COMMISSION DECISION

of 12 April 1988

on improving the efficiency of agricultural structures in Italy (Trento) pursuant to Council Regulation (EEC) No 797/85

(Only the Italian text is authentic)

(88/262/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of 12 March 1985 on improving the efficiency of agricultural structures (1), as last amended by Regulation (EEC) No 1760/87 (2), and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC) No 797/85, the Italian Government has forwarded Law No 5 of 27 February 1986 of the autonomous province of Trento amending provincial laws on agriculture :

— the consolidated text of Province Law No 39 of 26 November 1976 on measures for the restructuring and development of agriculture in the Trento province,

— the consolidated text of Province Law No 17 of 31 August 1981 on intervention in agriculture ;

Whereas, pursuant to Article 25 (3) of Regulation (EEC) No 797/85, the Commission has to decide whether the conditions for a financial contribution from the Community are satisfied, from the point of view of the compatibility of the stated provisions with Regulation (EEC) No 797/85 and having due regard to the objectives of the latter and the need to ensure that the various measures are properly related ;

Whereas the cases in which the investment ceilings provided for in point 8 of Article 12 of Law No 17/81 may be exceeded must be limited, in the case of beneficiaries under Regulation (EEC) No 797/85, to those provided for in Article 6 of said Regulation ;

Whereas, pursuant to Article 8 (5) of Regulation (EEC) No 797/85, aid for the purchase of breeding stock, provided for in Article 33, point 1, of Law No 17/81, must be limited to the purchase of male breeding stock ;

Whereas the aid provided for in Article 39 (a) of Law No 17/81 is not granted for new plantations of apples, pears or peaches ;

Whereas the provisions laid down in the abovementioned laws of the autonomous province of Trento are consistent with the conditions and objectives of Regulation (EEC) No 797/85 ;

Whereas the European Agricultural Guidance and Guarantee Fund (EAGGF) Committee has been consulted on the financial aspects ;

Whereas the measures provided for in the Decision are in accordance with the opinion of the Standing Commitee on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

1. Laws No 39 of 26 November 1976 and No 17 of 31 August 1981 of the autonomous province of Trento, as amended by Law No 5 of 27 February 1986, satisfy the conditions governing a financial contribution from the Community in respect of the common measure referred to in Article 1 of Regulation (EEC) No 797/85, subject to the following conditions :

(a) the autonomous province shall ensure, pursuant to Article 12, point 8, of Law No 17/81, that the cases in which the investment ceilings may be exceeded are limited to the cases provided for in Article 6 of Regulation (EEC) No 797/85 ;

(b) as regards the aid for the purchase of breeding stock provided for in Article 33, point 1, of Law No 17/81, the autonomous province shall ensure that the rate provided for shall apply only to the purchase of male breeding stock ;

(c) as regards the aid provided for in Article 39 (a) of Law No 17/81, the autonomous province shall ensure that the aid is not granted for new plantations of apples, pears or peaches.

(1) OJ No L 93, 30. 3. 1985, p. 1.
(2) OJ No L 167, 26. 6. 1987, p. 1.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 12 April 1988.

For the Commission
Frans ANDRIESSEN
Vice-President