

Amendment No 3 fell as the author was not present.

Parliament adopted paragraph 10, then paragraphs 11 to 20.

On paragraphs 21 and 22, Mr de la Malène had tabled amendment No 5 on behalf of the Group of European Progressive Democrats.

Amendment No 5 fell as the author was not present.

Parliament adopted paragraph 21 and 22, then paragraphs 23 to 28. On paragraph 29, the following two amendments had been tabled:

— amendment No 4 by Mr de la Malène on behalf of the Group of European Progressive Democrats,

— amendment No 6 by Mr Shaw.

Mr Shaw moved amendment No 6.

Amendment No 4 fell as the author was not present.

Mr Lange and Mr Shaw spoke.

Amendment No 6 was rejected.

Parliament adopted paragraph 29, then paragraphs 30 and 31.

The following resolution was adopted:

RESOLUTION

embodying the Opinion of the European Parliament on the draft Treaty proposed by the Council amending certain financial provisions of the Treaties establishing the European Communities and of the Treaty establishing a single Council and a single Commission of the European Communities (section on budgetary procedure)

The European Parliament,

- having been consulted by the Council on 12 February 1975 pursuant to Article 236 of the Treaty (Doc. 501/74),
- having regard to the letter from the Council (PE 39.884) setting out the main considerations which guided the Council in its deliberations,
- recalling the proposals from the Commission to the Council (COM(73) 1000 fin.),
- recalling its resolutions of 5 July 1973 (¹) and 5 October 1973 (²),
- having regard to the meetings between its delegation and the Council on 25 June, 13 September and 14 October 1974 and to the communications from the President of the Parliament to the President of the Council of 20 September 1974 (PE 38.000/fin.) and 22 October 1974 (PE 38.554),
- having regard to the report of the Committee on Budgets (Doc. 166/75) and the Opinion of the Political Affairs Committee,

I. The ongoing process of increasing the Parliament's budgetary powers

1. Draws attention to the fact that the present revision of the Treaties is being undertaken in accordance with the solemn commitments given by the Council and the Commission to the European Parliament and national Parliaments on the signing of the Treaty of 22 April 1970;
2. Regrets that there has been some delay in the process of revision but acknowledges the quality of the dialogue conducted on this occasion between the institutions which enabled their positions to be brought closer together;
3. Notes that the draft revision proposed by the Council, despite practical progress in relation to the Treaty of 22 April 1970, remains too far behind the Commission's proposal (³), only partly respects the commitments given and bears witness to a lack of political resolve in the Council to ensure the democratic development of the Community;

(¹) OJ No C 62, 31. 7. 1973.

(²) OJ No C 87, 17. 10. 1973.

(³) COM(73) 1000 fin.

4. Therefore considers that the text proposed by the Council — subject to the reservations set out below — allows no more than a relative and provisional increase in the Parliament's budgetary powers;

5. States that the spirit underlying this revision in no way gives it sufficient scope to provide the rights and responsibility which the European Parliament must have in the budgetary sector;

6. Is of the opinion that in the context of the ongoing process of increasing Parliament's powers recognized by the Council itself, a result must be achieved by 31 December 1976 granting the Parliament full budgetary powers;

II. Progress to be made in the context of this revision of the Treaties

A. Creation of revenue

Recourse to loans

7. Notes that different types of Community loans exist at present or are planned, without any clear definition of their relationship to the Community budget;

8. Requests, in conformity with the Commission's proposal, that the issuing of loans on the basis of the Treaties be settled in the context of the budgetary procedure, and effected on a proposal from the Commission and in agreement between the Council and the Parliament.

