



25.7.2019

DRAFT REPORT

on the proposal for a decision of the European Parliament and of the Council amending Decision (EU) 2019/276 as regards adjustments to the amounts mobilised from the Flexibility Instrument for 2019 to be used for migration, refugee inflows and security threats
(COM(2019)0600 – C9-0029/2019 – 2019/2039(BUD))

Committee on Budgets

Rapporteur: John Howarth

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MOTION FOR A EUROPEAN PARLIAMENT RESOLUTION

on the proposal for a decision of the European Parliament and of the Council amending Decision (EU) 2019/276 as regards adjustments to the amounts mobilised from the Flexibility Instrument for 2019 to be used for migration, refugee inflows and security threats (COM(2019)0600 – C9-0029/2019 – 2019/2039(BUD))

The European Parliament,

- having regard to the Commission proposal to the European Parliament and the Council (COM(2019)0600 – C9-0029/2019),
 - having regard to Decision (EU) 2019/276 of the European Parliament and of the Council of 12 December 2018 on the mobilisation of the Flexibility Instrument to reinforce key programmes for the competitiveness of the EU and to finance immediate budgetary measures to address the ongoing challenges of migration, refugee inflows and security threats¹,
 - having regard to the general budget of the European Union for the financial year 2019, as definitively adopted on 12 December 2018²,
 - having regard to Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 laying down the multiannual financial framework for the years 2014-2020³,
 - having regard to the Interinstitutional Agreement of 2 December 2013 between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management⁴,
 - having regard to Council Decision 2014/335/EU, Euratom of 26 May 2014 on the system of own resources of the European Union⁵,
 - having regard to Draft amending budget No 4/2019, which the Commission adopted on 2 July 2019 (COM(2019)0610),
 - having regard to the report of the Committee on Budgets (A9-0000/2019),
- A. whereas the European Parliament and the Council decided to mobilise the Flexibility Instrument in 2019 for an amount of EUR 1 164 million: EUR 179 million for heading 1a (Competitiveness for Growth and Jobs) to reinforce key competitiveness programmes (namely Horizon 2020 and Erasmus+), and EUR 985,6 million for heading 3 as proposed by the Commission.;
- B. whereas the Commission has proposed Draft amending budget No 4/2019 that includes reductions in the level of commitment appropriations for both heading 1a and 3 and

¹ OJ L54, 22.2.2019, p.3.

² OJ L 67, 7.3.2019.

³ OJ L 347, 20.12.2013, p. 884.

⁴ OJ C 373, 20.12.2013, p. 1.

⁵ OJ L 168, 7.6.2014, p. 105.

therefore reduces the need for the use of the Flexibility Instrument in 2019;

- C. whereas the Commission has therefore proposed to adjust accordingly the amounts mobilised from the Flexibility Instrument at EUR 1090 million, of which EUR 160 million for heading 1a and EUR 930 million for heading 3;
- D. whereas the proposed mobilisation decision amends Decision (EU) 2019/276 of 12 December 2018⁶;
 - 1. Stresses that the mobilisation of the Flexibility Instrument shows, once more, the crucial need for the Union budget to be more flexible;
 - 2. Reiterates its long-standing view that the payments stemming from commitments previously mobilised through the Flexibility Instrument can only be counted over and above the ceilings;
 - 3. Approves the decision annexed to this resolution;
 - 4. Instructs its President to sign the decision with the President of the Council and arrange for its publication in the *Official Journal of the European Union*;
 - 5. Instructs its President to forward this resolution, including its annex, to the Council and the Commission.

⁶ Decision (EU) 2019/276 of the European Parliament and of the Council of 12 December 2018 on the mobilisation of the Flexibility Instrument to reinforce key programmes for the competitiveness of the EU and to finance immediate budgetary measures to address the ongoing challenges of migration, refugee inflows and security threats (OJ L 54, 22.2.2019, p. 3).

ANNEX: DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

amending Decision (EU) 2019/276 as regards the amounts mobilised from the Flexibility Instrument for 2019

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the Interinstitutional Agreement of 2 December 2013 between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management¹, and in particular point 12 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Flexibility instrument is intended to allow the financing of clearly identified expenditure which could not be financed within the limits of the ceilings available for one or more other headings.
- (2) The ceiling on the annual amount available for the Flexibility Instrument is EUR 600 000 000 (2011 prices), as laid down in Article 11 of Council Regulation (EU, Euratom) No 1311/2013², increased, where applicable by lapsed amounts made available in accordance with the second subparagraph of paragraph 1 of that Article.

¹ OJ C 373, 20.12.2013, p. 1.

² Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 laying down the multiannual financial framework for the years 2014-2020 (OJ L 347, 20.12.2013, p. 884).

- (3) On 12 December 2018, the European Parliament and the Council adopted Decision (EU) 2019/276³ mobilising the Flexibility Instrument for the financial year 2019 beyond the ceiling of heading 1a (*Competitiveness for Growth and Jobs*) by the amount of EUR 178 715 475 to reinforce key programmes for the competitiveness of the EU and beyond the ceiling of heading 3 (*Security and citizenship*) by the amount of EUR 985 629 138 to finance measures in the field of migration, refugees and security.
- (4) Amending budget No 4 of the European Union for the financial year 2019 includes reductions in the level of commitment appropriations for both headings 1a and 3 and therefore reduces the need for the use of the Flexibility Instrument. It is therefore appropriate to adjust the amounts mobilised from the Flexibility Instrument for 2019 under Decision (EU) 2019/276 accordingly. It is also appropriate to adjust the expected payment profile.
- (5) Decision (EU) 2019/276 should therefore be amended accordingly,

HAVE ADOPTED THIS DECISION:

Article 1

Article 1 of Decision (EU) 2019/276 is amended as follows:

- (1) The first subparagraph of paragraph 1 is amended as follows:
 - (a) the figure "EUR 178 715 475" is replaced by the figure "EUR 160 195 475";
 - (b) the figure "EUR 985 629 138" is replaced by the figure "EUR 930 188 138".

³ Decision (EU) 2019/276 of the European Parliament and of the Council of 12 December 2018 on the mobilisation of the Flexibility Instrument to reinforce key programmes for the competitiveness of the EU and to finance immediate budgetary measures to address the ongoing challenges of migration, refugee inflows and security threats (OJ L 54, 22.2.2019, p. 3).

(2) In the first subparagraph of paragraph 2, points (a) to (e) are replaced by the following:

"(a) EUR 511 468 976 in 2019;

(b) EUR 242 308 256 in 2020;

(c) EUR 126 300 853 in 2021;

(d) EUR 131 990 641 in 2022;

(e) EUR 78 314 887 in 2023."

Article 2

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

Done at [...],

For the European Parliament

For the Council

The President

The President