COMMISSION DECISION

of 3 November 1977

on the granting by the Guidance Section of the EAGGF to the Federal Republic of Germany of a payment on account in respect of expenditure incurred during 1976 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement

(Only the German text is authentic)

(77/698/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 purpose of structural improvement [1], as last amended by Directive 73/358/EEC [2], and in particular Article 12 (3) thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directive 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive;

Whereas 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 [3], lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the applications for reimbursement, shall make a payment on account of 75 % of the amount requested;

Whereas the application for reimbursement lodged by the Federal Republic of Germany in respect of annuities granted during 1976 relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1976 comes to DM 2 815 461·30 (769 251·72 u.a.);

Whereas the total amount of reimbursement requested comes to DM 389 779·53 (106 497·14 u.a.);

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of DM 389 779·53 (106 497·14 u.a.) i.e. DM 292 334·65 (79 872·86 u.a.);

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 payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Federal Republic of Germany during 1976 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement shall be DM 292 334·65 (79 872·86 u.a.).

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 3 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

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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.