



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels,  
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**COMMUNICATION FROM THE COMMISSION**

**FINANCIAL REPORT  
ECSC in Liquidation  
at 31 December 2007**

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## COMMUNICATION FROM THE COMMISSION

### FINANCIAL REPORT ECSC in Liquidation at 31 December 2007

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## **ECSC liquidation**

The European Coal and Steel Community was established under the Treaty signed in Paris on 18 April 1951. The Treaty entered into force in 1952 for a period of fifty years and expired on 23 July 2002.

The Nice European Council decided to annex to the Treaty of Nice a Protocol on the financial consequences of the expiry of the ECSC Treaty and on the creation and management of the Research Fund for Coal and Steel. This Protocol confers the ownership of ECSC funds on the European Community with effect from 24 July 2002.

## **Commission**

With the entry into force of the Treaty of Nice on 1 February 2003, the Commission's powers and responsibilities are governed by Council Decision 2003/76/EC of 1 February 2003.

At 31 December 2007, the members of the Commission were :

José Manuel BARROSO	President
Margot WALLSTRÖM	Vice-President
Günter VERHEUGEN	Vice-President
Jacques BARROT	Vice-President
Siim KALLAS	Vice-President
Franco FRATTINI	Vice-President
Viviane REDING	Member
Stavros DIMAS	Member
Joaquín ALMUNIA	Member
Danuta HÜBNER	Member
Joe BORG	Member
Dalia GRYBAUSKAITE	Member
Janez POTOČNIK	Member
Ján FIGEL	Member
Markos KYPRIANOU	Member
Olli REHN	Member
Louis MICHEL	Member
László KOVÁCS	Member
Neelie KROES	Member
Mariann FISCHER BOEL	Member
Benita FERRERO-WALDNER	Member
Charlie McCREEVY	Member
Vladimír ŠPIDLA	Member
Peter MANDELSON	Member
Andris PIEBALGS	Member
Meglana KUNEVA	Member
Leonard ORBAN	Member

**Directorate-  
General for  
Economic  
and Financial  
Affairs**

**Address**

The management of the ECSC in liquidation and of the Research Fund for Coal and Steel is the responsibility of Mr. Joaquín Almunia.

The ECFIN Directorate-General - Directorate L - conducts the main financial operations of the ECSC in liquidation under the authority, at 31 December 2007, of Mr. Klaus Regling, Director-General of DG ECFIN, and Mr. David McGlue, Director of Directorate L.

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Directorate-General for  
Economic and Financial Affairs  
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Activity report and financial statements of the ECSC in liquidation

In implementation of the Protocol, annexed to the Treaty establishing the European Community, on the financial consequences of the expiry of the ECSC Treaty and on the Research Fund for Coal and Steel, on 1 February 2003 the Council decided (Article 3 of Decision 2003/76/EC) that the liquidation and asset-management operations must be the subject, separately from the other financial operations of the remaining Communities, of a profit and loss account, a balance sheet and a financial report.

# Activity report

## **Expiry of the ECSC Treaty and the management mandate given to the European Commission**

The ECSC Treaty expired on 23 July 2002.

The Nice European Council decided to annex to the Treaty of Nice a Protocol on the financial consequences of the expiry of the ECSC Treaty and the creation and management of the Research Fund for Coal and Steel. It was decided that all ECSC assets at the time of the expiry of the Treaty would be transferred to the European Community with effect from 24 July 2002. The net worth of these assets and liabilities is to be considered as assets earmarked for research in the sectors associated with the coal and steel industries. The revenue from these assets is to be used exclusively for research in these sectors.

On the entry into force of the Treaty of Nice on 1 February 2003, ownership of the ECSC's funds was transferred to the European Community with retroactive effect to 24 July 2002.

On 1 February 2003<sup>1</sup> the Council laid down the measures necessary for the implementation of the Protocol, annexed to the Treaty establishing the European Community, on the financial consequences of the expiry of the ECSC Treaty and on the Research Fund for Coal and Steel. The Commission is responsible for winding-up the financial operations of the ECSC that were still in progress at the moment of the expiry of the ECSC Treaty. It is also responsible for managing the assets in such a way as to ensure their long-term profitability. The objective in placing the available assets must be to obtain the highest possible yield that is securely attainable, as defined by Council Decision 2003/76/EC of 1 February 2003.

The Decision of 1 February 2003 further stipulates that the net revenue from investing the available assets constitutes revenue in the general budget of the European Union and that this revenue is to be used to finance, in the sectors associated with the coal and steel industries, research projects that are not covered by the framework research programme. This revenue forms the Research Fund for Coal and Steel and is managed by the Commission.

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<sup>1</sup> OJ L29, 05.02.2003, p. 22.

# Winding-up of ECSC financial operations in progress on expiry of the ECSC Treaty

## Management of borrowings of the ECSC in liquidation

During the winding-up period from 31.12.2006 to 31.12.2007, the debt of the ECSC in liquidation changed as follows (nominal amounts):

(EUR million)

Currency	Number of borrowings at 31 December 2006	Debt outstanding at 31 December 2006	Reimbursements from 1 January to 31 December 2007	Exchange rate adjustments	Debt outstanding at 31 December 2007	Number of borrowings at 31 December 2007
EUR	9	48.0	(2.0)	-	46.0	5
GBP	6	312.0	-	(26.4)	285.6	6
USD	1	75.9	-	(8.0)	67.9	1
<b>TOTAL</b>	<b>16</b>	<b>435.9</b>	<b>(2.0)</b>	<b>(34.4)</b>	<b>399.5</b>	<b>12</b>

The amortisation of the borrowings outstanding at 31 December 2007 breaks down as follows :

(EUR million)

	EUR	GBP	USD	TOTAL
2008	0.3	-	67.9	68.2
2009	-	81.8	-	81.8
2010	-	-	-	-
2011	-	-	-	-
2012	45.7	-	-	45.7
2013	-	-	-	-
2014	-	-	-	-
2015	-	-	-	-
2016	-	-	-	-
2017	-	91.6	-	91.6
2018	-	-	-	-
2019	-	112.2	-	112.2
<b>Total</b>	<b>46.0</b>	<b>285.6</b>	<b>67.9</b>	<b>399.5</b>

The main characteristics of the borrowings outstanding are as follows (nominal amounts):

Year of issue	Contractual Interest (%) per year	Term (years)	Initial amount	Amount outstanding at 31 December 2007	
				in borrowing currency	equivalent in EUR
<b>Contracts redenominated in EUR</b>					
1992	4.375	20	300 000 000 FRF		45 734 705
1993	7.08	15	1 750 000 DEM		89 476
1993	6.39	15	1 355 000 DEM		69 280
1993	6.64	15	1 185 000 DEM		60 588
1993	6.75	15	1 000 000 DEM		51 129
			<b>Currency total</b>		<b>46 005 178</b>
<b>Contracts in GBP</b>					
1990	11.875	19	60 000 000 GBP	60 000 000	81 816 322
1992	9.875	25	50 000 000 GBP	17 220 000	23 481 285
1992	9.875	25	30 000 000 GBP	30 000 000	40 908 161
1993	9.875	24	20 000 000 GBP	20 000 000	27 272 107
1994	6.875	25	50 000 000 GBP	35 261 000	48 082 089
1994	8.9375	25	47 000 000 GBP	47 000 000	64 089 453
			<b>Currency total</b>	<b>209 481 000</b>	<b>285 649 417</b>
<b>Contracts in USD</b>					
1993	6.375	15	100 000 000 USD	100 000 000	67 930 168
			<b>Currency total</b>	<b>100 000 000</b>	<b>67 930 168</b>

**Total in EUR**

**399 584 763**

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NB : Capital and interest in respect of borrowings in GBP totalling GBP 149 481 000 are secured by loans from the European Investment Bank with the same interest rate and maturity date.



## Management of loans from the ECSC in liquidation

Over the year ended 31 December 2007, the changes in **loans from borrowed funds** (under Articles 54 and 56 ECSC) were as follows (nominal amounts):

(EUR million)

Member State	Number of loans	Amount outstanding at 31 December 2006	Amortisation from 1 January to 31 December 2007	Exchange rate adjustment	Amount outstanding at 31 December 2007	Number of loans
Greece	1	75.93	-	(8.00)	67.93	1
France	2	133.82	-	-	133.82	2
Italy	12	2.01	(1.83)	-	0.18	8
United Kingdom	1	69.99	(69.17)	(0.82)	-	-
<b>Total EC</b>	<b>16</b>	<b>281.75</b>	<b>(71.00)</b>	<b>(8.82)</b>	<b>201.93</b>	<b>11</b>

Over the year ended 31 December 2007, the changes in **loans from own funds** (under Article 54.2 ECSC) were as follows (nominal amounts) :

(EUR million)

Member State	Number of loans	Amount outstanding at 31 December 2006	Amortisation from 1 January to 31 December 2007	Exchange rate adjustment	Amount outstanding at 31 December 2007	Number of loans
Belgium	16	2.97	(0.46)	-	2.51	16
Denmark	1	0.01	(0.01)	-	-	-
Germany	35	27.85	(1.71)	-	24.14	33
Greece	8	0.32	(0.03)	-	0.29	8
Spain	21	6.63	(0.85)	-	5.78	21
France	14	4.98	(0.68)	-	4.30	14
Ireland	9	0.19	(0.03)	-	0.16	8
Italy	20	3.83	(0.53)	-	3.24	20
Luxembourg	5	0.57	(0.08)	-	0.49	5
Netherlands	7	0.44	(0.06)	-	0.38	6
Austria	2	3.21	(0.18)	-	3.03	2
Portugal	6	0.41	(0.04)	-	0.37	6
Finland	2	0.62	(0.03)	-	0.59	2
United Kingdom	20	3.51	(0.44)	(0.30)	2.77	19
<b>Total EC</b>	<b>166</b>	<b>55.54</b>	<b>(5.19)</b>	<b>(0.30)</b>	<b>48.05</b>	<b>160</b>

NB : These are loans for financing the construction of subsidised housing at an interest rate of 1 % p.a..

## **Levies**

Total claims at 31 December 2006 amounted to EUR 512 708. These were covered in their entirety by value adjustments. Over the year ended on 31 December 2007, payments were received totalling EUR 35 330 and claims totalling EUR 284 667 were written off. Total claims at 31 December 2007 thus amounted to EUR 194 805, covered in their entirety by value adjustments. An amount of EUR 2 094 was recorded as income.

## **Interest subsidies**

Total claims at 31 December 2006 amounted to EUR 666 263, covered in their entirety by value adjustments. During the year ended on 31 December 2007, the ECSC in liquidation received payments of EUR 29 951 waived or cancelled claims amounting to EUR 136 831. Total claims at 31 December 2007 thus amounted to EUR 499 481, covered in their entirety by value adjustments.

