Commission Implementing Regulation (EU) 2015/1089 of 6 July 2015 establishing budgetary ceilings for 2015 applicable to certain direct support schemes provided for in Regulation (EU) No 1307/2013 of the European Parliament and of the Council and setting the share for the special de-mining reserve for Croatia

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1089

of 6 July 2015

establishing budgetary ceilings for 2015 applicable to certain direct support schemes provided for in Regulation (EU) No 1307/2013 of the European Parliament and of the Council and setting the share for the special de-mining reserve for Croatia

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009[(1)], and in particular Articles 20(3), 22(1), 36(4), 42(2), 47(3), 49(2), 51(4) and 53(7) thereof,

Whereas:

(1) In accordance with Article 20(1) of Regulation (EU) No 1307/2013, Croatia has notified the Commission by 31 January 2015 of the areas identified in accordance with Article 57a(10) of Council Regulation (EC) No 73/2009[(2)] which were returned to use for agricultural activities in the calendar year 2014. That notification also included the number of payment entitlements available to farmers on 31 December 2014 as well as the amount remained unspent in the special de-mining reserve on that date.

(2) In accordance with Article 20(2) of Regulation (EU) No 1307/2013, the Commission has calculated subsequently the amounts to be added for calendar years 2015 onwards to the amounts of national ceilings set out in Annex II to that Regulation in order to finance the support to be granted for the de-mined areas under the schemes listed in Annex I to that Regulation. This increment, which has been added by Commission Delegated Regulation (EU) 2015/851[(3)] to the national ceiling of Croatia set in Annex II to Regulation (EU) No 1307/2013 is 700 000 EUR in 2015.

(3) In accordance with Article 20(3) of Regulation (EU) No 1307/2013, the Commission has to set the share to be applied to this increment, with a view to including the resulting amount in the special de-mining reserve for the purpose of allocating payment entitlements for the de-mined areas. That share has to be calculated on the basis of the ratio between the ceiling for the basic payment scheme for 2015 and the national ceiling for that year set out in Annex II to Regulation (EU) No 1307/2013 and without taking into account the increment added by Delegated Regulation (EU) 2015/851.

Changes to legislation: *There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/1089. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(4) For each Member State implementing the basic payment scheme provided for in Chapter 1 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 22(1) of that Regulation for 2015 has to be set by the Commission by deducting from the annual national ceiling set out in Annex II to that Regulation the ceilings fixed in accordance with Articles 42, 47, 49, 51 and 53 of that Regulation. In accordance with Article 22(2) of Regulation (EU) No 1307/2013 any increases applied by Member States pursuant to that provision are to be taken into account.

(5) For each Member State implementing the single area payment scheme provided for in Chapter 1 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 36(4) of that Regulation for 2015 has to be set by the Commission by deducting from the annual national ceiling set out in Annex II to that Regulation the ceilings fixed in accordance with Articles 42, 47, 49, 51 and 53 of that Regulation.

(6) For each Member State granting the redistributive payment provided for in Chapter 2 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 42(2) of that Regulation for 2015 has to be set by the Commission on the basis of the percentage notified by those Member States pursuant to Article 42(1) of that Regulation.

(7) In relation to the payment for agricultural practices beneficial for the climate and the environment provided for in Chapter 3 of Title III of Regulation (EU) No 1307/2013 in 2015, the annual national ceilings referred to in Article 47(3) of that Regulation for 2015 have to be calculated in accordance with Article 47(1) of that Regulation and amount to 30 % of the national ceiling of the relevant Member State as set out in Annex II to that Regulation.

(8) For Member States granting the payment for areas with natural constraints provided for in Chapter 4 of Title III of Regulation (EU) No 1307/2013, the annual national ceilings referred to in Article 49(2) of that Regulation for 2015 have to be set by the Commission on the basis of the percentage notified by the relevant Member States pursuant to Article 49(1) of that Regulation.

(9) In relation to the payment for young farmers provided for in Chapter 5 of Title III of Regulation (EU) No 1307/2013, the annual national ceilings referred to in Article 51(4) of that Regulation for 2015 have to be set by the Commission on the basis of the percentage notified by Member States pursuant to Article 51(1) of that Regulation and on the basis of the maximum of 2 % laid down in the same provision.

