COMMISSION DECISION

of 5 April 1976

on the reimbursement by the Guidance Section of the EAGGF to the Federal Republic of Germany of expenditure incurred during 1974 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement

(Only the German text is authentic)

(76/405/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/160/EEC of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement [1], as last amended by Directive 73/358/EEC [2], and in particular Article 12 (2) thereof,

Whereas the provisions instituted by the Federal Republic of Germany for the implementation of Directive 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive;

Whereas the Federal Republic of Germany has made an application for reimbursement of expenditure incurred on annuities granted during 1974 to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement; whereas the application is complete and has been submitted in due form and in accordance with the requirements of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC [3], and also with the payments on account which can be agreed;

Whereas an examination of the information provided shows that eligible expenditure of DM 133 974·76 (36 605·12 u.a.) has been incurred under the conditions laid down in Directive 72/160/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof i.e. DM 33 493·69 (9 151·28 u.a.);

Whereas a payment on account of DM 25 120·27 (6 863·46 u.a.) has been granted in application of Article 12 (3) of Directive 72/160/EEC and of Article 4 (1) of Decision 74/581/EEC; whereas a balance of DM 8 373·42 (2 287·82 u.a.) should therefore be granted to the Member State;

Whereas the Fund Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Federal Republic of Germany during 1974 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement shall be DM 33 493·69 (9 151·28 u.a.).

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 5 April 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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(1) OJ No L 96, 23. 4. 1972, p. 9.
(2) OJ No L 326, 27. 11. 1973, p. 17.
(3) OJ No L 320, 29. 11. 1974, p. 1.