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COMMISSION REGULATION (EC) No 1780/97

of 15 September 1997

laying down detailed rules for the application of Council Regulation (EC) No 723/97 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure

(OJ L 252, 16.9.1997, p. 20)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Regulation (EC) No 1890/98 of 3 September 1998	L 245	28	4.9.1998
►**M2**	Commission Regulation (EC) No 2244/2001 of 19 November 2001	L 303	16	20.11.2001

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laying down detailed rules for the application of Council Regulation (EC) No 723/97 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 723/97 of 22 April 1997 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure [1], and in particular Article 6 thereof,

Whereas Regulation (EC) No 723/97 provides specifically that the Community may contribute to the financing of certain expenditure incurred by the Member States for the initial costs of the creation or reorganization of inspection services and the cost of training, briefing and equipping the staff of the departments involved in the reinforcement measures; whereas the detailed rules of application should specify what expenditure is eligible for Community assistance in order to ensure uniform application of the scheme;

Whereas the Commission allocates the amount of the Community contribution each year among the Member States which so request; whereas the conditions for making and sending this request should be laid down;

Whereas the date of entry into force of Regulation (EC) No 723/97 was too late in the year for the Member States to submit by 1 June 1997 their action programmes for the 1998 year, as required by Article 2 of that Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the EAGGF Committee,

HAS ADOPTED THIS REGULATION:

Article 1

1. New action programmes referred to in Article 1 (1) of Regulation (EC) No 723/97 shall be limited to the control measures required by Community legislation which enters into force after 15 October 1996.

2. The initial costs referred to in Article 1 (2) of the same Regulation shall be limited to the costs of new action programmes which are additional to the costs which would have been incurred without the implementation of the new action programme, shall not comprise the emoluments of inspectors, and shall be limited to costs incurred within three years of entry into force of the new Community obligations.

3. 'Equipment and facilities', as referred to in Article 1 (2) of Regulation (EC) No 723/97, shall mean all data-processing equipment, including software, telecommunications equipment such as telephones, telex and fax machines and the costs of installing such equipment, not including the usual office equipment and furniture.

4. The training and briefing costs referred to in Article 1 (2) of Regulation (EC) No 723/97 shall comprise all actual expenditure arising from the organization of training courses and seminars of at least one day's duration, including the fees of the trainers, the travel costs of the agents attending and the documentation provided, as well as the cost of disclosing specialized information.

[1] OJ L 108, 25. 4. 1997, p. 6.

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Article 2

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1. Member States shall submit their action programmes for the first and second year of application of Regulation (EC) No 723/97 before the end of the second month following the date of entry into force of this Regulation. Only expenditure committed after 1 January 1997 shall be eligible for part-financing by the Community. For subsequent years, action programmes shall be submitted in accordance with the procedure laid down in Article 2(1) and (2) of the aforementioned Regulation.

Estimates shall be drawn up in accordance with the table in the Annex.

2. The Commission shall, on the basis of the information provided by the Member States, set, in each Member State's national currency, the maximum amount of the Community financial contribution in the month following that in which the general budget of the European Communities for the financial year in question is adopted.

The Commission shall inform the Member State in question of any expenditure which is not accepted for Community financing, and of the reasons therefor.

▼M2

2a. By derogation from the first subparagraph of paragraph 2, the Commission shall fix, on the basis of the information provided by the Member States, the maximum amount of the Community financial participation for 2002, expressed in euro, within three months following the deadline for presentation of the programmes by the Member States.

Only expenditure paid after 1 January 2002 shall be eligible for Community co-financing.

▼M1

3. Not later than 31 May each year, each Member State shall present the Commission with a statement of the amounts paid out during the previous calendar year. The maximum amount of the Community financial contribution set as provided for in Article 4(2) of the abovementioned Regulation shall apply to this expenditure, limited to the amounts presented in the action programmes and not considered ineligible by the Commission. However, for 1997, the final date for implementation of expenditure shall be 31 August 1998, and the statement of amounts paid out shall be sent to the Commission to reach it by 31 October 1998.

This statement shall be drawn up in accordance with the table in the Annex.

Article 3

The maximum amount set as provided for in Article 4(2) of Regulation (EC) No 723/97, as reduced by any unused amount paid in respect of the previous year but one, shall be deemed to be expenditure as referred to in Article 7 of Commission Regulation (EC) No 296/96 under the month in which it is set by the Commission.

Article 3a

For the last two years of application of this regulation, the unused amount shall be credited to the appropriate budget heading of the EAGGF under expenditure for June of the financial year following the year of implementation.

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Article 4

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.

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ANNEX

Annual estimate/declaration (1) of expenditure required to carry out the action programmes introduced pursuant to Regulation (EC) No 723/97

Year 19..

AMOUNTS IN NATIONAL CURRENCY

1. **Initial costs of the creation or reorganization of inspection services**

1.1. *Description*

Type of measure	Date	Place	Number of inspectors concerned	Expenditure
			Total	

1.2. *Community contribution*

..... (total expenditure) × ..... % = ...

2. **Training costs**

2.1. *Description*

Type of measure	Date	Place	Number of participants	Expenditure
			Total	

2.2. *Community contribution*

..... (total expenditure) × ..... % = ...

(1) Delete as appropriate.

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3. **Equipment costs**

3.1. *Description* (indicate whether purchase or hire)

Type of equipment	Destination/ utilization	Unit price	Quantity	Expenditure
			Total	

3.2. *Community contribution*

..... (total expenditure) × ..... % = ...

4. **Other costs**

4.1. *Description*

Type	Date	Place	Description	Expenditure
			Total	

4.2. *Community contribution*

..... (total expenditure) × ..... % = ...

5. **Total Community contribution**

..... (total 1.2 + 2.2 + 3.2 + 4.2) = ...

Bank or office account:

The expenditure for which a Community contribution is requested was/will be (1) ►(1) paid ◄ between ..... and ..... as provided for in Article 1 of Regulation (EC) No 723/97.

(Stamp and signature of competent authority)

(1) Delete as appropriate.

►(1) M1