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Medlemmerne af Folketingets Europaudvalg
og deres stedfortrædere

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Til underretning for Folketingets Europaudvalg vedlægges i opfølgning af dokument ELARG 418 rev. 1 (rapport fra Rådet til Det Europæiske Råd i København vedr. formandskabets forslag til pakker til kandidatlandene), hermed sidste del af den samlede endelige aftale med kandidatlandene, 21000/02.

CONFERENCES ON ACCESSION TO THE EUROPEAN UNION
CZECH REPUBLIC, ESTONIA, CYPRUS LATVIA, LITHUANIA, HUNGARY, MALTA, POLAND, SLOVENIA, SLOVAKIA

Copenhagen, 13 December 2002

21000/02

CONF-CZ 90/02
CONF-EE 84/02
CONF-CY 72/02
CONF-LV 67/02
CONF-LT 63/02
CONF-H 58/02
CONF-M 154/02
CONF-PL 114/02
CONF-SI 78/02
CONF-SK 103/02

RECORD

Subject :	Conclusion of the Accession Negotiations with the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia - Overall final agreement (Copenhagen, 13 December 2002)

* * *

OVERALL FINAL AGREEMENT

On the basis of the positions of the negotiating parties, the accession negotiations have been concluded with each and all of the abovementioned candidates in the following terms:

I. Agreements reached in accession negotiations since the opening of the Accession Conferences as set out in the conclusions of the meetings of the Conferences held up to this date, on the basis of the EU common positions referred to therein[1];

II. Agreements in the following negotiating chapters in the terms set out in the following EU common positions:

For **Cyprus, Chapter 7: Agriculture** 20771/02 CONF-CY 55/02 **Chapter 29: Financial and Budgetary Provisions** 20814/02 CONF-CY 59/02 **Chapter 31: Other** 20791/02 CONF-CY 57/02, 20801/1/02 REV 1 CONF-CY 58/02 REV 1, 20843/02 CONF-CY 60/02, 20854/02 CONF-CY 61/02, 20866/02 CONF-CY 62/02, 20902/02 CONF-CY 67/02, 20927/02 CONF-CY 68/02 and 20937/02 CONF-CY 69/02.

For **Hungary, Chapter 6: Competition** 20983/02 CONF-H 55/02 **Chapter 7: Agriculture** 20881/02 CONF-H 49/02 **Chapter 10: Taxation** 20924/02 CONF-H 52/02 **Chapter 29: Financial and Budgetary Provisions** 20816/02 CONF-H 43/02 **Chapter 30: Institutions** 20238/02 CONF-H 13/02 **Chapter 31: Other** 20793/02 CONF-H 40/02, 20803/1/02 REV 1 CONF-H 41/02 REV 1, 20845/02 CONF-H 46/02, 20856/02 CONF-H 47/02, 20868/02 CONF-H 48/02, 20929/02 CONF-H 53/02, 20939/02 CONF-H 54/02, 20904/02 CONF-H 50/02.

For **Poland, Chapter 6: Competition** 20842/02 CONF-PL 90/02 **Chapter 7: Agriculture** 20774/02 CONF-PL 81/02 and 20947/02 CONF-PL 102/02 **Chapter 19 : Telecommunications and Information Technologies** 20978/02 CONF-PL 111/02 **Chapter 22: Environment** 20925/02 CONF-PL 99/02 **Chapter 29: Financial and Budgetary Provisions** 20817/02 CONF-PL 85/02 **Chapter 31 : Other** 20794/02 CONF-PL 83/02, 20804/1/02 REV 1 CONF-PL 84/02 REV 1, 20846/02 CONF-PL 91/02, 20857/02 CONF-PL 92/02, 20869/02 CONF-PL 93/02, 20905/02 CONF-PL 95/02, 20930/02 CONF-PL 100/02, 20940/02 CONF-PL 101/02, 20961/02 CONF-PL 105/02 and 20973/02 CONF-PL 110/02.

