

Second instalment of EDF Contributions for 2011 (EUR)

MEMBER STATES	Key 9th EDF	Key 10th EDF	2nd instalment		Total 2nd instalment
	%	%	paid to	paid to	
			EIB	Commission	
			9th EDF	10th EDF	
BELGIUM	3.92	3.53	3 920 000	35 300 000	39 220 000
DENMARK	2.14	2.00	2 140 000	20 000 000	22 140 000
GERMANY	23.36	20.50	23 360 000	205 000 000	228 360 000
GREECE	1.25	1.47	1 250 000	14 700 000	15 950 000
SPAIN	5.84	7.85	5 840 000	78 500 000	84 340 000
FRANCE	24.30	19.55	24 300 000	195 500 000	219 800 000
IRELAND	0.62	0.91	620 000	9 100 000	9 720 000
ITALY	12.54	12.86	12 540 000	128 600 000	141 140 000
LUXEMBOURG	0.29	0.27	290 000	2 700 000	2 990 000
NETHERLANDS	5.22	4.85	5 220 000	48 500 000	53 720 000
AUSTRIA	2.65	2.41	2 650 000	24 100 000	26 750 000
PORTUGAL	0.97	1.15	970 000	11 500 000	12 470 000
FINLAND	1.48	1.47	1 480 000	14 700 000	16 180 000
SWEDEN	2.73	2.74	2 730 000	27 400 000	30 130 000
UNITED KINGDOM	12.69	14.82	12 690 000	148 200 000	160 890 000
Sub-total EUR-15	100.00	96.38	100 000 000	963 800 000	1 063 800 000
BULGARIA		0.14		1 400 000	1 400 000
CZECH REPUBLIC		0.51		5 100 000	5 100 000
ESTONIA		0.05		500 000	500 000
CYPRUS		0.09		900 000	900 000
LATVIA		0.07		700 000	700 000
LITHUANIA		0.12		1 200 000	1 200 000
HUNGARY		0.55		5 500 000	5 500 000
MALTA		0.03		300 000	300 000
POLAND		1.30		13 000 000	13 000 000
ROMANIA		0.37		3 700 000	3 700 000
SLOVENIA		0.18		1 800 000	1 800 000
SLOVAKIA		0.21		2 100 000	2 100 000
Sub-total EUR-12		3.62		36 200 000	36 200 000
TOTAL EUR-27	100.00	100.00	100 000 000	1 000 000 000	1 100 000 000