

## COUNCIL DECISION

of 21 November 1977

**giving a discharge to the Commission in respect of the implementation of the operations of the Development Fund for the overseas countries and territories (1st Fund) for the financial year 1975**

(77/730/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Implementing Convention on the Association of the overseas countries and territories with the Community, annexed to the Treaty,

Having regard to Regulation No 5 laying down detailed provisions relating to the collection and transfer of financial contributions, the budgeting and administration of the resources of the Development Fund for the overseas countries and territories<sup>(1)</sup>, and in particular Article 16 thereof,

Having regard to Regulation No 6 relating to the responsibility of authorizing and accounting officers for the resources of the Development Fund for the overseas countries and territories<sup>(2)</sup>,

Having regard to the Council Decision of 30 May 1972 on the transfer and utilization of the unexpended balances of the Development Fund for the overseas countries and territories set up by the Implementing Convention annexed to the Treaty establishing the European Economic Community,

Having regard to the revenue and expenditure accounts, the balance sheet and the summary of operations of the Development Fund for the overseas countries and territories (1st Fund) as at 31 December 1975<sup>(3)</sup>,

Having regard to the report of the Audit Board on the accounts for the financial year 1975, to which report are annexed the Commission's replies to the comments made by the Audit Board, and in particular the second part of this report, which deals with the Development Funds,

Having regard to the resolution of the European Parliament of 7 July 1977,

Recalling that, in accordance with the provisions applicable to the implementation of the Development

Fund for the overseas countries and territories (1st Fund), only the Council, acting by a qualified majority, shall give a discharge to the Commission in respect of the financial administration of the Fund;

Whereas an advance of 17 114 915.38 units of account was paid to the European Development Fund (1969) (3rd EDF);

Whereas the overall implementation by the Commission of the operations of the first Development Fund during the financial year 1975 was such as to warrant its being given a discharge in respect of the implementation of these operations,

HAS DECIDED AS FOLLOWS:

### *Article 1*

The Council closes the revenue and expenditure accounts of the Development Fund for the overseas countries and territories (1st Fund) as at 31 December 1975 as follows:

Revenue

at the sum of 581 250 000.00 unit of account,

Expenditure (payments)

at the sum of 564 135 084.62 units of account.

### *Article 2*

The Council hereby gives a discharge to the Commission in respect of the implementation of the operations of the Development Fund for the overseas countries and territories (1st Fund) for the financial year 1975.

Done at Brussels, 21 November 1977.

*For the Council*

*The President*

H. SIMONET

<sup>(1)</sup> OJ No 33, 31. 12. 1958, p. 681/58.

<sup>(2)</sup> OJ No 33, 31. 12. 1958, p. 686/58.

<sup>(3)</sup> OJ No C 282, 29. 11. 1976, p. 1.