[1] The summary conclusions of the last Accession Conferences are adopted as set out in the relevant Conference documents: CONF-CY 44/02 and 51/02, CONF-H 44/02 and 45/02, CONF-PL 86/02 and 113/02, CONF-EE 81/02 and 83/02, CONF-CZ 69/02 and 88/02, CONF-SI 62/02 and 77/02, CONF-M 125/02 and 126/02, CONF-SK 91/02 and 102/02, CONF-LV 43/02, CONF-LT 35/02 and 36/02.

For **Estonia, Chapter 7: Agriculture** 20776/02 CONF-EE 64/02 **Chapter 22 : Environment** 20689/02 CONF-EE 53/02 **Chapter 29: Financial and Budgetary Provisions** 20820/02 CONF-EE 67/02 **Chapter 31 : Other** 20797/02 CONF-EE 65/02, 20807/1/02 REV 1 CONF- EE 66/02 REV 1, 20849/02 CONF-EE 69/02, 20860/02 CONF-EE 70/02, 20872/02 CONF-EE 71/02, 20906/02 CONF-EE 72/02, 20933/02 CONF-EE 74/02, and 20943/02 CONF-EE 75/02.

For the **Czech Republic, Chapter 7: Agriculture**: 20778/02 CONF-CZ 72/02 **Chapter 9: Transport Policy** 20289/01 CONF-CZ 98/01 **Chapter 22: Environment** 20901/02 CONF-CZ 82/02 **Chapter 29: Financial and Budgetary provisions** 20822/02 CONF-CZ 76/02 **Chapter 30: Institutions** 20246/02 CONF-CZ 17/02 **Chapter 31: Other** 20799/02 CONF-CZ 74/02, 20809/1/02 REV 1 CONF-CZ 75/02 REV 1, 20851/02 CONF-CZ 77/02, 20862/02 CONF-CZ 78/02, 20874/02 CONF-CZ 79/02, 20907/02 CONF-CZ 83/02, 20935/02 CONF-CZ 84/02 and 20945/02 CONF-CZ 85/02.

For **Slovenia, Chapter 7: Agriculture** 20827/02 CONF-SI 67/02 **Chapter 29: Financial and Budgetary Provisions** 20823/02 CONF-SI 66/02 **Chapter 31: Other** 20800/02 CONF-SI 63/02, 20810/1/02 REV 1 CONF-SI 64/02 REV 1, 20852/02 CONF-SI 68/02, 20863/02 CONF-SI 69/02, 20875/02 CONF-SI 70/02, 20936/02 CONF-SI 74/02, 20946/02 CONF-SI 75/02, 20908/02 CONF-SI 71/02.

For **Malta, Chapter 7: Agriculture** 20773/02 CONF-M 124/02, 20900/02 CONF-M 144/02 **Chapter 25: Customs Union** 20926/02 CONF-M 147/02 **Chapter 10:Taxation** 20372/02 CONF-M 40/02 **Chapter 29: Financial and Budgetary Provisions** 20815/02 CONF-M 129/02 **Chapter 31: Other** 20792/02 CONF-M 127/02, 20802/1/02 REV 1 CONF-M 128/1/02 REV 1, 20844/02 CONF-M 135/02, 20855/02 CONF-M 136/02, 20867/02 CONF-M 137/02, 20903/02 CONF-M 145/02, 20928/02 CONF-M 148/02 and 20938/02 CONF-M 149/02.

For **Slovakia, Chapter 7: Agriculture** 20883/02 CONF-SK 96/02 **Chapter 29: Financial and Budgetary Provisions** 20818/02 CONF-SK 88/02 **Chapter 31: Other** 20795/02 CONF-SK 89/02, 20805/1/02 REV 1 CONF-SK 90/02 REV 1, 20847/02 CONF-SK 92/02, 20858/02 CONF-SK 93/02, 20870/02 CONF-SK 94/02, 20909/02 CONF-SK 98/02, 20931/02 CONF-SK 99/02 and 20941/02 CONF-SK 100/02.

