Commission Implementing Decision of 4 April 2014 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (notified under document C(2014) 2008) (Only the Danish, English, Finnish, French, German, Greek, Italian, Portuguese, Romanian, Slovenian, Spanish and Swedish texts are authentic) (2014/191/EU)

### COMMISSION IMPLEMENTING DECISION

# of 4 April 2014

on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD)

(notified under document C(2014) 2008)

(Only the Danish, English, Finnish, French, German, Greek, Italian, Portuguese, Romanian, Slovenian, Spanish and Swedish texts are authentic)

(2014/191/EU)

# THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1258/1999 of 17 May 1999 on the financing of the common agricultural policy<sup>(1)</sup>, and in particular Article 7(4) thereof,

Having regard to Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy<sup>(2)</sup>, and in particular Article 31 thereof,

Having consulted the Committee on the Agricultural Funds,

#### Whereas:

- (1) Under Article 7(4) of Regulation (EC) No 1258/1999, and Article 31 of Regulation (EC) No 1290/2005, the Commission is to carry out the necessary verifications, communicate to the Member States the results of these verifications, take note of the comments of the Member States, initiate a bilateral discussion so that an agreement may be reached with the Member States in question, and formally communicate its conclusions to them.
- (2) The Member States have had an opportunity to request the launch of a conciliation procedure. That opportunity has been used in some cases and the reports issued on the outcome have been examined by the Commission.

- (3) Under Regulations (EC) No 1258/1999 and (EC) No 1290/2005, only agricultural expenditure which has been incurred in a way that has not infringed European Union rules may be financed.
- (4) In the light of the verifications carried out, the outcome of the bilateral discussions and the conciliation procedures, part of the expenditure declared by the Member States does not fulfil this requirement and cannot, therefore, be financed under the EAGGF Guarantee Section, the EAGF and the EAFRD.
- (5) The amounts that are not recognised as being chargeable to the EAGGF Guarantee Section, the EAGF and the EAFRD should be indicated. Those amounts do not relate to expenditure incurred more than 24 months before the Commission's written notification of the results of the verifications to the Member States.
- (6) As regards the cases covered by this decision, the assessment of the amounts to be excluded on grounds of non-compliance with European Union rules was notified by the Commission to the Member States in a summary report on the subject.
- (7) This Decision is without prejudice to any financial conclusions that the Commission may draw from the judgments of the Court of Justice in cases pending on 1 December 2013 and relating to its content.

#### HAS ADOPTED THIS DECISION:

#### Article 1

The expenditure itemised in the Annex hereto that has been incurred by the Member States' accredited paying agencies and declared under the EAGGF Guarantee Section, under the EAGF or under the EAFRD shall be excluded from European Union financing because it does not comply with European Union rules.

### Article 2

This Decision is addressed to the Kingdom of Denmark, the Federal Republic of Germany, the Hellenic Republic, the Kingdom of Spain, the French Republic, the Italian Republic, the Portuguese Republic, Romania, the Republic of Slovenia, the Republic of Finland, the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 4 April 2014.

For the Commission

Dacian CIOLOŞ

Member of the Commission

# **ANNEX**

MS	Measure Finan Year	ciaReason	Type	%	Curren	cyAmoun	t Deduct	io <b>hi</b> nancial impact
BUDG	ET ITEM: 6701			1			l .	
DK	Fruit 2008 and Vegetables — Operational Programmes	Severe weaknes in control of several recognitic criteria and deficient in administ and on-the-spot checks	on	10,00 %	EUR	- 287 632,19	0,00	- 287 632,19
DK	Fruit 2008 and Vegetables — Operational Programmes	Ineligibl costs for organic plant protection materials	OFF		EUR	-4 765,48	0,00	-4 765,48
DK	Fruit 2008 and Vegetables — Operational Programmes	Ineligibl producer organisa	OFF		EUR	- 181 675,81	0,00	- 181 675,81
DK	Fruit 2009 and Vegetables — Operational Programmes	Severe weaknes in control of several recognitic criteria and deficience in administ and on-the-spot checks	ion	10,00 %	EUR	- 317 109,84	0,00	- 317 109,84

DK	Fruit and Vegetabl Operation Program	nal	Ineligibl producer organisa	OFF		EUR	- 203 273,58	0,00	-203 273,58
DK	Fruit and Vegetabl Operation Program	nal	Ineligible costs for organic plant protection materials	OFF on		EUR	- 27 548,7	0,00	- 27 548,7
DK	Fruit and Vegetabl Operation Program	nal	Severe weakness in control of several recognitic criteria and deficient in administ and on-the-spot checks	ion	10,00 %	EUR	0,96	0,00	0,96
DK	Fruit and Vegetabl Operation Program	nal	Ineligibl producer organisa	OFF		EUR	-1 183,25	0,00	-1 183,25
DK	Fruit and Vegetabl Operation Program	nal	Ineligibl costs for organic plant protection materials	OFF on		EUR	- 9,57	0,00	- 9,57
DK	Cross Complia	2009 nce	6 GAEC missing, no check on minimum requirem for plant		5,00 %	EUR	- 4 879 877,97	-7 357,88	-4 872 520,09