## **Outstanding commitments under ECSC operating budgets**

During the year ended on 31 December 2007, payments were made totalling EUR 5.2 million and cancellations totalled EUR 12.1 million. The changes in commitments under the ECSC operating budgets from 1 January to 31 December 2007 are set out in the notes to the financial statements (Note D.8).

## Management of assets

The net worth of the ECSC's assets and liabilities at the moment of the expiry of the ECSC Treaty is regarded as assets to be used for research in the sectors associated with the coal and steel industries. These assets are managed by the Commission so as to ensure their long-term profitability, the objective being to obtain the highest possible yield under secure conditions, as defined in Council Decision N° 2003/77/EC of 1 February 2003. During the liquidation phase, treasury investments take account of the constraints regarding maturity dates and liquidity.

The total cash holdings, provisions and free reserves in 2007 were as follows (EUR million) :

	<b>31 December 2007</b>	<b>31 December 2006</b>
Total cash holdings	1 466	1 457
Commitments, operating budget	4	21
Credit for Coal and Steel Research <sup>2</sup>	275	269
Guarantee Reserve	134	206
Reserve to cover loans on own funds (former "ECSC special reserve")	48	56
Reserve to cover loans to officials (former "pension fund")	15	17
Free reserves (after allocation of result)	1 174	1 036

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<sup>2</sup> Smoothing reserve included.

## Financing of coal and steel research

The net revenue generated by the assets of the ECSC in liquidation, constituting the Research Fund for Coal and Steel, is used exclusively for research carried out in the sectors associated with the coal and steel industries. The net revenue for year n is exclusively made available to the budget of the European Community for research in year n+2. In order to reduce as far as possible the fluctuations that movements in the financial markets could cause in the financing of research, a smoothing arrangement is applied<sup>3</sup>. The revenue for 2007 will be used for research in 2009.

Calculation of the allocation for research in 2009: (in EUR thousand)

Financing provisions for 2008	53 438
Net revenue in 2007 (rounded)	50 000
Difference	<u>3 438</u>

### Allocation :

Net revenue in 2007	50 000
Half of the difference	1 719
Available for research in 2009	<u>51 719</u>

### Financing :

Net revenue in 2007	50 000
Use of smoothing reserve	1 719
	<u>51 719</u>

## Budget for financing coal and steel research

The following resources have been made available to the Research Fund:

(EUR)

Allocations to the Research Fund for Coal and Steel	Coal 27,20 %	Steel 72,80 %	Total 100 %
Allocation 2003 (lump sum)	16 320 000	43 680 000	60 000 000
Allocation 2004 (lump sum)	16 320 000	43 680 000	60 000 000
Allocation 2005 (result 2003)	15 368 000	41 132 000	56 500 000
Allocation 2006 (result 2004)	14 892 000	39 858 000	54 750 000
Allocation 2007 (result 2005)	14 654 000	39 221 000	53 875 000
Allocation 2008 (result 2006)	14 535 136	38 902 864	53 438 000
Allocation 2009 (result 2007)	14 067 568	37 651 432	51 719 000
	<b>106 156 704</b>	<b>284 125 296</b>	<b>390 282 000</b>

<sup>3</sup> See Annex to Council Decision 2003/76/EC of 1 February 2003 (OJ L 29, 1.2.2003).

# Financial statements of the ECSC in liquidation

This is the sixth report on the ECSC in liquidation, covering the year ended on 31 December 2007.

The ECSC in Liquidation financial statements for the year ended 31 December 2007 were submitted to the Commission for approval under written procedure No **E/2008/2996** of **23 June 2008** and are shown in this financial report in the form approved by the Commission.

## **Independent Auditor's report**

### **Report on the financial statements**

We have audited the accompanying financial statements of European Coal and Steel Community in liquidation ("ECSC in liquidation") managed by the Economic and Financial Affairs DG (DG ECFIN) on behalf of the European Commission (the "Commission"), which comprise the balance sheet as at December 31, 2007, and the income statement, statement of changes in equity and cash flow statement for the year then ended and a summary of significant accounting policies and other explanatory notes.

#### *DG ECFIN's Management responsibility for the financial statements*

DG ECFIN's Management is responsible for the preparation and fair presentation of these financial statements in accordance with the accounting rules applicable to the European Communities set out in note B. This responsibility includes: designing, implementing and maintaining internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

#### *Auditor's responsibility*

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with International Standards on Auditing as adopted by the "Institut des Réviseurs d'Entreprises". Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance whether the financial statements are free from material misstatement.

We have not performed any audit work for the accounts that are managed by DG Budget relating to the operating budget disclosed in Other assets (KEUR 9) and in Other liabilities (EUR 3.6 Mio), the loans to officials disclosed in Loans and advances to customers (EUR 14.9 Mio) and in Other assets (EUR 1.6 Mio), the interests received on loans to officials disclosed in Interests and similar income from bank accounts and loans (EUR 0.6 Mio), the amount relating to the cancellation of commitments of operating budget and to the income from research disclosed in Other operating income (EUR 12.1 Mio).

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the Auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the Auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control.

An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by DG ECFIN's Management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

*Opinion*

In our opinion, except for the matter noted in the previous paragraph, these financial statements have been prepared, in all material respects, in accordance with the accounting rules applicable to the European Communities set out in note B.

We emphasize that the accounting policies used and disclosures made are not intended to, and do not, comply with all the requirements of the International Financial Reporting Standards.

**Report on other legal and regulatory requirements**

The activity report, which is the responsibility of DG ECFIN's Management, is in accordance with the financial statements.

PricewaterhouseCoopers S.à r.l.

Luxembourg, March 18, 2008

Réviser d'entreprises Represented by Philippe Sergiel

A handwritten signature in black ink, appearing to be 'P. Sergiel', written over a horizontal line.



## Balance sheet at 31 December 2007

(amounts in EUR) - before allocation of surplus

	Note	31 December 2007	31 December 2006
<b>Assets</b>			
Cash and deposits with credit institutions	B.3.4., D.1.	48 726 135	56 171 336
Loans and advances to credit institutions	B.3.1., D.2.	298 126 933	239 875 023
Loans and advances to customers	B.3.1., D.2.	229 131 313	316 014 466
Derivative financial instruments	B.3.2., D.3.	13 375 786	20 806 845
Available-for-sale securities	B.3.3., C.4. D.4.	1 416 589 111	1 400 991 264
New Member States' contribution	D.5.	144 106 205	137 696 359
Other assets	D.6.	1 598 096	2 177 428
<b>Total assets</b>		<b>2 151 653 579</b>	<b>2 173 732 721</b>
<b>Liabilities</b>			
Borrowings from credit institutions	B.3.5., D.7.	276 841	1 853 519
Debts evidenced by certificate	B.3.5., D.7.	424 135 671	461 234 819
Derivative financial instruments	B.3.2., D.3.	10 571 428	8 320 540
Other liabilities	B.5.1., D.8.	225 487 313	236 233 307
<b>Total liabilities</b>		<b>660 471 253</b>	<b>707 642 185</b>
<b>Equity</b>			
Retained earnings	D.9.	5 323 153	23 782 537
Reserves	D.10.	1 485 859 173	1 442 307 999
<b>Total equity</b>		<b>1 491 182 326</b>	<b>1 466 090 536</b>
<b>Total equity and liabilities</b>		<b>2 151 653 579</b>	<b>2 173 732 721</b>

The notes on pages 21-57 are an integral part of these financial statements.

## Income statement for the year ended 31 December 2007

(amounts in EUR)

	Note	31 December 2007		31 December 2006	
<b>Income</b>					
Interest and similar income :					
From bank accounts and loans		54 556 939		56 108 519	
From fixed income debt securities and other interest		55 952 217		49 824 001	
<b>Total</b>	B.4.1., E.2.		110 509 156		105 932 520
Fees and commissions income		143 233		104 806	
Net profit on sale of securities	E.3	-		879 141	
Net profit on foreign exchange	B.2	3 070 808		-	
Other financial income	E.4	8 101 518		9 296 891	
<b>Total</b>			11 315 559		10 280 838
Other operating income	E.5.		13 626 594		21 015 842
<b>Total income</b>			<b>135 451 309</b>		<b>137 229 200</b>
<b>Charges</b>					
Interest and similar charges	B.4.1., E.6.		52 220 560		51 660 406
Fees and commissions charges	E.7.		206 320		204 676
Financial operations :					
Net loss on sale of securities	E.3	8 898 341		-	
Net loss on foreign exchange	B.2	-		1 113 798	
Other financial charges	E.8	18 790 707		7 452 607	
<b>Total</b>			27 689 048		8 566 405
Provision for Research financing	E.1.	50 000 000		53 000 000	
Other operating charges	B.5.1., E.9.	12 228		15 176	
<b>Total</b>			50 012 228		53 015 176
<b>Total charges</b>			<b>130 128 156</b>		<b>113 446 663</b>
<b>Net profit for the year</b>	E.1.		<b>5 323 153</b>		<b>23 782 537</b>

The notes on pages 21-57 are an integral part of these financial statements.

## Statement of changes in equity for the year ended 31 December 2007

(amounts in thousands EUR)

	Assets of the Coal and Steel Research Fund (B.5.2.)	Member States' Contribution not yet called (D.5.)	Special Reserves	General Reserves	Fair value Reserve	Retained earnings	Total
Previously reported balance at 31 December 2006	1 012 049	110 455	279 296	54 561	(14 053)	23 783	1 466 091
Allocation of retained earnings	23 783	-	-	-	-	(23 783)	-
Net change in available-for-sale portfolio	-	-	-	-	(20 337)	-	(20 337)
Use of reserves	-	-	(6)	-	-	-	(6)
Contribution Bulgaria and Romania 1.1.2007	-	41 830	-	-	-	-	41 830
Call for Member States' Contribution	50 979	(50 979)	-	-	-	-	-
Transfer of reserves on 31 December 2007	82 000	-	(82 000)	(1 719)	-	-	(1 719)
Net profit 2007	-	-	-	-	-	<u>5 323</u>	<u>5 323</u>
<b>At 31 December 2007</b>	<b>1 168 811</b>	<b>101 306</b>	<b>197 290</b>	<b>52 842</b>	<b>(34 390)</b>	<b>5 323</b>	<b>1 491 182</b>

The notes on pages 21-57 are an integral part of these financial statements.

