

## COMMISSION DECISION

of 20 December 1979

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 1978 on aids and premiums relating to the modernization of farms including those in the less-favoured farming areas

(Only the German text is authentic)

(80/111/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms<sup>(1)</sup>, as last amended by Directive 77/390/EEC<sup>(2)</sup>, and in particular Article 21 (3) thereof,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas<sup>(3)</sup>, as last amended by Directive 76/400/EEC<sup>(4)</sup>, and in particular Article 13 thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directives 72/159/EEC and 75/268/EEC were the subject of favourable Commission Decisions pursuant to Article 18 of Directive 72/159/EEC and to Article 13 of Directive 75/268/EEC;

Whereas Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aids granted by the Member States pursuant to Directive 75/268/EEC<sup>(5)</sup>, lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC shall be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC, under the provisions laid down in Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC and also with the payments on account which can be agreed<sup>(6)</sup>;

Whereas Commission Decision 74/581/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 aids granted during 1978 for the modernization of farms, including those in the less-favoured farming areas, is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1978 comes to DM 167 013 045.41 broken down as follows:

(DM)

	Ordinary farming areas	Less-favoured farming areas (Title III)
Under Article 8	90 916 909.98	42 112 430.71
Under Article 10	110 490.42	12 206
Under Article 11	5 043 724	—
Under Article 12	244 110	—
Under Article 13	28 573 174.30	—

Whereas the total amount of reimbursement comes to DM 41 670 643.22;

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the EAGGF 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 41 670 643.22, i.e. DM 31 252 982.42;

Whereas the EAGGF 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

(1) OJ No L 96, 23. 4. 1972, p. 1.  
 (2) OJ No L 145, 13. 6. 1977, p. 43.  
 (3) OJ No L 128, 19. 5. 1975, p. 1.  
 (4) OJ No L 108, 26. 4. 1976, p. 21.  
 (5) OJ No L 222, 14. 8. 1976, p. 37.  
 (6) OJ No L 320, 29. 11. 1974, p. 1.

Republic of Germany during 1978 in respect of aid and premiums relating to the modernization of farms, including those in the less-favoured farming areas, shall be DM 31 252 982.42.

Done at Brussels, 20 December 1979.

*Article 2*

This Decision is addressed to the Federal Republic of Germany.

*For the Commission*

Finn GUNDELACH

*Vice-President*

---