			protection products CY 2008						
DK	Cross Complia	2010 nce	6 GAEC missing, no check on minimur requirem for plant protection products CY 2008	ents n	5,00 %	EUR	-1 753,74	- 4,49	-1 749,25
DK	Cross Complia	2010 nce	Incorrect calculation of sanctions CY 2009	o <b>©</b> FF		EUR	- 31 895,68	_ 301,59	- 31 594,09
DK	Cross Complia	2011 nce	6 GAEC missing, no check on minimur requirem for plant protection products CY 2008	ents n	5,00 %	EUR	119,58	0,00	119,58
DK	Cross Complia	2011 nce	Incorrect calculation of sanctions CY 2010	o <b>⊚</b> FF		EUR	-3 230,67	0,00	-3 230,67
TOTAL	DK					EUR	- 5 940 075,1	- 7 663,96	- 5 932 411,14
ES	Irregular	i <b>1200</b> 7	Reimbur due to the incorrect	OFF		EUR	721 332,88	0,00	721 332,88

		application of the 50/50 rule for 4 cases	n				
ES	Irregularia 19697	Non- reporting ( of interest in the Annex III table of financial year 2006	ONE- OFF	EUR	- 1 360 592,37	0,00	- 1 360 592,37
ES	IrregulariØ008	Non-reporting (of interest in the Annex III table of financial year 2007	ONE- OFF	EUR	- 230 803,77	0,00	-230 803,77
ES	Irregulari <b>ยั0</b> ร่ 1		ONE- OFF	EUR	- 165 390,13	0,00	- 165 390,13
ES	Irregulari <b>2003</b> 1		ONE- OFF	EUR	- 754 473,76	0,00	- 754 473,76
ES	Irregulari <b>Ø0</b> \$1	Incorrect (date of primary administrator judicial finding in the Annex	OFF	EUR	- 350 053,18	0,00	- 350 053,18

			table (case 022	22009011	8)				
ES	Irregular	i <b>⊠⊖</b> \$ 1	Negliger in the recovery of a debt case	OFF		EUR	- 6 447 032,48	0,00	- 6 447 032,48
TOTAL	ES					EUR	- 8 587 012,81	0,00	- 8 587 012,81
FI	Cross Complia	2007 nce	GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	144,79	0,00	144,79
FI	Cross Complia	2007 nce	GAEC missing, lenient sanction system, CY 2006	FLAT RATE	2,00 %	EUR	52,13	0,00	52,13
FI	Cross Complia	2007 nce	GAEC missing, lenient sanction system, CY 2006	FLAT RATE	2,00 %	EUR	- 25 717,74	0,00	- 25 717,74
FI	Cross Complia	2007 nce	Use of 0 % sanction CY 2006	ONE- OFF		EUR	- 45 508,78	- 54,61	- 45 454,17
FI	Cross Complia	2008 nce	GAEC missing, lenient sanction system, CY 2008	FLAT RATE	0,00 %	EUR	221,44	0,00	221,44

FI	Cross Complia	2008 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	146,35	0,00	146,35
FI	Cross Complia	2008 nce	1 GAEC missing, lenient sanction system, CY 2006	FLAT RATE	2,00 %	EUR	2 726,86	- 2,99	2 729,85
FI	Cross Complia	2008 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	- 1 088 571,54	-1 585,04	- 1 086 986,5
FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY 2008	FLAT RATE	0,00 %	EUR	119,47	0,00	119,47
FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY 2007		2,00 %	EUR	- 0,19	0,00	- 0,19
FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR		- 86,94	_ 132,69

FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY	FLAT RATE	2,00 %	EUR	- 1 090 265,16	-3 306,07	- 1 086 959,09
FI	Cross Complia	2009 ince	2008  1 GAEC missing, lenient sanction system, CY 2006	FLAT RATE	2,00 %	EUR	- 0,59	0,00	- 0,59
FI	Cross Complia	2010 nce	1 GAEC missing, lenient sanction system, CY 2008	FLAT RATE	0,00 %	EUR	5,21	0,00	5,21
FI	Cross Complia	2010 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	- 91,71	0,00	-91,71
FI	Cross Complia	2010 nce	1 GAEC missing, lenient sanction system, CY 2008	FLAT RATE	2,00 %	EUR	_ 159,46	0,00	_ 159,46
TOTAL	FI					EUR	- 2 247 118,55	-5 035,65	- 2 242 082,9
FR	Fruit and Vegetabl Operation Program	nal	Various ineligible aid payment			EUR	- 698 322,85	0,00	- 698 322,85
FR	Fruit and	2008	Various ineligible			EUR	- 1 600 581,03	0,00	- 1 600 581,03

	Vegetables — Operational Programmes	aid payments					
FR	Fruit 2009 and Vegetables — Operational Programmes	Various ONE- ineligibleOFF aid payments		EUR	- 3 201 489,94	0,00	- 3 201 489,94
FR	Fruit 2010 and Vegetables — Operational Programmes	Various ONE- ineligibleOFF aid payments		EUR	- 219 199,04	0,00	- 219 199,04
FR	Fruit 2011 and Vegetables — Operational Programmes	Various ONE- ineligibleOFF aid payments		EUR	-13 068,19	0,00	- 13 068,19
FR	Entitleme20007	Undue allocationRATE of National Reserve	10,00 %	EUR	-12 098 866,64	-72 593,2	-12 026 273,44
FR	Entitleme20007	Undue allocationOFF of National Reserve		EUR	- 47 626 478,62	- 95 252,96	- 47 531 225,66
FR	Entitleme20008	Undue allocationRATE of National Reserve	10,00 %	EUR	- 12 098 866,64	- 60 494,33	-12 038 372,31
FR	Entitleme20008	Undue allocationOFF of National Reserve		EUR	- 47 626 478,62	-238 132,39	- 47 388 346,23
FR	Entitleme2009	Undue FLAT allocationRATE of National Reserve	10,00 %	EUR	- 12 098 866,64	- 60 494,33	- 12 038 372,31
FR	Entitleme2009	Undue allocationOFF of National Reserve		EUR	- 47 626 478,62	- 238 132,39	-47 388 346,23