## Cash flow statement for the year ended 31 December 2007

(amounts in thousands EUR)

	2007	2006
<b>Operating activities (F.2.)</b>		
New Member States' contribution	33 986	24 000
Granting of loans	(88 693)	-
Repayment of loans	79 356	10 222
Interest received - loans	49 110	53 968
Repayment of borrowings	(2 024)	(2 044)
Interest expenses - borrowings	(48 236)	(52 495)
Proceeds from other assets	247	(934)
Net advance to the General Budget of the EU	(45 578)	(42 559)
Operating cost	798	(327)
<b>Net cash flow from operating activities</b>	<b>(21 034)</b>	<b>(10 169)</b>
<b>Investing activities (F.3.)</b>		
Interest received - cash and cash equivalents	2 521	2 382
Purchase of investments available-for-sale portfolio	(599 447)	(526 107)
Proceeds of investments available-for-sale portfolio	554 914	493 697
Interest received - available-for-sale portfolio	55 805	54 158
Investing cost and other	(204)	(2)
<b>Net cash flow from investing activities</b>	<b>13 589</b>	<b>24 128</b>
Net increase in cash and cash equivalents	(7 445)	13 959
<b>Cash and cash equivalents at 01 January</b>	<b>56 171</b>	<b>42 212</b>
<b>Cash and cash equivalents at 31 December</b>	<b>48 726</b>	<b>56 171</b>

The notes on pages 21-57 are an integral part of these financial statements.

## **NOTES TO THE FINANCIAL STATEMENTS**

### **AT 31 DECEMBER 2007**

#### **NOTE A - GENERAL INFORMATION**

The European Coal and Steel Community (ECSC), established by the Treaty signed in Paris on 18 April 1951, expired on 23 July 2002. The Nice European Council decided to annex to the Treaty of Nice of 26 February 2001<sup>4</sup> a protocol on the financial consequences of the expiry of the ECSC Treaty and on the creation and management of the Research Fund for Coal and Steel. It was decided that, on the expiry of the Treaty, all assets and liabilities of the ECSC would be transferred to the European Community with effect from 24 July 2002.

Subject to any increase or decrease resulting from the liquidation operations, the net worth of all the ECSC's assets and liabilities, as they appear in the ECSC balance sheet at 23 July 2002, is regarded as assets earmarked for research in the sectors associated with the coal and steel industries. After the end of the liquidation process, these assets will be known as the "Assets of the Research Fund for Coal and Steel".

The Commission is responsible for winding-up the financial operations of the ECSC that were still in progress at the moment of the expiry of the ECSC Treaty. The winding-up is conducted in accordance with the rules and procedures applying to these operations, with the Community institutions enjoying the existing powers and prerogatives provided for by the ECSC Treaty and the secondary legislation in force on 23 July 2002. The assets of the ECSC in liquidation, including its loans portfolio and its investments, are used as necessary to meet the ECSC's remaining obligations in terms of outstanding borrowings resulting from previous operating budgets and other contingencies.

Where the ECSC's assets are not needed to meet these obligations, they are invested so as to ensure long-term profitability. The objective in placing the available assets must be to obtain the highest possible yield that is securely attainable, as defined by Council Decision 2003/76/EC of 1 February 2003. The net revenue from these investments, known as the "Research Fund for Coal and Steel", constitutes revenue in the general budget of the European Union and will be used exclusively for research in the sectors associated with the coal and steel industries, in accordance with Council Decision 2003/76/EC of 1 February 2003 establishing the measures necessary for the implementation of the Protocol, annexed to the Treaty establishing the European Community, on the financial consequences of the expiry of the ECSC Treaty and on the Research Fund for Coal and Steel<sup>5</sup>.

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<sup>4</sup> OJ C80, 10.03.2001.

<sup>5</sup> OJ L 29, 5.2.2003, p.22.

The net revenue available for financing research projects in year n+2 appears in the balance sheet of the ECSC in liquidation for year n, and after the liquidation process has been completed will appear as assets in the balance sheet of the Research Fund for Coal and Steel. In order to reduce as far as possible the fluctuations that movements in the financial markets could cause in the financing of research, a smoothing arrangement is applied and a reserve for contingencies has been created. The algorithms for smoothing are set out in Annex 1 to the abovementioned Council Decision. The identified revenue is divided between research relating to coal and that relating to steel in proportions of 27.2 % and 72.8 % respectively.

The ECSC in liquidation is considered as a controlled entity by the European Communities and consequently, forms part of their consolidation scope.

## **Note B - summary of significant accounting policies**

### **B.1. Basis of presentation**

The financial statements are drawn up in accordance with the Council Decisions of 1 February 2003 n° 2003/76/EC and 2003/77/EC and the Commission Decision of 9 August 2005 (C/2005/2992). The valuation and Accounting Rules applied<sup>6</sup>, approved by the Accounting Officer of the Commission, are in line with the principles described in Part One Title VII of the Council Regulation n° 1605/2002 of 25 June 2002 on the Financial Regulations applicable to the general budget of the European Communities. Article 133 of the Financial Regulations provides that the accounting rules shall be guided by the internationally accepted accounting standards for the public sector but may depart from them where justified by the specific nature of the Communities' activities. The accrual-based accounting policy is inspired by International Public Sector Standards (IPSAS) or by default, International Financial Reporting Standards (IFRS) as respectively issued by the International Public Sector Accounting Standard Board and the International Accounting Standard Board (IASB).

The accounting principles and evaluation methods used for the items in the financial statements take into account the constraints and resolutions applicable to the ECSC in liquidation under the treaties and other decisions adopted by the institutions of the European Communities as well as the fact that, except for the asset management and the financial investments, ECSC in liquidation does no longer represent a going concern after 23 July 2002, when the ECSC Treaty expired.

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<sup>6</sup> In order to better reflect the nature of the activity of the ECSC in liquidation which corresponds to a high degree to an entity in the financial services sector, the layout of the balance sheet, established in line with article 3 of the Council Decision 2003/76/EC of 1 February 2003, departs from the presentation laid out in the EC Accounting Rules 2 Financial statements (page 9). Furthermore, the presentation of the cash-flow statement is established using the direct method compared to the indirect method laid out in the EC Accounting Rules (page 16). However, these discrepancies are eliminated through the consolidation process with the financial statements of the European Communities.

## **B.2. Currency and basis for conversion**

### *B.2.1. Functional and reporting currency*

The financial statements are presented in EUR (euros), which is the ECSC in liquidation's functional and reporting currency.

### **B.2.2. Transactions and balances**

Foreign currency transactions are translated into euros using the exchange rates prevailing at the dates of the transactions.

Year-end balances of monetary assets and liabilities denominated in foreign currencies are converted into euros on the basis of the exchange rates (reference rates communicated by the European Central Bank) applying on 31 December.

The following rates have been used for converting balance sheet amounts expressed in national currency into euros:

	<b>31 December 2007</b>	<b>31 December 2006</b>
Danish crone	7.4583	7.4560
Pound sterling	0.73335	0.6715
United States dollar	1.4721	1.3170

Foreign exchange gains and losses resulting from the settlement of foreign currency transactions and from the translation at year-end exchange rates of monetary assets and liabilities denominated in foreign currencies are recognised in the income statement.

Translation differences on debt securities and other monetary financial assets measured at fair value are included in foreign exchange gains and losses. Translation differences on non-monetary items classified as available-for-sale financial assets are included in the fair value reserve in equity.

## **B.3. Balance Sheet**

### **B.3.1. Loans**

Loans are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market. They arise when the ECSC in liquidation provides money to a debtor with no intention of trading the receivable. Loans with financial maturities less than 12 months after the balance sheet date are considered as short-term loans.

Loans are recognised when cash is advanced to the borrowers. They are initially recognised at fair value plus transaction costs and subsequently carried at amortised cost using the effective interest rate method.

The fair value of a financial asset on initial recognition is normally the transaction price (i.e. the fair value of the consideration received). However, when a long-term loan that carries no interest or an interest below market conditions is granted, its fair value can be estimated as the present value of all future cash receipts discounted using the prevailing market rate of interest for a similar instrument with a similar credit rating.

If there is objective evidence that an impairment loss on loans carried at amortised cost has been incurred, the amount of the loss is measured as the difference between the asset's carrying amount and the present value of estimated future cash flows (excluding future credit losses that have not been incurred) discounted at the financial asset's original effective interest rate. The carrying amount of the asset is reduced and the amount of the loss is recognised in the income statement. If a loan or held-to-maturity investment has a variable interest rate, the discount rate for measuring any impairment loss is the current effective interest rate determined under the contract.

The calculation of the present value of the estimated future cash flows of a collateralised loan reflects the cash flows that may result from foreclosure less costs for obtaining and selling the collateral, whether or not foreclosure is probable.

If, in a subsequent period, the amount of the impairment loss decreases and the decrease can be related objectively to an event occurring after the impairment was recognised, the previously recognised impairment loss is reversed through the income statement.

### B.3.2. Derivative financial instruments

Derivatives are classified as held-for-trading financial assets (or liabilities) unless they are designated as hedges.

Derivatives are initially recognised at fair value on the date on which a derivative contract is entered into and are subsequently re-measured at their fair value. Changes in the fair value of derivatives that do not qualify for hedge accounting are recognised immediately in the income statement.

Fair values are obtained from quoted market prices in active markets and/or valuation techniques, including discounting cash flow models and options pricing models, as appropriate. All derivatives are carried as assets when their fair value is positive and as liabilities when their fair value is negative.

The ECSC in liquidation does not use hedge accounting.

### B.3.3. Available-for-sale securities

Available-for-sale financial assets are non-derivative financial instruments that are either designated in this category or not classified in the following other categories : financial assets through profit or loss, loans and receivables and held-to-maturity investments.

Purchases and sales of available-for-sale financial assets are recognised on trade-date – the date on which the ECSC in liquidation commits to purchase or sell the asset. Available-for-sale financial assets are initially recognised at fair value, which is normally the transaction price (i.e. the fair value of the consideration received) plus transaction costs and are subsequently re-measured at their fair value.



Changes in the fair value of monetary financial assets denominated in a foreign currency and classified as available-for-sale are analysed between translation differences resulting from changes in amortised cost of the asset and other changes in the carrying amount of the asset. The translation differences are recognised in the income statement and other changes in carrying amount are recognised in equity. Changes in the fair value of non-monetary financial assets classified as available-for-sale are recognised in equity.

When financial assets classified as available-for-sale are sold or impaired, the cumulative fair value adjustments previously recognised in equity are recognised in the income statement.

Interest on available-for-sale financial assets calculated using the effective interest rate method is recognised in the income statement. Dividends on available-for-sale equity instruments are recognised when the ECSC in liquidation's right to receive payment is established.

Fair values of quoted investments in active markets are based on current bid prices. If the market for a financial asset is not active (and for unlisted securities), the ECSC in liquidation establishes a fair value by using valuation techniques. These include the use of recent arm's length transactions, reference to other instruments that are substantially the same, discounted cash flow analysis, option pricing models and other valuation techniques commonly used by market participants.