For **Latvia, Chapter 7: Agriculture** 20775/02 CONF-LV 42/02 **Chapter 29 Financial and Budgetary Provisions** 20819/02 CONF-LV 47/02 **Chapter 30 Institutions** 20968/02 CONF-LV 62/02 **Chapter 31: Other** 20796/02 CONF-LV 45/02, 20806/1/02 REV 1 CONF-LV 46/02 REV 1, 20848/02 CONF-LV 50/02, 20859/02 CONF-LV 51/02, 20871/02 CONF-LV 52/02, 20910/02 CON-LV 57/02, 20932/02 CONF-LV 59/02 and 20942/02 CONF-LV 60/02.

For Lithuania Chapter 7 Agriculture 20777/02 CONF-41/02 **Chapter 22 Environment** 20980/02 CONF-LT 59/02 **Chapter 29: Financial and Budgetary provisions** 20821/02 CONF-LT 45/02 **Chapter 31: Other** 20798/02 CONF-LT 43/02, 20808/1/02 REV 1 CONF-LT 44/02 REV 1, 20850/02 CONF-LT 48/02, 20861/02 CONF-LT 49/02, 20873/02 CONF-LT 50/02, 20911/02 CON-LT 52/02, 20934/02 CONF-LT 55/02 and 20944/02 CONF-LT 56/02.

III. The abovementioned agreements as complemented and/or amended by the elements contained in doc 15524/1/02 REV 1 ELARG 418.

IV. The abovementioned elements as complemented and/or amended by the elements contained in annex to this document.

As regards the interim period, the information and consultation procedure will be established in accordance with the relevant Conference Document. This procedure will apply as of 19 December 2002. The status of active observer will be granted to the acceding countries from the day following the signature of the Accession Treaty.

The Parties confirm the agreements reached so far in the drafting of the Accession Instruments and commit themselves to agreeing on a complete draft by the end of January 2003.

ANNEX I

Increased cash flow lump sums - mio €

	CY	CZ	EE	HU	SI	LT	LV	SK	MT	Total
Increase	10,1	83,1	5,8	55,9	48,7	12,6	6,8	22,7	54,3	300,0

Disbursement rate[1]: 2005: 50%, 2006: 50%.

National Top up for direct income support

1. The arrangements for topping up EU direct payments are amended as follows:

- the maximum top up rates are 55% of EU level in 2004, 60% in 2005 and 65% in 2006;
- the maximum top up rate as from 2007 is 30 percentage points above the applicable phasing-in level in the relevant year

but in no case higher than 100% of EU level of direct payments.

The other aspects of the topping up arrangements remain unchanged.

2. The arrangements set out for topping up coming from rural development allocations remain unchanged.

3. The above does not affect the agreements reached with Cyprus and Slovenia.

[1] For Slovenia, 13 mio € will be paid in 2004, the rest in equal instalments in 2005 and 2006.

ANNEX II

POLAND

AGRICULTURE (only issues where EU offers go beyond EUCP)	
Issue	**Presidency proposal**
Direct Payments	Phasing-in schedule maintained.
Top ups	In 2004-2006, PL has the possibility to top up EU direct payments to - either 55% of EU level in the years 2004, 60% in 2005 and 65% in 2006. From 2007 Poland may top-up EU direct payments by 30 percentage points above the applicable phasing-in level in the relevant year; - or to the total level of direct support the farmer would have been entitled to receive, on a product by product basis, in PL prior to accession (2003) under a like national scheme increased by 10 percentage points; but in no case higher than 100% of EU-15 level of direct payments. In 2004-2006 the topping-up up to 40% of the EU level can be financed partly from EAGGF guarantee rural development allocation under the following conditions: • a maximum 20% of the commitment appropriations available in this envelope for each year 2004, 2005 and 2006 or 25% in 2004, 20% in 2005 and 15% in 2006 can be used for topping-up. Any further topping-up can only be financed from national budgets. • application of relevant maximum EU co-financing rate (80% in objective 1 regions) See appendix.
Reference yield	3.0 t/ha.
Base area	9,454,671 ha
Milk Quota	Basic quota: 8,964,017 t; 2006 restructuring reserve: 416,126 t; total quota: 9,380,143 t. 8,500,000 t for deliveries and 464,017 t for direct sales. The distribution between "deliveries" and direct sales shall be reviewed before accession on the basis of actual 2003 figures. See appendix.