FR	Entitlem	<b>වැ</b> ගින් 0	Undue allocatio of National Reserve		10,00 %	EUR	- 12 098 866,64	- 24 197,73	- 12 074 668,91
FR	Entitlem	<b>වැර</b> ු 0	Undue allocatio of National Reserve			EUR	- 47 626 478,62	- 285 758,87	- 47 340 719,75
FR	Cross Complia	2009 nce	Reimbur for correction included in Decision 43 linked to audit XC/2009 FR	RATE n	2,00 %	EUR	157 245,53	0,00	157 245,53
FR	Cross Complia	2010 nce	Reimbur for correction included in Decision 43 linked to audit XC/2009 FR	RATE n	2,00 %	EUR	26 673,71	0,00	26 673,71
TOTAL	FR					EUR	- 244 450 122,85	-1 075 056,2	- 243 375 066,65
GB	Fruit and Vegetabl Operatio Program	nal	Bookkee accounti errors			EUR	- 68 009,01	0,00	- 68 009,01
GB	Fruit and Vegetabl Operatio Program	nal	Bookkee accounti errors			EUR	- 62 104,18	0,00	-62 104,18
GB	Fruit and Vegetabl	2008 es —	Bookkee accounti errors			EUR	- 33 722,85	0,00	- 33 722,85

	Operational Programme							
GB	_Recover26	Bookkee accounting			EUR	- 55 487,5	0,00	- 55 487,5
GB	_Recover <b>1</b>	Bookkee accounting errors			EUR	- 46 754,53	0,00	- 46 754,53
GB	_Recover <b>2</b>	Bookkee accounting			EUR	- 299 733,08	0,00	- 299 733,08
GB	Other Direct Aid — Article 68-72 of Reg. 73/2009	Non- application of reduction exclusion and undue payment to non- identified animals	ns/ ns		EUR	- 194 394,22	0,00	- 194 394,22
GB	Cross 20 Compliance	008 Ineffective control of SMR 8a, CY 2007	v <b>E</b> LAT RATE	5,00 %	EUR	- 257 134,0	0,00	- 257 134,0
GB	Cross 20 Compliance	Non or incorrect application of regulator sanctions CY 2007	on 'Y		EUR	-757 135,0	0,00	-757 135,0
GB	Cross 20 Compliance	009 Ineffective control of SMR 8a, CY 2008	v <b>E</b> LAT RATE	5,00 %	EUR	-240 326,0	0,00	- 240 326,0
GB	Cross 20 Compliance	Non or incorrect application of regulator sanctions	on 'Y		EUR	- 423 317,0	0,00	- 423 317,0

			CY 2008						
GB	Cross Complia	2010 nce	Ineffecti control of SMR 8a, CY 2009	v <b>E</b> LAT RATE	2,00 %	EUR	- 252 305,0	0,00	-252 305,0
GB	Cross Complia	2010 nce	Non or incorrect application of regulator sanctions CY 2009	on 'Y		EUR	- 31 208,0	0,00	-31 208,0
GB	Cross	2009 nce	Lenient sanctions system for SMR 7 and 8, no follow-up of minor NC, ineffective control of GAEC, CY 2008	iRgATE	5,00 %	EUR	-2 949 043,26	- 59 941,88	-2 889 101,38
GB	Cross Complia	2010 nce	Ineffectic control of GAEC and SMR 2, 4 and 8, CY 2009		2,00 %	EUR	- 1 175 238,88	- 24 310,41	- 1 150 928,47
GB	Cross Complia	2010 nce	Ineffecti control of GAEC and SMR 2, 4 and	v <b>E</b> LAT RATE	2,00 %	EUR	1 901,1	0,00	1 901,1

			8, CY 2009						
GB	Cross Complia	2010 nce	Lenient sanction system for SMR 7 and 8, no follow-up of minor non-compliar ineffective control of GAEC, CY 2008	ingATE	5,00 %	EUR	-4 961,22	- 34,71	-4 926,51
GB	Cross Complia	2011 nce	Ineffecti control of GAEC and SMR 2, 4 and 8, CY 2010	v <b>E</b> LAT RATE	2,00 %	EUR	795,26	0,00	795,26
GB	Cross Complia	2011 nce	Ineffecti control of GAEC and SMR 2, 4 and 8, CY 2009	vELAT RATE	2,00 %	EUR	- 58,63	0,00	- 58,63
GB	Cross Complia	2011 nce	Ineffecti control of GAEC and SMR 2, 4 and 8, CY 2009	vELAT RATE	2,00 %	EUR	- 879,96	0,00	- 879,96
GB	Cross Complia	2011 nce	Ineffecti control of	v <b>E</b> LAT RATE	2,00 %	EUR	-1 164 633,01	- 388,79	- 1 164 244,22

