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I

(Legislative acts)

DECISIONS

DECISION 2019/1798 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL**of 14 October 2019****appointing the European Chief Prosecutor of the European Public Prosecutor's Office**

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 Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') ⁽¹⁾, and in particular Article 14 thereof,

Having regard to Council Implementing Decision (EU) 2018/1696 of 13 July 2018 on the operating rules of the selection panel provided for in Article 14(3) of Regulation (EU) 2017/1939 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') ⁽²⁾,

Having regard to Council Decision (EU) 2018/1275 of 18 September 2018 appointing the members of the selection panel provided for in Article 14(3) of Regulation (EU) 2017/1939 ⁽³⁾,

Having regard to the proposal of a shortlist of candidates drawn up by the selection panel on 4 February 2019, in accordance with Implementing Decision (EU) 2018/1696, with a view to the appointment of the European Chief Prosecutor of the European Public Prosecutor's Office,

Whereas:

- (1) The European Public Prosecutor's Office (EPPO) was established by Regulation (EU) 2017/1939. The Commission is responsible for the establishment and initial administrative operation of the EPPO until the latter has the capacity to implement its own budget.
- (2) The European Chief Prosecutor is the Head of the EPPO and organises the work of the EPPO, directs its activities, and takes decisions in accordance with Regulation (EU) 2017/1939 and the internal rules of procedure of the EPPO. The College of the EPPO consists of the European Chief Prosecutor and one European Prosecutor per Member State.
- (3) In accordance with the second subparagraph of Article 120(2) of Regulation (EU) 2017/1939, the EPPO is to assume the investigative and prosecutorial tasks conferred on it by that Regulation on a date to be determined by a decision of the Commission on a proposal of the European Chief Prosecutor once the EPPO is set up.
- (4) It is therefore necessary to appoint, by the common accord of the European Parliament and the Council, the first European Chief Prosecutor of the EPPO.
- (5) A vacancy notice for the post of European Chief Prosecutor as a temporary agent at grade AD 15 was published in the *Official Journal of the European Union* on 19 November 2018 ⁽⁴⁾.

⁽¹⁾ OJ L 283, 31.10.2017, p. 1.

⁽²⁾ OJ L 282, 12.11.2018, p. 8.

⁽³⁾ OJ L 238, 21.9.2018, p. 92.

⁽⁴⁾ OJ C 418 A, 19.11.2018, p. 1.

- (6) Implementing Decision (EU) 2018/1696 lays down the operating rules of the selection panel provided for in Article 14(3) of Regulation (EU) 2017/1939 (the 'operating rules of the selection panel').
- (7) In accordance with the first paragraph of Rule VII.1 of the operating rules of the selection panel, a shortlist of three candidates has been drawn up by the selection panel, which provided reasons for selecting the candidates on the shortlist in letters sent to the European Parliament and to the Council on 4 February 2019 and 14 February 2019 respectively. The European Parliament and the Council should appoint, by common accord, one of the shortlisted candidates as European Chief Prosecutor. In accordance with the second paragraph of Rule VII.1 of the operating rules of the selection panel, the selection panel ranked the candidates according to their qualifications and experience. Such a ranking indicates the selection panel's order of preference but is not binding on the European Parliament and the Council.
- (8) On 26 February 2019, the three shortlisted candidates appeared before the Civil Liberties, Justice and Home Affairs Committee of the European Parliament and before the Budgetary Control Committee of the European Parliament. On 7 March 2019, European Parliament's Conference of Presidents decided that the European Parliament's candidate was to be Ms Laura Codruța KÖVESI and on 18 July 2019 it reaffirmed that position.
- (9) On 20 February 2019, the Committee of Permanent Representatives of the Governments of the Member States (Coreper), in accordance with the internal process it had endorsed on 15 February 2019, proceeded to an indicative ballot to establish the Council's position in view of the discussions with the European Parliament's representatives. Following those discussions, on 19 September 2019, Coreper supported the appointment of Ms Laura Codruța KÖVESI as European Chief Prosecutor.
- (10) The European Chief Prosecutor of the EPPO is to be appointed by common accord between the European Parliament and the Council for a non-renewable term of seven years from the date of entry into force of this Decision.
- (11) A common accord regarding the appointment of the European Chief Prosecutor was reached by the European Parliament and by the Council following joint meetings of the negotiating teams appointed by each of the two institutions.
- (12) In appointing Ms Laura Codruța KÖVESI, both institutions assessed the respective merits of the candidates, taking into account the statement of reasons provided by the selection panel,

HAVE ADOPTED THIS DECISION:

Article 1

Ms Laura Codruța KÖVESI is hereby appointed European Chief Prosecutor of the EPPO as a temporary agent at grade AD 15 for a non-renewable period of seven years from 31 October 2019.