Minimum requirements for the recognition of producers organisations	TP of 5 years. See appendix.
Tomato threshold	194,639 t
Sugar quota	1,671,927 t whereof A quota 1,580,000 t, B quota 91,926 t
Isoglucose quota	26,781 t whereof A quota 24,911 t, B quota 1,870 t
Potato starch	144,985 t
Fibres	924 t long 462 t short
Special beef premium	926,000 (EUCP)
Eligibility of animals for suckler cow premium	3 year TP on definition of suckler cows. See appendix.
Rural development measures: tobacco & hops	PL request on the introduction of a new measure to alleviate negative effects of simplified scheme compared to application of standard scheme in the form of a per ha payment (tobacco and hops producers) not accepted. N.B. Buying-out scheme for tobacco will be considered at a technical level between Poland and the Commission
Import quotas for rice & bananas	PL requests on: - an increase of the EU tariff quota for rice by 82,000 t at zero tariff for all developing countries; - an increase of the EU tariff quota for bananas by 310,000 t at zero tariff rate for all developing countries. have become obsolete
Designation of spirits	Protection of designation "herbal vodka from the North Podlasie Lowland aromatised with an extract of bison grass" and of the name "Polish Cherry". See Appendix.

'Polish wine'	In accordance with annex VII, C2 of Regulation (EC) 1493/1999 the name 'Polish wine' is admitted for fermented products falling under CN code 2206 and made from concentrated grape juice, grape juice, grape must or concentrated grape must. Such products labeled as 'Polish wine' will be marketed in Poland only.
BUDGETARY ISSUES	
Issue	**Results of Final Negotiations**
Advance payments	Split of 16% into 10% for 2004 and 6% for 2005 as regards structural funds.
Real payments	Reduction from: - 3% to 2% for 2004 as regards structural and cohesion funds; - 35% to 23.3% for 2004 as regards rural development.
Schengen facility	€280m
Special cash-flow facility of € 1 b	lump sum of € 443m in 2004
OTHERS	
Issue	**Results of Final Negotiations**
Taxation	Super-reduced VAT of 3 % limited to products and services mentioned in annex H of the 6th VAT Directive and limited to 4 years as from accession
Taxation	Reduced VAT rate on housing (7 %) until the end of 2007 for supply of services for construction, renovation and alteration of residential housing, including new dwellings, excluding building materials.
Taxation	A technical transitional period of one year under which Poland can keep its existing reduced rates on certain ecological fuels. See appendix.
Social policy	Acquired rights for Polish nurses/midwives with post secondary education are accepted under the condition that they will have practised 5 out of the last 7 years.

Structural actions	In order to take into account the specific situation of the Republic of Poland, structural funds commitment appropriations (and respective payments) for Poland are reduced by € 1 billion. This € 1 billion will be made available as an exceptional and temporary cash flow facility in the years 2005 (€ 550) and 2006 (€450) in commitment and payment appropriations. The Act of Accession will specify that the distribution of structural funds between all acceding states on the basis of the original amount and agreed distribution key. The € 1 billion special cash flow for the Republic of Poland will being taken into account for any calculations on the distribution of structural funds for the years 2004 to 2006.

Declaration of the Commission
on the general economic safeguard clause

"The general economic safeguard clause also covers agriculture. It may be triggered when specific agricultural sectors difficulties arise, which are serious and liable to persist, or which could bring about serious deterioration in the economic situation of a given area. Taking into account the specific problems of the agricultural sector in Poland, the measures taken by the Commission to prevent market disturbances under the general economic safeguard clause may include systems of monitoring of trade flows between Poland and other Member States."

* * *

ESTONIA

Unilateral Declaration by Estonia on Steel

"Estonia steel processing industry is in a dynamic stage of development.