GB	Cross Complia	2011 nce	GAEC and SMR 2, 4 and 8, CY 2010  Lenient sanction system for SMR 7 and 8, no follow-up of minor non-compliar ineffective control of GAEC, CY 2008	ingATE	5,00 %	EUR	_ 440,27	0,00	440,27
TOTAL	GB	l	l	l	I	EUR	- 8 014 189,24	- 84 675,79	- 7 929 513,45
GR	Fruit and Vegetabl Peaches and Pears Processi		Deficien physical checks on 5 % of the areas and incomple informat on products sold on the fresh market in Producer Organisa records	RATE ete	10,00 %	EUR	- 682 302,86	0,00	-682 302,86
TOTAL	GR					EUR	- 682 302,86	0,00	- 682 302,86
IT	Other Direct Aid —	2007	Insufficion quality and	efiLAT RATE	5,00 %	EUR	-1 639 734,17	- 4 187,86	- 1 635 546,31

	Article 69 of Reg. 1782/2003 — only Ovines and Bovines	inadequate timing of the on-the- spot checks, weaknesses in the control of eligibility of claimed animals, wrong application of sanctions for bovine					
IT	Entitleme200307	Incorrect ONE-application of the regulation regarding the allocation of the special entitlements		EUR	-475 405,85	-2 852,44	- 472 553,41
IT	Other Direct Aid — Article 69 of Reg. 1782/2003 — only Ovines and Bovines	Insufficient AT quality and inadequate timing of the on-the-spot checks, weaknesses in the control of eligibility of claimed animals, wrong application of sanctions	5,00 %	EUR	- 1 697 012,09	-8 100,59	- 1 688 911,5

			for bovine						
IT	Entitlem	<b>e20</b> 00	Incorrect application of the regulation regarding the allocation of the special entitlement.	c@FF n g n		EUR	- 577 691,9	-3 466,14	- 574 225,76
IT	Other Direct Aid — Article 69 of Reg. 1782/200 only Ovines and Bovines	2009	Insufficion quality and inadequatiming of the on-the-spot checks, weaknes in the control of eligibility of claimed animals, wrong application for sanctions for bovine	RATE tte ses	5,00 %	EUR	- 1 701 995,62	0,00	- 1 701 995,62
IT	Entitlem	e <b>20</b> 009	Incorrect application of the regulation regarding the allocation of the special entitlement.	cooff n g n		EUR	- 279 114,77	0,00	- 279 114,77
IT	Entitlem	e <b>210s</b> l 0	Incorrect applicati of the regulatio regarding the	o@FF n		EUR	- 534 365,66	0,00	- 534 365,66

			allocatio of the special entitleme						
IT	Accredit Paying Agency	alidh0	deficient in the accredita criteria for EAGF (debtors)	RATE tion	16,00 %	EUR	- 623 731,0	0,00	-623 731,0
IT	Accredit Paying Agency	a <b>2</b> i0H0	deficience in the accredita criteria for EAGF	RATE	16,00 %	EUR	- 398 672,0	0,00	- 398 672,0
IT	Clearand of accounts 50/50 rule Clearand	s ——	Reimbur followin the judgmen of Court of	gOFF		EUR	2 114 199,16	0,00	2 114 199,16
			Justice in case T-267/07	7					
TOTAL	IT		in case	7		EUR	-58 13. 523,90	- 18 607,03	- 5 794 916,87
PT	Export refunds - Non-Annex I	2009	in case	cFdsAT RATE	5,00 %	EUR EUR	13.		

		a tl	controls and in heir reporting ailure o carry out seal and substitution trols						
PT	Export 2 refunds Sugar and isoglucose	e in quantities of the control of th	Deficient on the quality of the ohysical controls and in heir reporting ailure o carry out seal and substitution trols	RATE	5,00 %	EUR	- 89,64	0,00	- 89,64
PT	Export refunds Non-Annex I	in q oo p c c a th r fi to oo a s	Deficient on the quality of the ohysical controls and in heir reporting ailure o carry out seal and substitution trols	RATE	5,00 %	EUR	- 14 305,09	0,00	- 14 305,09
PT	Export 2 refunds other	in q o o p c a a til	Deficient in the quality of the ohysical controls and in heir reporting callure o carry	RATE	5,00 %	EUR	-240 513,8	0,00	-240 513,8

PT	Export refunds Sugar	2010	out seal and substitut controls Deficien in the quality		5,00 %	EUR	- 386,40	0,00	
	and isogluco	se	of the physical controls and in their reporting failure to carry out seal and substitut controls	·,					
PT	Export refunds Non- Annex I	2011	Deficient in the quality of the physical controls and in their reporting failure to carry out seal and substitut controls	RATE	5,00 %	EUR	- 5 946,75	0,00	- 5 946,75
PT	Export refunds other	2011	Deficient in the quality of the physical controls and in their reporting failure to carry out seal and substitut controls	RATE	5,00 %	EUR	- 183 177,64	0,00	- 183 177,64
PT	Other Direct	2007	Unsatisf quality	aEtloAyT RATE	5,00 %	EUR	-1 356 820,1	-41,59	- 1 356 778,51

	Aid — Ewe and Goats		of the on-the-spot checks for CY 2006, 2007 and 2008 late start of on-the-spot checks for CY 2007 and 2008; payment of unidentificanimals for CY 2006 and 2007						
PT	Other Direct Aid — Ewe and Goats	2008	Unsatisfa quality of the on-the-spot checks for CY 2006, 2007 and 2008; late start of on-the-spot checks for CY 2007 and 2008 payment of unidentificanimals for CY 2006 and 2007	RATE	5,00 %	EUR	- 1 272 636,94	0,00	- 1 272 636,94

