REGULATION (EEC) No 1462/73 OF THE COMMISSION

of 16 May 1973

concerning requests for aid to the EAGGF, Guidance Section, for conversion of the cod-fishing sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2722/72 [1] of 19 December 1972, concerning the financing by the European Agricultural Guidance and Guarantee Fund, Guidance Section, of an Act of Conversion of the sector of cod fishing, and in particular Article 22;

Whereas the requests for aid from the EAGGF, Guidance Section, under the title of the above Regulation, must contain certain data which are to be presented in an identical form so as to facilitate the examination of their conformity with the points contained in Regulation (EEC) No 2722/72 as well as the Decision to be taken with regard to them;

Whereas it is necessary to specify the moment when the Member States transmit to the Commission the information envisaged in Article 7 of Regulation (EEC) No 2722/72;

Whereas to allow an efficient control of requests for reimbursement referred to in Article 20 (2) of Regulation (EEC) No 2722/72, the Member States must hold available to the Commission for a period of two years the justifying documents on the basis of which the expenses, for which a reimbursement is requested, have been calculated;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Fund Committee;

HAS ADOPTED THIS REGULATION:

Article 1

1. The requests for aid from the European Agricultural Guidance and Guarantee Fund, Guidance Section, referred to in Article 14 (2) of Regulation (EEC) No 2722/72 must contain data corresponding to the headings of Annex I.

2. They must be presented in three copies to the Commission.

Article 2

At the same time as the first request for aid from the Fund is transmitted to the Commission, the Member State must communicate to it the measures that it has provided for in order to ensure the respect of the arrangements of Article 2 (c) of Regulation (EEC) No 2722/72. As soon as their adoption it must then communicate any possible complementary measures.

Article 3

1. The requests for reimbursement referred to in Article 20 (2) of Regulation (EEC) No 2722/72 must be presented in conformity with the Tables in Annex II.

2. The Member States shall hold available to the Commission during a period of two years from the date of submitting requests for reimbursement, the justifying documents, or a certified copy of them which is in his possession, on the basis of which the expenses made within the context of the arrangements envisaged by Article 8 of the Regulation (EEC) No 2722/72, have been calculated.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 16 May 1973.

For the Commission

The President

François-Xavier ORTOLI

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[1] OJ No L 291, 28. 12. 1972, p. 30.

ANNEX I

DATA CONCERNING REQUESTS FOR AID PRESENTED FOR ACTION EFFECTED IN THE CONTEXT OF MEASURES RELATING TO THE CONVERSION OF STRUCTURES IN THE SECTOR OF COD FISHING

A. DATA TO BE GIVEN BY THE APPLICANT

1. **Applicant** [1]

   (a) Name or name of company,

   (b) Address or address of company's head-office,

   (c) If the applicant is a company:

   — juridical form,

   — reference to legislation and regulation which govern its existence,

   — statutes,

   — rules of control to which it is subject,

   — if applicable, extract of the register of commerce,

   (d) Object and scope of the principal activities of the applicant,

   (e) Quality of applicant with regard to the project,

   (f) If applicable, designation of the organization in the name of which the request for aid is presented.

2. **Beneficiaries according to the meaning of Article 13** [2]

   (a) *Company:*

   — name,

   — address or address of company's head-office,

   — juridical form,

   — reference to legislation and regulations which govern its existence,

   — statutes,

   — rules of control to which it is subject,

   — if applicable, extract of the register of commerce,

   — object and scope of the principal activities of the beneficiary,

   — economic situation (for example, last balance sheet available with analysis),

   — juridical, economic and financial connections with the applicant [3].

   (b) *Individual person(s):*

   — name,

   — address,

   — object and scope of the principal activities of the beneficiary,

   — economic and social position,

   — juridical, economic and financial connections with the applicant [3].

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(1) In the case where the applicant is a person other than the beneficiary.
(2) The articles mentioned in Annexes I and II refer to Regulation (EEC) No 2722/72.
(3) In the case where the beneficiary is a person other than the applicant.

3. **Action envisaged within the meaning of Article 1**

(a) Does the action envisaged concern the commissioning of equipment referred to:

— in Article 1 (3) (a),

— in Article 1 (3) (b),

— or in Article 1 (3) (c)?

(b) Description of the actual position so as to enable the importance of the action to be judged:

— what needs does the project answer?

— to what degree are these needs satisfied at present?

(c) Summary description and geographical characteristics of the action envisaged (geographic location and/or geographic area where the equipment will be requested to be used).

(d) Detailed technical description of the work envisaged (especially to demonstrate that the conditions envisaged by Article 5 are respected).

(e) Global estimate of total costs of action or work [1] (indicate the basis of calculation and the date of the estimates, attach justifying documents). If applicable, when the action envisaged includes work other than that relating to the commissioning of equipment referred to in Article 1 (3), specify them clearly in the estimate presented.

