COMMISSION DECISION

of 20 November 1980

on the reimbursement by the Guidance Section of the EAGGF to the Kingdom of Belgium of expenditure incurred during 1979 on aids and premiums relating to the modernization of farms, including those in the less-favoured farming areas

(Only the French and Dutch texts are authentic)

(80/1122/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms (1), as last amended by Directive 80/370/EEC (2), and in particular Article 21 (3) thereof,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas (3), as last amended by Directive 80/666/EEC (4), and in particular Article 13 thereof,

Whereas the measures taken by the Kingdom of Belgium to implement Directives 72/159/EEC and 75/268/EEC were the subject of favourable Commission Decisions pursuant to Article 18 of Directive 72/159/EEC and to Article 13 of Directive 75/268/EEC;

Whereas Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aids granted by the Member States pursuant to Directive 75/268/EEC (5), lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC are to be submitted along with applications for reimbursement of exenditure on Directive 72/159/EEC, under the provisions laid down in 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 (6), as last amended by Commission Decision 80/427/EEC of 28 March 1980 (7);

Whereas Commission Decision 74/581/EEC lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the application for reimbursement, is to reimburse up to the full amount requested;

Whereas the application for reimbursement lodged by the Kingdom of Belgium in respect of aid and premiums granted during 1979 for the modernization of farms, including those in the less-favoured areas, is complete and has been submitted in due form in accordance with the provisions of Decision 74/581/EEC; whereas the total amount of expenditure declared eligible for the year 1979 comes to Bfrs 335 893 533, broken down as follows:

	Ordinary farming areas	Less-favoured farming areas (Tittle III)
	(Bfrs)	(Bfrs)
under Article 8	261 378 815	31 219 443
under Article 10	4 024 838	—
under Article 11	31 955 636	—
under Article 12	7 314 801	—
under Article 13	—	—

Whereas the total amount of the reimbursement requested comes to Bfrs 83 973 383;

Whereas there are no immediate objections to the application as regards the accuracy of the particulars which it contains or compliance of the expenditure incurred with the provisions in force; whereas, therefore, the Guidance Section of the EAGGF should reimburse 25 % of the declared expenditure, i.e. a total of Bfrs 83 973 383;

Whereas Commission Decision 74/581/EEC lays down in Article 4 (2) that where an examination of the application for reimbursement shows that the amount specified is not that which is actually due, the situation is to be regularized in accordance with the procedure laid down in the same Article of the said Decision;

(1) OJ No L 96, 23. 4. 1972, p. 1.
(2) OJ No L 90, 3. 4. 1980, p. 43.
(3) OJ No L 128, 19. 5. 1975, p. 1.
(4) OJ No L 180, 14. 7. 1980, p. 34.
(5) OJ No L 222, 14. 8. 1976, p. 37.
(6) OJ No L 320, 19. 11. 1974, p. 1.
(7) OJ No L 102, 19. 4. 1980, p. 24.

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 contribution by the Guidance Section of the EAGGF towards the expenditure incurred by the Kingdom of Belgium during 1979 on aids and premiums relating to the modernization of farms including those in the less-favoured farming areas, is hereby fixed at Bfrs 83 973 383.

Article 2

The amount referred to in Article 1 shall be paid provided that a thorough examination of the application for reimbursement does not give rise to any change in the amount for reimbursement.

Article 3

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President