

PROCEDURAL ACT OF THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY

2011/02/MC-EnC: Ministerial Council Decision amending Procedural Act No 2009/01/MC-EnC on the adoption of the biannual Budget of the Energy Community for 2010–2011

The Ministerial Council of the Energy Community,

Having regard to the Treaty establishing the Energy Community, and in particular Articles 74, 86 and 88 thereof,

Having regard to the Energy Community Procedures for the Establishment and Implementation of Budget, Auditing and Inspection (Procedural Act No 2006/03/MA-EnC) and in particular Article 48 thereof,

Having regard to Procedural Act No 2009/01/MC-EnC of the Ministerial Council of the Energy Community of 26 June 2009 on the adoption of the bi-annual Budget of the Energy Community for 2010 – 2011,

Having regard to the proposal from the European Commission established by a decision of 5 September 2011 (C(2011) 6207 final),

Whereas:

- (1) Articles 74 and 88 of the Treaty provide that the Ministerial Council of the Energy Community shall adopt the bi-annual budget of the Energy Community by Procedural Act on a proposal from the European Commission,
- (2) The Energy Community budget is based on the principle that expenditure and revenue must be in balance (Article 11(1) of the Energy Community Procedures for the Establishment and Implementation of Budget, Auditing and Inspection),
- (3) Additionally to the contributions of the Parties, the Energy Community has other sources of revenue, which were not duly reflected in its budget.
- (4) As from the budget 2012-2013, revenues from other sources are recorded at the beginning of each budget year as *pro memoria*. The exact amount shall then be reflected in the financial statement for a given year.
- (5) The 2011 budget should be amended so that it reflects in particular the full amount of interest cashed in the previous years of the Energy Community operations.

ADOPTS THE FOLLOWING PROCEDURAL ACT:

Article 1

(1) The budget of the Energy Community for 2011, adopted by Procedural Act No 2009/01/MC-EnC of the Ministerial Council of 26 June 2009 shall be modified to reflect sources of revenues other than the contributions from the Parties.

(2) In particular, the budget for 2011 shall reflect "other revenues" for an amount of 47,000 EUR, corresponding to the interest cashed in the period 2007 – 2010 and to an estimate for year 2011.

Article 2

This Procedural Act is addressed to all Parties and institutions under the Treaty establishing the Energy Community.

Article 3

This Procedural Act shall enter into force upon adoption.

Article 4

The Director of the Energy Community Secretariat shall make this Procedural Act available to all Parties and institutions under the Treaty establishing the Energy Community within 7 days after its adoption.

Done in Chisinau on 6 October 2011

For the Ministerial Council

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Presidency