



Council of the  
European Union

Brussels, 14 December 2020  
(OR. en)

14020/20

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**Interinstitutional File:  
2018/0136 (COD)**

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**VOTE 68  
INF 220  
PUBLIC 85  
CODEC 1337**

#### **NOTE**

Subject:	<ul style="list-style-type: none"><li>– Voting result</li><li>– Position of the Council at first reading with a view to the adoption of a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a general regime of conditionality for the protection of the Union budget</li><li>– Adoption of the Council first reading position and Statement of Reasons</li><li>– Approval of the joint statement</li><li>– Outcome of the written procedure completed on 14 December 2020</li></ul>
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The outcome of voting on the above mentioned legislative act can be found in Annex 1 to this note.

Reference document:

9980/20

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date of adoption by Coreper of the decision to use the Written Procedure 11.12.2020

The statements and/or explanations of vote are in Annex 2 to this note.



## General Secretariat of the Council

Institution: Council of the European Union  
 Session:  
 Configuration:  
 Item: 2018/0136 (COD) (Document: 9980/20)  
 Voting Rule: qualified majority  
 Subject: Regulation of the European Parliament and of the Council on a general regime of conditionality for the protection of the Union budget

Vote	Members	Population (%)
Yes	25	89,33%
No	2	10,67%
Abstain	0	0%
Not participating	0	
Total	27	

Sitting date: 14/12/2020

Final result



Member State	Weighting	Vote	Member State	Weighting	Vote
BELGIQUE/BELGIË	2,56		LIETUVA	0,62	
БЪЛГАРИЯ	1,56		LUXEMBOURG	0,14	
ČESKÁ REPUBLIKA	2,35		MAGYARORSZÁG	2,18	
DANMARK	1,30		MALTA	0,11	
DEUTSCHLAND	18,54		NEDERLAND	3,89	
EESTI	0,30		ÖSTERREICH	1,98	
ÉIRE/IRELAND	1,10		POLSKA	8,49	
ΕΛΛΑΔΑ	2,40		PORTUGAL	2,30	
ESPAÑA	10,49		ROMÂNIA	4,34	
FRANCE	14,98		SLOVENIJA	0,47	
HRVATSKA	0,91		SLOVENSKO	1,22	
ITALIA	13,65		SUOMI/FINLAND	1,23	
ΚΥΠΡΟΣ	0,20		SVERIGE	2,29	
LATVIJA	0,43				

\* When acting on a proposal from the Commission or the High Representative, qualified majority is reached if at least 55 % of members vote in favour (15 MS) accounting for at least 65% of the population

For information: <http://www.consilium.europa.eu/public-vote>

**Explanation by Hungary of its vote**

The European Council conclusions of 10-11 December 2020 and the related statements by the Commission and the Council addressed the political and some of the legal concerns of Hungary as regards the interpretation and application of the draft Regulation on a general regime of conditionality for the protection of the Union budget. Nevertheless, serious legal concerns remain as to the conformity of the draft Regulation with EU law that compel Hungary to vote against the Council's position in first reading on the draft Regulation. Hungary reserves its right under Article 263 TFEU.

**Statement by Hungary**

The full implementation in good faith of the European Council conclusions and the related statements by the Commission on the interpretation and application of the regulation on a general regime of conditionality for the protection of the Union budget pertains to Hungary's vital national interests and is a precondition of Hungary's consent to any legislative act related to the multiannual financial framework for the years 2021 to 2027, including Next Generation EU.

**Statement by the Commission**

The Commission takes note of the European Council's conclusions of 10-11 December 2020 with regard to the draft Regulation on a general regime of conditionality for the protection of the Union budget. It confirms the European Council's understanding that the Commission, in the application of the Regulation, is committed to the elements referred to in paragraph 2 of the conclusions of 10-11 December 2020 to the extent that they fall within the remit of its responsibilities, in accordance with the Treaties.

## **Draft Joint Statement by the Council, the European Parliament and the Commission**

Without prejudice to the Commission's right of initiative, the European Parliament, the Council and Commission agree to consider including the content of this Regulation into Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 (the "Financial Regulation") upon its next revision.

### **Statement by the Commission**

The Commission agrees to consider accompanying the report to the European Parliament and the Council on the application of this Regulation by appropriate proposals where necessary.

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