Fixing the annual rate of revenue accruing from value added tax

(Parliament's responsibility for revenue and expenditure)

9. Points out that its budgetary powers extend both to the creation of revenue and to the commitment of expenditure; therefore considers it important for the Council and Parliament to agree on the procedure enabling the annual value added tax rate of revenue accruing from value added tax⁽¹⁾ to be fixed when the budget is adopted;

10. Believes, in conformity with the Commission's proposal and in accordance with Article 4 (1) of the Decision of 21 April 1970, that the fixing of the annual rate of revenue accruing from value added tax forms part of the budgetary procedure and must be expressly provided for in the text of the Treaties;

B. Adoption of expenditure

Distinction between compulsory and non-compulsory expenditure

Maximum rate of increase for non-compulsory expenditure

11. Notes the provisional agreements between the Institutions whereby

- (a) compulsory and non-compulsory expenditure is to be fixed pragmatically each year by joint agreement between the Council and the Parliament on the basis of the Commission's proposals;
- (b) the maximum rate of increase for non-compulsory expenditure must not be made in artificial obstacle to extending current policies and applying new policies;

Procedure in respect of proposed modifications

12. Affirms that on the basis of the present inter-institutional relationship in the budgetary sector, a proposal of Parliament may be dismissed only if the Council rejects it by a majority of the votes of its members;

⁽¹⁾ Decision of 21 April 1970.

13. Therefore maintains, in agreement with the Commission's proposal which was amended to this effect on the basis of Parliament's Opinion, that the Council must decide by a majority of the votes of its members in order to reject a proposed modification which would lead to an increase in the total amount of compulsory expenditure of a particular body; if no decision on rejection is taken, the proposed modification must be deemed to be adopted;

Fixing a new annual rate of increase for non-compulsory expenditure

14. Notes that the fixing of a new annual rate of increase for non-compulsory expenditure should no longer be dependent on the condition of 'exceptional circumstances';

15. Considers that for the decision to be taken by Parliament, a simple majority of votes cast should be sufficient, if agreement exists with the Council on the fixing of a new rate;

16. Is of the opinion that if agreement cannot be reached between the Council and Parliament, the new rate should be fixed either by the Assembly acting by a majority of its members and three-fifths of the votes cast, or by the Council, acting unanimously with no abstentions;

Rejection of the draft budget

17. Notes with satisfaction that it is being accorded the right to reject the draft budget in its entirety and undertakes to make use of this right only when it has important and precisely defined reasons for doing so;

Control of implementation of the budget

Discharge

18. Accepts the responsibility conferred on it alone to grant to the Commission on a recommendation of the Council, a discharge in respect of implementation of the budget;

19. Considers it necessary, however, in the light of experience, to be able to grant a discharge without awaiting the Council's recommendation where the Council, without urgent reasons, exceeds the time limits laid down in the Financial Regulation;

Amendment of the Financial Regulation

20. Notes the agreement reached with the Council whereby, at the request of Parliament, the amendment of the Financial Regulation is to be the subject of a conciliation procedure;

III. Progress necessary in the immediate future

Increase in own resources

21. Affirms that the financial autonomy of the Communities in the future can only be ensured if own resources can be adapted to the financing requirements of Community policies on the basis of Community procedures;

22. Therefore believes, in agreement with the Commission's proposal, that Parliament must be granted the possibility, on the basis of the Treaties, of altering the maximum amount of existing own resources or fixing new revenue on a proposal from the Commission and with the agreement of the Council;

Conciliation procedure

23. Recalls the agreement reached between the institutions to allow the Parliament, through a conciliation procedure, to participate effectively in the definition and adoption of important decisions taken in particular on the basis of Article 235 of the EEC Treaty and resulting in further expenditure to be met by the Communities;

24. Stresses its reservations on certain essential aspects of this procedure and points with particular emphasis to the fact that it does not create the mechanism of co-decision desired by Parliament;

25. Recalls, however, that it was willing to try out this procedure in order to ascertain the spirit in which it is applied by the institutions;

26. States that this procedure would have to be further improved and extended to provide the framework for the progressive exercise of Parliament's legislative powers;

Distinction between compulsory and non-compulsory expenditure

Rate of increase of non-compulsory expenditure

27. Criticises in the light of experience, the arbitrary and ambiguous distinction between compulsory and non-compulsory expenditure;

28. Believes that this distinction must be abolished in order to enable the European Parliament fully to exercise its budgetary powers;

IV. Conclusions

29. Requests the Council to embody the following additions and amendments in the draft for the revision of the Treaties;

30. Expects the Commission and Council to conform their commitment to ensure the continuation of the ongoing process of increasing Parliament's powers so that it will be endowed with comprehensive and complete budgetary powers by 31 December 1976;

31. Instructs its President to forward this resolution and the report of the Committee on Budgets to the Parliaments of the Member States and to the Council and Commission of the European Communities.