PT	Other Direct Aid — Ewe and Goats	2009	Unsatisfa quality of the OTSC for CY 2006, 2007 and 2008; late start of OTSC for CY 2007 and 2008 payment of unidentifanimals for CY 2006 and 2007	RATE	5,00 %	EUR	- 1 267 788,94	0,00	- 1 267 788,94
PT	Other Direct Aid — Ewe and Goats	2010	Unsatisfa quality of the on-the-spot checks for CY 2006, 2007 and 2008 late start of on-the-spot checks for CY 2007 and 2008 payment of unidentifanimals for CY 2006 and 2007	RATE  S;	5,00 %	EUR	- 44,73	0,00	- 44,73
PT	Other Direct	2011	Unsatisfa quality	a <b>EtoA</b> T RATE	5,00 %	EUR	- 620,76	0,00	- 620,76

	Aid — Ewe and Goats	of the on-the-spot checks for CY 2006, 2007 and 2008 late start of on-the-spot checks for CY 2007 and 2008 payment of unidentif animals for CY 2006 and 2007	;;					
PT	Cross 20 Compliance	O7 Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, farmers without animals, CY 2006	FLAT RATE	5,00 %	EUR	-412 896,09	-13 715,18	- 399 180,91
PT	Cross 20 Compliance		FLAT RATE	10,00 %	EUR	- 2 466 398,82	- 94 162,81	-2 372 236,01

			ineffective checks on 6-8, 16-18 and lenient sanction system, farmers with animals, CY 2006	ve					
PT	Cross Complia	2008 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, farmers without animals, CY 2007	FLAT RATE	5,00 %	EUR	- 811 952,21	- 46 814,35	- 765 137,86
PT	Cross Complia	2008 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11, ineffective checks on 6-8, 16-18 and lenient sanction system, farmers with animals,		10,00 %	EUR	-3 535 313,88	-208 399,51	-3 326 914,37

			CY 2007						
PT	Cross Complia	2009 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, CY 2008	FLAT RATE	5,00 %	EUR	-2 978 076,83	- 151 490,51	-2 826 586,32
PT	Cross Complia	2010 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, CY 2008	FLAT RATE	5,00 %	EUR	- 52 701,86	-6 051,95	- 46 649,91
TOTAL	PT					EUR	- 14 778 657,59	- 520 675,9	- 14 257 981,69
RO	Cross Complia	2008 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2007	n	5,00 %	EUR	- 634 324,17	- 69 550,07	- 564 774,1

	1	T			I			T	
RO	Cross Complia	2009 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	- 1 579 209,93	- 122 547,37	- 1 456 662,56
RO	Cross Complia	2009 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2007	n	5,00 %	EUR	-7 557,46	-9 154,94	1 597,48
RO	Cross Complia	2010 nce	Controls partially performe and sampling of parcels not risk based, CY 2009	RATE ed	2,00 %	EUR	189,50	0,00	189,50
RO	Cross Complia	2010 nce	Controls partially performed and sampling of parcels not risk based, CY 2009	RATE ed	2,00 %	EUR	-4 023,09	0,00	-4 023,09

		T			I				
RO	Cross Complia	2010 nce	Controls partially performe and sampling of parcels not risk based, CY 2009	RATE d	2,00 %	EUR	- 1 226 850,84	139,75	- 1 226 711,09
RO	Cross Complia	2010 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	- 10 898,89	- 10 206,73	_ 692,16
RO	Cross Complia	2010 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2007	n	5,00 %	EUR	2 764,61	- 493,12	3 257,73
RO	Cross Complia	2011 nce	Controls partially performe and sampling of parcels not risk based, CY 2009	RATE d	2,00 %	EUR	1,35	0,00	1,35

RO	Cross Complia	2011 nce	Controls partially performed and sampling of parcels not risk based, CY 2009	RATE ed	2,00 %	EUR		0,00	250,64
RO	Cross Complia	2011 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	4 873,62	0,00	4 873,62
TOTAL	RO					EUR	- 3 455 285,94	- 212 091,98	- 3 243 193,96
SI	Cross Complia	2006 nce	Lenient sanction system, 4 GAEC missing, CY 2005	RATE	5,00 %	EUR SIT			
	Cross	2007	sanction system, 4 GAEC missing,	RATE  FLAT RATE	5,00 %		285,94 - 10 718	<b>091,98</b> - 414	193,96 - 10 304

SI	Cross Complia	2008 nce	Lenient sanction system, 4 GAEC missing, CY 2005	RATE	5,00 %	EUR	0,05	0,00	0,05
SI	Cross Complia	2008 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	535,78	0,00	535,78
SI	Cross Complia	2008 nce	Lenient sanction system, 4 GAEC missing, CY 2005	RATE	5,00 %	EUR	-23,61	0,00	-23,61
SI	Cross Complia	2008 nce	Lenient sanction system, 4 GAEC missing, CY 2006	RATE	5,00 %	EUR	393,36	- 1,86	_ 391,50
SI	Cross Complia	2008 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	- 279 213,39	- 12 630,25	- 266 583,14
SI	Cross Complia	2009 nce	Lenient sanction system, 4 GAEC missing, CY 2006	RATE	5,00 %	EUR	0,59	0,00	0,59

SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008		5,00 %	EUR	692,45	0,00	692,45
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007		5,00 %	EUR	68,69	0,00	68,69
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007		5,00 %	EUR	701,41	- 28,05	673,36
SI	Cross Complia	2009 nce	Lenient sanction system, 4 GAEC missing, CY 2006		5,00 %	EUR	-44,03	-0,16	-43,87
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008		5,00 %	EUR	- 350 086,56	-6 095,01	- 343 991,55
SI	Cross Complia	2010 nce	Lenient sanction system,	FLAT RATE	5,00 %	EUR	19,55	0,00	19,55