In cases where the fair value of investments in equity instruments that do not have quoted market price in an active market is not reliably measurable, these investments are valued at cost less impairment.

The ECSC in liquidation assesses at each balance sheet date whether there is objective evidence that a financial asset is impaired. In the case of equity securities classified as available-for-sale, a significant or prolonged decline in the fair value of the security below its cost is considered in determining whether the securities are impaired. If any such evidence exists for available-for-sale financial assets, the cumulative loss – measured as the difference between the acquisition cost and the current fair value, less any impairment loss on that financial asset previously recognised in the income statement – is removed from equity and recognised in the income statement. Impairment losses recognised in the income statement on equity instruments are not reversed through the income statement.

If, in a subsequent period, the fair value of a debt instrument classified as available-for-sale increases and the increase can be objectively related to an event occurring after the impairment loss was recognised, the impairment loss is reversed through the income statement.

#### *B.3.4. Cash and cash equivalents*

Cash and cash equivalents are defined as short term. They include cash in hand, deposits held at call with banks, other short-term highly liquid investments with original maturities of three months or less and bank overdrafts. Bank overdrafts are shown within financial liabilities under current liabilities on the balance sheet.

#### *B.3.5. Borrowings and debts evidenced by certificates*

Borrowings and debts evidenced by certificates are recognised initially at fair value, being their issue proceeds (fair value of consideration received) net of transaction costs incurred.

Borrowings and debts evidenced by certificates are subsequently stated at amortised cost using the effective yield method ; any difference between proceeds, net of transaction costs, and the redemption value is recognised in the income statement over the period of the borrowings and debts evidenced by certificates using the effective interest rate method. They are considered as long-term liabilities, except for maturities less than 12 months after the balance sheet date.

#### **B.4. Income statement**

##### *B.4.1. Interest income and expenses*

Interest income and expenses are recognised in the income statement using the effective interest rate method. This is a method of calculating the amortised cost of a financial asset or a financial liability and of allocating the interest income or interest expense over the relevant period. The effective interest rate is the rate that exactly discounts estimated future cash payments or receipts through the expected life of the financial instrument or, when appropriate, a shorter period to the net carrying amount of the financial asset or financial liability.

When calculating the effective interest rate, the ECSC in liquidation estimates cash flows considering all contractual terms of the financial instrument (for example, prepayment options) but does not consider future credit losses. The calculation includes all fees and margins paid or received between parties to the contract that are an integral part of the effective interest rate, transaction costs and all other premiums or discounts.

Once a financial asset or a group of similar financial assets has been written down as a result of an impairment loss, interest income is recognised using the rate of interest used to discount the future cash flows for the purpose of measuring the impairment loss.

#### **B.5. Special features of the ECSC in liquidation financial statements**

##### *B.5.1. ECSC operating budget*

Part of the funds of the ECSC in liquidation is made available to the ECSC operating budget, which was adopted annually by the Commission after informing the Council and consulting the European Parliament. The last such budget was drawn up for the period from 1 January to 23 July 2002.

From 24 July 2002 onwards, the income and charges relating to the operating budget are shown in the accounts as “other operating income/charges”.

Changes in commitments vis-à-vis third parties entered into under the operating budget between 1 January and 31 December 2007 are shown under the heading “Outstanding commitments under the ECSC operating budget” (see Note D.8.).

##### **B.5.2. Budget for financing coal and steel research**

Under Council Decision of 1 February 2003 establishing the measures necessary for the implementation of the Protocol, annexed to the Treaty establishing the European Community, on the financial consequences of the expiry of the ECSC Treaty and on the Research Fund for Coal and Steel (2003/76/EC), the income from managing the assets of the ECSC in

liquidation should be allocated to the general budget of the European Union<sup>7</sup>. This income is earmarked for a research programme relating to the coal and steel industries, as stated in Note A to this report.

In order to reduce fluctuations in research funding resulting from movements on the financial markets, a smoothing formula is applied. The ECSC in liquidation has constituted reserves in order to provide this mechanism.

## **NOTE C - FINANCIAL RISK MANAGEMENT**

### **C.1. Risk management policies and hedging activities**

Following the expiry of the ECSC Treaty on 23 July 2002, in accordance with Decision 2003/76/EC the assets and liabilities of the ECSC were passed to the European Community and the liquidation of the liabilities of the ECSC is managed by the Commission. Thus, no new loans and no corresponding funding are foreseen for the ECSC in liquidation. New ECSC borrowings are restricted to refinancing with the aim to reduce the cost of funds.

The asset and liability management is carried out by the Commission in accordance with internal guidelines. Written procedures manuals covering specific areas such as borrowings, loans and treasury management have been developed and are used by the relevant operating units. Financial and operational risks are identified and evaluated and compliance with internal guidelines and procedures is checked regularly.

As far as treasury operations are concerned, the principles of prudent management with a view to limit operational risk, counterparty risk and market risk are to be applied.

Investments are restricted basically to the following categories: term deposits with banks, money market instruments, fixed and floating rate bonds.

The main investment limits per category are as follows:

- For term deposits, the lower of either EUR 100 million per bank or 5 % of the bank's own funds provided that the respective short-term rating is at least A-1 (S&P) or equivalent ;
- For bonds issued or guaranteed by Member States or institutions of the European Union, up to EUR 250 million per Member State or institution depending on its rating ;
- For bonds of other sovereign or supranational issuers with a long-term credit rating of not less than AA (S&P) or equivalent up to EUR 100 million per issuer or guarantor ;
- For bonds of other issuers having a minimum rating of AA or AAA (S&P) or equivalent, up to EUR 25 or 50 million respectively, depending on the rating and issuer status.

The ECSC in liquidation uses derivative financial instruments to hedge certain risk exposures. A detailed description of such financial instruments can be found under point D.3

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<sup>7</sup> OJ L 29, 1.2.2003, p.22.

## C.2. Market risk

### C.2.1. Foreign exchange risk

The ECSC in liquidation is exposed to foreign exchange risk arising from currency exposures with respect to the US dollar (USD) and the UK pound (GBP).

The table below summarises the ECSC in liquidation's exposure to foreign currency exchange rate risk at 31 December 2007. The ECSC in liquidation's assets and liabilities at their EUR equivalent nominal values, categorised by currency are disclosed in the table.

(EUR million)

	GBP	USD
Assets	207.21	67.94
Liabilities	285.65	67.93
<b>Net balance sheet position</b>	<b>(78.44)</b>	<b>0.01</b>
<i>Effect of cross currency interest rate swaps</i>	81.82	-
<i>Net exposure</i>	3.38	0.01

The GBP assets and liabilities position is mainly composed of EUR equivalent 203.8 million (nominal value) unquoted debt securities issued by the European Investment Bank as substitute of a defaulted debtor (see point D.2.). The "effect of cross currency interest rate swaps" corresponds to the EUR equivalent notional amount of the swap, which is used to reduce the ECSC in liquidation's exposure to currency movements (see Note D.3.). Remaining net exposure concerns EUR equivalent 2.77 million housing loans and EUR equivalent 0.61 million current account balances.

The USD position principally consists of EUR equivalent 67.93 million loans granted from borrowed funds. Net exposure results of EUR equivalent 0.01 million current account balances.

According to the procedures manual, buying EUR is the only foreign exchange operation authorised. All exceptions to this rule must be duly justified.

### C.2.2. Price risk

The ECSC in liquidation is exposed to price risk due to investments in debt securities classified on the balance sheet as available for sale.

### **C.3. Interest rate risk**

Cash flow interest rate risk is the risk that the future cash flows of a financial instrument will fluctuate because of changes in market interest rates. Fair value interest rate risk is the risk that the value of a financial instrument will fluctuate because of changes in market interest rates. Due to the nature of its activities, the ECSC in liquidation is exposed to the effect of fluctuations in the prevailing levels of market interest rate on both its fair value and cash flow risks.

#### *(a) Loans granted from borrowed funds*

The interest rate risks that arise from borrowings are generally offset by equivalent loans in terms and conditions (back-to-back operations). If no perfect matching can be reached, derivative financial instruments are used to reduce the exposure to interest rate movements (see Note D.3.).

#### *(b) Debt securities*

Debt securities issued at variable rates expose the ECSC in liquidation to cash flow interest rate risk whereas debt securities at fixed rates expose the ECSC in liquidation to fair value interest rate risk. Fixed rate bonds represent approximately 94 % of the investment portfolio at the balance sheet date.

#### *c) Interest rate sensitivity analysis*

The market price of a debt security depends on the time to maturity, its coupon and the actual yield to maturity. For the shock analysis, all debt securities of the portfolio (incl. floating rate notes) are once priced at actual yields, then re-priced at yields shifted upwards by 100 bps. The change in market price is the reported hypothetical loss for the shock analysis. The 100 bps parallel shift is assumed to happen instantaneously, no time horizon is considered.

At 31 December 2007, this hypothetical loss was about EUR 53 million.

### **C.4. Credit risk**

The ECSC in liquidation takes on exposure to credit risk, which is the risk that a counterparty will be unable to pay amounts in full when due.

Guidelines on the choice of counterparties must be applied. Accordingly, the operating unit will be able to place deposits only with eligible banks being part of a “trading list of authorized banks” and having sufficient counterparty limits.

Exposure to credit risk is managed through regular analysis of the ability of borrowers to meet interest and capital repayment obligations.

Exposure to credit risk is also managed by obtaining collateral as well as country and corporate guarantees.

At 31 December 2008, the total outstanding nominal amount of loans granted by the ECSC in liquidation was EUR 264.84 million, broken down as follows (in million EUR):

	<b>Nominal amount</b>
Loans granted to credit institutions	41.13
Loans granted to customers	223.71
<b>Total</b>	<b>264.84</b>

77.2 % of the total amount outstanding loans is covered by guarantees from a Member State or equivalent bodies (public institutions or public-sector industrial groupings in the Member States). 17.1 % of loans outstanding were granted to banks of zone A or have been guaranteed by banks of zone A.

5.6 % of the outstanding loans (EUR 14.86 million) is made up of loans granted to European institutions' officials from the former ECSC in liquidation pension fund (in the summary table above, loans to officials are included in loans to customers), which are covered by life and disability insurance and the respective salaries.

The small remaining outstanding loans balance, i.e. 0.1 %, should be considered as presenting a higher degree of risk. It means that the guarantees received do not generally provide the same level of security.

From a liquidity perspective, loans granted on borrowed funds were fully covered by a specific provision for risks and charges called "Guarantee Fund". By applying the new accounting rules, this provision has been replaced as of 1 January 2005 by a dedicated reserve. This reserve amounts to EUR 134 million at 31 December 2007.

The loans granted on own funds were covered by another reserve, formerly called "ECSC Special Reserve". This special reserve amounts to EUR 48 million at 31 December 2007.