'Provisions amending the Treaty establishing the European Coal and Steel Community'

Articles 1 to 10 has not been reproduced. The Articles are the same as those of the EEC Treaty given below.

CHAPTER I

Provisions amending the Treaty establishing the European Economic Community

I. FINANCIAL AUTONOMY OF THE COMMUNITIES

Article 201 EEC

The Commission shall examine the conditions under which the financial contributions of Member States provided for in Article 200 could be replaced by the Community's own resources, in particular by revenue accruing from the Common Customs Tariff when it has been finally introduced.

To this end, the Commission shall submit proposals to the Council.

Article 201 EEC

The Commission shall examine in what manner new own resources could be raised for the benefit of the Communities. In every fifth year the Council, after receiving a report from the Commission and consulting the Parliament shall examine whether and in what manner new resources should be introduced for the Community.

After consulting the Assembly on these proposals the Council may, acting unanimously, lay down the appropriate provisions, which it shall recommend to the Member States for adoption in accordance with their respective constitutional requirements.

The Parliament acting on a proposal from the Commission, and after the Council has given its unanimous assent, may, by a majority of its members and of three-fifths of the votes cast, amend the upper limit for existing resources or make provision for new resources for the Community.

Article 10(a)

Add a new Article 203(b) worded as follows:

PRESENT TEXT OF EEC TREATY	AMENDED COMMISSION PROPOSAL	COUNCIL DRAFT	TEXT AS AMENDED BY PARLIAMENT
	<i>Article 203(b) EEC</i>	<i>Article 203(b) EEC</i>	<i>Article 203(b) EEC</i>
	Any decision to have recourse to the raising of loans shall be decided during the budgetary procedure by the Council acting by a qualified majority and with the approval of the Parliament, acting by a majority of its members and an absolute majority of the votes cast.	(This text has not been retained by the Council)	Any decision to have recourse to the raising of loans shall be decided during the budgetary procedure by the Council acting by a qualified majority and with the approval of the Assembly, acting by a majority of its members and an absolute majority of the votes cast.
		<i>Article 11</i>	<i>Article 12</i>
		(This Article, on the Court of Auditors, is dealt with in a separate report (1))	(Unchanged)
		II. THE BUDGETARY PROCEDURE	
	<i>Article 203 EEC</i>	<i>Article 203 EEC</i>	<i>Article 203</i>
	1. The financial year shall run from 1 January to 31 December.	1. The financial year shall run from 1 January to 31 December.	1. The financial year shall run from 1 January to 31 December.
	2. Each institution of the Community shall, before 1 July, draw up estimates of its expenditure. The Commission shall consolidate these estimates in a preliminary draft budget. It shall attach thereto an Opinion which may contain different estimates.	2. Each institution of the Community shall, before 1 July, draw up estimates of its expenditure. The Commission shall consolidate these estimates in a preliminary draft budget. It shall attach thereto an Opinion which may contain different estimates.	2. Each institution of the Community shall, before 1 July, draw up estimates of its expenditure. The Commission shall consolidate these estimates in a preliminary draft budget. It shall attach thereto an Opinion which may contain different estimates.

(1) Doc. 167/75, report by Mr Aigner.