Article 2

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

Done at Luxembourg, 14 October 2019.

For the European Parliament
The President
D. M. SASSOLI

For the Council
The President
T. TUPPURAINEN

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2019/1799

of 22 October 2019

laying down technical specifications for individual online collection systems pursuant to Regulation (EU) 2019/788 of the European Parliament and of the Council on the European citizens' initiative

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2019/788 of the European Parliament and of the Council of 17 April 2019 on the European citizens' initiative ⁽¹⁾, and in particular Article 11(5) thereof,

Whereas:

- (1) Regulation (EU) 2019/788 lays down revised rules on the European citizens' initiative and repeals Regulation (EU) No 211/2011 of the European Parliament and of the Council ⁽²⁾.
- (2) Regulation (EU) 2019/788 provides that for the online collection of statements of support for registered citizens' initiatives, organisers have to make use of the central online collection system that is set up and operated by the Commission. However, to facilitate the transition, for initiatives registered under Regulation (EU) 2019/788 before the end of 2022, organisers may choose to use their own individual online collection system.
- (3) Under Regulation (EU) 2019/788 an individual system that is used for the online collection of statements of support should have adequate technical and security features in place to ensure that the data are securely collected, stored and transferred throughout the collection procedure. The Commission should define, together with the Member States, the technical specifications to implement the requirements for individual online collection systems.
- (4) The rules laid down in this Regulation replace those set out in Commission Implementing Regulation (EU) No 1179/2011 ⁽³⁾, which will therefore become obsolete.
- (5) The technical and organisational measures to be implemented should aim to prevent, both at the time of the design of the system and throughout the collection period, any unauthorised processing of personal data and protect them against accidental or unlawful destruction or accidental loss, alteration, unauthorised disclosure or access.

⁽¹⁾ OJ L 130, 17.5.2019, p. 55.⁽²⁾ Regulation (EU) No 211/2011 of the European Parliament and of the Council of 16 February 2011 on the citizens' initiative (OJ L 65, 11.3.2011, p. 1).⁽³⁾ Commission Implementing Regulation (EU) No 1179/2011 of 17 November 2011 laying down technical specifications for online collection systems pursuant to Regulation (EU) No 211/2011 of the European Parliament and of the Council on the citizens' initiative (OJ L 301, 18.11.2011, p. 3).

- (6) To that end, organisers should apply adequate risk management processes to identify the risks to their systems and to determine the appropriate and proportional countermeasures to reduce those risks to acceptable levels. Organisers should properly document the identified security and data protection risks and the measures taken to counter those risks, having regard to the security rules and requirements applied by the certifying authority. The security rules and requirements should be in line with Regulation (EU) 2019/788 and should be made available by the certifying authority upon request.
- (7) Implementation of the technical specifications set out in this Regulation should be without prejudice to the obligation for the organisers to comply with the data protection requirements that follow from Regulation (EU) 2016/679 of the European Parliament and of the Council ⁽⁴⁾, including the possible need for a data protection impact assessment.
- (8) The representative of a group of organisers or, as the case may be, a legal entity referred to in Article 5(7) of that Regulation are considered as data controllers under Regulation (EU) 2016/679 in relation to the processing of personal data in an individual online collection system.
- (9) Organisers that introduce changes in their individual online collection system after the system has been certified should notify without undue delay the relevant certifying authority thereof if the change could affect the assessment underlying the certification. Before doing so, the organisers may seek the advice of the certifying authority to verify if the change may have such impact and thus should be notified.
- (10) The European Data Protection Supervisor was consulted in accordance with Article 42 of Regulation (EU) 2018/1725 of the European Parliament and of the Council ⁽⁵⁾, and delivered comments on 16 September 2019. The European Network Information Security Agency was consulted and provided comments on 18 July 2019.
- (11) The measures provided for in this Regulation are in accordance with the opinion of the Committee established under Article 22 of Regulation (EU) 2019/788,

HAS ADOPTED THIS REGULATION:

Article 1

The technical specifications referred to in Article 11(5) of Regulation (EU) 2019/788 shall be as set out in the Annex to this Regulation.

