

**COMMISSION DECISION**

of 21 November 1975

**on the granting by the Guidance Section of the EAGGF to the Federal Republic of Germany of a payment on account in respect of expenditure incurred during 1974 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement**

(Only the German text is authentic)

(75/743/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Directive No 72/160/EEC<sup>(1)</sup> of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement, as last amended by Directive No 73/358/EEC<sup>(2)</sup>, and in particular Article 12 (3) thereof;

Whereas the provisions instituted by the Federal Republic of Germany for the implementation of Directive No 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive;

Whereas Commission Decision No 74/581/EEC<sup>(3)</sup> concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives No 72/159/EEC, No 72/160/EEC and No 72/161/EEC lays down in Article 4(1) that the Commission, acting on the basis of particulars contained in the application for reimbursement, shall make a payment on account of 75 % of the amount requested;

Whereas the application for reimbursement lodged by the Federal Republic of Germany in respect of annuities granted during 1974 to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1974 comes to DM 216 087 (59 040.16 u.a.);

Whereas the total amount of reimbursement requested comes to DM 33 493.69 (9 151.28 u.a.);

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of DM 33 493.69 (9 151.28 u.a.), i.e. DM 25 120.27 (6 863.46 u.a.);

Whereas the Fund Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

*Article 1*

The payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Federal Republic of Germany during 1974 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement shall be DM 25 120.27 (6 863.46 u.a.).

*Article 2*

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 21 November 1975.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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<sup>(1)</sup> OJ No L 96, 23. 4. 1972, p. 1.

<sup>(2)</sup> OJ No L 326, 27. 11. 1973, p. 17.

<sup>(3)</sup> OJ No L 320, 29. 11. 1974, p. 1.