II

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is not obligatory)

DECISIONS

COUNCIL

COUNCIL DECISION
of 8 December 2008
amending the Council's Rules of Procedure
(2008/945/EC, Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular the first subparagraph of Article 207(3) thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 121(3) thereof,

Having regard to the Treaty on European Union, and in particular Article 28(1) and Article 41(1) thereof,

Having regard to Article 2(2) of Annex III to the Council's Rules of Procedure (1),

Whereas:

(1) Article 11(5) of the Council's Rules of Procedure (hereinafter referred to as Rules of Procedure) provides that, when a decision is to be adopted by the Council by a qualified majority, and if a member of the Council so requests, it shall be verified that the Member States constituting the qualified majority represent at least 62 % of the total population of the European Union calculated according to the population figures set out in Article 1 of Annex III to the Rules of Procedure.

(2) Article 2(2) of Annex III to the Rules of Procedure (2) provides that, with effect from 1 January each year, the Council shall, in accordance with the data available to the Statistical Office of the European Communities on 30 September of the preceding year, amend the figures set out in Article 1 of that Annex.

(3) The Rules of Procedure should therefore be amended accordingly for 2009,

HAS DECIDED AS FOLLOWS:

Article 1

In Annex III to the Rules of Procedure, Article 1 shall be replaced by the following:

<table>
<thead>
<tr>
<th>Member State</th>
<th>Population (× 1 000)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Germany</td>
<td>82 217,8</td>
</tr>
<tr>
<td>France</td>
<td>63 753,1</td>
</tr>
<tr>
<td>United Kingdom</td>
<td>61 224,1</td>
</tr>
<tr>
<td>Italy</td>
<td>59 619,3</td>
</tr>
</tbody>
</table>

### Article 2

This Decision shall take effect on 1 January 2009.

### Article 3

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels, 8 December 2008.

*For the Council*

*The President*

*B. KOUCHER*