Article 2

1. Organisers shall ensure that their individual online collection system complies with the technical specifications set out in the Annex throughout the collection period.
2. The organisers shall notify without undue delay to the competent authority of the Member State referred to in Article 11(3) of Regulation (EU) 2019/788, changes which are introduced in the system or in the supporting organisational measures after the system has been certified by that authority, when those changes may impact the assessment underlying the certification. Before doing so, the organisers may seek the advice of the competent authority as to whether the change may have such an impact.

⁽⁴⁾ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

⁽⁵⁾ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).

Article 3

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2020.

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

Done at Brussels, 22 October 2019.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

1. Technical specifications aiming at implementing Article 11(4)(a) of Regulation (EU) 2019/788

The system shall implement technical measures to ensure that only natural persons can submit statements of support. The technical measures shall not require that more personal data is collected and stored than the one which is listed in Annex III to Regulation (EU) 2019/788.

2. Technical specifications aiming at implementing Article 11(4)(b) of Regulation (EU) 2019/788

Organisers shall put in place adequate and effective technical and organisational measures to manage the risks posed to the security of network and information systems which they use in their operations, to ensure that the information provided on the initiative in the online collection system and as presented online to the public corresponds to the information published on the initiative in the register that is referred to in Article 6(5) of Regulation (EU) 2019/788.

Organisers shall make sure that:

- (a) the information provided on the initiative in the online collection system corresponds to the information published in the register;
- (b) the system presents the information on the initiative published in the register before the citizen submits the statement of support;
- (c) security measures are in place to ensure that the data entry fields in the statements of support are presented together with the information on the initiative, in order to prevent the risk that statements of support are submitted on a different initiative through a misrepresentation of the initiative;
- (d) the system ensures that after the submission the data in the statements of support are saved together with the information on the initiative;
- (e) security measures are in place to prevent that unauthorised changes can be made to the information provided on the initiative in the online collection system.

3. Technical specifications aiming at implementing Article 11(4)(c) of Regulation (EU) 2019/788

The system shall ensure that statements of support are submitted in accordance with the data fields in Annex III to Regulation (EU) 2019/788.

The system shall ensure that a person can only submit a statement of support after having confirmed that it has read the privacy statement of Annex III to Regulation (EU) 2019/788.

4. Technical specifications aiming at implementing Article 11(4)(d) of Regulation (EU) 2019/788:**4.1. Governance**

4.1.1. The group of organisers shall nominate a security officer who shall be responsible for the security of the system and the secure transmission of the collected statements of support to the competent authority of the responsible Member State. The security officer shall oversee the information assurance processes and the technical and organisational security measures to ensure the secure collection, storage and transmission of the data provided by signatories.

4.1.2. Organisers may ask the national competent authority referred to in Article 11(3) of Regulation (EU) 2019/788 to provide the applicable security rules and requirements for the certification of individual online collection systems. The competent authority shall provide the security rules and requirements, as a rule within one month upon having received the request. The applicable security rules and requirements shall be in line with existing appropriate national or international security standards.

- 4.1.3. The security rules and requirements for the certification of the system shall address the risks defined in section 4.2 and have regard to the specifications in section 4.3.

4.2. Information Assurance

- 4.2.1. Organisers shall use risk management processes to identify the risks linked to the use of their systems, including for the rights and freedoms of signatories, and to determine the appropriate and proportional measures to prevent and mitigate the impact of incidents affecting the security of the network and information systems that they use in their operations.

