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*Status: Point in time view as at 20/02/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Decision of 20 February 2012 on the clearance of the accounts of certain paying agencies in Germany concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) for the 2008 financial year (notified under document C(2012) 907) (Only the German text is authentic) (2012/104/EU). (See end of Document for details)*

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Commission Implementing Decision of 20 February 2012 on the clearance of the accounts of certain paying agencies in Germany concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) for the 2008 financial year (notified under document C(2012) 907) (Only the German text is authentic) (2012/104/EU)

COMMISSION IMPLEMENTING DECISION

of 20 February 2012

on the clearance of the accounts of certain paying agencies in Germany concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) for the 2008 financial year

(notified under document C(2012) 907)

(Only the German text is authentic)

(2012/104/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy<sup>(1)</sup>, and in particular Articles 30 and 33 thereof,

After consulting the Fund Committee,

Whereas:

- (1) Commission Decisions 2009/373/EC<sup>(2)</sup>, 2010/59/EU<sup>(3)</sup>, 2010/721/EU<sup>(4)</sup> and 2011/103/EU<sup>(5)</sup> cleared, for the 2008 financial year, the accounts of all the paying agencies except for the German paying agency 'Bayern' and the Greek paying agency 'OPEKEPE'.
- (2) Following the transmission of new information and after additional checks, the Commission can now take a decision concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) on the integrality, accuracy and veracity of the accounts submitted by the German paying agency 'Bayern'.
- (3) In accordance with Article 30(2) of Regulation (EC) No 1290/2005, this Decision does not prejudice decisions taken subsequently by the Commission excluding from EU financing expenditure not effected in accordance with EU rules,

HAS ADOPTED THIS DECISION:

*Article 1*

The accounts of the German paying agency 'Bayern' concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD), in respect of the 2008 financial year, are hereby cleared.

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The amounts which are recoverable from, or payable to, each Member State under each rural development programme pursuant to this Decision, including those resulting from the application of Article 33(8) of Regulation (EC) No 1290/2005, are set out in Annex.

*Article 2*

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 20 February 2012.

*For the Commission*

Dacian CIOLOȘ

*Member of the Commission*

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## ANNEX

### CLEARANCE OF DISJOINED EXPENDITURE BY RURAL DEVELOPMENT PROGRAMME FOR FINANCIAL YEAR 2008

#### Amount to be recovered from or paid to the Member State per programme

(EUR)

CCI	Expenditure 2008	Corrections	Total	Non- reusable amounts	Accepted amount cleared for FY 2008	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
	<b>i</b>	<b>ii</b>	<b>iii = i + ii</b>	<b>iv</b>	<b>v = iii – iv</b>	<b>vi</b>	<b>vii = v – vi</b>
DE: 2007DE06R49004	127 175 349,11	0,0	127 175 349,11	0,0	127 175 349,11	127 175 349,11	<b>0,0</b>

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- (1) OJ L 209, 11.8.2005, p. 1.
- (2) OJ L 116, 9.5.2009, p. 21.
- (3) OJ L 34, 5.2.2010, p. 26.
- (4) OJ L 312, 27.11.2010, p. 23.
- (5) OJ L 42, 16.2.2011, p. 27.

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