

COMMISSION REGULATION (EC) No 1123/2008**of 12 November 2008****fixing a single percentage for acceptance of the amounts notified by the Member States to the Commission concerning the applications for the grubbing-up premium**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 479/2008 of 29 April 2008 on the common organisation of the market in wine, amending Regulations (EC) No 1493/1999, (EC) No 1782/2003, (EC) No 1290/2005, (EC) No 3/2008 and repealing Regulations (EEC) No 2392/86 and (EC) No 1493/1999 ⁽¹⁾, and in particular Article 102(4) thereof,

Whereas:

- (1) The eligible applications notified by the Member States to the Commission by 15 October 2008 according to Article 102(2) of Regulation (EC) No 479/2008 exceed the maximal annual budget for the grubbing-up scheme for the 2008/2009 wine year, i.e. EUR 464 million, as laid down in Annex VII to that Regulation. Therefore, a single percentage for acceptance of the amounts notified actually should be fixed.

- (2) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

Article 1

Grubbing-up applications notified to the Commission under Article 102(2) of Regulation (EC) No 479/2008 shall be accepted for 45,9 % of the amounts covered. The budget limits for the Member States concerned are laid down in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 12 November 2008.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 148, 6.6.2008, p. 1.

ANNEX

Budget limits for the Member States for the grubbing-up payments in the 2008/2009 wine year

Member State	Budget for the grubbing-up (EUR)
Bulgaria	0
Czech Republic	17 543
Germany	178 162
Greece	7 135 657
Spain	236 056 395
France	70 643 521
Italy	116 113 326
Cyprus	6 820 744
Luxembourg	6 675
Hungary	9 812 320
Malta	0
Austria	1 875 586
Portugal	13 961 350
Romania	49 920
Slovenia	198 093
Slovakia	1 130 707