COMMISSION DECISION

of 8 September 1978

on the reimbursement by the Guidance Section of the EAGGF to the Federal Republic of Germany of expenditure incurred during 1976 on aids for the less-favoured farming areas

(Only the German text is authentic)

(78/776/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas (1), as last amended by Directive 76/400/EEC (2), and in particular Article 13 thereof,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms (3), as last amended by Directive 76/837/EEC (4), and in particular Article 21 (2) thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directive 75/268/EEC were the subject of a favourable Commission Decision pursuant to Article 13 of the said Directive and to Article 18 of Directive 72/159/EEC;

Whereas the Federal Republic of Germany has made an application for reimbursement of expenditure incurred during 1976 on aids for the less-favoured farming areas and whereas this application is complete and has been submitted in due form in accordance with the requirements of Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aid granted by Member States pursuant to Directive 75/268/EEC (5);

Whereas an examination of the information provided shows that eligible expenditure of DM 112 423 942·90 broken down as follows:

under Title II:	DM 112 039 316·90
under Title IV:	DM 384 626

has been incurred under the conditions laid down in Directive 75/268/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof i.e. DM 28 105 985·69;

Whereas a payment on account of DM 21 086 051·77 has been granted in application of Article 13 of Directive 75/268/EEC and of Article 5 (1) of Decision 76/627/EEC; whereas a balance of DM 7 019 933·92 should therefore be paid to the Member State in question;

Whereas Article 2 of Decision 76/627/EEC lays down that applications for reimbursement concerning Title III of Directive 75/268/EEC shall be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC;

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 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 1976 on aids for the less-favoured farming areas shall be DM 28 105 985·69.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 8 September 1978.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 128, 19. 5. 1975, p. 1.
(2) OJ No L 108, 26. 4. 1976, p. 21.
(3) OJ No L 96, 23. 4. 1972, p. 1.
(4) OJ No L 302, 4. 11. 1976, p. 19.
(5) OJ No L 222, 14. 8. 1976, p. 37.