

Regulation (EU) No 228/2013 of the European Parliament and of the Council of 13 March 2013 laying down specific measures for agriculture in the outermost regions of the Union and repealing Council Regulation (EC) No 247/2006

CHAPTER IV

**MEASURES TO ASSIST LOCAL AGRICULTURAL PRODUCTS**

*Article 19*

**Measures**

1 The POSEI programmes consist of specific measures designed to promote local agricultural production under the scope of Part Three, Title III of the Treaty, necessary in order to ensure the continuity and development of local agricultural production in each outermost region.

2 The parts of the programme which include measures to assist local agricultural production and which correspond to the objectives set out in Article 2 shall comprise at least the following elements:

- a a quantified description of the current situation of the agricultural production in question, taking into account the results of available evaluations, showing disparities, gaps and potential for development, the financial resources deployed and the primary results of measures taken previously;
- b a description of the strategy proposed, the priorities selected, its quantified general and operational objectives, and an appraisal showing the expected economic, environmental and social impact, including employment effects;
- c a description of the measures envisaged, and in particular aid schemes for implementing them, and, where appropriate, information on the need for any studies, demonstration projects, training or technical assistance operations relating to the preparation, implementation or adaptation of the measures concerned;
- d a list of the aid constituting direct payments in accordance with Article 2(d) of Regulation (EC) No 73/2009;
- e the aid amount established for each measure and the provisional amount for each action in order to achieve one or more objectives for the programme.

3 The Commission shall adopt implementing acts concerning requirements for the provision of the aid described in paragraph 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 34(2).

4 The programme may include measures to support production, processing or sale of agricultural products in the outermost regions.

Each measure may include a variety of actions. For each action, the programme shall define at least the following elements:

- a the beneficiaries;
- b the eligibility conditions;
- c the unit amount of aid.

In order to support the marketing of products outside a region in which they are produced, the Commission shall be empowered to adopt delegated acts, in accordance

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**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EU) No 228/2013 of the European Parliament and of the Council, CHAPTER IV. (See end of Document for details)

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with Article 33, regarding the conditions for establishing the amount of aid awarded in respect of such marketing and, where appropriate, the conditions for establishing the quantities of products subject to this aid.

#### *Article 20*

### **Controls and wrongful payments**

1 Verification of measures provided for in this Chapter shall be conducted by administrative and on-the-spot checks.

2 In the event of wrongful payments, the beneficiary concerned shall be obliged to reimburse the amounts in question. Article 80 of Commission Regulation (EC) No 1122/2009 of 30 November 2009 laying down detailed rules for the implementation of Council Regulation (EC) No 73/2009 as regards cross-compliance, modulation and the integrated administration and control system, under the direct support schemes for farmers provided for that Regulation, as well as for the implementation of Council Regulation (EC) No 1234/2007 as regards cross-compliance under the support scheme provided for the wine sector<sup>(1)</sup> shall apply *mutatis mutandis*.

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(1) [OJ L 316, 2.12.2009, p. 65.](#)

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