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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the financial contributions to be paid by the parties to the European Development Fund as a second instalment for 2023

COUNCIL DECISION (EU) 2023/...

of ...

**on the financial contributions to be paid by the parties
to the European Development Fund as a second instalment for 2023**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement, and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies¹, and in particular Article 7(2) in conjunction with Article 14(3) thereof,

¹ OJ L 210, 6.8.2013, p. 1.

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund, and repealing Regulation (EU) 2015/323¹, and in particular Article 19(3) thereof,

Having regard to the proposal from the European Commission,

¹ OJ L 307, 3.12.2018, p. 1.

Whereas:

- (1) In accordance with Article 46 of Regulation (EU) 2018/1877, the European Investment Bank (EIB) is to send to the Commission its updated estimates of commitments and payments under the instruments it manages.
- (2) In accordance with Article 19(3) of Regulation (EU) 2018/1877, the Commission is to present a proposal by 15 June 2023 setting out the amount of the second instalment of the contribution for 2023.
- (3) Pursuant to Article 20(1) of Regulation (EU) 2018/1877, calls for contributions are to first use up the amounts laid down for previous European Development Funds (EDF). Therefore a call for funds pursuant to Regulation (EU) 2018/1877 for the EIB and for the Commission should be made.
- (4) Pursuant to Article 152 of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (the 'Withdrawal Agreement'), the United Kingdom of Great Britain and Northern Ireland (the 'United Kingdom') is to remain party to the EDF until the closure of the 11th EDF and all previous unclosed EDFs. However, pursuant to Article 153 of the Withdrawal Agreement, the United Kingdom's share in decommitted funds from projects under the 11th EDF, where those funds have been decommitted after 31 December 2020, or previous EDFs are not to be reused.

- (5) Council Decision (EU) 2022/2242¹ sets the annual amount of the contributions to be paid by the parties to the EDF for 2023 at EUR 1 800 000 000 for the Commission and at EUR 300 000 000 for the EIB.
- (6) In order to allow for the prompt application of the measures it provides for, this Decision should enter into force on the date of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS DECISION:

¹ Council Decision (EU) 2022/2242 of 14 November 2022 on the financial contributions to be paid by the parties to the European Development Fund to finance that fund, specifying the ceiling for 2024, the annual amount for 2023, the amount of the first instalment for 2023 and an indicative and non-binding forecast for the expected annual amounts of contributions for the years 2025 and 2026 (OJ L 294, 15.11.2022, p. 17).

Article 1

The amount of the contributions to be paid by the parties to the EDF as a second instalment for 2023 is hereby set at EUR 750 000 000. It shall be divided into EUR 650 000 000 for the Commission and EUR 100 000 000 for the EIB.

Article 2

The individual EDF contributions shall be paid by the parties to the EDF to the Commission and the EIB as the second instalment for 2023, in accordance with the Annex.

Article 3

This Decision shall enter into force on the date of its publication in the *Official Journal of the European Union*.

Done at ...,

For the Council

The President

ANNEX

Second instalment of EDF contributions for 2023 (EUR) to be paid to the Commission and the EIB

MEMBER STATES & UK	Key 11th EDF %	2nd instalment 2023 (EUR)		Total
		Commission 11th EDF	EIB 11th EDF	
BELGIUM	3,24927	21 120 255	3 249 270	24 369 525
BULGARIA	0,21853	1 420 445	218 530	1 638 975
CZECHIA	0,79745	5 183 425	797 450	5 980 875
DENMARK	1,98045	12 872 925	1 980 450	14 853 375
GERMANY	20,57980	133 768 700	20 579 800	154 348 500
ESTONIA	0,08635	561 275	86 350	647 625
IRELAND	0,94006	6 110 390	940 060	7 050 450
GREECE	1,50735	9 797 775	1 507 350	11 305 125
SPAIN	7,93248	51 561 120	7 932 480	59 493 600
FRANCE	17,81269	115 782 485	17 812 690	133 595 175
CROATIA	0,22518	1 463 670	225 180	1 688 850
ITALY	12,53009	81 445 585	12 530 090	93 975 675
CYPRUS	0,11162	725 530	111 620	837 150
LATVIA	0,11612	754 780	116 120	870 900
LITHUANIA	0,18077	1 175 005	180 770	1 355 775
LUXEMBOURG	0,25509	1 658 085	255 090	1 913 175
HUNGARY	0,61456	3 994 640	614 560	4 609 200
MALTA	0,03801	247 065	38 010	285 075

MEMBER STATES & UK	Key 11th EDF %	2nd instalment 2023 (EUR)		Total
		Commission 11th EDF	EIB 11th EDF	
NETHERLANDS	4,77678	31 049 070	4 776 780	35 825 850
AUSTRIA	2,39757	15 584 205	2 397 570	17 981 775
POLAND	2,00734	13 047 710	2 007 340	15 055 050
PORTUGAL	1,19679	7 779 135	1 196 790	8 975 925
ROMANIA	0,71815	4 667 975	718 150	5 386 125
SLOVENIA	0,22452	1 459 380	224 520	1 683 900
SLOVAKIA	0,37616	2 445 040	376 160	2 821 200
FINLAND	1,50909	9 809 085	1 509 090	11 318 175
SWEDEN	2,93911	19 104 215	2 939 110	22 043 325
UNITED KINGDOM*	14,67862	95 411 030*	14 678 620	110 089 650*
TOTAL EU-27 & UK	100,00	650 000 000	100 000 000	750 000 000

* Further to Article 153 of the Withdrawal Agreement, the United Kingdom formally requested in March 2023 that the Commission refund in 2023 its outstanding share of the 10th and 11th EDF reserves by netting-out the United Kingdom's outstanding contribution to the EDF for 2023 (2nd and 3rd instalments, i.e. a total of EUR 154,12 million). That netting-out will be reflected in the respective payment instructions.