The risk management process shall focus particularly on the risks related to the confidentiality and integrity of the information in the system. These risks can be the result of threats, including:

- (a) user errors;
- (b) system/security administrator errors;
- (c) configuration errors;
- (d) malware infection;
- (e) accidental alteration of information;
- (f) information disclosure or leaks;
- (g) software vulnerabilities;
- (h) unauthorised access;
- (i) interception or eavesdropping of traffic;
- (j) data protection risks.

- 4.2.2. Organisers shall provide documentation showing that they:

- (a) have assessed the risks of the system;
- (b) have determined appropriate measures to prevent and mitigate the impact of incidents affecting the security of the system;
- (c) have identified the residual risks;
- (d) have implemented the measures and verified their implementation;
- (e) have provided the organisational means to receive information on new threats and security improvements;
- (f) comply throughout the collection process with the certification requirements laid down in Article 11(4) of Regulation (EU) 2019/788, including having in place the necessary processes to ensure this.

- 4.2.3. The measures to prevent and mitigate the impact of incidents affecting the security of the systems shall cover the following domains:

- (a) human resource security;
- (b) access control;
- (c) cryptographic controls;
- (d) physical and environmental security;
- (e) operations security;
- (f) communications security;
- (g) system acquisition, development and maintenance;
- (h) information security incident management;
- (i) compliance.

Application of these security measures may be limited to the parts of the organisation that are relevant for the online collection system. For instance, human resources security may be limited to any staff that has physical or logical access to the online collection system, and physical/environmental security may be limited to the building(s) hosting the system.

- 4.2.4. Where organisers make use of a processor for the development or deployment of the online collection systems or parts thereof, the organisers shall provide documentation to allow the certifying authority to ascertain that the necessary security controls are in place.

4.3. **Encryption of data**

The system shall provide for the following encryption of data:

- (a) personal data in electronic format shall be encrypted when stored or transferred to the competent authorities of the Member States in accordance with Regulation (EU) 2019/788, the keys being managed and backed up separately;
 - (b) adequate standard algorithms and adequate keys shall be used in line with international standards (such as the ETSI standard). Key management shall be in place;
 - (c) all keys and passwords shall be protected from unauthorised access.
-

DECISIONS

COUNCIL DECISION (EU) 2019/1800

of 24 October 2019

on the financial contributions to be paid by Member States to finance the European Development Fund, including the ceiling for 2021, the annual amount for 2020, the first instalment for 2020 and an indicative and non-binding forecast for the expected annual amounts of contributions for the years 2022 and 2023

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies ⁽¹⁾ and in particular Article 7 thereof,

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund ⁽²⁾ ('the 11th EDF Financial Regulation'), and in particular Article 19(2) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) In accordance with the procedure laid down in Articles 19 to 22 of the 11th EDF Financial Regulation, and taking into account a proposal for the budgetisation of the European Development Fund (EDF), as per the Commission's proposal for the post-2020 external financing instrument, the Commission is to present a proposal by 15 October 2019 specifying (a) the ceiling amount of the contribution for 2021; (b) the annual amount of the contribution for 2020; (c) the amount of the first instalment of the contribution for 2020; and (d) an indicative, non-binding forecast for the expected annual amounts of contributions for the years 2022-2023.
- (2) In accordance with Article 46 of the 11th EDF Financial Regulation, the European Investment Bank (EIB) sent to the Commission its updated estimates of commitments and payments under the instruments it manages.
- (3) Article 20(1) of the 11th EDF Financial Regulation provides that calls for contributions first use up the amounts provided for in previous EDFs. Therefore a call for funds under the 10th EDF for the EIB and under the 11th EDF for the Commission should be made.
- (4) By means of Decision (EU) 2019/1093 ⁽³⁾, the Council has adopted on the 26 June 2019, on a proposal by the Commission, the Decision to set the annual amount of the Member States' EDF contributions for 2020 at EUR 4 400 000 000 for the Commission, and at EUR 300 000 000 for the EIB,

HAS ADOPTED THIS DECISION:

Article 1

The ceiling for the annual amount of the Member States' EDF contributions for 2021 is hereby set at EUR 4 000 000 000. It shall be divided into EUR 3 700 000 000 for the Commission, and EUR 300 000 000 for the EIB.

⁽¹⁾ OJ L 210, 6.8.2013, p. 1.

