COMMISSION DECISION

of 21 December 2007

establishing the Community's financial contribution to the expenditure incurred in the context of the emergency measures taken to combat avian influenza in Denmark in 2006

(notified under document number C(2007) 6695)

(Only the Danish text is authentic)

(2008/28/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field [1], and in particular Articles 3(3) and 3a(1) thereof,

Whereas:

(1) Outbreaks of avian influenza occurred in Denmark in 2006. The emergence of that disease presented a serious risk to the Community's livestock population.

(2) In order to prevent the spread of the disease and to help eradicate it as quickly as possible, the Community should contribute financially towards the eligible expenditure incurred by the Member State under the emergency measures taken to combat the disease, as provided for in Decision 90/424/EEC.

(3) Commission Decision 2007/310/EC of 27 April 2007 on a financial contribution from the Community towards emergency measures taken to combat avian influenza in Denmark in 2006 [2] granted a financial contribution at the rate of 50 % of the expenditure eligible for Community funding for the implementation of the measures taken to combat this outbreak.

(4) Pursuant to that Decision, the Community financial contribution is to be paid on the basis of the request submitted by Denmark on 24 June 2007 and supporting documents referred to in Article 7 of Commission Regulation (EC) No 349/2005 of 28 February 2005 laying down rules on the Community financing of emergency measures and of the campaign to combat certain animal diseases under Council Decision 90/424/EEC [3].

(5) In view of these considerations, the total amount of the Community's financial contribution to the eligible expenditure incurred associated with the eradication of avian influenza in Denmark in 2006 should now be fixed.

(6) The results of the inspections carried out by the Commission in compliance with the Community veterinary rules and the conditions for granting Community financial contributions mean the entire amount of the expenditure submitted cannot be recognised as eligible for a Community financial contribution.

(7) The Commission's observations, method of calculating the eligible expenditure and final conclusions were communicated to Denmark in a letter dated 9 October 2007.

(8) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

The total Community financial contribution towards the expenditure associated with eradicating avian influenza in Denmark in 2006 pursuant to Decision 2007/310/EC is fixed at EUR 329 862,70.

Article 2

This Decision is addressed to the Kingdom of Denmark.

Done at Brussels, 21 December 2007.

For the Commission

Markos KYPRIANOU

Member of the Commission

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[1] OJ L 224, 18.8.1990, p. 19. Decision as last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

[2] OJ L 117, 5.5.2007, p. 29.

[3] OJ L 55, 1.3.2005, p. 12.