When negotiating the necessary adjustments to the quantitative restrictions provided for in the bilateral steel agreements between the Community and the Russian Federation, the Ukraine and Kazakhstan, or adopting any other arrangements to that effect, the import needs resulting from the foreseeable expansion of the Estonian steel industry in the near future will have to be taken into account. Estonia underlines that its anticipated import needs have been provided to the Accession Conference."

LATVIA

Declaration by Latvia to be inserted in the Accession Treaty

"Declaration n° 20 to the Nice Treaty established that the Republic of Latvia will be allocated four votes out of a total of 345 votes in the Council as from 1 January 2005 on the assumption of a Union of 27 Member States.

Bearing in mind the need to ensure an adequate, comparable and equal representation of the Member States in the Council according to the number of their population, the Republic of Latvia declares that it reserves the rights to discuss the issue of the weighting of votes in the Council during the next Intergovernmental Conference."

Commission Declaration to the conclusions of the Accession Conference with Latvia

"The treatment of abandoned land, for example to return land to traditional environmental conditions and/or to prevent closed landscapes, can be supported as a measure under Article 33 of Regulation (EC) No 1257/1999 in the Single Programming Document under Objective I.

Article 33 offers different possibilities in this regard; e.g. under the 8th indent for agricultural water resources management, but in particular under the 11th indent, which says that support can be provided for protection of the environment in connection with agriculture, forestry and landscape conservation as well as with the improvement of animal welfare. This support could be in the form of a single payment for environmentally-friendly treatment of abandoned land

The proposed measure should not include as a specific aim the return of land to agricultural production covered by Common Market Organisations or to set-aside. However, land owned by farmers and treated as described above could be used by those farmers in combination with their existing farmland, in order to modify their current agricultural production methods in ways designed to protect the environment and to maintain the countryside. In this case further support may be possible under the agri-environment measure referred to in Article 22 of Regulation (EC) No 1257/1999."

MALTA

Taxation	TP on zero VAT rate on food and pharmaceutical products until 1 January 2010

Unilateral declaration of Malta

"Malta's acceptance of a transition period until 1 January 2010 for the maintenance of its VAT 0 % rate instead of the standard rate of 5 % on the supplies of foodstuffs and pharmaceuticals is based on the premise that the transitional period referred to in Article 28 (1) of the Sixth VAT Directive would expire on that day."

* * *

CZECH REPUBLIC

Structural actions	In order to take into account the specific situation of the Czech Republic, structural funds commitment appropriations (and respective payments) for the Czech Republic are reduced by € 100 million. This € 100 million will be made available as an exceptional and temporary cash flow facility in the years 2005 (€ 50) and 2006 (€50) in commitment and payment appropriations. The Act of Accession will specify that the distribution of structural funds between all acceding states on the basis of the original amount and agreed distribution key. The € 100 million special cash flow for the Czech Republic will being taken into account for any calculations on the distribution of structural funds for the years 2004 to 2006.

Declaration by the Czech Republic to Chapter 9: Transport Policy

In accordance with the EU Common Position to the Chapter Transport Policy (CONF-CZ 98/01) the current and new Member States may progressively exchange cabotage authorisations on the basis of bilateral agreements, including the possibility for full liberalisation. In the light of the above the Czech Republic therefore expects the bilateral talks with the Member States will be continued in the course of year 2003 in order to reach either a bilateral agreement on full liberalisation of cabotage or an exchange of progressive cabotage authorisations in case the transitional period is required.

The Czech Republic welcomes that a mutual agreement with Germany has been reached on working out the analysis of a cost structure on the basis of which bilateral cabotage quotas could be established from year 2004 onwards.

DECLARATION OF THE CZECH REPUBLIC AND THE REPUBLIC OF AUSTRIA CONCERNING THEIR BILATERAL AGREEMENT REGARDING THE TEMELIN NUCLEAR POWER PLANT

"The Czech Republic and the Republic of Austria shall fulfil their bilateral obligations under their mutually adopted "Conclusions of the Melk Process and Follow-up" of 29 November 2001."

