

**RESOLUTION 2013-02**

The EMBL Council

Having received on 1 February 2013 the letter dated 22 January 2013 from the Minister of Education, Youth and Sports of the Czech Republic Professor Petr Fiala announcing that the Czech Republic has decided to apply for membership of the EMBL in accordance with Articles XV (3) a) and X (3) of the Agreement establishing EMBL,

Recognising the Czech Republic's decision to join the EMBL, and

Considering that preparatory discussions have indicated as appropriate:

1. That the annual contributions for the first three years of membership shall be reduced by 30% according to Agreement Article X (2);
2. That the special contribution towards the capital expenditure of the Laboratory already incurred according to Agreement Article X (3) a) shall be paid in three equal annual instalments over the first three years of membership; and
3. That according to the Resolution adopted by the EMBL Council in July 1987 (EMBL/87/5) both the annual budgetary contribution and the entry fee should be used to increase the scientific activities to be undertaken at the EMBL.

Resolves to agree to the conditions detailed in document EMBL/2013/3

and

Welcomes the Czech Republic as the 21st Member State of the EMBL in late 2013 or early 2014, in anticipation of the deposit of the instrument of ratification (Agreement Article XV (2)) with the Swiss Government.

## ACCESSION OF THE CZECH REPUBLIC TO THE EUROPEAN MOLECULAR BIOLOGY LABORATORY

### Author

Director General

### Purpose of the document

To inform Council of the Czech Republic's intention to become a member of the European Molecular Biology Laboratory and to agree the proposed membership conditions.

### Voting requirements

Any member state of the EMBC not a signatory to the Agreement establishing EMBL may accede at any later time (Agreement Article XV (3) a)).

The conditions of membership require a two-thirds majority of all member states (Agreement Article X (3)).

### Action required

Council is requested to adopt Resolution 2013-02 at Annex 2 welcoming the Czech Republic as the 21st member state and agreeing to the conditions of membership acceptable to the Czech Republic.

## ACCESSION OF THE CZECH REPUBLIC TO EMBL

### 1. Background

- 1.1. In his letter dated 22 January 2013 (Annex 1), the Minister of Education, Youth and Sports of the Czech Republic Professor Petr Fiala wrote on behalf of the Government of the Czech Republic to the Chair of EMBL Council Professor Claudio Sunkel officially announcing the Czech Republic's intention to become a member of the European Molecular Biology Laboratory in late 2013 or early 2014.
- 1.2. Council is reminded that to become a member state of EMBL a country must become a party to the Agreement Establishing the EMBL (Agreement Article III). Becoming a party to this agreement is only open to those countries which are already member states of the European Molecular Biology Conference (EMBC). Membership is achieved by a country acceding to the Agreement (Agreement Article XV (3) a)) and depositing the instrument of accession with the Government of Switzerland (Agreement Article XV (3) c)). The date of deposit of the instrument of accession is the date on which the country becomes a member state of EMBL (Agreement Article XV (4) c)) and has voting rights in EMBL Council (Agreement Article VI (6) a) i)).
- 1.3. As the Czech Republic is already a member state of the EMBC, it may accede to the Agreement establishing EMBL and Council is required to agree to the proposed conditions of membership detailed in Section 2, which are acceptable to the Czech Republic.

### 2. Proposed Membership Conditions

- 2.1. The annual contribution and special contribution (also referred to as the entry fee) detailed in Sections 2.2 and 2.3 are based on the assumption that the Czech Republic will accede in late 2013. Should the Czech Republic not accede until 2014 then updated figures will apply.

#### 2.2. Annual Contribution

- a. The established method of calculating the contributions of EMBL Member States is according to a scale that is readjusted every three years, on the basis of net national income at factor cost, in US dollars (USD), over the last three years for which official statistics are available from the OECD in Paris.
- b. The sum of the average net national income at factor cost for current member states in the period 2006-2008 (on the basis of which the current scale of contributions is established) is USD 12,461,187 million. The corresponding figure for the Czech Republic is USD 119,257 million per the following table:

	2006	2007	2008	Average
Net National Income at Market Prices (USD mil.)	110,022	131,910	168,916	
Less (taxes less subsidies on products) (USD mil.)	13,928	17,614	21,534	
Net National Income at Factor Cost (USD mil.)	96,094	114,296	147,382	119,257

- c. Accordingly, the relative share of the annual contribution for the Czech Republic is  $119,257 / (119,257 + 12,461,187) = 0.95\%$ . New member states' contributions are added to that of the existing EMBL member states.

- d. The budgeted annual contribution for 2013 of the existing member states at 2011 prices is €98,976K. Therefore, the contribution for the Czech Republic would be €98,976K x 0.95% = €938,245. New member states are allowed, and the Czech Republic has requested, a 30% rebate on their contributions during their first three years membership, meaning that the Czech Republic's contribution in 2013 (at 2011 prices) would be €656,772.
- e. The current scale of contributions is valid for 2011 to 2013. Should the Czech Republic not accede until 2014, then a new scale of contributions for 2014 to 2016 will be in effect and the annual contribution will need to be adjusted to reflect this.

### 2.3. Special Contribution

- a. New member states pay a special contribution, which is based on the value of assets and stock as defined by the Memorandum Account for Assets and Stock in the Annual Accounts. The audited 2011 memorandum account identifies the value of assets and stock as €143,798K. However, this amount needs to be adjusted for the following:
  - Reduction for the special contribution from Germany (DM 14,368K) or €7,346K. (EMBL/Fin.Com./82/11 refers)
  - Reduction for the EMBO building €2,994K
  - Special contributions to the ATC €29,187K

Therefore, the adjusted value is  $143,798 - 7,346 - 2,994 - 29,187 = €104,271K$

- b. The special contribution for the Czech Republic is given by 0.95% of this amount or €990,575. This payment is to be spread over the first three years of membership by means of an annual special contribution of €330,192.

### 3. Action Required

- 3.1. Council is requested to adopt Resolution 2013-02 at Annex 2 welcoming the Czech Republic as the 21st member state and agreeing to the conditions of membership acceptable to the Czech Republic.