*(a) Cash and deposits with credit institutions – profile of counterparties*

At the balance sheet date, respectively 43 % and 57 % of deposits and current account balances are placed with banks rated (Fitch) F1+ (or equivalent) and F1 (or equivalent), respectively.

All deposits and current account balances are held with banks within the OECD.

*(b) Loans and advances – profile of borrowers*

Geographical concentrations of the **loans granted from borrowed funds** (expressed at their outstanding nominal amount) at the balance sheet date (31 December 2007) are as follows:

	<b>EUR million</b>	<b>Number of loans</b>
Greece	67.93	1
France	133.82	2
Italy	0.18	8
<b>Total</b>	<b>201.93</b>	<b>11</b>

These loans were secured by guarantees as follows:

**(EUR million)**

<b>Member States</b>	<b>Guarantee from public body</b>	<b>Bank guarantee</b>	<b>Industrial group (public company)</b>	<b>Total</b>
Greece	67.93	-	-	<b>67.93</b>
France	-	-	133.82	<b>133.82</b>
Italy	-	0.18	-	<b>0.18</b>
<b>Total EC</b>	<b>67.93</b>	<b>0.18</b>	<b>133.82</b>	<b>201.93</b>

Loans granted to the European Investment Bank

Following a restructuring of debts of a defaulting debtor, the Commission acquired in 2002 and 2007 EUR equivalent 203.83 million promissory notes from European Investment Bank (rated AAA) in order to re-establish the back-to-back character of the lending/borrowing transaction and thus cover interest rate and currency risks. These promissory notes are not included in the tables above.

Geographical concentrations of the **loans granted on own funds** - without loans to European Institutions officials - (expressed at their outstanding nominal amount) at the balance sheet date are as follows:

	<b>31 December 2007</b>	<b>31 December 2007</b>
	<b>EUR million</b>	<b>Number of loans</b>
Belgium	2.51	16
Germany	24.14	33
Greece	0.29	8
Spain	5.78	21
France	4.30	14
Ireland	0.16	8
Italy	3.24	20
Luxembourg	0.49	5
Netherlands	0.38	6
Austria	3.03	2
Portugal	0.37	6
Finland	0.59	2
United Kingdom	2.77	19
<b>Total</b>	<b>48.05</b>	<b>160</b>

NB : These are loans for financing the construction of subsidised housing at an interest rate of 1 % p.a..



These loans were backed by guarantees as follows:

(EUR million)

Member States	Guarantee from public body	Bank guarantee (1)	Industrial group guarantee		Total
			Public	Private	
Belgium	-	-	2.51	-	2.51
Germany	-	24.14	-	-	24.14
Greece	-	0.29	-	-	0.29
Spain	-	5.78	-	-	5.78
France	-	4.30	-	-	4.30
Ireland	0.16	-	-	-	0.16
Italy	-	3.24	-	-	3.24
Luxembourg	-	0.49	-	-	0.49
Netherlands	-	-	-	0.38	0.38
Austria	-	3.03	-	-	3.03
Portugal	-	0.37	-	-	0.37
Finland	-	0.59	-	-	0.59
United Kingdom	-	2.77	-	-	2.77
<b>Total</b>	<b>0.16</b>	<b>45.00</b>	<b>2.51</b>	<b>0.38</b>	<b>48.05</b>

(1) Mainly loans granted to financial institutions for on-lending to final recipients.

(c) Derivative financial instruments – profile of counterparties

See Note D.3.

(d) Available-for-sale securities – profile of issuers

Details of the debt securities (expressed at their fair value) by issuer type and by rating (Standard & Poor's) at the balance sheet date are as follows:

Issuers	31 December 2007	
	EUR	%
Sovereign	429 588 309	30.4
Multinational Organisations	91 156 382	6.4
Banks & Financial Institutions	621 919 942	43.9
Other Public Issuer	273 924 478	19.3
<b>Total</b>	<b>1 416 589 111</b>	<b>100.0</b>

Rating (Standard and Poor's)	31 December 2007	
	EUR	%
AAA	838 712 976	59.2
AA+	124 056 261	8.8
AA	214 966 593	15.2
AA-	-	-
A+	94 198 774	6.6
A	82 174 850	5.8
A-	40 180 225	2.8
BBB+	5 917 066	0.4
BBB	16 382 366	1.2
<b>Total</b>	<b>1 416 589 111</b>	<b>100.0</b>

Geographical concentrations of the debt securities (expressed at their fair value) at the balance sheet date are as follows:

<b>Country</b>	<b>31 December 2007 EUR million</b>	<b>%</b>
Austria	86.0	6.1
Belgium	44.6	3.1
Bulgaria	5.9	0.4
Canada	48.9	3.5
Cyprus	31.5	2.2
Finland	6.1	0.4
France	77.2	5.4
Germany	259.0	18.3
Greece	47.6	3.4
Hungary	51.8	3.7
Ireland	28.7	2.0
Italy	75.2	5.3
Japan	10.6	0.7
Latvia	20.0	1.4
Lithuania	46.8	3.3
Netherlands	72.3	5.1
Norway	6.0	0.4
Poland	15.3	1.1
Portugal	13.1	0.9
Romania	16.4	1.2
Slovak Republic	15.1	1.1
Slovenia	3.1	0.2
Spain	79.1	5.6
Supranational	91.2	6.4
Sweden	20.5	1.4
Switzerland	9.9	0.7
United Kingdom	108.8	7.7
United States of America	125.9	8.9
	<b>1 416.6</b>	<b>100.0</b>

## **C.5. Liquidity risk**

The liquidity risks that arise from borrowings are generally offset by equivalent loans in terms and conditions (back-to-back operations). If no perfect matching can be reached, derivative financial instruments are used to match cash flows.

For the asset and liability management of ECSC in liquidation, the Commission manages liquidity requirements based on disbursement forecast with a 11 years horizon obtained through consultations with the responsible Commission services. Investments are carried out accordingly to meet respective annual requirements.

## **C.6. Fair value**

### *Cash and cash equivalents*

The fair value of cash and cash equivalents including current accounts and short-term deposits (of less than three months) is their carrying amount.

### *Loans and borrowings*

The estimated fair value of loans and borrowings is determined using a discounted cash flow model. According to this model, expected future cash flows are discounted by applying AAA yield curves appropriate for the remaining term of maturity.

The estimated fair value of floating rate loans are assumed to approximate their carrying amount since re-pricing at market interest rates takes place every 3 or 6 months.

The estimated fair value of fixed interest bearing loans and borrowings could not be obtained and disclosed as the necessary data for calculating these values was not available.

### *Available-for-sale securities*

The available-for-sale securities are presented at fair value which is the market price plus accrued interest.

### *Receivables and payables*

The nominal value less impairment losses of trade receivables and the nominal value of trade payables are assumed to approximate their fair values.

### *Financial instruments measured at fair value*

The total amount of the change in fair value estimated using a valuation technique recognized in the income statement during the year amounts to EUR 9.26 million (net loss). There are no financial instruments measured at fair value using a valuation technique that is not supported by observable market prices or rates.

## Note D - Explanatory notes to the balance sheet

### D.1. Cash and deposits with credit institutions

(EUR)

	31 December 2007	31 December 2006
Repayable on demand	6 808 498	3 452 195
With agreed maturity dates or periods of notice	41 917 637	52 719 141
<b>Total</b>	<b>48 726 135</b>	<b>56 171 336</b>

The effective interest rates in December 2007 on short-term deposits were 4.66 % - 4.93 %. These deposits have an average maturity of 19 days.

### D.2. Loans and advances

(EUR)

	31 December 2007	31 December 2006
<b>Loans and advances to credit institutions</b>	<b>298 126 933</b>	<b>239 875 023</b>
<i>Loans granted from own funds</i>	<i>29 094 275</i>	<i>33 553 510</i>
<i>Loans granted from borrowed funds</i>	<i>185 780</i>	<i>386 518</i>
<i>Debt securities classified as loans and advances (European Investment Bank)</i>	<i>268 846 878</i>	<i>205 934 995</i>
<b>Loans and advances to customers</b>	<b>229 131 313</b>	<b>316 014 466</b>
<i>Loans granted from own funds</i>	<i>5 334 669</i>	<i>5 290 051</i>
<i>Loans granted from borrowed funds</i>	<i>208 664 210</i>	<i>292 073 898</i>
<i>Delayed payments</i>	<i>134 283</i>	<i>1 353 487</i>
<i>Loans granted to officials of the European Communities</i>	<i>14 859 257</i>	<i>17 068 496</i>
<i>Other amounts due by customers</i>	<i>138 894</i>	<i>228 534</i>
<b>Total loans and advances</b>	<b>527 258 246</b>	<b>555 889 489</b>

#### Loans granted from own funds

This item includes loans granted by the ECSC in liquidation from its own funds in accordance with article 54.2 of the ECSC Treaty. These loans are granted at a fixed rate of 1 % p.a. and, consequently, considered as loans at preferential rates. They are initially recognised at fair value which corresponds to the net present value of expected cash flows discounted at the market rate of interest prevailing for bonds with similar maturities issued by the member states where the borrowers are located, then subsequently measured at amortised cost. The provisions for impairment, if any, are based on the provisional or definitive write-offs as provided for under the respective finance contracts.

The effective interest rates (expressed as a range of interest rates) were as follows:

#### Effective interest rates on loans granted from own funds

31.12.2007	31.12.2006
2.806 % - 22.643 %	2.806 % - 22.643 %

## Loans granted from borrowed funds

This item includes loans granted by the ECSC in liquidation from borrowed funds in accordance with articles 54 and 56 of the ECSC Treaty.

Loans granted from borrowed funds (expressed in nominal amounts) with variable rates are EUR 134 465 597 (2006: EUR 135 455 417) and fixed rates are EUR 74 198 613 (2006: EUR 146 937 124).

The changes in carrying amount correspond to the change in accrued interests plus the amortization of the year of premiums paid and transaction costs incurred at inception, calculated according to the effective interest rate method.

The effective interest rates (expressed as a range of interest rates) were as follows:

**Effective interest rates on loans granted from borrowed funds**

<b>31.12.2007</b>	<b>31.12.2006</b>
4.375 – 12.077 % (*)	3.064 % - 12.077 % (*)

(\*) relates to the fixed rate loan covered by the interest rate swap (see Note D.3.)

## Loans granted to the European Investment Bank (EIB)

At 31 December 2006 this item included two unquoted debt securities issued by the European Investment Bank (EIB) as substitute of a defaulted debtor. Following a debt restructuring, in 2007 a customer loan repaid early, the cash flows were hedged by purchasing a new debt security from EIB. These debt securities will be held till their final maturity (2017 and 2019) in order to cover the service of related borrowings.