ANNEX III

DRAFT PROTOCOL ON AMENDMENTS TO THE STATUTE OF THE EUROPEAN INVESTMENT BANK

FIRST PART

AMENDMENTS TO THE STATUTE OF THE EUROPEAN INVESTMENT BANK

Article 1

The Protocol on the Statute of the European Investment Bank shall be amended as follows:

- Articles 3, 4 (1) - first subparagraph, 11 (2) - first, second and third subparagraphs, 12 (2) and 13 (1) – first subparagraph shall be superseded by the following texts;
- a new fourth subparagraph shall be added after the article 11 (2) third subparagraph,

" Article 3

In accordance with Article 266 of this Treaty, the following shall be members of the Bank [1]*:*

- *the Kingdom of Belgium,*
- *the Kingdom of Denmark,*
- *the Federal Republic of Germany,*
- *the Hellenic Republic,*
- *the Kingdom of Spain,*
- *the French Republic,*
- *Ireland,*
- *the Italian Republic,*
- *the Grand Duchy of Luxembourg,*

[1] Protocol order of the countries should be harmonized with the other parts of the Treaty.

- *the Kingdom of the Netherlands,*
- *the Republic of Austria,*
- *the Portuguese Republic,*
- *the Republic of Finland,*
- *the Kingdom of Sweden,*
- *the United Kingdom of Great Britain and Northern Ireland,*
- *the Republic of Hungary,*
- *the Republic of Poland,*
- *the Republic of Slovakia,*
- *the Republic of Slovenia,*
- *the Republic of Lithuania,*
- *the Republic of Latvia,*
- *the Republic of Estonia,*
- *the Republic of Malta,*
- *the Republic of Cyprus,*
- *the Czech Republic. "*

" Article 4 (1) – first subparagraph

1. The capital of the Bank shall be 163 727 670 000 euro, subscribed by the Member States as follows[1] *:*

Germany	*26 649 532 500*
France	*26 649 532 500*
Italy	*26 649 532 500*
United Kingdom	*26 649 532 500*
Spain	*15 989 719 500*
Belgium	*7 387 065 000*
Netherlands	*7 387 065 000*
Sweden	*4 900 585 500*
Denmark	*3 740 283 000*
Austria	*3 666 973 500*

[1] The figures quoted for the New Member States are indicative and based on the forecast 2002 data published by Eurostat (New Cronos).

Poland	*3 635 030 500*
Finland	*2 106 816 000*
Greece	*2 003 725 500*
Portugal	*1 291 287 000*
Czech Republic	*1 212 590 000*
Hungary	*1 121 583 000*
Ireland	*935 070 000*
Slovakia	*408 489 500*
Slovenia	*379 429 000*
Lithuania	*250 852 000*
Luxembourg	*187 015 500*
Cyprus	*180 747 000*
Latvia	*156 192 500*
Estonia	*115 172 000*
Malta	*73 849 000*

" Article 11 (2) – first, second, third subparagraphs

2. The Board of Directors shall consist of twenty-six (26) directors and sixteen (16) alternate directors.

The directors shall be appointed by the Board of Governors for five years, one nominated by each Member State, and one nominated by the Commission.

The alternate directors shall be appointed by the Board of Governors for five years as shown below:

- *two alternates nominated by the Federal Republic of Germany,*
- *two alternates nominated by the French Republic,*
- *two alternates nominated by the Italian Republic,*
- *two alternates nominated by the United Kingdom of Great Britain and Northern Ireland,*

one alternate nominated by common accord of the Kingdom of Spain and the Portuguese Republic,

- *one alternate nominated by common accord of the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands,*

- *one alternate nominated by common accord of the Kingdom of Denmark, the Hellenic Republic and Ireland,*

one alternate nominated by common accord of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden,

three alternates nominated by common accord of the Republic of Cyprus, the Republic of Hungary, the Republic of Poland, the Republic of Slovakia, the Republic of Slovenia, the Republic of Lithuania, the Republic of Latvia, the Republic of Estonia, the Czech Republic and the Republic of Malta

one alternate nominated by the Commission."

