

Basic information	
2005/2159(BUD) BUD - Budgetary procedure Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal Subject 8.40.04 Court of Justice, Court of First Instance 8.70.60 Previous annual budgets	Procedure completed

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	BUDG Budgets		JENSEN Anne E. (ALDE)	20/09/2004
	Former committee responsible		Former rapporteur	Appointed
	BUDG Budgets		JENSEN Anne E. (ALDE)	20/09/2004
	Committee for opinion		Rapporteur for opinion	Appointed
	JURI Legal Affairs		The committee decided not to give an opinion.	
	Former committee for opinion		Former rapporteur for opinion	Appointed
	JURI Legal Affairs		The committee decided not to give an opinion.	14/09/2005
Council of the European Union				
European Commission	Commission DG		Commissioner	
	Budget			

Key events			
Date	Event	Reference	Summary
		COM(2005)0419	Summary

05/09/2005	Commission preliminary draft budget published		
03/10/2005	Council draft budget published	12180/2005	Summary
12/10/2005	Committee referral announced in Parliament		
13/10/2005	Vote in committee		Summary
17/10/2005	Budgetary report tabled for plenary	A6-0306/2005	
25/10/2005	Decision by Parliament	T6-0391/2005 T6-0392/2005	
25/10/2005	Results of vote in Parliament		
21/11/2005	Amended budget adopted by Council		
21/11/2005	Council amended draft budget published	N6-0028/2005	Summary
23/11/2005	Vote in committee, 2nd reading		Summary
25/11/2005	Budgetary report tabled for plenary, 2nd reading	A6-0336/2005	
30/11/2005	Committee referral announced in Parliament, 2nd reading		
01/12/2005	Decision by Parliament, 2nd reading	T6-0451/2005 T6-0452/2005	
01/12/2005	Results of vote in Parliament		
01/12/2005	End of procedure in Parliament		
13/01/2006	Final act published in Official Journal		

Technical information	
Procedure reference	2005/2159(BUD)
Procedure type	BUD - Budgetary procedure
Procedure subtype	Budget
Stage reached in procedure	Procedure completed
Committee dossier	BUDG/6/32115

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Budgetary report tabled for plenary, 1st reading		A6-0306/2005	17/10/2005	
Budgetary text adopted by Parliament		T6-0391/2005 OJ C 272 09.11.2006, p. 0015-0057 E	25/10/2005	Summary
Parliament's opinion on budgetary estimates/guidelines		T6-0392/2005 OJ C 272 09.11.2006, p. 0015-0058 E	25/10/2005	Summary
Budgetary report tabled for plenary, 2nd reading		A6-0336/2005	25/11/2005	
Final budget adopted by Parliament		T6-0451/2005	01/12/2005	Summary

Budgetary text adopted by Parliament		T6-0452/2005	01/12/2005	Summary
Council of the EU				
Document type		Reference	Date	Summary
Council draft budget		12180/2005	03/10/2005	Summary
Council amended draft budget		N6-0028/2005	21/11/2005	Summary
European Commission				
Document type		Reference	Date	Summary
Commission preliminary draft budget		COM(2005)0419 	05/09/2005	Summary
Commission response to text adopted in plenary		SP(2005)5015	15/12/2005	

Additional information			
Source		Document	Date
European Commission		EUR-Lex	

Final act	
Budget 2006/0004 OJ L 009 13.01.2006, p. 0027-0072	Summary

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 21/11/2005 - Council amended draft budget

It is recalled that at its plenary session on 25 October 2005, the European Parliament made one amendment to the Draft Amending Budget No 6/2005, and decided to create all posts that had been requested for the Civil Service Tribunal in preliminary draft amending budget (PDAB) No. 7/2005. It therefore adjusted the appropriations in DAB No. 6 accordingly. PDAB No. 7 would therefore become DAB No. 6.

The Council recalled that, in July, when establishing the draft budget for the financial year 2006 it was not able to accept the request for 2 B*3, 2 C*1 and 4 B*3 (temporary) posts for the creation of the Civil Service Tribunal. Therefore, the Council agreed to maintain the Council's position taken in July 2005 by not accepting the creation of these 8 posts in 2005.

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 05/09/2005 - Commission preliminary draft budget

PURPOSE: Presentation of the Preliminary Draft Budget for the Financial Year 2005 (Section IV – Court of Justice)

CONTENT: In 2004, the Council established a Civil Service Tribunal, or the 'CST', which is made up of seven judges. Requests for the creation of posts and operating appropriations necessary for the setting up of the new Tribunal had been incorporated in the Court of Justice's preliminary draft budget for 2006. The Tribunal was established on the assumption that it would not take up its duties until the beginning of 2006. When drawing up

suitable candidates to work on the Tribunal, the Council appointed seven judges in July 2005 with the intention that they would begin work as of 1 October 2005. Given that the Tribunal will begin work three months earlier than foreseen a request must now be made to amend the 2005 budget.