SI	Cross Complia	2010 nce	weaknes for the control of 5 GAEC, CY 2007 Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008	FLAT RATE	5,00 %	EUR	30,66	0,00	30,66
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009	RATE	5,00 %	EUR	958,47	0,00	958,47
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	-2 761,46	- 138,02	- 2 623,44
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008	RATE	5,00 %	EUR	_ 607,46	- 10,74	_ 596,72
SI	Cross Complia	2010 nce	Lenient sanction system,		5,00 %	EUR	- 413 940,7	- 742,42	- 413 198,28

SI	Cross Complia	2011 nce	weaknes for the control of 5 GAEC, CY 2009 Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008	FLAT RATE	5,00 %	EUR	- 35,31	0,00	- 35,31
SI	Cross Complia	2011 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008	RATE	5,00 %	EUR	2,85	0,00	2,85
SI	Cross Complia	2011 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009	RATE	5,00 %	EUR	4,89	0,00	4,89
SI	Cross Complia	2011 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009	RATE	5,00 %	EUR	- 569,66	0,00	_ 569,66
SI	Cross Complia	2012 nce	Lenient sanction system,		5,00 %	EUR	27,06	0,00	27,06

SI	Cross Complia	2012 nce	weaknes for the control of 5 GAEC, CY 2009 Lenient sanction system, weaknes for the	FLAT RATE	5,00 %	EUR	_ 195,93	0,00	
			control of 5 GAEC, CY 2009						
TOTAL	SI					SIT	- 10 718 970,58	- 414 437,68	- 10 304 532,9
TOTAL	SI					EUR	-1 174 320,48	- 20 582,34	- 1 153 738,14
TOTAL	6701					SIT	- 10 718 970,58	- 414 437,68	- 10 304 532,9
TOTAL	6701					EUR	- 295 142 609,32	- 1 944 388,85	- 293 198 220,47
BUDGI	ET ITEM:	6711				l .			
DE	Rural Develop EAFRD Axis 1+3 — Investme orientate measure (2007-20	ent d s	Weaknes in project selection	RATE	10,00 %	EUR	- 239 484,15	0,00	- 239 484,15
DE	Rural Develop EAFRD Axis 1+3 — Investme orientate measure	ent d	Weaknes in project selection	RATE	10,00 %	EUR	-1 638 636,95	0,00	- 1 638 636,95

DE	Rural Develop EAFRD Axis 1+3 — Investme orientate measure: (2007-20	ent d s )13)	Weaknes in project selection	RATE	10,00 %	EUR	- 781 262,31	0,00	-781 262,31
DE	Rural Develop EAFRD Axis 1+3 — Investme orientate measure: (2007-20	ent d	Weaknes in project selection	RATE	10,00 %	EUR	- 166 944,39	0,00	- 166 944,39
TOTAL	DE					EUR	- 2 826 327,8	0,00	-2 826 327,8
DK	Cross Complia	2009 nce	6 GAEC missing, no check on minimum requirem for plant protectio products CY 2008	n	5,00 %	EUR	- 126 902,55	-1 356,8	- 125 545,75
DK	Cross Complia	2010 nce	No control on minimum requirem for plant protection products CY 2009	n n	2,00 %	EUR	- 30 431,43	- 113,46	- 30 317,97
DK	Cross Complia	2010 nce	6 GAEC missing, no check	FLAT RATE	5,00 %	EUR	-2 492,68	_ 539,23	-1 953,45

			on minimum requirem for plant protection products CY 2008	ents n					
DK	Cross Complia	2010 nce	Incorrect calculation of sanctions CY 2009	o <b>©</b> FF		EUR	- 24,00	-0,08	-23,92
DK	Cross Complia	2011 nce	6 GAEC missing, no check on minimur requirem for plant protectio products CY 2008	ents n	5,00 %	EUR	387,88	0,00	387,88
DK	Cross Complia	2011 nce	No sanction on minimur requirem for plant protection products CY 2010	n ients n		EUR	_ 133,07	0,00	133,07
TOTAL	DK					EUR	- 160 371,61	$\begin{bmatrix} -2\\009,57 \end{bmatrix}$	- 158 362,04
FI	Cross Complia	2007 nce	GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	- 401 890,24	- 44,84	-401 845,4

FI	Cross Complia	2008 nce	1 GAEC missing, lenient sanction system, CY 2008	FLAT RATE	2,00 %	EUR	- 406 777,26	0,00	- 406 777,26
FI	Cross Complia	2008 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	- 13 442,43	- 44,89	- 13 397,54
FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY 2008	FLAT RATE	2,00 %	EUR	- 16 504,68	0,00	- 16 504,68
FI	Cross Complia	2009 nce	1 GAEC missing, lenient sanction system, CY 2007	FLAT RATE	2,00 %	EUR	123,81	- 2,29	126,10
FI	Cross Complia	2010 nce	1 GAEC missing, lenient sanctions system, CY 2008	FLAT RATE	2,00 %	EUR	124,79	0,00	124,79
FI	Cross Complia	2010 nce	1 GAEC missing, lenient sanctions system, CY 2007	FLAT RATE	2,00 %	EUR	53,00	_ 883,33	936,33