"Article 11 (2) fourth subparagraph to be added :

The Board of Directors shall co-opt six (6) non-voting experts : three (3) as members and three (3) as alternates."

"Article 12 (2)

2. Save as otherwise provided in this Statute, decisions of the Board of Directors shall be taken by at least one third (1/3) of the members entitled to vote representing at least fifty per cent (50%) of the subscribed capital. A qualified majority shall require eighteen (18) votes in favour and sixty-eight per cent (68%) of the subscribed capital. The rules of procedure of the Bank shall lay down the quorum required for the decisions of the Board of Directors to be valid. "

"Article 13 (1) – first subparagraph

1. The Management Committee shall consist of a President and eight Vice-Presidents appointed for a period of six years by the Board of Governors on a proposal from the Board of Directors. Their appointments shall be renewable."

SECOND PART

TRANSITIONAL PROVISIONS

Article 2

The Kingdom of Spain shall pay the amount of 309 686 775 euro as share of the capital paid in for its subscribed capital increase. This contribution shall be paid in eight equal instalments falling due on 30/09/2004, 30/09/2005, 30/09/2006, 31/03/2007, 30/09/2007, 31/03/2008, 30/09/2008 and 31/03/2009[1].

The Kingdom of Spain shall contribute, in eight equal instalments falling due on the dates referred above , to the reserves and provisions equivalent to reserves, as well as to the amount still to be appropriated to the reserves and provisions, comprising the balance of the profit and loss account, established at the end of the month preceding accession, as entered on the balance sheet of the Bank, in amounts corresponding to 4.1292 % of the reserves and provisions.

Article 3

From the date of the accession, the new Member States shall pay the following amounts corresponding to their share of the capital paid in for the subscribed capital as defined in Article 4 of the Statute[2].

Poland	181 751 525 Euro
Czech Republic	60 629 500 Euro
Hungary	56 079 150 Euro
Slovakia	20 424 475 Euro
Slovenia	18 971 450 Euro
Lithuania	12 542 600 Euro
Cyprus	9 037 350 Euro

[1] These dates are based on the assumption of effective adhesion of the new Member States at the latest two months before 30/09/2004

[2] The figures quoted are indicative and based on the forecast 2002 data published by Eurostat (New Cronos).

Latvia	7 809 625 Euro
Estonia	5 758 600 Euro
Malta	3 692 450 Euro

These contributions shall be paid in eight equal instalments falling due on 30/09/2004, 30/09/2005, 30/09/2006, 31/03/2007, 30/09/2007, 31/03/2008, 30/09/2008 and 31/03/2009[1]

Article 4

The new Member States shall contribute, in eight equal instalments falling due on the dates referred to in Article 3 , to the reserves and provisions equivalent to reserves, as well as to the amount still to be appropriated to the reserves and provisions, comprising the balance of the profit and loss account, established at the end of the month preceding accession, as entered on the balance sheet of the Bank, in amounts corresponding to the following percentages of the reserves and provisions[2]:

Poland	2.4234 %
Czech Republic	0.8084 %
Hungary	0.7477 %
Slovakia	0.2723 %
Slovenia	0.2530 %
Lithuania	0.1672 %
Cyprus	0.1205 %
Latvia	0.1041 %
Estonia	0.0768 %
Malta	0.0492 %

Article 5

[1] These dates are based on the assumption of effective adhesion of the new Member States at the latest two months before 30/09/2004

[2] The figures quoted are indicative and based on the forecast 2002 data published by Eurostat (New Cronos).

The capital and payments provided for in Articles 2, 3 and 4 of this Protocol shall be paid in by the Kingdom of Spain and the new Member States in cash in euro, save by way of derogation decided unanimously by the Board of Governors.

Article 6

1. Upon accession, the Board of Governors shall appoint a director for each of the new Member States, as well as alternate directors, as indicated in Article 11 (2) of the Statute.

2. The terms of office of the directors and alternate directors so appointed shall expire at the end of the annual meeting of the Board of Governors during which the annual report for the 2007 financial year is examined.

3. Upon accession, the Board of Directors shall co-opt the experts and the alternate experts.