(f) Expected dates of the realization of the action or work envisaged:

— expected dates of the beginning and end of the work,

— for the equipment refered to in Article 1 (3) (a):

— date of placing on site,

— date of commissioning.

4. **Economic analysis within the meaning of Article 4**

This analysis must clearly demonstrate the profitability of the project envisaged.

5. **Financing envisaged**

(a) *Distribution of resources by origin and by nature:*

— contribution of the beneficiary:

— in own funds (with indication of their origin),

— by loans (with indication of their conditions),

— by payments in kind (with indication of the basis of calculation),

— contribution of the Member State:

— capital subsidies,

— interest rebates (with indication of their characteristics),

— loans at reduced rates,

— other aids,

— aid requested from FAGGF and the desired timing,

— other possible contributions and their conditions.

(1) The amounts which figure in the request for aid should be expressed in national currency.

(b) confirmation that the beneficiaries will bear the financial charges of the realization of the action (depreciation charges and interest), and the dates when payment should be made.

6. **Criteria**

(a) *General criteria:*

— in what way does the project aim at an adaptation or at a guidance of the sector of cod fishing rendered necessary by the economic consequences of the common fishing policy or tending to meet the requirements of this?

— in what way does the project offer a sufficient guarantee of a lasting economic effect of improving the structure envisaged?

(b) *Particular criteria:*

— is the execution of the project within the context of an investment programme agreed between several beneficiaries, which reduces the productive capacity of the cod fleet?

In the affirmative, indicate the main characteristic of this programme (juridical nature, participants, means of implementing, period, etc. . . .),

— do the beneficiaries belong to an organization of producers of fish products for the products obtained by means of the equipment which is the subject of the request for aid?

In the affirmative, indicate the principal characteristics of the group and attach to the request for aid a certificate of association taking special care to give the date of association,

— are the beneficiaries committed to associating themselves with an organization of producers of fish products for the products obtained by means of the equipment which is the subject of the request for aid?

In the affirmative:

— indicate the principal characteristics of the group to which the beneficiary has the intention of belonging,

— attach to the request for aid the undertaking of the beneficiary to adhere to the organization of producers, with details of the date when this association is to take effect,

— undertake to send to the Commission without delay after association a certificate of association with details of the date of association.

7. Attach the written undertaking referred to in Article 14 (3).

B. DATA TO BE GIVEN BY THE MEMBER STATE

1. Opinion of the interested Member State (Article 12 (1)).

2. Designation of the organization(s) through the intermediary of which the remittance of funds will be made (Article 18 (1)).

3. Designation of the organization(s) through the intermediary of which control will be effected during the execution of the project (Article 18 (2)).

4. Justificative economic study:

— permitting the envisaged action to be placed in its general economic context,

— permitting the assurance that the conditions referred to in Article 6 are respected,

— detailing the expected effects on the technical, economic and social levels as well as where applicable on the revenue, the volume of production and employment.

ANNEX II

DATA CONCERNING REQUESTS OF REIMBURSEMENT PRESENTED FOR ACTION CONCERNING THE ADVANCED TRAINING OF WORKERS

Annex II A

Expenses made by the Member State during the civil year: 19.....

Member State: .....

Country	Number of persons who have attended a training centre	Cost of training of beneficiaries	Amount of reimbursement requested from the EAGGF
Totals			

Annex II B

INDIVIDUAL INFORMATION CARD RELATING TO PERSONS REFERRED TO BY ARTICLE 8 PARAGRAPH I AND WHO HAS ATTENDED AN AVANCED TRAINING CENTRE

Member State:

Province/Country:

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1. National No of file: .....

Name and address of the beneficiary of the indemnity: .....

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Date of birth: .....

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2. Is the beneficiary

— a sea fisherman? .....

— a person working in a drying plant? .....

Name and address of the firm which employs the beneficiary:

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If applicable, how is the drying plant affected by the reduction in the productive capacities of the cod-fishing fleet? .....

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Training centre attended: .....

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Dates of beginning and end of course: .....

Nature of course: .....

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3. Cost of beneficiary's training: .....

Nature of expenses (indemnity, bonuses, etc.): .....

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Amount of reimbursement requested from

the EAGGF .....

IT IS CONFIRMED THAT:

1. The act of professional qualification for which a reimbursement is requested from the EAGGF is for the purpose of perfecting the professional qualification of the interested persons as a result of the new activities imposed on workers by the conversion of the sector of cod fishing;

2. The interested persons for whom a reimbursement is requested from the EAGGF have followed a complete cycle of courses contributing to their training.

Signed at ....., the .....

(signature and stamp of the competent authority of the Member State)