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COUNCIL REGULATION (EC) No 1463/2006

of 19 June 2006

adapting Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) by reason of the accession of Bulgaria and Romania to the European Union

(OJ L 277, 9.10.2006, p. 1)

Corrected by:

► **C1** Corrigendum, OJ L 48, 16.2.2007, p. 3 (1463/2006)

▼B**COUNCIL REGULATION (EC) No 1463/2006****of 19 June 2006****adapting Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) by reason of the accession of Bulgaria and Romania to the European Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Treaty of Accession of Bulgaria and Romania signed in Luxembourg on 25 April 2005, and in particular Article 4 (3) thereof,

Having regard to the Act of Accession of Bulgaria and Romania, and in particular Article 56 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Council Regulation (EC) No 1698/2005 ⁽¹⁾ introduced general rules governing Community support for rural development policy for the programming period 2007 to 2013 and established priorities and measures for rural development.
- (2) Those general rules and measures should be adapted to allow their implementation in Bulgaria and Romania as from the date of accession of those countries to the European Union.
- (3) Regulation (EC) No 1698/2005 establishes a compulsory Leader axis within the rural development programme, which must account for a minimum percentage of EAFRD contribution to the programme. Given the lack of experience of Bulgaria and Romania in implementing the Leader approach and in order to build sufficient local capacity to apply Leader, the average financial contribution of 2,5 % for the Leader axis should be applied for the period 2010 to 2013 for those countries.
- (4) With a view to allowing Bulgaria and Romania to benefit until 2013 from the transitional measures concerning the support to semi-subsistence agricultural holdings and the setting-up of producer groups, Bulgaria and Romania should be added to the list of countries benefiting from these measures.

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- (4a) With a view to granting Bulgaria and Romania the same benefits as the Member States which acceded to the Community on 1 May 2004 in relation to the maximum intensity of aid for investments undertaken to meet the requirements of Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources ⁽²⁾, Bulgaria and Romania should be added to the list of countries benefiting from the maximum rate of 75 %.

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- (5) Regulation (EC) No 1698/2005 should therefore be amended accordingly,

⁽¹⁾ OJ L 277, 21.10.2005, p. 1.

⁽²⁾ OJ L 375, 31.12.1991, p. 1. Directive as amended by Regulation (EC) No 1882/2003 of the European Parliament and of the Council (OJ L 284, 31.10.2003, p. 1).

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HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1698/2005 shall be amended as follows:

1. the following subparagraph shall be added to Article 17(2):

‘For Bulgaria and Romania, an average of at least 2,5 % of the EAFRD total contribution for axis 4 shall be respected during the period 2010 to 2013. Any contribution from the EAFRD for that axis during the period 2007 to 2009 shall be taken into account for the calculation of that percentage.’;
2. the introductory words in Article 20(d) shall be replaced by the following:

‘transitional measures for Bulgaria, the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Romania, Slovenia and Slovakia concerning.’;

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3. In the fourth column of the Annex, in the rows relating to Article 26 (2), the sixth paragraph shall be replaced by the following:

‘Of the amount of eligible investment in the Member States which acceded to the Community on 1 May 2004, and in Bulgaria and Romania, for the implementation of Council Directive 91/676/EEC ⁽¹⁾ within a maximum period of four years from the date of accession pursuant to Articles 3(2) and 5(1) of that Directive.’.

▼B*Article 2*

This Regulation shall enter into force on 1 January 2007 subject to the entry into force of the Treaty of Accession of Bulgaria and Romania.

This Regulation shall be binding in its entirety and directly applicable in all Member States.