⁽²⁾ OJ L 307, 3.12.2018, p. 1.

⁽³⁾ Council Decision (EU) 2019/1093 of 26 June 2019 on the financial contributions to be paid by Member States to finance the European Development Fund, including the second instalment for 2019 and a revised ceiling for the annual amount for 2020 (OJ L 173, 27.6.2019, p. 49).

Article 2

The annual amount of the Member States' EDF contributions for 2020 is hereby set at EUR 4 700 000 000. It shall be divided into EUR 4 400 000 000 for the Commission, and EUR 4 400 000 000 for the EIB.

Article 3

The individual EDF contributions to be paid by the Member States to the Commission and the EIB as the first instalment for 2020 are set out in the table in the Annex to this Decision.

Article 4

The indicative non-binding forecast for the expected annual amount of contributions for 2022 is hereby set at EUR 2 700 000 000 for the Commission and at EUR 300 000 000 for the EIB, and that for 2023 at EUR 2 000 000 000 for the Commission and EUR 100 000 000 for the EIB.

Article 5

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 24 October 2019.

For the Council
The President
A.-K. PEKONEN

ANNEX

MEMBER STATES	Key 10th EDF %	Key 11th EDF %	1st instalment 2020 (EUR)		Total
			Commission 11th EDF	EIB 10th EDF	
BELGIUM	3,53	3,24927	58 486 860,00	3 530 000,00	62 016 860,00
BULGARIA	0,14	0,21853	3 933 540,00	140 000,00	4 073 540,00
CZECHIA	0,51	0,79745	14 354 100,00	510 000,00	14 864 100,00
DENMARK	2,00	1,98045	35 648 100,00	2 000 000,00	37 648 100,00
GERMANY	20,50	20,57980	370 436 400,00	20 500 000,00	390 936 400,00
ESTONIA	0,05	0,08635	1 554 300,00	50 000,00	1 604 300,00
IRELAND	0,91	0,94006	16 921 080,00	910 000,00	17 831 080,00
GREECE	1,47	1,50735	27 132 300,00	1 470 000,00	28 602 300,00
SPAIN	7,85	7,93248	142 784 640,00	7 850 000,00	150 634 640,00
FRANCE	19,55	17,81269	320 628 420,00	19 550 000,00	340 178 420,00
CROATIA	0,00	0,22518	4 053 240,00	0,00	4 053 240,00
ITALY	12,86	12,53009	225 541 620,00	12 860 000,00	238 401 620,00
CYPRUS	0,09	0,11162	2 009 160,00	90 000,00	2 099 160,00
LATVIA	0,07	0,11612	2 090 160,00	70 000,00	2 160 160,00
LITHUANIA	0,12	0,18077	3 253 860,00	120 000,00	3 373 860,00
LUXEMBOURG	0,27	0,25509	4 591 620,00	270 000,00	4 861 620,00
HUNGARY	0,55	0,61456	11 062 080,00	550 000,00	11 612 080,00
MALTA	0,03	0,03801	684 180,00	30 000,00	714 180,00
NETHERLANDS	4,85	4,77678	85 982 040,00	4 850 000,00	90 832 040,00
AUSTRIA	2,41	2,39757	43 156 260,00	2 410 000,00	45 566 260,00
POLAND	1,30	2,00734	36 132 120,00	1 300 000,00	37 432 120,00
PORTUGAL	1,15	1,19679	21 542 220,00	1 150 000,00	22 692 220,00
ROMANIA	0,37	0,71815	12 926 700,00	370 000,00	13 296 700,00
SLOVENIA	0,18	0,22452	4 041 360,00	180 000,00	4 221 360,00
SLOVAKIA	0,21	0,37616	6 770 880,00	210 000,00	6 980 880,00
FINLAND	1,47	1,50909	27 163 620,00	1 470 000,00	28 633 620,00
SWEDEN	2,74	2,93911	52 903 980,00	2 740 000,00	55 643 980,00
UNITED KINGDOM	14,82	14,67862	264 215 160,00	14 820 000,00	279 035 160,00
TOTAL EU-28	100,00	100,00	1 800 000 000,00	100 000 000,00	1 900 000 000,00