The preliminary draft budget shall contain an estimate of revenue and an estimate of expenditure.	The preliminary draft budget shall contain an estimate of revenue, particularly a <i>preliminary draft decision fixing the rate of value added tax</i> and an estimate of expenditure.	The preliminary draft budget shall contain an estimate of revenue and an estimate of expenditure.
3. The Commission shall place the preliminary draft budget before the Council not later than 1 September of the year preceding that in which the budget is to be implemented.	3. The Commission shall place the preliminary draft budget before the Council not later than 1 September of the year preceding that in which <i>the budget</i> is to be implemented.	3. (unchanged)
The Council shall consult the Commission and, where appropriate, the other institutions concerned whenever it intends to depart from the preliminary draft budget.	The Council shall consult the Commission and, where appropriate, the other institutions concerned whenever it intends to depart from the preliminary draft budget.	<i>It shall consult the Commission and, where appropriate, the other institutions concerned whenever it intends to depart from the preliminary draft budget.</i>
The Council shall, acting by a qualified majority, establish the draft budget, <i>including the draft decision fixing the rate of value added tax</i> and forward it to the Assembly.	The Council shall, acting by a qualified majority, establish the draft budget, <i>including the draft decision fixing the rate of value added tax</i> and forward it to the Parliament.	<i>It shall, acting by a qualified majority, establish the draft budget and forward it to the Assembly.</i>
4. The draft budget shall be placed before the Assembly not later than 5 October of the year preceding that in which the budget is to be implemented.	4. The draft budget shall be placed before the Parliament not later than 5 October of the year preceding that in which the budget is to be implemented.	<i>It shall, acting by a qualified majority, establish the draft budget and forward it to the Assembly.</i>
The Assembly shall have the right to amend the draft budget, acting by a majority of its members, and to propose to the Council, acting by an absolute majority of the votes cast, modifications to the draft budget relating to expenditure necessarily resulting from this Treaty or from Acts adopted in accordance therewith.	The Assembly shall have the right to amend the draft budget, acting by a majority of its members, and to propose to the Council, acting by an absolute majority of the votes cast, modifications to the draft budget relating to expenditure necessarily resulting from this Treaty or from Acts adopted in accordance therewith.	<i>It shall have the right to amend the draft budget, acting by a majority of its members, and to propose to the Council, acting by an absolute majority of the votes cast, modifications to the draft budget relating to expenditure necessarily resulting from this Treaty or from Acts adopted in accordance therewith.</i>
		<i>Under the same rules the Parliament shall adopt the draft decision fixing the rate of value added tax.</i>

PRESENT TEXT OF EEC TREATY	AMENDED COMMISSION PROPOSAL	COUNCIL DRAFT	TEXT AS AMENDED BY PARLIAMENT
If, within 45 days of the draft budget being placed before it, the Assembly has given its approval, the budget shall stand as finally adopted. If within this period the Assembly has not amended the draft budget or proposed any modifications thereto, the budget shall be deemed to be finally adopted.	If, within 45 days of the draft budget being placed before it, the Parliament has given its approval, the budget, <i>including the decision fixing the rate of value added tax</i> , shall stand as finally adopted. If within this period the Assembly has not amended the draft budget or proposed any modifications thereto, the budget shall be deemed to be finally adopted.	If, within 45 days of the draft budget being placed before it, the Assembly has given its approval, the budget shall stand as finally adopted. If within this period the Assembly has not amended the draft budget or proposed any modifications thereto, the budget shall be deemed to be finally adopted.	(unchanged)
If within this period the Assembly has adopted amendments or proposed modifications, the draft budget together with the amendments or proposed modifications shall be forwarded to the Council.	If within this period the Parliament has adopted amendments or proposed modifications, the draft budget together with the amendments or proposed modifications shall be forwarded to the Council.	If within this period the Assembly has adopted amendments or proposed modifications, the draft budget together with the amendments or proposed modifications shall be forwarded to the Council.	(unchanged)
5. After discussing the draft budget with the Commission and, where appropriate, with the other institutions concerned, the Council may, acting by a qualified majority, modify any of the amendments adopted by the Assembly and shall pronounce, also by a qualified majority, on the modifications proposed by the latter <i>in accordance with the provisions of the following subparagraphs</i> .	5. After discussing the draft budget with the Commission and, where appropriate, with the other institutions concerned, the Council may, acting by a qualified majority, modify any of the amendments adopted by the Parliament and shall pronounce <i>on the modifications proposed by the latter in accordance with the provisions of the following subparagraphs</i> .	5. After discussing the draft budget with the Commission and, where appropriate, with the other institutions concerned, the Council may, acting by a qualified majority, modify any of the amendments adopted by the Parliament and shall pronounce <i>on the modifications proposed by the latter in accordance with the provisions of the following subparagraphs</i> .	<p>5. (unchanged)</p> <p>5. After discussing the draft budget with the Commission and, where appropriate, with the other institutions concerned, the Council shall act under the following conditions:</p> <p>(a) The Council may, acting by a qualified majority, modify any of the amendments adopted by the Assembly;</p> <p>(b) With regard to the proposed modifications:</p>