The changes in carrying amount correspond to the change in accrued interests plus the amortization of the year of premiums paid and transaction costs incurred at inception, calculated according to the effective interest rate method.

The effective interest rates (expressed as a range of interest rates) were as follows:

**Effective interest rates on loans granted to the EIB**

<b>31.12.2007</b>	<b>31.12.2006</b>
5.2354 % - 5.8103 %	5.2354 % - 5.2401 %

### Loans granted on own funds

(EUR)

Loan type	Balance at 01.01.2007	Reclassification 01.01.2007	Repayments	Exchange differences	Changes in carrying amount	Net value at 31.12.2007	Remaining maturity < 1 year	Remaining maturity > 1 year
Loans and advances to credit institutions	33 553 510	(582 444)	(6 400 490)	(256 344)	2 780 043	29 094 275	408 514	28 685 761
Loans and advances to customers	5 290 051	582 444	(793 234)	(42 080)	297 488	5 334 669	96 873	5 237 796
<b>Total</b>	<b>38 843 561</b>	<b>0</b>	<b>(7 193 724)</b>	<b>(298 424)</b>	<b>3 077 531</b>	<b>34 428 944</b>	<b>505 387</b>	<b>33 923 557</b>

### Loans granted on borrowed funds

(EUR)

Loan type	Balance at 01.01.2007	New loans 2007 <sup>8</sup>	Repayments	Exchange differences	Changes in carrying amount	Net Value at 31.12.2007	Remaining maturity < 1 year	Remaining maturity > 1 year
Loans and advances to credit institutions	386 518	-	(195 425)	-	(5 313)	185 780	185 780	-
Loans granted to the EIB	205 934 995	88 449 665	-	(24 749 710)	(788 071)	268 846 879	-	268 846 879
Loans and advances to customers	292 073 898	-	(70 804 176)	(9 600 343)	(3 005 169)	208 664 210	74 198 613	134 465 597
<b>Total</b>	<b>498 395 411</b>	<b>88 449 665</b>	<b>(70 999 601)</b>	<b>(34 350 053)</b>	<b>(3 798 553)</b>	<b>477 696 869</b>	<b>74 384 393</b>	<b>403 312 476</b>

<sup>8</sup>

Following the unscheduled repayment of a customer loan the ECSC i.L. subscribed to an unquoted debt security with the European Investment Bank to hedge the cash flow of the borrowing linked to the initial loan.

## Loans granted to officials of the European Communities

These loans are financed by the ECSC in liquidation from its own funds (the former pension fund of the ECSC). The loans were granted by a Loan Committee and are managed by the Commission (PMO). The last loans were granted in June 2002. The loan period is 20/25 years. The interest rate on the loans is 4 % p.a.. The death and invalidity insurance premium is 2 % p.a.. The capital reimbursement, interests and insurance premium are deducted monthly from the beneficiary's salary by the relevant European Institution. The Commission has decided not to apply the new accounting rules for these loans due to reason of materiality of the amount outstanding.

## Other amounts due by customers

This item includes levies and interest and research subsidies repayable to the ECSC in liquidation.

(EUR)

	31 December 2007	31 December 2006
<u>Levies</u>		
- amounts due	194 805	512 708
- value adjustments	(194 805)	(512 708)
<b>Total</b>	-	-
<u>Interest subsidies repayable</u>		
- amounts due	499 481	666 263
- value adjustments	(499 481)	(666 263)
<b>Total</b>	-	-
<u>Research subsidies repayable</u>		
- amounts due	138 997	228 534
- value adjustments	-	-
<b>Total</b>	<b>138 997</b>	<b>228 534</b>
<b>Total other amounts due by customers</b>	<b>138 997</b>	<b>228 534</b>

## Levies

Total claims at 31 December 2006 amounted to EUR 512 708. These were covered in their entirety by value adjustments. Over the year ended on 31 December 2007, payments were received totalling EUR 35 330 and claims totalling EUR 284 667 were written off. Total claims at 31 December 2007 thus amounted to EUR 194 805, covered in their entirety by value adjustments. An amount of EUR 2 094 was recorded as income.

## Interest subsidies

Total claims at 31 December 2006 amounted to EUR 666 263, covered in their entirety by value adjustments. During the year ended on 31 December 2007, the ECSC in liquidation received payments of EUR 29 951 and waived or cancelled claims amounting to EUR 136 831. Total claims at 31 December 2007 thus amounted to EUR 499 481, covered in their entirety by value adjustments.

## D.3. Derivative financial instruments

The ECSC in liquidation uses the following derivative financial instruments for hedging purposes:



Currency and interest rate swaps are commitments to exchange one set of cash flow for another. Swaps result in an economic exchange of currencies or interest rates (for example, fixed rate for floating rate) or a combination of all those (i.e. cross-currency interest rate swaps). No exchange of principal takes place in case of a simple interest rate swap. Swaps, as detailed below, are used to match perfectly the cash flows of loans with the cash flows of related borrowings.

The ECSC entered in the past into the following swap agreements:

- In 1994, an interest rate swap was acquired to match the cash flow of a 14 years loan granted at a fixed rate of 12.077 % and designed with a 5 years grace period on interest payments and a final maturity on 26 March 2008, on one side and the cash flow of the related borrowing obtained at a fixed rate of 6.375 % and with an identical maturity date, on the other side ;
- In 1990, a combination of both interest rate swap and cross-currency interest rate swap was acquired to match the cash flow of a 19 years French franc loan granted at a floating interest rate (reset every 3 months and based on Pibor 3 months less 21 basis points) with a final maturity on 13 March 2009, on one side and the cash flow of the related borrowing obtained in pound sterling at a fixed rate of 11.875 % with an identical maturity date, on the other side.

The details of the swap agreements are as follows:

SWAPS						
Counterparty	Rating S&P		Nominal	CCY	Terms	Maturity
JP Morgan Chase Bank N.A., London Branch	AA	to receive	100 000 000.00	USD	6.375 % yearly	26.03.2008
	AAA	to pay	100 000 000.00	USD	0 % the first 5 years, 12.077 % yearly the last following years	26.03.2008
Barclays Bank PLC	AA	to receive	60 000 000.00	GBP	11.875 % yearly	13.03.2009
	AAA	to pay	60 000 000.00	GBP	3M LIBOR – 0.31 %	13.03.2009
BNP Paribas	AA+	to receive	60 000 000.00	GBP	3M LIBOR – 0.31 %	13.03.2009
	AAA	to pay	88 085 042.16	EUR	3M EURIBOR – 0.21 %	13.03.2009

The derivative instruments become favorable (assets) or unfavorable (liabilities) as a result of fluctuations in market interest rates or foreign exchange rates relative to their terms. The extent to which instruments are favorable or unfavorable and thus the fair values of derivative financial assets and liabilities can fluctuate significantly from time to time.

The fair value of the interest rate swaps was obtained by discounting the net fixed cash flows using zero-coupon swap rates at the balance sheet date.

The valuation of the combined instrument was performed in two steps : first, the interest rate swap component was valued by discounting the cash flows (fixed and floating) that would

result from reversing the swap position on the balance sheet date (discounting is performed using zero-coupon swap rates on that date) ; then, the cross-currency interest rate swap was valued by discounting the cash flows (fixed and floating) that would come from returning the two floating branches of the swap with a standard interest rate swap, taking into account the final nominal exchange transaction at maturity of the swap.

The fair value (including accrued interests) of the swaps is detailed below:

(EUR)

	Assets		Liabilities	
	Amount 31.12.2007	Amount 31.12.2006	Amount 31.12.2007	Amount 31.12.2006
Short Term	-	-	3 820 840	-
Long Term	13 375 786	20 806 845	6 750 588	8 320 540
<b>TOTAL</b>	<b>13 375 786</b>	<b>20 806 845</b>	<b>10 571 428</b>	<b>8 320 540</b>

#### D.4. Available-for-sale securities

(EUR)

	Debt securities
<b>Amount at 31 December 2006</b>	<b>1 400 991 264</b>
Acquisitions	593 415 450
Disposals and withdrawals	(541 753 384)
Change in carrying amount	(36 064 219)
<b>Amount at 31 December 2007</b>	<b>1 416 589 111</b>

Details of the available-for-sale portfolio (by type of securities) at the balance sheet date are as follows:

(EUR)

Type	31 December 2007	31 December 2006
<u>Debt securities - at fair value</u>		
Fixed rate bonds	1 299 889 638	1 271 679 351
Floating rate bonds	87 229 203	101 934 559
<b>Total</b>	<b>1 387 118 841</b>	<b>1 373 613 910</b>
Accruals	29 470 270	27 377 354
<b>Total debt securities</b>	<b>1 416 589 111</b>	<b>1 400 991 264</b>
<b>Total available-for-sale portfolio</b>	<b>1 416 589 111</b>	<b>1 400 991 264</b>

#### Debt securities

At 31 December 2007, all investments are denominated in EUR and quoted in an active market.

### **Structure by rating**

See Note C.4.(d)

### **Maturities in 2008**

Debt securities (expressed at their fair value) reaching final maturity in the course of 2008 amount to EUR 145.8 million (2007: 134.6 million).

### **Return on investment**

The return on investment, including the variation in the market value of bonds (calculated by the Modified Dietz Method) was 2.132 % for the whole year 2007. The benchmark, serving as the reference rate for the ECSC in liquidation portfolio, yielded 2.752 %.

The yearly relative performance of the ECSC portfolio was thus -0.62% while the absolute performance reached 2.132%. These results have been achieved despite the severe effects of the sub-prime crisis which started in July 2007.

## **D.5. New Member States' contribution to the Coal and Steel Research Fund**

(EUR)

	<b>Nominal amount 31.12.2007</b>	<b>Net present value Adjustment</b>	<b>Net present value 31.12.2007</b>
a) Czech Republic, Estonia, Latvia, Hungary, Poland, Slovenia and Slovakia	110 454 500	(2 793 868)	107 660 632
b) Bulgaria and Romania	41 830 000	(5 384 427)	36 445 573
<b>TOTAL</b>	<b>152 284 500</b>	<b>(8 178 295)</b>	<b>144 106 205</b>

### **a) Contribution of Czech Republic, Estonia, Latvia, Hungary, Poland, Slovenia and Slovakia**

Article 31 of the "Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded"<sup>9</sup>, which entered into force on 1 May 2004, provides for certain new Member States to make a contribution to the assets of the Coal and Steel Research Fund. This contribution is to be paid in 4 instalments on the first working day of each year, starting in 2006, in the following amounts:

2006: 15 %

2007: 20 %

2008: 30 %

2009: 35 %

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<sup>9</sup> OJ L 236, 23.09.2003, p. 33.

