

COMMISSION DECISION

of 14 November 1978

on the reimbursement by the Guidance Section of the EAGGF to the Federal Republic of Germany of expenditure incurred during 1975 on aids and premiums relating to the modernization of farms including those in the less-favoured farming areas

(Only the German text is authentic)

(78/967/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽¹⁾, as last amended by Directive 77/390/EEC⁽²⁾, and in particular Article 21 (2) thereof,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas⁽³⁾, as last amended by Directive 76/400/EEC⁽⁴⁾, and in particular Article 13 thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directives 72/159/EEC and 75/268/EEC were the subject of favourable Commission Decisions pursuant to Article 18 of Directive 72/159/EEC and to Article 13 of Directive 75/268/EEC;

Whereas, in accordance with Article 2 of Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aids granted by Member States pursuant to Directive 75/268/EEC⁽⁵⁾, the Federal Republic of Germany has made an application for reimbursement of expenditure incurred during 1975 on aids and premiums relating to the modernization of farms, including those in the less-favoured farming areas;

Whereas the application is complete and has been submitted in due form and in accordance with the requirements of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC and also with the payments on account which can be agreed⁽⁶⁾;

Whereas an examination of the information provided shows that eligible expenditure of DM 86 173 010·64 broken down as follows:

Expenditure incurred under	Ordinary farming areas	Less-favoured farming areas (Title III)
Article 8	DM 65 118 074·48	—
Article 10	DM 591 130·56	DM 10 382·72
Article 11	DM 1 998 156·00	—
Article 12	DM 49 966·00	—
Article 13	DM 18 405 270·88	—

has been incurred under the conditions laid down in Directives 72/159/EEC and 75/268/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof, i.e. DM 21 543 252·66;

Whereas a payment on account of DM 14 568 099·52 has been granted in application of Article 21 (3) of Directive 72/159/EEC, of Article 13 of Directive 75/268/EEC and of Article 5 (1) of Decision 76/627/EEC; whereas a balance of DM 6 975 153·14 should therefore be granted to the Member State concerned;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Federal Republic of Germany during 1975 in respect of aids and premiums relating to the modernization of farms, including those in the less-favoured farming areas shall be DM 21 543 252·66.

(1) OJ No L 96, 23. 4. 1972, p. 1.

(2) OJ No L 145, 13. 6. 1977, p. 43.

(3) OJ No L 128, 19. 5. 1975, p. 1.

(4) OJ No L 108, 26. 4. 1976, p. 21.

(5) OJ No L 222, 14. 8. 1976, p. 37.

(6) OJ No L 320, 29. 11. 1974, p. 1.

The balance of the contribution, i.e. DM 6 975 153·14, shall be paid to the Federal Republic of Germany.

Done at Brussels, 14 November 1978.

Article 2

This Decision is addressed to the Federal Republic of Germany.

For the Commission

Finn GUNDELACH

Vice-President