COUNCIL DECISION (EU) 2019/1801**of 24 October 2019****on the financial contributions to be paid by Member States to finance the European Development Fund, including the third instalment for 2019**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the Internal Agreement between the Representatives of the Governments of the Member States of the European Union, meeting within the Council, on the financing of European Union aid under the multiannual financial framework for the period 2014 to 2020, in accordance with the ACP-EU Partnership Agreement and on the allocation of financial assistance for the Overseas Countries and Territories to which Part Four of the Treaty on the Functioning of the European Union applies ⁽¹⁾ and in particular Article 7 thereof,

Having regard to Council Regulation (EU) 2018/1877 of 26 November 2018 on the financial regulation applicable to the 11th European Development Fund ⁽²⁾ ('the 11th EDF Financial Regulation'), and in particular Article 19(5) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) In accordance with the procedure laid down in Article 19 of the 11th EDF Financial Regulation, the Commission is to present a proposal by 10 October 2019 specifying (a) the amount of the third instalment of the contribution for 2019, (b) a revised annual amount of the contribution for 2019, in cases where the amount deviates from actual needs.
- (2) In accordance with Article 46 of the 11th EDF Financial Regulation, the European Investment Bank (EIB) sent to the Commission its updated estimates of commitments and payments under the instruments it manages.
- (3) Article 20(1) of the 11th EDF Financial Regulation provides that calls for contributions first use up the amounts provided for in previous European Development Funds (EDFs). Therefore a call for funds under the 10th EDF for the EIB and under the 11th EDF for the Commission should be made.
- (4) By means of Decision (EU) 2018/1715 ⁽³⁾, the Council has adopted, on 12 November 2018, on a proposal by the Commission, the Decision to set the annual amount of the Member States' EDF contributions for 2019 at EUR 4 400 000 000 for the Commission, and at EUR 300 000 000 for the EIB,

HAS ADOPTED THIS DECISION:

Article 1

The individual EDF contributions to be paid by the Member States to the Commission and the EIB as the third instalment for 2019 are set out in the table in the Annex to this Decision.

⁽¹⁾ OJ L 210, 6.8.2013, p. 1.

⁽²⁾ OJ L 307, 3.12.2018, p. 1.

⁽³⁾ Council Decision (EU) 2018/1715 of 12 November 2018 on the financial contributions to be paid by Member States to finance the European Development Fund, including the ceiling for 2020, the annual amount for 2019, the first instalment for 2019 and an indicative and non-binding forecast for the expected annual amounts of contributions for the years 2021 and 2022 (OJ L 286, 14.11.2018, p. 30).

Article 2

This Decision shall enter into force on the date of its adoption.

Done at Luxembourg, 24 October 2019.