(10) Where the total amount of the payment for young farmers applied for in 2015 in a Member State exceeds the ceiling set pursuant to Article 51(4) of Regulation (EU) No 1307/2013 for that Member State, the difference has to be financed by the Member State in accordance with Article 51(2) of that Regulation whilst respecting the maximum amount laid down in Article 51(1) of that Regulation. For the sake of clarity, it is appropriate to set this maximum amount for each Member State.

(11) For each Member State granting voluntary coupled support provided for in Chapter 1 of Title IV of Regulation (EU) No 1307/2013 in 2015, the Commission has to set the annual national ceiling referred to in Article 53(7) of that Regulation for 2015 on the

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basis of the percentage notified by the relevant Member State pursuant to Article 54(1) of that Regulation.

(12) Concerning the year 2015, the implementation of direct support schemes provided for in Regulation (EU) No 1307/2013 started on 1 January 2015. For the sake of consistency between the applicability of that Regulation for the claim year 2015 and the applicability of the corresponding budgetary ceilings, this Regulation should apply from the same date.

(13) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Direct Payments,

HAS ADOPTED THIS REGULATION:

Article 1

The share referred to in Article 20(3) of Regulation (EU) No 1307/2013 shall be set at 43,3496 % for the year 2015. Accordingly, the amount to be included in the special national de-mining reserve of Croatia in order to allocate payment entitlements for the areas referred to in Article 20(1) of Regulation (EU) No 1307/2013 shall be EUR 303 447.

Article 2

1 The annual national ceilings for 2015 for the basic payment scheme referred to in Article 22(1) of Regulation (EU) No 1307/2013 are set out in point I of the Annex to this Regulation.

2 The annual national ceilings for 2015 for the single area payment scheme referred to in Article 36(4) of Regulation (EU) No 1307/2013 are set out in point II of the Annex to this Regulation.

3 The annual national ceilings for 2015 for the redistributive payment referred to in Article 42(2) of Regulation (EU) No 1307/2013 are set out in point III of the Annex to this Regulation.

4 The annual national ceilings for 2015 for the payment for agricultural practices beneficial for the climate and the environment referred to in Article 47(3) of Regulation (EU) No 1307/2013 are set out in point IV of the Annex to this Regulation.

5 The annual national ceilings for 2015 for the payment for areas with natural constraints referred to in Article 49(2) of Regulation (EU) No 1307/2013 are set out in point V of the Annex to this Regulation.

6 The annual national ceilings for 2015 for the payment for young farmers referred to in Article 51(4) of Regulation (EU) No 1307/2013 are set out in point VI of the Annex to this Regulation.

7 The maximum amounts for 2015 for the payment for young farmers referred to in Article 51(1) of Regulation (EU) No 1307/2013 are set out in point VII of the Annex to this Regulation.

8 The annual national ceilings for 2015 for voluntary coupled support referred to in Article 53(7) of Regulation (EU) No 1307/2013 are set out in point VIII of the Annex to this Regulation.

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Article 3

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2015.

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

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ANNEX

I.BUDGETARY CEILINGS FOR THE BASIC PAYMENT SCHEME REFERRED TO IN ARTICLE 22(1) OF REGULATION (EU) No 1307/2013

(thousand EUR)

Calendar year	**2015**
Belgium	231 512
Denmark	565 119
Germany	3 063 113
Ireland	828 305
Greece	1 205 698
Spain	2 809 785
France	3 577 319
Croatia	79 648
Italy	2 345 126
Luxembourg	22 859
Malta	648
Netherlands	521 770
Austria	471 284
Portugal	279 102
Slovenia	74 803
Finland	267 423
Sweden	383 289
[[F1]United Kingdom	2 100 795**]**

Textual Amendments

F1 Substituted by Commission Implementing Regulation (EU) 2015/2032 of 13 November 2015 amending Implementing Regulation (EU) 2015/1089 as regards budgetary ceilings for 2015 applicable to certain direct support schemes for the United Kingdom.

II. BUDGETARY CEILINGS FOR THE SINGLE AREA PAYMENT SCHEME REFERRED TO IN ARTICLE 36(4) OF REGULATION (EU) No 1307/2013

(thousand EUR)

Calendar year	**2015**
Bulgaria	305 708
Czech Republic	462 980