COUNCIL REGULATION (EEC) No 3641/85

of 20 December 1985

amending Regulation (EEC) No 1787/84 on the European Regional Development Fund

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the European Parliament (2),

Having regard to the opinion of the Economic and Social Committee (3),

Whereas Regulation (EEC) No 1787/84 (4) lays down the provisions governing the operations of the European Regional Development Fund (ERDF);

Whereas the Treaty of Accession of Spain and Portugal will enter into force on 1 January 1986, subject to the instruments of ratification being lodged before that date;

Whereas the conditions for the participation of the new Member States in the ERDF's resources with effect from 1 January 1986 should therefore be defined;

Whereas, as provided for in the Act of Accession of Spain and Portugal, the provisions of Regulation (EEC) No 1787/84 laying down the lower and upper limits of the range allocated to each Member State should be adjusted;

Whereas, in the interests of effective management of the ERDF's resources, the reference periods to which these limits apply should be harmonized;

Whereas the development of the Portuguese regions requires considerable financial support and whereas, on account of the insufficiency of the financial resources which Portugal is able to channel into investment, provision should be made during a transitional period for an increase in the rates of ERDF assistance for measures concerning Portugal,

HAS ADOPTED THIS REGULATION:

Article 1

Article 4 (3) of Regulation (EEC) No 1787/84 is hereby replaced by the following:

'3. The ERDF's resources shall be used on the basis of ranges, the lower and upper limits of which are shown below:

(%)

Member State	Lower limit	Upper limit
Belgium	0,61	0,82
Denmark	0,34	0,46
Germany	2,55	3,40
Greece	8,36	10,64
Spain	17,97	23,93
France	7,48	9,96
Ireland	3,82	4,61
Italy	21,62	28,79
Luxembourg	0,04	0,06
Netherlands	0,68	0,91
Portugal	10,66	14,20
United Kingdom	14,50	19,31'

Article 2

For 1986 and 1987, as a transitional measure, the upper and lower limits shown for Spain and Portugal in Article 4 (3) of Regulation (EEC) No 1787/84, as amended by this Regulation, shall, by way of derogation from the first subparagraph of Article 4 (4) of Regulation (EEC) No 1787/84, apply for a period of two years.

Article 3

Until 31 December 1990, by way of derogation from Article 7 (4), Article 11 (6), Article 16 (1) and Article 20 (1) and (2) of Regulation (EEC) No 1787/84, the rates of the ERDF's contribution to the financing of projects or programmes in the Portuguese regions, may be increased by 20 points up to a maximum rate of 70 %.

Before this date, the Commission shall re-examine the situation and, if necessary, submit appropriate proposals to the Council.

Article 4

This Regulation shall enter into force on 1 January 1986.

(1) OJ No C 181, 19. 7. 1985, p. 7.
(2) Opinion delivered on 15 November 1985 (not yet published in the Official Journal).
(3) OJ No C 333, 25. 11. 1985, p. 1.
(4) OJ No L 169, 28. 6. 1984, p. 1.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 20 December 1985.

For the Council

The President

R. KRIEPS