For the Council
The President
A.-K. PEKONEN

ANNEX

MEMBER STATES	Key 10th EDF %	Key 11th EDF %	3rd instalment 2019 (EUR)		Total
			Commission 11th EDF	EIB 10th EDF	
BELGIUM	3,53	3,24927	29 243 430,00	3 530 000,00	32 773 430,00
BULGARIA	0,14	0,21853	1 966 770,00	140 000,00	2 106 770,00
CZECHIA	0,51	0,79745	7 177 050,00	510 000,00	7 687 050,00
DENMARK	2,00	1,98045	17 824 050,00	2 000 000,00	19 824 050,00
GERMANY	20,50	20,57980	185 218 200,00	20 500 000,00	205 718 200,00
ESTONIA	0,05	0,08635	777 150,00	50 000,00	827 150,00
IRELAND	0,91	0,94006	8 460 540,00	910 000,00	9 370 540,00
GREECE	1,47	1,50735	13 566 150,00	1 470 000,00	15 036 150,00
SPAIN	7,85	7,93248	71 392 320,00	7 850 000,00	79 242 320,00
FRANCE	19,55	17,81269	160 314 210,00	19 550 000,00	179 864 210,00
CROATIA	0,00	0,22518	2 026 620,00	0,00	2 026 620,00
ITALY	12,86	12,53009	112 770 810,00	12 860 000,00	125 630 810,00
CYPRUS	0,09	0,11162	1 004 580,00	90 000,00	1 094 580,00
LATVIA	0,07	0,11612	1 045 080,00	70 000,00	1 115 080,00
LITHUANIA	0,12	0,18077	1 626 930,00	120 000,00	1 746 930,00
LUXEMBOURG	0,27	0,25509	2 295 810,00	270 000,00	2 565 810,00
HUNGARY	0,55	0,61456	5 531 040,00	550 000,00	6 081 040,00
MALTA	0,03	0,03801	342 090,00	30 000,00	372 090,00
NETHERLANDS	4,85	4,77678	42 991 020,00	4 850 000,00	47 841 020,00
AUSTRIA	2,41	2,39757	21 578 130,00	2 410 000,00	23 988 130,00
POLAND	1,30	2,00734	18 066 060,00	1 300 000,00	19 366 060,00
PORTUGAL	1,15	1,19679	10 771 110,00	1 150 000,00	11 921 110,00
ROMANIA	0,37	0,71815	6 463 350,00	370 000,00	6 833 350,00
SLOVENIA	0,18	0,22452	2 020 680,00	180 000,00	2 200 680,00
SLOVAKIA	0,21	0,37616	3 385 440,00	210 000,00	3 595 440,00
FINLAND	1,47	1,50909	13 581 810,00	1 470 000,00	15 051 810,00
SWEDEN	2,74	2,93911	26 451 990,00	2 740 000,00	29 191 990,00
UNITED KINGDOM	14,82	14,67862	132 107 580,00	14 820 000,00	146 927 580,00
TOTAL EU-28	100,00	100,00	900 000 000,00	100 000 000,00	1 000 000 000,00

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 1/2018 OF THE ECAA JOINT COMMITTEE of 3 May 2018 with regard to the adoption of its rules of procedure 2019/1802

THE ECAA JOINT COMMITTEE,

Having regard to the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo (*) on the establishment of a European Common Aviation Area ⁽¹⁾ ('the ECAA Agreement'), and in particular Article 18 thereof,

Whereas the ECAA Agreement entered into force on 1 December 2017,

HAS ADOPTED THIS DECISION:

Sole Article

The rules of procedure of the ECAA Joint Committee in the Annex to this Decision are hereby adopted.

Done at Brussels, 3 May 2018.

For the Commission
The Chair
Carlos BERMEJO ACOSTA

(*) This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo declaration of independence.

(1) OJ L 285, 16.10.2006, p. 3.

*ANNEX***RULES OF PROCEDURE OF THE ECAA JOINT COMMITTEE***Article 1***General provisions**

1. The ECAA Joint Committee ('the Joint Committee') is established in accordance with Article 18 of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area ('the ECAA Agreement').
2. It shall be responsible for the administration of the ECAA Agreement and shall ensure its proper implementation.
3. In accordance with Article 18(2) of the ECAA Agreement, the Joint Committee shall consist of representatives of the Contracting Parties.
4. In accordance with Article 18(3) of the ECAA Agreement, the Joint Committee shall act by unanimity. However, the Joint Committee may decide to lay down a majority voting procedure for certain specific issues.

*Article 2***Chairmanship**

The Joint Committee shall be chaired alternately by an ECAA Partner and the European Union and its Member States. When chairing a Joint Committee meeting, the European Union and its Member States shall be represented by the European Commission.

*Article 3***Meetings**

1. The Joint Committee shall meet at least once a year and when circumstances so require, unless otherwise agreed by the Contracting Parties.
2. Each meeting of the Joint Committee shall be held at a date agreed by the Contracting Parties.
3. If the Contracting Parties so agree, the meetings of the Joint Committee may be held by any agreed technological means such as videoconference.

*Article 4***Delegations**

1. Prior to each meeting, the Contracting Parties shall be informed through the Secretary of the Joint Committee ('the Secretary') of the intended composition of the delegations attending the meeting.
2. The Joint Committee may invite non-members to attend its meetings in order to provide information on particular subjects.

*Article 5***Secretariat**

An official of the European Commission shall act as the Secretary.

*Article 6***Correspondence**

All correspondence to and from the Chair of the Joint Committee ('the Chair') shall be forwarded also to the Secretary. The Secretary shall ensure that correspondence is transmitted to the Contracting Parties.

