COUNCIL DECISION

of 5 April 1977

giving a discharge to the Commission in respect of the implementation of the operations of the European Development Fund (1963) (2nd EDF) for the 1973 financial year

(77/318/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Convention of Association between the European Economic Community and the African States and Madagascar associated with the Community[1], signed at Yaoundé on 20 July 1963,

Having regard to Council Decision 64/349/EEC of 25 February 1964 relating to the association of the overseas countries and territories with the European Economic Community[2],

Having regard to the Internal Agreement on the financing and administration of Community aid[3], signed at Yaoundé on 20 July 1963, and in particular Article 17 thereof,

Having regard to Financial Regulation 64/356/EEC of the European Development Fund set up under the Internal Agreement on the financing and administration of Community aid[4], and in particular Articles 7 and 8 thereof,

Having regard to the Council Decision of 30 May 1972 on the transfer and utilization of the unexpended balances of the Development Fund for the overseas countries and territories set up by the Implementing Convention annexed to the Treaty establishing the European Economic Community,

Having regard to the revenue and expenditure accounts, the statement and the summary of operations of the European Development Fund (1963) (2nd EDF) as at 31 December 1973[5],

Having regard to the report of the Audit Board on the accounts for the financial year 1973, to which report are annexed the Commission's replies to the comments made by the Audit Board,

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 European Development Fund (1963) (2nd EDF), 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 revenue for the 1973 financial year consisted mainly of the contributions of the Member States, amounting to 724 534 024·54 units of account, and of miscellaneous revenue of the Fund; whereas, moreover, an advance of 25 331 472·75 units of account was granted from the resources of the Development Fund for the overseas countries and territories (1st Fund);

Whereas, pursuant to the abovementioned Council Decision of 30 May 1972, the amount 9 015 638·83 units of account was transferred as the unexpended balance from the first Fund to the second EDF;

Whereas the overall implementation by the Commission of the operations of the European Development Fund (1963) (2nd EDF) during the 1973 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 Council closes the revenue and expenditure accounts of the European Development Fund (1963) (2nd EDF) as at 31 December 1973 as follows:

Revenue

at the sum of 728 005 544·61 units of account;

Expenditure (payments)

at the sum of 631 666 809·15 units of account.

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(1) OJ No 93, 11. 6. 1964, p. 1431/64.
(2) OJ No 93, 11. 6. 1964, p. 1472/64.
(3) OJ No 93, 11. 6. 1964, p. 1493/64.
(4) OJ No 93, 11. 6. 1964, p. 1498/64.
(5) OJ No C 148, 27. 11. 1974, p. 15.

Article 2

The Council hereby gives a discharge to the Commission in respect of the implementation of the operations of the European Development Fund (1963) (2nd EDF) for the 1973 financial year.

Done at Luxembourg, 5 April 1977.

For the Council

The President

D. OWEN