The total amounts to be paid by each Member State are as follows:

**(EUR)**

Czech Republic	39 880 000
Estonia	2 500 000
Latvia	2 690 000
Hungary	9 930 000
Poland	92 460 000
Slovenia	2 360 000
Slovakia	20 110 000
<b>Total</b>	<b>169 930 000</b>

The present value of these contributions was EUR 137 696 359 at 31 December 2006.

The first instalment (15 %) was due on 2 January, 2006	25 489 500
Payments received in 2005	(1 489 500)
Payments received in 2006	(24 000 000)
Amount outstanding (1 <sup>st</sup> instalment) at 31 December 2006	-

The second instalment (20 %) was due on 2 January, 2007	33 986 000
Payments received in 2007	33 986 000
Amount outstanding (2 <sup>nd</sup> instalment) at 31 December 2007	-

The third instalment (30 %) was due on 2 January, 2008	50 979 000
Payments received in 2007	-
Amount outstanding (3 <sup>rd</sup> instalment) at 31 December 2007	50 979 000

For the 4<sup>th</sup> instalment a total amount of EUR 59 475 500 is due (see note D.10.). The net present value of this instalment amounts to EUR 56 681 632 at 31 December 2007.

	<b>1 January 2007</b> EUR	<b>Reclassification</b> EUR	<b>Amounts received</b> EUR	<b>Net present value adjustment</b> EUR	<b>31 December 2007</b> EUR
Due > 1 year	103 710 359	(50 979 000)	-	3 950 273	56 681 632
Due < 1 year	33 986 000	50 979 000	(33 986 000)	-	50 979 000
<b>Total</b>	<b>137 696 359</b>	<b>-</b>	<b>(33 986 000)</b>	<b>3 950 273</b>	<b>107 660 632</b>

The calculation of the net present value is based on the future expected cash flows, the credit rating of the Member State and the corresponding EUR interbank yield table.

### b) Contribution of Bulgaria and Romania

Article 26 of the "Protocol concerning the conditions and arrangements for admission of the Republic of Bulgaria and Romania to the European Union".<sup>10</sup>

Bulgaria and Romania shall pay to the assets of the Coal and Steel Research Fund, in 4 instalments on the first working day of each year, the following amounts:

(EUR)

		<b>BULGARIA</b>	<b>ROMANIA</b>	<b>TOTAL</b>
2009	15 %	1 792 500.00	4 482 000.00	6 274 500.00
2010	20 %	2 390 000.00	5 976 000.00	8 366 000.00
2011	30 %	3 585 000.00	8 964 000.00	12 549 000.00
2012	35 %	4 182 500.00	10 458 000.00	14 640 500.00
<b>TOTAL</b>	<b>100 %</b>	<b>11 950 000.00</b>	<b>29 880 000.00</b>	<b>41 830 000.00</b>

The net present value of these instalments amounts to EUR 36 445 573 at 31 December 2007. The calculation of the net present value is based on the future expected cash flows, the credit rating of the Member State and the corresponding EUR interbank yield table.

The above contributions have not yet been called (see D.10)

### D.6. Other assets

(EUR)

	<b>31 December 2007</b>	<b>31 December 2006</b>
Current account, ECSC operating budget	9 006	-
Withholding taxes and VAT to be received	-	115 637
Loans to officials	1 612 310	2 189 008
Miscellaneous	8 143	19 781
<b>Sub-total</b>	<b>1 629 459</b>	<b>2 324 428</b>
Value adjustments	(31 363)	(147 000)
<b>Total</b>	<b>1 598 096</b>	<b>2 177 428</b>

<sup>10</sup> OJ L157, 21.06.2005, p. 29

## D.7. Borrowings

(EUR)

	31 December 2007	31 December 2006
Borrowings from credit institutions	276 841	1 853 519
Debts evidenced by certificates	424 135 671	461 234 819
<b>Total</b>	<b>424 412 512</b>	<b>463 088 338</b>

The detailed movements in borrowings during 2007 are as follows:

(EUR)

Borrowing type	Balance at 1.01.2007	Repayments	Exchange differences	Changes in carrying amount	Balance at 31.12.2007	Remaining maturity < 1 year	Remaining maturity > 1 year
Borrowings from credit institutions	1 853 519	(1 558 929)	-	(17 749)	276 841	276 841	-
Debts evidenced by certificates	461 234 819	(464 811)	(36 651 461)	17 124	424 135 671	71 191 815	352 943 856
<b>Total</b>	<b>463 088 338</b>	<b>(2 023 740)</b>	<b>(36 651 461)</b>	<b>(625)</b>	<b>424 412 512</b>	<b>71 468 656</b>	<b>352 943 856</b>

The changes in carrying amount correspond to the change in accrued interests plus the amortization of the year of transaction costs incurred at inception calculated according to the effective interest rate method.

The effective interest rates (expressed as a range of interest rates) were as follows:

### Effective interest rates on borrowings

31.12.2007	31.12.2006
4.375 – 11.875 % (*)	3.0 % - 11.875 % (*)

(\*) relates to the fixed rate loan covered by the interest rate swap (see point D.3.).

## D.8. Other liabilities

(EUR)

	31 December 2007	31 December 2006
Outstanding commitments under the ECSC operating budgets	3 576 721	20 893 318
Budget for financing coal and steel research	221 881 732	214 326 720
Debt to EU Budget	-	929 783
Other debtors	28 860	27 183
Agent commission	-	654
Miscellaneous	-	55 649
<b>Total</b>	<b>225 487 313</b>	<b>236 233 307</b>

### Outstanding commitments under the ECSC operating budgets

During the year from 1 January to 31 December 2007, changes in the item for the ECSC operation budgets were as follows:

(EUR)

	Balance outstanding at 1 January 2007	Payments	Cancellations	Balance outstanding at 31 December 2007
Redeployment	42 936	(8 801)	(34 135)	-
Research	12 574 876	(5 175 489)	(3 822 666)	3 576 721
Social measures coal (programme "Rechar")	8 275 506	-	(8 275 506)	-
<b>Total</b>	<b>20 893 318</b>	<b>(5 184 290)</b>	<b>(12 132 307)</b>	<b>3 576 721</b>

## Budget for financing coal and steel research

Allocations to be transferred to General Budget of EU	Amount due 31 December 2006	Cancellation of credits	Payments 2007	Amount due 31 December 2007
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### a) Coal

Allocations 2003 to 2006	31 009 000	190 000	0	31 199 000
Allocation 2007	14 654 000	(400 810)	(11 500 000)	2 753 190
Allocation 2008	14 535 136			14 535 136
Allocation 2009	-			14 067 568
<b>Sub-total</b>	<b>60 198 136</b>	<b>(210 810)</b>	<b>(11 500 000)</b>	<b>62 554 894</b>

### b) Steel

Allocations 2003 to 2006	76 004 720		(1 500 000)	74 504 720
Allocation 2007	39 221 000	(253 178)	(30 700 000)	8 267 822
Allocation 2008	38 902 864			38 902 864
Allocation 2009	-			37 651 432
<b>Sub-total</b>	<b>154 128 584</b>	<b>(253 178)</b>	<b>(32 200 000)</b>	<b>159 326 838</b>

### c) Total

Allocations 2003 to 2006	107 013 720	190 000	(1 500 000)	105 703 720
Allocation 2007	53 875 000	(653 988)	(42 200 000)	11 021 012
Allocation 2008	53 438 000	0	0	53 438 000
Allocation 2009	-	0	0	51 719 000
<b>Sub-total</b>	<b>214 326 720</b>	<b>(463 988)</b>	<b>(43 700 000)</b>	<b>221 881 732</b>



## D.9. Retained earnings

(EUR)

	31 December 2007	31 December 2006
Result for the year 2006	-	23 782 538
Result for the year 2007	5 323 153	-
<b>Total retained earnings</b>	<b>5 323 153</b>	<b>23 782 538</b>

## D.10. Reserves

(EUR)

	31 December 2007	31 December 2006
Fair value reserve	(34 390 113)	(14 053 264)
Special reserves	197 290 485	279 296 000
<i>Reserve to cover loans</i>	<i>134 000 000</i>	<i>206 000 000</i>
<i>Reserve to cover housing loans</i>	<i>48 000 000</i>	<i>56 000 000</i>
<i>Reserve to cover loans to officials</i>	<i>15 000 000</i>	<i>17 000 000</i>
<i>Other special reserves</i>	<i>290 485</i>	<i>296 000</i>
General reserves	52 843 000	54 562 000
<i>Smoothing reserve for RFCS (Research Fund for Coal and Steel)</i>	<i>52 843 000</i>	<i>54 562 000</i>
Assets of the Research Fund for Coal and Steel	1 168 810 301	1 012 048 763
Member States' Contribution not yet called	101 305 500	110 454 500
<b>Total Reserves</b>	<b>1 485 859 173</b>	<b>1 442 307 999</b>

The changes from 31 December 2006 to 31 December 2007 are shown in the statement of changes in equity.

### Fair value reserve

In accordance with the accounting rules, the adjustment to fair value of available-for-sale assets is accounted for through the fair value equity reserve.

## **Special reserves**

### ***Reserve to cover loans***

This reserve is intended to cover lending and borrowing operations. On 11 September 1996 the Commission confirmed its intention to cover, as from 23 July 2002, 100 % of those loans which are not guaranteed by the government of a Member State. At 31 December 2007 the amount outstanding of these loans was EUR 134 000 748

### ***Reserve to cover housing loans***

This reserve (formerly called Special Reserve) is used to cover loans granted on own funds of the ECSC in liquidation. At 31 December 2007 the amount outstanding of these loans was EUR 48 046 417

### ***Reserve to cover loans granted to officials of the European Communities***

This former Pension fund originally represented the ECSC's total pension obligations prior to 5 March 1968. Since that date, Member States have assumed responsibility, via the general budget, for the payment of staff pensions. Consequently, this fund is now used to finance housing loans for officials of the European Communities. At 31 December 2007, the amount outstanding of these loans was EUR 14.9 million.

### ***Other special reserve***

This reserve is intended to cover any legal and other unforeseen expenditure. The related risk lies primarily in the legal field for ECSC in liquidation's loan related operations, the recovery of interest subsidies and levy.

## **General reserves**

### ***Smoothing reserve***

As provided by Council Decision 2003/76/EC of 1 February 2003 (OJ 29, 05.02.2003), the smoothing reserve is used to reduce the fluctuations in the research funding resulting from movements on the financial markets. This reserve was valued at EUR 52.84 million as at 31 December 2007.

## **Assets of the Research Fund for Coal and Steel**

This reserve, created in the context of the winding-up of the ECSC, corresponds to the free reserves.