*Article 7***Confidentiality**

The Joint Committee's deliberations shall be confidential. When a Contracting Party submits information designated as confidential to the Joint Committee, the other Contracting Parties shall treat that information as such.

*Article 8***Agenda of the meetings**

1. A provisional agenda for each meeting of the Joint Committee shall be drawn up by the Secretary on the basis of the proposals made by the Contracting Parties. Agenda items shall be supported by relevant documents and submitted no later than 21 calendar days before the meeting.
2. The provisional agenda shall be circulated to all Contracting Parties no later than 15 calendar days before the meeting.
3. The agenda shall be adopted by the Joint Committee at the beginning of each meeting. Any item other than those on the provisional agenda may be added to the agenda if the Contracting Parties so agree.
4. The Chair may shorten the time limit specified in paragraph 1 in order to take account of the requirements or urgency of a particular matter.

*Article 9***Minutes and operational conclusions**

1. Draft minutes of each Joint Committee meeting shall be drawn up by the Secretary. They shall indicate the decisions and recommendations taken and the conclusions adopted.
2. Within one month following the meeting, the draft minutes shall be submitted to the Joint Committee for approval by written procedure. The minutes may also be adopted by the Joint Committee at its next meeting.
3. When approved, the minutes shall be signed by the Chair and the Secretary and one copy shall be transmitted to each of the Contracting Parties.

*Article 10***Decisions and recommendations**

1. The Joint Committee shall take its decisions and make its recommendations by unanimity. However, decisions and recommendations within the meaning of Articles 16, 20 and 28(3) of the ECAA Agreement shall require a simple majority.
2. The Joint Committee shall be considered as meeting the required quorum only if four Contracting Parties and the European Union are represented.
3. During the inter-session period, the Joint Committee may take decisions or make recommendations by written procedure. Any Contracting Party may request, however, that the Joint Committee be convened to discuss that matter. The Contracting Party which proposes the use of the written procedure shall submit the draft instrument to the Secretary who

shall transmit it to all Contracting Parties. Each Contracting Party shall inform the Chair and the Secretary within 15 working days from the receipt of the draft instrument and shall indicate whether or not it accepts the draft, whether it proposes any changes to the draft, or whether it considers that the Joint Committee should be convened to discuss the matter. If the draft is adopted, the Chair shall finalise the decision or the recommendation in accordance with paragraphs 5 and 6.

4. Abstention by a Contracting Party shall not prevent the Joint Committee from adopting a decision or a recommendation provided that there is a quorum as required by paragraph 2.

5. The decisions and recommendations of the Joint Committee shall be respectively entitled 'Decision' and 'Recommendation' and shall be followed by a serial number, by the date of their adoption and by a description of their subject.

6. The decisions and recommendations of the Joint Committee shall be signed by the Chair and authenticated by the Secretary.

7. The decisions of the Joint Committee shall be published in the Official Journals of the European Union and of the ECAA Partners. Each decision shall state the date of its implementation by the Contracting Parties and any other information likely to concern economic operators.

Article 11

Languages

1. The official languages of the Joint Committee shall be the official languages of the Contracting Parties. However, the Contracting Parties shall endeavour, for the sake of efficiency, to use the English language at Joint Committee meetings, for correspondence and for preparing documentation.

2. The decisions and recommendations of the Joint Committee shall be written in English.

Article 12

Expenses

1. Each Contracting Party shall bear any expenses it incurs for its participation in the meetings of the Joint Committee and of the working parties or groups of experts.

2. The Joint Committee shall agree on the breakdown of expenses for any missions assigned to experts.

Article 13

Amendment of Rules of Procedure

These Rules of Procedure may be amended in accordance with Article 10.

Article 14

Working Parties

1. The composition and functioning of the working parties or groups of experts set up in accordance with Article 18(8) of the ECAA Agreement shall be agreed, *mutatis mutandis*, in accordance with the rules applicable to the Joint Committee.

2. The working parties or groups of experts shall work under the authority of the Joint Committee, to which they shall report after each of their meetings. They are not authorised to take decisions but may make recommendations for the Committee's attention.

3. The Joint Committee may terminate or amend the mandate of the working parties or groups of experts.

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