Basic information

1996/0307(CNS) CNS - Consultation procedure Regulation	Procedure completed
8th EDF: draft financial regulation. 4th ACP-EEC convention amended by the agreement of 4 November 1995 **Subject** 6.30.03 European Development Fund (EDF) **Geographical area** ACP countries	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
CONT Budgetary Control	WYNN Terence (PSE)	05/02/1997

Committee for opinion	Rapporteur for opinion	Appointed
BUDG Budgets		
DEVE Development and Cooperation		

Council of the European Union

Council configuration	Meetings	Date
General Affairs	2085	1998-04-27
General Affairs	1891	1995-12-04
General Affairs	1878	1995-10-31
Environment	2106	1998-06-16

Key events

Date	Event	Reference	Summary
19/10/1995	Initial legislative proposal published	SEC(1995)1663	
13/12/1996	Legislative proposal published	COM(1996)0676	Summary
14/03/1997	Committee referral announced in Parliament		

03/02/1998	Vote in committee		Summary
03/02/1998	Committee report tabled for plenary, 1st reading/single reading	A4-0050/1998	
20/02/1998	Debate in Parliament		
16/06/1998	Act adopted by Council after consultation of Parliament		
16/06/1998	End of procedure in Parliament		
07/07/1998	Final act published in Official Journal		

Technical information

Procedure reference	1996/0307(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (before Amsterdam) E 000
Stage reached in procedure	Procedure completed
Committee dossier	CONT/4/08712

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0050/1998 OJ C 080 16.03.1998, p. 0004	03/02/1998	
Text adopted by Parliament, 1st reading/single reading		T4-0110/1998 OJ C 080 16.03.1998, p. 0285-0298	20/02/1998	Summary

European Commission

Document type	Reference	Date	Summary
Initial legislative proposal	SEC(1995)1663	19/10/1995	
Legislative proposal	COM(1996)0676 OJ C 063 28.02.1997, p. 0011	13/12/1996	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Interinstitutional agreement 1998/0430
OJ L 191 07.07.1998, p. 0053-0070

8th EDF: draft financial regulation. 4th ACP-EEC convention amended by the agreement of 4 November 1995

1996/0307(CNS) - 13/12/1996 - Legislative proposal

the 8th EDF (European Development Fund). SUBSTANCE: under Article 32 of the Internal Agreement on the Financing and Administration of Community aid, specific implementing provisions should be adopted and be the subject of a Financial Regulation. That is the purpose of this proposal for a Regulation, which lays down implementing provisions for administration of the funds allocated to third countries by the Community under the 8th EDF. The Regulation covers, inter alia: - financial estimates: the 8th EDF consists of ECU 13 132 million allocated under different credit lines, (e.g. structural adjustment, SYSMIN, emergency aid, etc.), - rules for payment of contributions to the EDF by the Member States, which must be paid in accordance with a specific timetable laid down by the Regulation. The Financial Regulation also includes: - details concerning the financial administration of EDF appropriations by the Commission, - details concerning implementing measures, i.e. EDF operations administered by the Commission and aid managed by the EIB, - details concerning executive agents (Chief Authorizing Officer and paying agent), - provisions governing presenting and auditing accounts, - general and final provisions.

8th EDF: draft financial regulation. 4th ACP-EEC convention amended by the agreement of 4 November 1995

1996/0307(CNS) - 31/10/1995

The Council agreed to the Community position to be adopted at the 20th meeting of the ACP-EC Council of Ministers to be held in Mauritius on 3 and 4 November 1995. The items on the agenda concern in particular trade cooperation (bananas, rum), STABEX, commodities, development finance cooperation, transitional measures for the implementation of certain provisions of the revised Lomé IV Convention, and the ACP-EC Joint Assembly. The Council also approved: - the Agreement revising the Fourth ACP-EC Convention, which is to be signed in Mauritius on 4 November on the occasion of the ACP-EC Council of Ministers, and the decision to sign the Agreement on behalf of the Community, together with the representatives of the Member States; - the Protocol to the Fourth ACP--EC Convention consequent on the accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden to the European Union, to be signed also on 4 November, and the Decision concerning the provisional application of the Protocol from 1 January 1996; - the proposal for a decision of the ACP-EC Council of Ministers on transitional measures to be applied from 1 March 1995 following the expiry of the financial protocol to the 7th EDF. The financial protocol had in fact been concluded for a period of five years whereas the Lomé IV Convention itself covers ten years. The transitional measures seek to guarantee the continued interventions of the 7th EDF under SYSMIN and STABEX, structural adjustment, and emergency aid for refugees until the new Lomé IV financial protocol (8th EDF) is ratified by all the signatory states.

8th EDF: draft financial regulation. 4th ACP-EEC convention amended by the agreement of 4 November 1995

1996/0307(CNS) - 04/12/1995

The Council supported the content of the new internal agreement on the arrangements for financing and managing aid from the Community under the second financial protocol to the Fourth ACP-EC Lomé Convention (8^{th} EDF). This agreement will be signed by the representatives of the governments of the Member States meeting in the Council at the Development Council on 20 December 1995. It will allow the Member States to implement the internal procedures required to ratify the Agreement signed in Mauritius on 4 November amending the Fourth ACP-EC Lomé Convention.

8th EDF: draft financial regulation. 4th ACP-EEC convention amended by the agreement of 4 November 1995

1996/0307(CNS) - 20/02/1998 - Text adopted by Parliament, 1st reading/single reading

Adopting the report by Mr Terence Wynn (PSE, UK), Parliament reaffirmed its commitment to the EU's development and cooperation policies but refused to deliver an opinion on the Financial Regulation for the Eighth EDF. This reflects an old controversy between Parliament and the Council: Parliament has constantly advocated inclusion of the EDF in the Community budget, which would enable it to exercise its real budgetary powers (adoption of budgets, consultation on relevant financial regulations, discharge etc.). But the Council has consistently rejected budgetization of the

European Development Fund. The Court of Justice (Case 316/91) took the view in its judgment that the Development Fund did not constitute a part of the Community's expenditure and that consultation of Parliament by the Council was only optional. Consequently, the refusal to deliver an opinion on the Financial Regulation of the Eighth EDF should not affect implementation of the development and cooperation policies. Parliament is merely expressing its opposition to the current procedure.