- Where a proposal for a modification presented by the Parliament does not have the effect of increasing the total amount of the expenditure of an institution, owing in particular to the fact that the increase in expenditure which it would involve would be expressly compensated by one or more proposed modifications correspondingly reducing expenditure, the Council may, acting by a qualified majority, reject the proposed modification. In the absence of a decision to reject it, the proposed modification shall stand as accepted.
- where a modification proposed by the Assembly does not have the effect of increasing the total amount of the expenditure of an institution, owing in particular to the fact that the increase in expenditure which it would involve would be expressly compensated by one or more proposed modifications correspondingly reducing expenditure, the Council may, acting by a qualified majority, reject the proposed modification. In the absence of a decision to reject it, the proposed modification shall stand as accepted;
- where a proposal for a modification presented by the Parliament has the effect of increasing the total amount of the expenditure of an institution the Council *may reject such proposed modification. In the absence of such a decision to reject it, the proposed modification shall be accepted.*
- Where a proposal for a modification proposed by the Assembly has the effect of increasing the total amount of the expenditure of an institution, the Council *may, acting by a qualified majority, accept this proposed modification. In the absence of a decision to reject it, the proposed modification shall stand as rejected;*
- where, in pursuance of one of the two preceding subparagraphs, the Council *has rejected a proposed modification, it may, acting by a qualified majority, either retain the amount shown in the draft budget or fix another amount.*
- (unchanged)
- (unchanged)
- The draft budget shall be modified on the basis of the proposed*

PRESENT TEXT OF EEC TREATY	AMENDED COMMISSION PROPOSAL	COUNCIL DRAFT	TEXT AS AMENDED BY PARLIAMENT
	<p><i>The Council shall, in accordance with the rules provided for in the preceding subparagraphs, adopt the draft decision fixing the rate of value added tax.</i></p> <p>If, within 15 days of the draft budget being placed before it, the Council has not modified any of the amendments adopted by the Assembly and has accepted the modifications proposed by the latter, the budget shall be deemed to be finally adopted. The Council shall inform the Assembly that it has not modified any of the amendments and has accepted the proposed modifications.</p>	<p><i>modifications accepted by the Council.</i></p> <p>If, within 15 days of the draft budget being placed before it, the Council has not modified any of the amendments adopted by the Parliament and if the modifications proposed by the latter <i>have not been rejected</i>, the budget <i>including the decision fixing the rate of value added tax</i>, shall be deemed to be finally accepted. The Council shall inform the Parliament that it has not modified any of the amendments and that <i>the proposed modifications have been accepted</i>.</p>	<p>(This text has not been retained by the Council.)</p> <p>If, within 15 days of the draft budget being placed before it, the Council has not modified any of the amendments adopted by the Assembly and if the modifications proposed by the latter <i>have been accepted</i>, the budget shall be deemed to be finally adopted. The Council shall inform the Assembly that it has not modified any of the amendments and that the proposed modifications have been accepted.</p>
			<p>If within this period the Council has modified one or more of the amendments adopted by the Assembly or if the modifications proposed by the latter <i>have been rejected</i>, the draft budget shall again be forwarded to the Parliament. The Council shall inform the Parliament of the results of its deliberations.</p> <p>If within this period the Council has modified one or more of the amendments adopted by the Parliament or if the modifications proposed by the latter <i>have been rejected</i>, the draft budget shall again be forwarded to the Parliament. The Council shall inform the Parliament of the results of its deliberations.</p> <p>6. Within 15 days of the draft budget being placed before it, the Assembly, which shall have been notified of the action taken on its proposed modifications, shall act, by a majority of its members and three-fifths of the votes cast, on the</p>

