

Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2223/96 as concerns the use of ESA 95 in the determination of Member States' payments to the VAT-based own resource

(2001/C 531 E/14)

COM(2000) 583 final — 2000/0241(COD)

(Submitted by the Commission on 20 September 2000)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 285 thereof,

Having regard to the proposal from the Commission,

Acting in accordance with the procedure laid down in Article 251 of the Treaty,

Whereas:

- (1) Article 8 of Regulation (EC) 2223/96 ⁽¹⁾ provides for ESA second edition to be used as the European system of integrated economic accounts for budgetary and own resources purposes as defined in Regulation (EEC, Euratom) No 1552/89 ⁽²⁾, while Decision 94/728 (EC, Euratom) remains in force.
- (2) ESA second edition data are no longer available in the level of detail required for the determination of the VAT own resource.
- (3) This does not affect the procedures agreed for the determination of the GNP own resource.
- (4) It is advisable to use the best-available statistical data to determine Member States' budget contributions.

- (5) The Statistical Programme Committee, established by Council Decision 89/382/EEC ⁽³⁾, Euratom has been consulted in accordance with Article 3 of the aforesaid Decision.

HAVE ADOPTED THIS REGULATION:

Article 1

In Article 8 of Regulation (EC) No 2223/96, the following paragraph 1a shall be inserted:

- '1a. For the purpose of determination of the VAT-based own resource, and by way of exception from paragraph 1, the Member States may use data based on the new European system of integrated economic accounts (ESA95), while Decision 94/728/EC, Euratom remains in force.'

Article 2

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

⁽¹⁾ OJ L 310, 30.11.1996.

⁽²⁾ Repealed and replaced by Regulation (EC, Euratom) No 1150/2000.

⁽³⁾ OJ L 181, 28.6.1989.