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COMMISSION OF THE EUROPEAN COMMUNITIES

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**PRELIMINARY DRAFT AMENDING BUDGET N° 5  
TO THE GENERAL BUDGET 2009**

**STATEMENT OF EXPENDITURE BY SECTION  
Section III - Commission**

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Having regard to:

- the Treaty establishing the European Community, and in particular Article 272 thereof,
- the Treaty establishing the European Atomic Energy Community, and in particular Article 177 thereof,
- the Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities<sup>1</sup>, and in particular Article 37 thereof,

The European Commission hereby presents to the budgetary authority the Preliminary Draft Amending Budget No 5 to the 2009 budget.

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<sup>1</sup> OJ L 248, 16.9.2002, p. 1.

## **CHANGES TO THE GENERAL STATEMENT OF REVENUE**

The changes to the general statement of revenue are forwarded separately via the SEI-BUD system. An English version of the changes to the general statement of revenue is attached for information as a budgetary annex.

## EXPLANATORY MEMORANDUM

The present Preliminary Draft Amending Budget No 5/2009 is intended to budget the surplus resulting from the implementation of the budget year 2008. As provided for in the Financial Regulation applicable to the general budget of the European Communities<sup>2</sup>, under Article 15 § 3, it is the only subject of this PDAB and it has to be submitted within 15 days following the submission of the provisional accounts, which took place on 31 March 2009.

1. The implementation of the budget year 2008 shows a surplus of EUR 1 796 151 821 (not including contributions from EFTA-EEA), which is therefore entered as revenue in the 2009 budget.

The registering of the surplus can be analysed as follows:

<b>2008</b>	<b>EFTA-EEA</b>	<b>European Communities</b>	<b>Total</b>
Revenue for the financial year	199 139 557,00	121 385 242 727,55	121 584 382 284,55
Payments against current year appropriations	-183 598 206,59	-115 366 374 174,96	-115 549 972 381,55
Payment appropriations carried over to year N+1	0,00	-3 912 336 487,46	-3 912 336 487,46
EFTA appropriations carried over from year N-1	-2 324 641,86	0,00	-2 324 641,86
Cancellation of unused appropriations carried over from year N-1	564 626,36	187 331 191,58	187 895 817,94
Exchange differences for the year	0,00	-497 711 435,90	-497 711 435,90
<b>Budget outturn 2008</b>	<b>13 781 334,91</b>	<b>1 796 151 820,81</b>	<b>1 809 933 155,72</b>

2. The budgeting of the surplus will diminish accordingly the global contribution of the Member States to the financing of the EU Budget. This global decrease by Member State will also be influenced by the updated own resources forecast (TOR, VAT and GNI) including the updated amount of the UK correction. In June, the Commission will present, in a separate Preliminary Draft Amending Budget, updated forecasts, which are expected to change further the amounts of the contributions by country.

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<sup>2</sup> OJ L 248, 16.9.2002, p.1.