modifications to its amendments made by the Council, and shall adopt the budget accordingly. If within this period the Assembly has not acted, the budget shall be deemed to be finally adopted. If within this period the Parliament has not acted, the budget, *including that decision*, shall be deemed to be finally adopted.

7. When the procedure provided for in this Article has been completed, the President of the Assembly shall declare that the budget has been finally adopted.
7. When the procedure provided for in this Article has been completed, the President of the Assembly shall declare that the budget, *including the decision fixing the rate of value added tax*, has been finally adopted.
7. When the procedure provided for in this Article has been completed, the President of the Assembly shall declare that the budget has been finally adopted.
8. However, the Parliament, acting by a majority of its members and two-thirds of the votes cast, may reject the draft budget and ask for a new draft to be submitted to it, if there are substantial reasons for such rejection.
- None.
8. A maximum rate of increase in relation to the expenditure of the same type to be incurred during the current year shall be fixed annually for the total expenditure other than that necessarily resulting from this Treaty or from Acts adopted in accordance therewith.
9. A maximum rate of increase in relation to the expenditure of the same type to be incurred during the current year shall be fixed annually for the total expenditure other than that necessarily resulting from this Treaty or from Acts adopted in accordance therewith.
9. A maximum rate of increase in relation to the expenditure of the same type to be incurred during the current year shall declare that the budget, *including the decision fixing the rate of revenue accruing from value added tax* (⁽¹⁾), has been finally adopted.
8. (unchanged)
9. (unchanged)

(¹) Article 4 (1), second subparagraph of the Decision of 21 April 1970.

PRESENT TEXT OF EEC TREATY	AMENDED COMMISSION PROPOSAL	COUNCIL DRAFT	TEXT AS AMENDED BY PARLIAMENT
<p>The Commission shall, after consulting the Conjunctural Policy Committee and the Budgetary Policy Committee, declare what this maximum rate is as it results from:</p> <ul style="list-style-type: none"> — the trend, in terms of volume, of the gross national product within the Community; — the average variation in the budgets of the Member States; and — the trend of the cost of living during the preceding financial year. 	<p>The Commission shall, after consulting the short-term Economic Policy Committee and the Budgetary Policy Committee, declare what this maximum rate is as it results from:</p> <ul style="list-style-type: none"> — the trend, in terms of volume, of the gross national product within the Community; — the average variation in the budgets of the Member States; and — the trend of the cost of living during the preceding financial year. 	<p>The Commission shall, after consulting the Economic Committee, declare what this maximum rate is as its results from:</p> <ul style="list-style-type: none"> — the trend, in terms of volume, of the gross national product within the Community; — the average variation in the budgets of the Member States; and — the trend of the cost of living during the preceding financial year. 	<p>The maximum rate shall be communicated, before 1 May, to all the institutions of the Community. The latter shall be required to conform to this during the budgetary procedure, subject to the provisions of the fourth and fifth subparagraphs of this paragraph.</p> <p>If, in respect of expenditure other than that necessarily resulting from this Treaty or from Acts adopted in accordance therewith, the actual rate of increase in the draft budget established by the Council is over half the maximum rate, the Assembly may, exercising its right of amendment, further increase the total amount of that expenditure to a limit not exceeding half the maximum rate.</p> <p>Where, <i>in exceptional cases</i>, the Assembly, the Council or the Commission considers that the activities of the Communities require</p> <p>If, in respect of expenditure other than that necessarily resulting from this Treaty or from Acts adopted in accordance therewith, the <i>actual rate of increase in the draft budget established by the Council is over half the maximum rate</i>, the Assembly may, exercising its right of amendment, further increase the total amount of that expenditure to a limit not exceeding half the maximum rate.</p> <p>Where the Assembly, the Council or the Commission considers that the activities of the Communities require</p>
			<p>Where the Parliament, the Council or the Commission considers that the activities of the Communities require</p> <p>If, in respect of expenditure other than that necessarily resulting from this Treaty or from Acts adopted in accordance therewith, the <i>actual rate of increase in the draft budget established by the Council is over half the maximum rate</i>, the Assembly may, exercising its right of amendment, further increase the total amount of that expenditure to a limit not exceeding half the maximum rate.</p> <p>Where the Parliament, the Council or the Commission considers that the activities of the Communities require</p>

