

GENERAL COURT

Judgment of the General Court of 17 December 2019 — Poland v Commission

(Case T-21/18) ⁽¹⁾

(EAGF and EAFRD — Expenditure excluded from financing — Fruit and vegetable sectors — Aid to producer groups — Expenditure incurred by Poland — Deficiencies in key and secondary controls — Verification of recognition plans and recognition criteria — Checks on applications for aid — Eligibility of producer groups — Economic consistency — Necessity and eligibility for financing — Reasonableness of the expenditure — Systemic deficiencies — Risk to EAGF — Corrective measures — Flat-rate corrections of 25 %)

(2020/C 54/50)

Language of the case: Polish

Parties

Applicant: Republic of Poland (represented by: B. Majczyna, M. Pawlicka and D. Krawczyk, acting as Agents)

Defendant: European Commission (represented by: A. Lewis and A. Stobiecka-Kuik, acting as Agents)

Re:

Application under Article 263 TFEU seeking the partial annulment of Commission Implementing Decision (EU) 2017/2014 of 8 November 2017 excluding from European Union financing certain expenditure incurred by the Member States under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2017 L 292, p. 61).

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders the Republic of Poland to bear its own costs and to pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 104, 19.3.2018.