COMMISSION REGULATION (EC) No 1282/94

of 2 June 1994

fixing the rates of Community part-financing for the measures referred to in Article 31 of Council Regulation (EEC) No 2328/91 and repealing Regulation (EEC) No 223/90

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2328/91 of 15 July 1991 on improving the efficiency of agricultural structures [1], as last amended by Regulation (EC) No 3669/93 [2], and in particular Article 32 (2) thereof,

Whereas Member States establish estimates of expenditure for the measures referred to in Article 31 (1) of Regulation (EEC) No 2328/91 ; whereas those estimates are accompanied by an application for aid ; whereas, for the regions covered by Objective 1, those elements are included in the programming documents relating to that objective ; whereas, for the regions not covered by Objective 1, the Commission must decice the rate of Community part-financing, in accordance with Article 32 (2) of Regulation (EEC) No 2328/91 ;

Whereas, in view of the experience gained with regard to the application of measures referred to in Article 31 (1) of Regulation (EEC) No 2328/91 and with a view to preserving the horizontal nature of those measures while taking into account the diversity of the situations, there are good reasons for maintaining the rates of part-financing fixed by Regulation (EEC) No 223/90 [3], as last amended by Commission Regulation (EEC) No 2929/93 [4], for the regions not covered by Objective 1 ;

Whereas those rates of part-financing must be applied with effect from the beginning of the programming defined for the structural funds, which begins on 1 January 1994 ; Whereas they should therefore be taken into account by Member States when preparing applications for aid in accordance with the rules laid down in Commission Regulation (EC) No 1025/94 [5] ; Whereas, therefore, Regulation (EEC) No 223/90 should be repealed ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee on Agricultural Structure and Rural Development,

HAS ADOPTED THIS REGULATION :

Article 1

For the regions not covered by Objective 1, the rates of Community part-financing are listed in the Annex hereto.

Article 2

The rates of Community part-financing referred to in Article 1 shall be applied to expenditure incurred by Member States with effect from 1 January 1994. Regulation (EEC) No 223/90 shall be repealed with effect from that date.

Article 3

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

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

Done at Brussels, 2 June 1994.

For the Commission

René STEICHEN

Member of the Commission

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(1) OJ No L 218, 6. 8. 1991, p. 1.
(2) OJ No L 338, 31. 12. 1993, p. 26.
(3) OJ No L 22, 27. 1. 1990, p. 62.
(4) OJ No L 265, 26. 10. 1993, p. 7.
(5) OJ No L 112, 3. 5. 1994, p. 27.

ANNEX

Rates of Community part-financing applicable to the regions not covered by Objective 1 as defined in Article 1 of Regulation (EEC) No 2052/88 and for the measures referred to in Article 31 (1) of Council Regulation (EEC) No 2328/91 [1]

Types of measure	*Rate*
1. Measures referred to in Regulation (EEC) No 2328//91	
(a) standard rate	25 %
(b) higher rate	50 %
The higher rate is applicable in the following cases:	
— in all areas, with regard to the aids referred to in Articles 10 and 11,	
— in the less-favoured zones within the meaning of Council Directive 75/268/EEC [2] with regard to:	
— the aids referred to in Articles 5 to 9 and granted in the less-favoured areas in the Italian Mezzogiorno,	
— the aids referred to in Articles 18, 20 and 28 and granted in the less-favoured areas of Italy,	
— the aids referred to in Articles 5 to 9, 18, 20 and 28 granted in the less-favoured areas of Spain which are marked with an asterisk in the Annex to Council Directive 86/466/EEC [3]	
2. Measures referred to in Council Directives 72/159/EEC [4] and 72/160/EEC [5]	25 %
3. Measures referred to in Council Regulations (EEC) No 1696/71 [6] and (EEC) No 1360/78 [7]	25 %
4. Measures referred to in Articles 14 (1), (2) and (3) and 14b (1) and (2) of Council Regulation (EEC) No 1035/72 [8]	50 %

(1) OJ No L 185, 15. 7. 1988, p. 9.
(2) OJ No L 128, 19. 5. 1975, p. 1.
(3) OJ No L 273, 24. 9. 1986, p. 104.
(4) OJ No L 96, 23. 4. 1972, p. 1.
(5) OJ No L 96, 23. 4. 1972, p. 9.
(6) OJ No L 175, 4. 8. 1971, p. 1.
(7) OJ No L 166, 23. 6. 1978, p. 1.
(8) OJ No L 118, 20. 5. 1972, p. 1.