activities of the Communities require that the rate determined according to the procedure laid down in this paragraph should be exceeded, another rate may be fixed by agreement between the Council, acting by a qualified majority, and the Assembly, acting by a majority of its members and three-fifths of the votes cast.

that the rate determined according to the procedure laid down in this paragraph should be exceeded, another rate may be fixed by agreement between the Council and the Parliament, acting by a majority of its members and three-fifths of the votes cast.

- by the Parliament, acting by a majority of its members and three-fifths of the votes cast, or
- by the Council acting unanimously with no abstentions

9. Each institution shall exercise the powers conferred upon it by this Article, with due regard for the provisions of this Treaty and for Acts adopted in accordance therewith, in particular those relating to the Communities' own resources and to the balance between revenue and expenditure.

10. Each institution shall exercise the powers conferred upon it by this Article, with due regard for the provisions of this Treaty and for the Acts adopted in accordance therewith, in particular those relating to the Communities' own resources and to the balance between revenue and expenditure.

10. Each institution shall exercise the powers conferred upon it by this Article, with due regard for the provisions of this Treaty and for the Acts adopted in accordance therewith, in particular those relating to the Communities' own resources and to the balance between revenue and expenditure.

10. (unchanged)

11. Final adoption of the administrative budget shall have the effect of authorizing and requiring the High Authority to collect the corresponding revenue in accordance with the provisions of Article 49⁽¹⁾.

⁽¹⁾ Paragraph 11 relates only to Article 78 of the ECSC Treaty.

PRESENT TEXT OF EEC TREATY	AMENDED COMMISSION PROPOSAL	COUNCIL DRAFT	TEXT AS AMENDED BY PARLIAMENT
III. MISCELLANEOUS PROVISIONS			
	<i>Article 13</i>	<i>Article 13</i>	<i>Article 13</i>
	(unchanged)	(unchanged)	(unchanged)
Article 204 EEC	<i>Article 204 EEC</i>	<i>Article 204</i>	<i>Article 204</i>
If, at the beginning of a financial year, the budget has not yet been voted, a sum equivalent to not more than one-twelfth of the budget appropriations for the preceding financial year <i>may</i> be spent each month in respect of any chapter or other subdivision of the budget in accordance with the provisions of the Regulations made pursuant to Article 209; this arrangement shall not, however, have the effect of placing at the disposal of the Commission appropriations in excess of one-twelfth of those provided for in the draft budget in course of preparation.	(unchanged)	If, at the beginning of a financial year, the budget has not yet been voted, a sum equivalent to not more than one-twelfth of the budget appropriations for the preceding financial year <i>may</i> be spent each month in respect of any chapter or other subdivision of the budget in accordance with the provisions of the Regulations made pursuant to Article 209; this arrangement shall not, however, have the effect of placing at the disposal of the Commission appropriations in excess of one-twelfth of those provided for in the draft budget in course of preparation.	If, at the beginning of a financial year, the budget has not yet been voted, a sum equivalent to not more than one-twelfth of the budget appropriations for the preceding financial year <i>may</i> be spent each month in respect of any chapter or other subdivision of the budget in accordance with the provisions of the Regulations made pursuant to Article 209; this arrangement shall not, however, have the effect of placing at the disposal of the Commission appropriations in excess of one-twelfth of those provided for in the draft budget in course of preparation.
	(unchanged)	(unchanged)	(unchanged)
Article 204 of the EEC Treaty shall be replaced by the following provisions:			
	<i>Article 204 EEC</i>	<i>Article 204</i>	<i>Article 204</i>
If the decision relates to expenditure which does not necessarily result from the Treaty or from Acts adopted in accordance therewith, the Council shall forward it immediately to the Parliament; within 30 days the	(unchanged)	If this decision relates to expenditure which <i>does not necessarily result</i> from this Treaty or from Acts adopted in accordance therewith, the Council shall forward it immediately to the Assembly; <i>within 30 days</i> the	(unchanged)