TOTA	L FI				EUR	- 838 313,01	975,35	- 837 337,66
FR	Rural 20 Developme EAFRD Axis 1 — Measures with flat rate support (2007-2013	control on the realisatio of the steps and objective		5,00 %	EUR	- 177 862,92	0,00	- 177 862,92
FR	Rural 20 Developme EAFRD Axis 1 — Measures with flat rate support (2007-2013	control on the realisatio of the steps and objective		5,00 %	EUR	-2 376 998,88	0,00	-2 376 998,88
FR	Rural 20 Developme EAFRD Axis 1 — Measures with flat rate support (2007-2013	control on the realisatio of the steps and objective		5,00 %	EUR	-2 527 224,82	0,00	- 2 527 224,82
FR	Rural 20 Developme EAFRD Axis 1 — Measures with flat rate support (2007-2013	control on the realisatio of the steps and objective	on	POLATE	DEUR	-2 127 518,8	0,00	-2 127 518,8

FR	Rural Develop EAFRD Axis 1 — Measure with flat rate support (2007-20	s	Not enough control on the realisation of the steps and objective of the business plan	<b>₽</b> S	5,00 %	EUR	- 2 541 264,35	0,00	- 2 541 264,35
FR	Rural Develop EAFRD Axis 1 — Measure with flat rate support (2007-20	s	Not enough control on the realisation of the steps and objective of the business plan	es	5,00 %	EUR	- 279 802,33	0,00	- 279 802,33
TOTAL	FR				,	EUR	-10	0,00	- 10
							030 672,1		030 672,1
GB	Cross Complia	2007 nce	Non or incorrect application of regulator sanctions CY 2007	on Ty	5,00 %	EUR		0,00	
GB		2008	incorrect applicati of regulator sanctions CY	RATE on State on FLAT RATE on State on	5,00 %	EUR	<b>672,1</b> - 81	0,00 -3 187,5	<b>672,1</b> - 81

			CY 2007						
GB	Cross Complia	2009 nce	Non or incorrect application of regulator sanctions CY 2009	on 'y	2,00 %	EUR	- 12 481,44	0,00	- 12 481,44
GB	Cross Complia	2009 nce	Non or incorrect application of regulator sanctions CY 2007	on 'y	5,00 %	EUR	_ 487,27	-25,57	_ 461,70
GB	Cross Complia	2009 nce	Non or incorrect application of regulator sanctions CY 2008	on 'y	5,00 %	EUR	- 51 617,56	-4 078,41	- 47 539,15
GB	Cross Complia	2010 nce	Non or incorrect application of regulator sanctions CY 2009	on 'y	2,00 %	EUR	- 36 866,26	-2 314,12	- 34 552,14
GB	Cross Complia	2010 nce	Non or incorrect application of regulator sanctions CY 2008	on 'y	5,00 %	EUR	-3 266,99	0,00	-3 266,99
GB	Cross Complia	2010 nce	Non or incorrect application of regulator sanctions	on 'y	5,00 %	EUR	-1 523,34	-83,53	-1 439,81

			CY 2007						
GB	Cross Complia	2011 nce	Non or incorrect application of regulator sanctions CY 2009	on Ty	2,00 %	EUR	396,43	0,00	_ 396,43
GB	Cross Complia	2011 nce	Non or incorrect application of regulator sanctions CY 2008	on Ty	5,00 %	EUR	316,44	0,00	316,44
GB	Cross Complia	2009 nce	Ineffecti control of GAEC and SMR 2, 4 and 8, CY 2009	vELAT RATE	2,00 %	EUR	- 1 554,44	203,30	- 1 351,14
GB	Cross Complia	2009 nce	Lenient sanction system for SMR 7 and 8, no follow-up of minor non-compliar ineffective control of GAEC, CY 2008	ice,	5,00 %	EUR	- 90 650,32	-4 272,84	- 86 377,48
GB	Cross Complia	2010 nce	Ineffecti control of GAEC and	v <b>E</b> LAT RATE	2,00 %	EUR	-7 752,17	- 7,24	-7 744,93

			SMR 2, 4 and 8, CY 2010						
GB	Cross Complia	2010 nce	Ineffecticontrol of GAEC and SMR 2, 4 and 8, CY 2009	v <b>E</b> LAT RATE	2,00 %	EUR	- 88 716,38	-5 117,14	- 83 599,24
GB	Cross Complia	2010 nce	Lenient sanction system for SMR 7 and 8, no follow-up of minor non-compliar ineffective control of GAEC, CY 2008	nce,	5,00 %	EUR	-9 809,49	- 623,91	-9 185,58
GB	Cross Complia	2011 nce	Ineffecticontrol of GAEC and SMR 2, 4 and 8, CY 2010	v <b>E</b> LAT RATE	2,00 %	EUR	- 96 480,08	-2 386,95	- 94 093,13
GB	Cross Complia	2011 nce	Ineffecticontrol of GAEC and SMR 2, 4 and 8, CY 2009	vELAT RATE	2,00 %	EUR	- 17 490,4	0,00	- 17 490,4

