COMMISSION DECISION

of 12 October 1979

concerning the clearance of the accounts presented by the French Republic in respect of the European Agricultural Guidance and Guarantee Fund, Guarantee Section, expenditure for 1973

(Only the French text is authentic)

(79/896/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having ragrd to Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy (1), as last amended by Regulation (EEC) No 929/79 (2), and in particular Article 5 (2) thereof,

After consulting the Fund Committee ;

Whereas, under Article 5 (2) (b) of Regulation (EEC) No 729/70, the Commission, on the basis of the annual accounts presented by the Member States, shall clear the accounts of the authorities and bodies referred to in Article 4 of that Regulation ;

Whereas the French Republic has transmitted to the Commission the documents required to clear the accounts for 1973 ; whereas the latter has carried out the on-the-spot inspections provided for in Article 9 (2) of Regulation (EEC) No 729/70 ; whereas, however, it has not been possible for the Commission to examine the original supporting documents for certain kinds of expenditure, nor to ascertain that separate accounts have been kept for expenditure from the Fund, Guarantee Section ;

Whereas Article 8 of Commission Regulation (EEC) No 1723/72 of 26 July 1972 on the clearance of the accounts of the European Agricultural Guidance and Guarantee Fund, Guarantee Section (3), provides that the decision to clear the accounts shall include the determination of the amount of expenditure incurred in each Member State during the year in question recognized as chargeable to the Fund, Guarantee Section, and also the determination of the amount of the Community's financial resources still available to each Member State ;

Whereas, under Articles 2 and 3 of Regulation (EEC) No 729/70 only refunds on exports to non-member countries and intervention intended to stabilize the agricultural markets, respectively granted and undertaken according to Community rules within the framework of the common organization of agricultural markets, may be financed ; whereas the inspections carried out show that a part of the expenditure declared amounting to FF 129 327 122·10 does not satisfy the requirements of these provisions and therefore cannot be financed ; whereas the Member State has been fully informed of this deduction and has been able to give its views thereon ;

Whereas this Decision is without prejudice to the outcome of inquiries under way in the fruit and vegetables sector,

HAS ADOPTED THIS DECISION :

Article 1

1. The total expenditure by the French Republic recognized as chargeable to the European Agricultural Guidance and Guarantee Fund, Guarantee Section, in respect of the 1973 financial year is FF 6 032 587 162·25.

2. The accounts of the authorities and bodies empowered by the French Republic to pay the expenditure financed by the Fund, Guarantee Section, during the 1973 financial year shall be cleared as indicated in the Annex.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 12 October 1979.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 94, 28. 4. 1970, p. 13.
(2) OJ No L 117, 12. 5. 1979, p. 4.
(3) OJ No L 186, 16. 8. 1972, p. 1.

ANNEX

Clearance of the accounts of the departments and agencies authorized in France to pay the expenses financed by the EAGGF, Guarantee Section, for 1973

1. Funds available after clearance of the acccounts for 1972		FF 164 235 069·07
2. Advances received for 1973		FF 6 059 898 999·50
3. Total available to cover expenditure for 1973		FF 6 224 134 068·57
4. Expenditure incurred in 1973 and charged against the EAGGF, Guarantee Section :		
— ONIC		FF 2 448 921 950·68
— FORMA		FF 2 974 905 179·02
— FIRS		FF 384 059 775·23
— SIDO		FF 207 229 969·60
— Service des alcools		FF 14 667 781·80
— CCPM		FF 2 802 505·92
	Total	FF 6 032 587 162·25
5. Funds available after clearance of the accounts for 1973		FF 191 546 906·32