COUNCIL DECISION

of 9 April 1981

giving a discharge to the Commission in respect of the implementation of the operations of the European Development Fund (1963) (Second EDF) for the financial year 1979

(81/261/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 the Financial Regulation 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 countres and territories set up by the Implementing Convention annexed to the Treaty establishing the European Economic Community,

Having regard to the revenue and expenditure account and the balance sheet relating to the operations of the European Development Fund (1963) (Second EDF) as at 31 December 1979,

Having regard to the report of the Court of Auditors for the financial year 1979, together with the Commission's replies [5],

Recalling that, in accordance with the provisions applicable to the implementation of the European Development Fund (1963) (Second 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 financial year 1979 consisted mainly of the contributions of the Member States, amounting to 730 000 000·00 European units of account, and of miscellaneous revenue of the Fund;

Whereas, pursuant to the abovementioned Council Decision of 30 May 1972, an amount of 11 150 825·84 European units of account was transferred as the unexpended balance from the First Fund to the Second EDF;

Whereas an advance of 3 641 286·79 European units of account was paid to the European Development Fund (1975) (Fourth EDF);

Whereas the overall implementation by the Commission of the operations of the European Development Fund (1963) (Second EDF) during the financial year 1979 was such as to warrant its being given a discharge in respect of the implementation of these operations,

HAS DECIDED AS FOLLOWS:

Article 1

The Council shall close the revenue and expenditure accounts of the European Development Fund (1963) (Second EDF) as at 31 December 1979 as follows:

— revenue: at the sum of 741 235 979·88 European units of account,

— expenditure (payments): at the sum of 726 443 867·25 European units of account.

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) (Second EDF) for the financial year 1979.

Done at Luxembourg, 9 April 1981.

For the Council

The President

D. F. van der MEI

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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 342, 31. 12. 1980, p. 1.