

Procedure file

Basic information		
CNS - Consultation procedure Regulation	1994/0144(CNS)	Procedure completed
Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts		
Subject 8.70.02 Financial regulations		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	CONT Budgetary Control		05/10/1994
		PSE WEMHEUER Rosemarie	
	Former committee responsible		05/10/1994
	CONT Budgetary Control		
		PSE WEMHEUER Rosemarie	
	Former committee for opinion		07/09/1994
	BUDG Budgets		
		ARE DELL'ALBA Gianfranco	
Council of the European Union	Council configuration	Meeting	Date
	Agriculture and Fisheries	2028	22/09/1997
	Budget	1882	17/11/1995

Key events			
14/09/1994	Committee referral announced in Parliament		
02/12/1994	Vote in committee		Summary
02/12/1994	Committee report tabled for plenary, 1st reading/single reading	A4-0096/1994	
13/12/1994	Debate in Parliament		
15/12/1994	Decision by Parliament	COM(1994)0240	Summary
15/12/1994	Report referred back to committee		
23/02/1995	Vote in committee		Summary
23/02/1995	Committee report tabled for plenary, 1st reading/single reading	A4-0037/1995	

17/03/1995	Debate in Parliament		
17/03/1995	Decision by Parliament	T4-0127/1995	Summary
02/05/1995	Modified legislative proposal published	COM(1995)0161	Summary
17/11/1995	Modified legislative proposal published	10605/1995	
22/09/1997	Act adopted by Council after consultation of Parliament		
22/09/1997	End of procedure in Parliament		
11/12/1997	Final act published in Official Journal		

Technical information

Procedure reference	1994/0144(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC before Amsterdam E 209
Stage reached in procedure	Procedure completed
Committee dossier	CONT/4/05895; CONT/4/06302

Documentation gateway

Legislative proposal	COM(1994)0240	01/07/1994	EC	Summary
Committee report tabled for plenary, 1st reading/single reading	A4-0096/1994 OJ C 018 23.01.1995, p. 0004	02/12/1994	EP	
Committee report tabled for plenary, 1st reading/single reading	A4-0037/1995 OJ C 089 10.04.1995, p. 0004	23/02/1995	EP	
Text adopted by Parliament, 1st reading/single reading	T4-0127/1995 OJ C 089 10.04.1995, p. 0192-0222	17/03/1995	EP	Summary
Modified legislative proposal	COM(1995)0161	02/05/1995	EC	Summary
Modified legislative proposal	10605/1995	17/11/1995	CSL	

Additional information

European Commission	EUR-Lex
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Final act

Regulation 1997/2444 OJ L 340 11.12.1997, p. 0001 Summary
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Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

This proposal was linked to the proposal aimed at revising Regulation (EEC) no 729/70 on the financing of the CAP. The changes envisaged, namely the division of the procedure for the clearance of accounts into two distinct procedures - the rendering and approval of accounts on one hand, and checks on conformity on the other - had the effect of adapting the financial regulation of 31 December 1997, which applied to

Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

The committee accepted the idea proposed by the Commission to divide the procedure into two sections: - "first section": "clearance of accounts", - "second section": phase concerning financial corrections, including an aspect on an amicable agreement, and a second aspect on the contentious phase before a conciliation body. It thus accepted the establishment of a procedure for the accreditation of paying agencies in the Member States. It agreed to a rolling program for the clearance of accounts which should last no longer than three years. This system should in turn result in a rolling discharge being granted on a case-by-case basis. Through the amendments it adopted in approving the report by Rosemarie WEMHEUER (PSE, D), the Committee on Budgetary Control aimed to strengthen the Commission's right to carry out checks, ensure consistency in the standards required for the accreditation of paying agencies in the Member States, and finally, ensure that the EP had all the relevant information with regard to the clearance of accounts to enable it to give its opinion on the discharge. The report also called on the Court of Auditors to submit a report to the EP on each clearance decision. ?

Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

The Committee on Budgetary Control adopted the second report by Mrs WEMHEUER, thus approving the Commission proposal to divide the procedure for the clearance of accounts into two sections. The amendments adopted aimed, in particular, to: - strengthen the Commission's right to carry out checks: it should be entitled and enabled to carry out all checks into the management of expenditure it considered necessary; - ensure effective transparency and mutual assistance between the Member States and the Commission; - ensure consistency in the standards required for accreditation of paying agencies in the Member States: to this end, the Commission should set out detailed instructions on the criteria to be applied and ensure that they were respected throughout the Community; - ensure that the Commission had full and immediate access to information on expenditure. The amendment aimed at ensuring that the EP had all the relevant information with regard to the clearance of accounts to enable it to give its opinion on the discharge (Amendment No 6 to the first report by the Committee on Budgetary Control) became the new Amendment No 2 to the proposal for a regulation amending the Financial Regulation of 21 December 1977. ?

Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

The European Parliament approved the Commission proposal, subject to certain amendments aimed at providing Parliament with the all the relevant information with regard to the clearance of accounts to enable it to give its opinion on the discharge. Parliament asked in particular that: - each clearance decision under the second stage of the new procedure (compliance audits) be forwarded to the European Parliament for discharge; - a protocol be drawn up between Parliament and the Commission to establish the methods for providing the documents needed for this procedure; - arrangements be adopted to enable the Court of Auditors to submit to the EP a report on each clearance decision. ?

Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

The Commission incorporated in its amended proposal the vast majority of the amendments adopted by Parliament in its plenary session.

Among other things, these amendments will give Parliament the possibility to receive useful information in relation to the clearing of the accounts in the course of exercising its discharge role (e.g. conformity audits).

The Commission also took account of Parliament's demand to be immediately informed of all documents useful for the discharge procedure.

Amendment of the Financial Regulation of 21.12.1977 applicable to EC budget: clearance of EAGGF accounts

OBJECTIVE: amendment of the Financial Regulation applicable to the general budget of the Communities. COMMUNITY MEASURE: Council Regulation 2444/97/EC. SUBSTANCE: The Council has amended the Financial Regulation of 21 December 1997 applicable to the general budget of the Communities with a view to aligning it to the new clearance of accounts procedure for the EAGGF Guarantee section, established by Regulation 1287/95/EC amending Regulation 729/70/EEC on the financing of the common agricultural policy. The amendment seeks to specify in particular the budgetary treatment of decisions to refuse financing by the Fund of expenditure not disbursed in accordance with Community rules. This is the sixth series of amendments of the Financial Regulation which follows the conciliation procedure with the European Parliament on the joint guidelines drawn up by the Council in November 1995. ENTRY INTO FORCE: 18/12/1997 ?