

COMMISSION DECISION

of 22 December 1980

on the reimbursement by the EAGGF, Guidance Section, to the Federal Republic of Germany of expenditure incurred during 1979 on aids and premiums relating to the modernization of farms, including those in the less-favoured farming areas

(Only the German text is authentic)

(80/1258/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

amended by Commission Decision 80/427/EEC of 28 March 1980 (7);

Having regard to the Treaty establishing the European Economic Community,

Whereas Commission Decision 74/581/EEC lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the application for reimbursement, is to reimburse up to the full amount requested;

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms (1), as last amended by Directive 80/370/EEC (2), and in particular Article 21 (3) thereof,

Whereas the application for reimbursement lodged by the Federal Republic of Germany in respect of aid and premiums granted during 1979 for the modernization of farms, including those in the less-favoured areas, is complete and has been submitted in due form in accordance with the provisions of Decision 74/581/EEC; whereas the total amount of expenditure declared eligible for the year 1979 comes to DM 203 453 455.46, broken down as follows:

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 80/666/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 and to Article 13 of Directive 75/268/EEC;

	Ordinary farming areas	Less-favoured farming areas (Title III)
under Article 8	DM 107 534 377.37	DM 56 702 654.25
under Article 10	DM 79 967.00	DM 32 526.00
under Article 11	DM 5 381 059.00	—
under Article 12	DM 58 960.00	—
under Article 13	DM 33 663 911.84	—

Whereas Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aids granted by the Member States pursuant to Directive 75/268/EEC (5), lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC are to be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC, under the provisions laid down in 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 (6), as last

Whereas the total amount of the reimbursement requested comes to DM 50 863 363.86;

Whereas there are no immediate objections to the application as regards the accuracy of the particulars which it contains or compliance of the expenditure incurred with the provisions in force; whereas, therefore, the European Agricultural Guidance and Guarantee Fund, Guidance Section, should reimburse 25 % of the declared expenditure, i.e. a total of DM 50 863 363.86 (as requested);

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

(2) OJ No L 90, 3. 4. 1980, p. 43.

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

(4) OJ No L 180, 14. 7. 1980, p. 34.

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

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

(7) OJ No L 102, 19. 4. 1980, p. 24.

Whereas Commission Decision 74/581/EEC lays down in Article 4 (2) that where an examination of the application for reimbursement shows that the amount specified is not that which is actually due, the situation is to be regularized in accordance with the procedure laid down in the same Article of the said Decision ;

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 contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund, Guidance Section, towards the expenditure incurred by the Federal Republic of Germany during 1979 on aids and premiums relating to the modernization of

farms including those in the less-favoured farming areas, is hereby fixed at DM 50 863 363.86.

Article 2

The amount referred to in Article 1 shall be paid provided that a thorough examination of the application for reimbursement does not give rise to any change in the amount for reimbursement.

Article 3

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 22 December 1980.

For the Commission

Finn GUNDELACH

Vice-President