Thus the purpose of this amendment is to first and foremost allow for the creation of 26 new posts deemed necessary for the proper functioning of the CST. The 26 posts being created includes staff for the Judges, such as a legal secretary, an assistant attached to each Judge, a reader of judgments and an assistant to work in the President's cabinet. It also includes staff directly attached to the Registry. The posts in question refer only to staff working directly with the Judges and staff for the registry. (Specifically speaking that translates into 16 temporary staff, employed at grade 2 A*14, 2 A*12, 3 A*11, 1 A*10, 1 B*5 et 7 B*3 and 10 permanent staff employed at grade 1 A*5, 5 B*3 et 4 C*1). For the rest, the CST is expected to use the various services of the Court of Justice – as in interpreters, translators etc.

Concerning the question of appropriations, the amending draft budget covers the wages for the seven new Judges of the Tribunal, its Registrar and the 26 new posts outlined above. The appropriations required for that purpose are entered under various headings in Chapters 10 and 11.

It should be noted that no extra burden will be placed on the Community budget given that any new provisions must be 'self-financed' by using the funds available in the two Chapters concerned. Funds have become available, thanks in part, to the lower costs for retirement pensions and expenditure provided for in respect of the renewal of the members and because new posts have been filled less swiftly than had previously been provided for.

Finally, from October 2005 until the end of the year, the Court's administration plans to secure the functioning of the Tribunal by using the budgetary resources available. As such, the budgetary authority has already been informed in connection with the budgetary procedure for 2006 that the CST will not be renting its new accommodation until January 2006. That is why the amending budget contains no request for appropriations to reinforce Title II of the budget.

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 25/10/2005 - Budgetary text adopted by Parliament

The European Parliament adopted the report by Anne Elisabeth **JENSEN** (ADLE, DK) and fully supported the Committee's position thus approving Draft amending budget No 6/2005 Section IV - Court of Justice - Establishment of the Civil Service Tribunal – as proposed by the Commission. It amended the Council's draft budget and reinstated the posts requested by the Commission for the establishment of the Civil Service Tribunal:

- 2 permanent B*3 posts,
- 2 permanent C*1 posts, and
- 4 temporary B*3 posts.

It also reinstated the figures contained in the Commission's preliminary draft budget.

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 25/10/2005 - Parliament's opinion on budgetary estimates/guidelines

The European Parliament adopted the report by Anne Elisabeth **JENSEN** (ADLE, DK) and approved Draft amending budget No 6/2005 as amended. (Please refer to the summary of 13/10/2005.)

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 01/12/2005 - Final budget adopted by Parliament

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 01/12/2005 - Budgetary text adopted by Parliament

The European Parliament adopted a resolution drafted by Anne Elisabeth **JENSEN** (ADLE, DK) taking note of Council's second reading, and confirming its decision taken at first reading. It instructs its President to declare that Amending budget No 6/2005 has been finally adopted.

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 01/12/2005 - Final act

PURPOSE : to adopt amending budget 7/2005.

LEGISLATIVE ACT : 2006/4/EC, Euratom.

CONTENT : the European Parliament has finally adopted amending budget No 7 of the European Union for the financial year 2005 in accordance with its resolution dated 1 December 2005 (please refer to the summary of the resolution). This amending budget concerns the establishment of the Civil Service Tribunal and its staff.

Amending budget 7/2005: section IV Court of Justice, establishment of the Civil Service Tribunal

2005/2159(BUD) - 03/10/2005 - Council draft budget

On 6 September 2005, the Commission forwarded to the Council Preliminary Draft Amending budget (PDAB) No 7 for the financial year 2005; it concerns the general statement of revenue and expenditure of Section IV: Court of Justice.

The Commission proposal may be summarised as follows:

- entry of 26 new posts in the establishment plan of Section IV required for the creation of the Civil Service Tribunal, which has been established and set up by the Council decisions 2004/752/EC and 2005/151/EC;
- entry of appropriations in the budget lines in Section IV of the 2005 budget to finance these 26 posts, i.e. EUR 1 598 000, by using funds available in items 1030, 1091 and 1191;
- adjustment of the respective revenue items on the basis of the decisions taken regarding the creation of 26 new posts, i.e. an increase of EUR 206 000.

On 3 October 2005 the Council established draft amending budget No. 6 for the financial year 2005.

The Council recalled that, on 16 July 2005 when establishing the draft budget for the financial year 2006 it was not able to accept the request for 2 B*3, 2 C*1 and 4 B*3 (temporary) posts for the creation of the Civil Service Tribunal.

Therefore, the Council agreed to maintain the Council's position taken in July 2005 by not accepting the creation of these 8 posts in 2005.

The draft amending budget No 6 for the financial year 2005 is established as set out in the Annex.