COUNCIL DECISION

of 5 April 1977

giving a discharge to the Commission in respect of the implementation of the operations of the Development Fund for the overseas countries and territories (1st Fund) for the 1972 financial year

(77/314/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Implementing Convention on the association of the overseas countries and territories with the Community, annexed to the Treaty,

Having regard to Regulation No 5 laying down detailed provisions relating to the collection and transfer of financial contributions, the budgeting and administration of the resources of the Development Fund for the overseas countries and territories [1], and in particular Article 16 thereof,

Having regard to Regulation No 6 relating to the responsibility of authorizing and accounting officers for the resources of the Development Fund for the overseas countries and territories [2],

Having regard to the revenue and expenditure accounts, the statement and the summary of operations of the Development Fund for the overseas countries and territories (1st Fund) as at 31 December 1972,

Having regard to the report of the Audit Board on the accounts for the 1972 financial year, to which report are annexed the Commission's replies to the comments made by the Audit Board, and in particular the second part of that report, which deals with the Development Funds,

Having regard to the opinion of the European Parliament of 14 December 1976,

Recalling that, in accordance with the provisions applicable to the implementation of the Development Fund for the overseas countries and territories (1st Fund), only the Council, acting by a qualified majority, shall give a discharge to the Commission in respect of the financial administration of the Fund;

Whereas an advance of 35 216 819·37 units of account has been paid to the European Development Fund (1963) (2nd EDF);

Whereas the overall implementation by the Commission of the 1972 operations of the first Development Fund during the 1972 financial year was such as to warrant its being given a discharge in respect of the implementation of those operations,

HAS DECIDED AS FOLLOWS:

Article 1

The position of the Council on comment 70 in the report of the Audit Board for the 1972 financial year is as set out in the Annex.

Article 2

The Council closes the revenue and expenditure accounts of the Development Fund for the overseas countries and territories (1st Fund) as at 31 December 1972 as follows:

Revenue

at the sum of 581 520 065·62 units of account;

Expenditure(payments)

at the sum of 546 303 246·25 units of account.

(1) OJ No 33, 31. 12. 1958, p. 681/58.
(2) OJ No 33, 31. 12. 1958, p. 686/58.

Article 3

The Council hereby gives a discharge to the Commission in respect of the implementation of the operations of the Development Fund for the overseas countries and territories (1st Fund) for the 1972 financial year.

Done at Luxembourg, 5 April 1977.

For the Council

The President

D. OWEN

ANNEX

The position of the Council on comment 70 of the Audit Board concerning the enforcement of the responsibilities assumed by the consultancy bureaux

THE COUNCIL calls upon the Commission to continue its efforts to forestall and impose sanctions on the consequences, for the execution of projects, of the delays, shortcomings or omissions of certain studies.