Parliament, acting by a majority of its members and three-fifths of the votes cast, may adopt a different decision. The decision of the Council shall be suspended pending the decision of the Parliament or the expiry of the said period.

Member States shall pay every month, on a provisional basis and in accordance with the scales laid down for the preceding financial year, the amounts necessary to ensure application of this Article.

Assembly, acting by a majority of its members and three-fifths of the votes cast, may adopt a different decision on the expenditure in excess of the one-twelfth referred to in the first subparagraph. This part of the decision of the Council shall be suspended until the Assembly has taken its decision. If within the period the Assembly has not taken a decision which differs from the decision of the Council, the latter

shall be deemed to be finally adopted.

The decisions referred to in the second and third subparagraphs shall lay down the necessary measures relating to resources to ensure application of this Article.

Articles 14 to 17 are not reproduced in this document since they deal mainly with discharge problems. They appear in a separate document (1).

Article 18

The decisions referred to in the second and third subparagraphs shall lay down the necessary measures relating to resources to ensure application of this Article.

Article 18

The decisions referred to in the second and third subparagraphs shall lay down the necessary measures relating to resources to ensure application of this Article.

Article 19

The Council shall, acting unanimously on a proposal from the Commission and with the assent of the Parliament:

Article 19

The Council, acting unanimously on a proposal from the Commission and after consulting the Assembly and obtaining the Opinion of the Court of Auditors, shall

Article 209 EEC

The Council shall, acting unanimously on a proposal from the Commission:

Article 209

(unchanged)

Article 209

(unchanged)

Article 209

(unchanged)

(1) Doc. 167/75, report by Mr. Aigner.

- (a) make financial Regulations specifying in particular the procedure to be adopted for establishing and implementing the budget and for presenting and auditing the accounts;
- (b) determine the methods and procedure whereby the contributions of Member States shall be made available to the Commission;
- (c) lay down rules concerning the responsibility of authorizing officers and accounting officers and concerning appropriate arrangements for inspection.
- (a) (unchanged)
- (b) (unchanged)
- (b) determine the methods and procedure whereby the budget revenue provided under the arrangements relating to the Communities' own resources shall be made available to the Commission, and determine the measures to be applied, if need be, to meet cash requirements;
- (c) lay down rules concerning the responsibility of authorizing officers and accounting officers and concerning appropriate arrangements for inspection.

Chapter III, 'Provisions amending the Treaty establishing the EAEC', Articles 19 to 26, has not been reproduced. The Articles are the same as those of the EEC Treaty given above.

Chapter IV, 'Provisions amending the Treaty establishing a single Council and a single Commission of the European Communities', Article 27, has not been reproduced since it deals with the Court of Auditors. It appears in a separate document (1).

Chapter V — Final provisions

Article 28 deals with the Court of Auditors and therefore appears in a separate report (1).

Articles 29 to 31: unchanged

(1) Doc. 167/75, report by Mr. Aigner.