## Member States' contribution not yet called

The not yet called instalments of the contribution to the Research Fund for Coal and Steel (see Note D.5.a and b) are as follows:

(EUR)

Bulgaria	11 950 000
Czech Republic	13 958 000
Estonia	875 000
Latvia	941 500
Hungary	3 475 500
Poland	32 361 000
Romania	29 880 000
Slovenia	826 000
Slovakia	7 038 500
<b>Total</b>	<b>101 305 500</b>

## Note E - Explanatory notes to the income statement

### E.1. Net profit for the year

The overall performance of the ECSC in liquidation is affected by the result of winding-up of the ECSC's financial operations, net revenue on investments and the funding of Coal and Steel Research as detailed below:

(EUR)

	31 December 2007	31 December 2006
Winding-up of ECSC's financial operations	5 347 647	23 559 150
Net revenue of investments	49 511 518	53 033 388
Cancellation of CSRF commitments	463 988	190 000
Coal and Steel Research Fund	(50 000 000)	(53 000 000)
<b>Net result</b>	<b>5 323 153</b>	<b>23 782 538</b>

## Winding-up of ECSC's financial operations

(EUR)

	31 December 2007	31 December 2006
<u>Lending/borrowing activities</u>		
Net interest	(183 860)	2 019 748
Fair value changes derivatives (net)	(9 255 033)	(1 024 304)
Miscellaneous charges/income (net)	152 862	18 783
<b>Sub-total</b>	<b>(9 286 031)</b>	<b>1 014 227</b>
<u>Winding-up commitments under operating budget</u>		
Cancellation of commitments	12 132 307	19 964 841
<u>Winding-up other ECSC activities</u>		
Levy, fines, interest subsidies	65 282	143 150
Research, Redeployment	700 922	682 236
Other	98 513	-
<b>Sub-total</b>	<b>12 997 024</b>	<b>20 790 227</b>
<b>Variation of Net Present Value (Member States' contribution)</b>	<b>(1 434 154)</b>	<b>2 868 494</b>
<b>Exchange rate differences</b>	<b>3 070 808</b>	<b>(1 113 798)</b>
<b>Total</b>	<b>5 347 647</b>	<b>23 559 150</b>

## Net revenue on investments

(EUR)

	31 December 2007	31 December 2006
<b>INCOME</b>		
Interest on nostro accounts	48 700	41 567
Interest on deposit accounts	2 476 530	2 386 797
Interest on securities available-for-sale	55 952 217	49 824 001
Fees and commissions income	143 233	104 806
Profit on sales of available-for-sale securities	-	2 426 326
<b>Total income</b>	<b>58 620 680</b>	<b>54 783 497</b>
<b>CHARGES</b>		
Debit interest on nostro accounts	(4 992)	-
Loss on sales of available-for-sale portfolio	(8 898 341)	(1 547 185)
Bank and portfolio transaction charges	(205 829)	(202 924)
<b>Total charges</b>	<b>(9 109 162)</b>	<b>(1 750 109)</b>
<b>Net revenue on investment</b>	<b>49 511 518</b>	<b>53 033 388</b>

Net revenue of investments (rounded to the nearest million) is available to the general Budget of the European Union for financing research projects (see Note A).

### Research Fund for Coal and Steel

(Application of Council Decision 2003/76/EC of 1 February 2003)

(EUR)

	31 December 2007	31 December 2006
Net revenue on investment	49 511 518	53 033 388
Rounded	50 000 000	53 000 000
<i>Application of smoothing mechanism :</i>		
Net revenue 2007/2006	50 000 000	53 000 000
Allocation decided for 2008/2007	53 438 000	53 875 000
Difference	(3 438 000)	(875 000)
Half of difference 2009/2008	1 719 000	438 000
<i>Allocation for year 2009/2008</i>		
Net revenue	50 000 000	53 000 000
Allocation half of difference	1 719 000	438 000
<b>Total allocation 2009/2008</b>	<b>51 719 000</b>	<b>53 438 000</b>
<b>Financing</b>		
Provisioning net revenue	50 000 000	53 000 000
Diminution of Smoothing reserve	1 719 000	438 000
<b>Total</b>	<b>51 719 000</b>	<b>53 438 000</b>

### E.2. Interest and similar income

(EUR)

	31 December 2007	31 December 2006
Interest on bank accounts	48 700	41 567
Interest on deposit accounts	2 476 530	2 386 797
Interest on loans from borrowed funds	28 662 581	29 312 176
Income on loans on own funds	3 544 126	4 113 023
Interest on loans granted to officials of the European Communities	638 724	738 306
Interest on swaps	19 186 278	19 516 650
<b>Total interest from bank accounts, deposits, loans and derivatives</b>	<b>54 556 939</b>	<b>56 108 519</b>
Interest on available-for-sale portfolio	55 952 217	49 824 001
<b>Total interest from fixed income debt securities</b>	<b>55 952 217</b>	<b>49 824 001</b>
<b>Total interest and similar income</b>	<b>110 509 156</b>	<b>105 932 520</b>

### E.3. Net loss on sales of securities

(EUR)

	31 December 2007	31 December 2006
Profit on sales of available-for-sale bonds	570 008	2 426 326
Loss on sales of available-for-sale bonds	(9 468 349)	(1 547 185)
<b>Total</b>	<b>(8 898 341)</b>	<b>879 141</b>

### E.4. Other financial income

(EUR)

	31 December 2007	31 December 2006
Variation of net present value on new Member States contribution to the Coal and Steel Research Fund	3 950 273	2 868 494
Penalty for early repayment	-	96
Positive change of fair value of financial derivatives	4 151 245	6 428 301
<b>Total other financial income</b>	<b>8 101 518</b>	<b>9 296 891</b>

### E.5. Other operating income

(EUR)

	31 December 2007	31 December 2006
Matured coupons and bonds	131 852	1 505
Income from levy, fines and interest subsidy reimbursements	2 094	21 628
Income from Redeployment reimbursements	52 902	4 753
Income from Research reimbursements	648 019	677 483
Reversal of impairment losses for levy, interest subsidies and research	63 188	121 522
Reversal of impairment losses for VAT receivable	42 864	-
Miscellaneous income from lending activities	33 731	34 110
Cancellation of CSRF commitments	463 988	190 000
Cancellation of commitments of operating budget	12 132 307	19 964 841
Reversal of provision for liabilities and charges	55 649	-
<b>Total</b>	<b>13 626 594</b>	<b>21 015 842</b>

## E.6. Interest and similar charges

(EUR)

	31 December 2007	31 December 2006
Bank interest	4 992	-
Interest on borrowings	35 381 425	35 919 730
Interest on swaps	16 834 143	15 740 676
<b>Total</b>	<b>52 220 560</b>	<b>51 660 406</b>

## E.7. Fees and commissions charges

(EUR)

	31 December 2007	31 December 2006
Agent commissions	491	1 751
Bank charges	670	1 445
Portfolio charges	203 307	199 577
SWIFT charges	1 852	1 903
<b>Total</b>	<b>206 320</b>	<b>204 676</b>

## E.8. Other financial charges

(EUR)

	31 December 2007	31 December 2006
Variation of net present value on new Member States' contribution of the Research Fund for Coal and Steel	5 384 428	-
Negative change of fair value of financial derivatives	13 406 279	7 452 607
<b>Total</b>	<b>18 790 707</b>	<b>7 452 607</b>

## E.9. Other operating charges

(EUR)

	31 December 2007	31 December 2006
Borrowing costs	12 244	15 045
Other	(16)	131
<b>Total</b>	<b>12 228</b>	<b>15 176</b>

## **Note F - Explanatory notes to the cash flow statement**

### **F.1. Purpose and preparation of the cash flow statement**

Cash flow information is used to provide a basis for assessing the ability of the ECSC in liquidation to generate cash and cash equivalents, and its need to utilise those cash flows.

The cash flow statement is prepared using the direct method, whereby major classes of gross cash receipts and gross cash payments are disclosed.

Cash flows arising from transactions in a foreign currency are recorded in ECSC in liquidation's reporting currency (euro), by applying to the foreign currency amount the exchange rate between the euro and the foreign currency at the date of the cash flow.

The cash flow statement reports cash flows during the year classified by operating, investing and financing activities.

### **F.2. Operating activities**

Operating activities are the activities of the ECSC in liquidation that are not investing or financing activities. These are the majority of the activities performed. Loans granted to beneficiaries (and the related borrowings) are not considered as investing (and financing activities) as they are part of the general objectives and thus daily operations of the ECSC in liquidation. Indeed, the objective of these activities is to participate in the achievement of policy targeted outcomes.

Operating activities cover the activities linked to the winding-up of the financial operations of the ECSC in liquidation which were still in progress when the ECSC Treaty expired (Council decision N° 2003/76/2003 from 1 February 2003). The operating activity includes in 2007 the subscription of a promissory note from the European Investment Bank (see notes D.2 and C.4.b)

### **F.3. Investing activities**

Investing activities are the acquisition and disposal of long-term assets and other investments not included in cash and cash equivalents.

Investing activities cover the asset management of the ECSC in liquidation and, on completion of liquidation, of the Research Fund for Coal and Steel (Council Decision N° 2003/77/EC from 1 February 2003). They do not include loans granted to beneficiaries.

### **F.4. Financing activities**

Financing activities are activities that result in changes in the size and composition of the contributed capital and borrowings of the entity.

Borrowings do not include the borrowings related to loans granted to beneficiaries. Consequently, the ECSC in liquidation does not have financing activities.



## Note G - Off balance sheet

(EUR)

CONTINGENT LIABILITIES	Note	31.12.2007	31.12.2006
Undrawn commitments	G.1.	-	15 557

### G.1. Undrawn commitments

These were lending agreements signed by the ECSC in liquidation in June 2002 in respect of loans to officials of the European Communities but not yet drawn down completely by the other party before the year-end.

### Note H - Related party disclosures

The net cash flow between the ECSC in liquidation and the Commission amounts to EUR 44.4 million.

The ECSC paid to the Commission in 2007 (in million EUR) :

– Reimbursement of the payments for ECSC operating budget expenses	5.3
– Payments for the Research Fund for Coal and Steel	<u>43.7</u>
Total	49.0

The Commission paid to the ECSC in liquidation (in million EUR) :

Reimbursement of capital and interest of loans to officials of the European Communities	<u>3.4</u>
Total	3.4
Net advance to the Commission (million EUR)	45.6

The key management has no entitlement payable by the ECSC in liquidation.

### Note I - Events after the Balance Sheet Date

At the time of issuance of the accounts on March 18, 2008, no material issues than the disclosed below came to the attention of the Directorate General for Economic and Financial Affairs - Directorate Financial Operations, programme management and liaison with the EIB Group -, or were reported to it that would require separate disclosure under this section. The accounts and related notes were prepared using the most recently available information and this is reflected in the information presented above.