	1								
GB	Cross Complia	2011 nce	Lenient sanction system for SMR 7 and 8, no follow-up of minor non-compliar ineffective control of GAEC, CY 2008	ingATE	5,00 %	EUR	- 1 447,33	0,00	- 1 447,33
GB	Rural Develop EAFRD Axis 2 (2007-20 area related measure	013,	Lack of alternative control methods to visual check	v <b>R</b> ATE	5,00 %	EUR	- 272 613,55	- 272 613,55	0,00
GB	Rural Develop EAFRD Axis 2 (2007-20 area related measure	013,	Irregular detected followin the retroacti checks	OFF g		EUR	- 22 801,38	- 1 140,06	- 21 661,32
GB	Rural Develop EAFRD Axis 2 (2007-20 area related measure	013,	Lack of alternative control methods to visual check	v <b>R</b> ATE	5,00 %	EUR	- 546 873,59	0,00	- 546 873,59
GB	Rural Develop EAFRD Axis 2 (2007-20 area related measure	013,	Lack of follow up for non- submissi of payment claims	OFF on		EUR	- 25 763,75	0,00	- 25 763,75

GB	Rural Develop EAFRD Axis 2 (2007-20 area related		for Natural Handical Irregular detected following the retroactive checks	i <b>0es</b> E- OFF g		EUR	- 24 094,7	0,00	- 24 094,7
	measure	<b>s</b> )							
TOTAL	GB					EUR	- 1 521 304,37	- 299 216,92	-1222 087,45
IT	Accredit Paying Agency	a <b>li</b> dh0	deficience in the accredita criteria for EAFRD	RATE	16,00 %	EUR	- 2 417 690,0	0,00	-2 417 690,0
IT	Accredit Paying Agency	a <b>li</b> dh0	deficience in the accredita criteria for	RATE	16,00 %	EUR	-7 132,0	0,00	- 7 132,0
			EAFRD (debtors)						
TOTAL	, IT		EAFRD			EUR	- 2 424 822,0	0,00	- 2 424 822,0
PT	Cross Complia	2008 nce	EAFRD	FLAT RATE	5,00 %	EUR EUR		<b>0,00</b> - 118 567,43	

			on SMR 1, 2, 5, 11 and lenient sanction system, farmers without animals, CY 2007						
PT	Cross	2008 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11, ineffective checks on 6-8, 16-18 and lenient sanction system, farmers with animals, CY 2007	FLAT RATE	10,00 %	EUR	- 1 535 086,03	- 163 623,07	- 1 371 462,96
PT	Cross Complia	2009 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, CY 2008	FLAT RATE	5,00 %	EUR	- 391 551,37	- 45 319,62	- 346 231,75

PT	Cross Complia	2010 nce	Several GAEC not defined, lack of checks on SMR 1, 2, 5, 11 and lenient sanction system, CY 2008	FLAT RATE	5,00 %	EUR	- 173 177,7	- 18 879,59	- 154 298,11
TOTAL	PT					EUR	- 2 684 925,41	- 383 145,62	- 2 301 779,79
RO	Cross Complia	2009 nce	Controls partially performe and sampling of parcels not risk based, CY 2009	RATE d	2,00 %	EUR	-3,15	0,00	-3,15
RO	Cross Complia	2009 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	- 551 739,74	- 55 909,89	- 495 829,85
RO	Cross Complia	2009 nce	Non-definition and control of GAECs, non-definition		5,00 %	EUR	- 52 672,92	0,00	- 52 672,92

			of criteria for evaluation CY 2007	on,					
RO	Cross Complia	2010 nce	Controls partially performed and sampling of parcels not risk based, CY 2009	RATE d	2,00 %	EUR	-457 003,1	0,00	- 457 003,1
RO	Cross Complia	2010 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	- 1 497,6	0,00	- 1 497,6
RO	Cross Complia	2010 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2007	n	5,00 %	EUR	2 259,28	0,00	2 259,28
RO	Cross Complia	2011 nce	Controls partially performe and sampling of	RATE d	2,00 %	EUR	-2 595,48	0,00	-2 595,48

		2011	parcels not risk based, CY 2009	EV AT	5.00.0/	ELID		0.00	
RO	Cross Complia	2011 nce	Non-definition and control of GAECs, non-definition of criteria for evaluation CY 2008	n	5,00 %	EUR	7 412,84	0,00	7 412,84
TOTAL	RO					EUR	-1 055 839,87	- 55 909,89	- 999 929,98
SI	Cross Complia	2008 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	- 318 962,73	- 6 726,62	- 312 236,11
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009		5,00 %	EUR	_ 217,53	0,00	217,53
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC,	RATE	5,00 %	EUR	- 317 428,64	-8 275,35	-309 153,29

			CY 2008						
SI	Cross Complia	2009 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	66,00	0,00	66,00
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009	RATE	5,00 %	EUR	-315 177,28	-1 172,19	-314 005,09
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2007	RATE	5,00 %	EUR	523,44	0,00	523,44
SI	Cross Complia	2010 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008	RATE	5,00 %	EUR	_ 385,03	0,00	_ 385,03
SI	Cross Complia	2011 nce	Lenient sanction system, weaknes for the control of 5 GAEC,	RATE	5,00 %	EUR	- 90,49	0,00	- 90,49

			CY 2009						
SI	Cross Complia	2011 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2008		5,00 %	EUR	162,59	0,00	162,59
SI	Cross Complia	2012 nce	Lenient sanction system, weaknes for the control of 5 GAEC, CY 2009		5,00 %	EUR	- 70,06	0,00	- 70,06
TOTAL SI						EUR	- 951 904,91	- 16 174,16	- 935 730,75
TOTAL 6711						EUR	- 22 494 481,08	- 757 431,51	- 21 737 049,57

- **(1)** OJ L 160, 26.6.1999, p. 103.
- (2) OJ L 209, 11.8.2005, p. 1.