# Commission Implementing Regulation (EU) No 568/2012 of 28 June 2012 amending Regulation (EC) No 555/2008 as regards the submission of support programmes in the wine sector

## COMMISSION IMPLEMENTING REGULATION (EU) No 568/2012

## of 28 June 2012

## amending Regulation (EC) No 555/2008 as regards the submission of support programmes in the wine sector

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation)[(1)], and in particular Article 103za, in conjunction with Article 4 thereof,

Whereas:

(1) Article 103k(1), first subparagraph of Regulation (EC) No 1234/2007 provides that each producer Member State referred to in Annex Xb of that Regulation is to submit to the Commission a draft five-year support programme containing measures to assist the wine sector.

(2) Article 2(1) of Commission Regulation (EC) No 555/2008 of 27 June 2008 laying down detailed rules for implementing Council Regulation (EC) No 479/2008 on the common organisation of the market in wine as regards support programmes, trade with third countries, production potential and on controls in the wine sector[(2)] provides that the first submission of support programmes is to refer to the five financial years 2009 to 2013.

(3) In order to prepare for the second submission of draft support programmes for the financial years 2014 to 2018, the framework and specific requirements for the new programming period should be established. It is also necessary to set a deadline for the second submission of the draft support programmes.

(4) A deadline should be set for Member States wishing to transfer, from 2014, amounts of their national envelope into the Single Payment Scheme as provided for in Article 103o of Regulation (EC) No 1234/2007.

(5) Regulation (EC) No 555/2008 should therefore be amended accordingly.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EC) No 555/2008 is amended as follows:

**Changes to legislation:** *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 568/2012. (See end of Document for details)*

(1) Article 2 is replaced by the following:

*Article 2*

**Submission of support programmes**

1 The first submission of the draft support programme referred to in the first subparagraph of Article 103k(1) of Regulation (EC) No 1234/2007 shall refer to the five financial years 2009 to 2013.

For the financial years 2014 to 2018, Member States shall submit their draft support programme to the Commission by 1 March 2013. If the national envelopes foreseen from the financial year 2014 and onwards are modified after that date, the Member States shall adapt the support programmes accordingly.

Member States shall make their draft support programme available to the Commission by electronic means using the form in Annex I.

Member States shall submit their financial planning for the draft support programme referred to in the first and second subparagraphs to the Commission in the form set out in Annex II.

2 Member States shall notify the Commission their legislation related to the draft support programmes referred to in paragraph 1 once adopted or modified. This notification can be done by informing the Commission about the site where the legislation concerned is publicly available.

3 Member States deciding to transfer all the amount of their national envelope from the 2010 financial year onwards and for all the period referred to in the first subparagraph of paragraph 1, into the Single Payment Scheme shall submit the form provided for in Annex II of this Regulation, duly completed in the relevant line and once for all before the 30 June 2008.

Member States deciding to transfer amounts of their national envelope from the 2014 financial year onwards and for all the period referred to in the second subparagraph of paragraph 1, into the Single Payment Scheme shall submit the form provided for in Annex II, duly completed in the relevant line, before 1 December 2012.

4 Member States deciding to set up their support programme including regional particularities may also submit details by region in the form provided for in Annex III.

5 Member States shall bear the responsibility for expenditure between the date on which their support programme is received by the Commission and the date of its applicability according to Article 103k(2), first subparagraph of Regulation (EC) No 1234/2007

(2) Annexes I, II, III, IV, V, VI, VII, VIII, VIIIa and VIIIb are amended in accordance with the Annex to this Regulation.

*Article 2*

**Entry into force**

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

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

Done at Brussels, 28 June 2012.

*For the Commission*

*The President*

José Manuel BARROSO

**Changes to legislation:** *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 568/2012. (See end of Document for details)*

# ANNEX

(1) Annex I is replaced by the following:

‘ANNEXWINE CMOSubmission of support programmeA.FINANCIAL YEARS 2009-2013

If modification requested by the Commission / modification requested by the Member State[3]

A.Description of the measures proposed as well as their quantified objectives(a)Single Payment Scheme support in accordance with Article 103o

Introduced in the support programme: yes/no:

(b)Promotion in accordance with Article 103p

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed:
Quantified objectives:
State aid:

(c)Restructuring and conversion of vineyard in accordance with Article 103q

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed[5]:
Quantified objectives:

(d)Green harvesting in accordance with Article 103r

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed:
Quantified objectives:

(e)Mutual funds in accordance with Article 103s

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed:
Quantified objectives:

(f)Harvest insurance in accordance with Article 103t

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed:
Quantified objectives:
State aid:

(g)Investments in enterprises in accordance with Article 103u

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed:
Quantified objectives:
State aid:

(h)By-product distillation in accordance with Article 103v

Introduced in the support programme: yes/no, if yes:
Description of the measures proposed (including level of the aid):
Quantified objectives:

(i)Potable alcohol distillation in accordance with Article 103w

Introduced in the support programme: yes/no, if yes:
Length of transitional period (wine years):
Description of the measures proposed (including level of the aid):
Quantified objectives:

(j)Crisis distillation in accordance with Article 103x

Introduced in the support programme: yes/no, if yes:
Length of transitional period (wine years):
Description of the measures proposed (including level of the aid):
Quantified objectives:
State aid:

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 568/2012. (See end of Document for details)*

(k)Use of concentrated grape must in accordance with Article 103y

Introduced in the support programme: yes/no, if yes:

Length of transitional period (wine years):

Description of the measures proposed (including level of the aid):

Quantified objectives:

B.Results of consultations heldC.Appraisal showing the expected technical, economic, environmental and social impactD.Schedule for implementing the measuresE.General financing table given in the format of Annex II (revision number to be specified)F.

**Criteria and quantitative indicators to be used for monitoring and evaluation**

**Steps taken to ensure that the programmes are implemented appropriately and effectively**

G.Designation of competent authorities and bodies responsible for implementing the programmeB.FINANCIAL YEARS 2014-2018

If modification requested by the Commission / modification requested by the Member State[7]

A.Description of the measures proposed as well as their quantified objectives(a)Single Payment Scheme support in accordance with Article 103o

Introduced in the support programme: yes/no:

(b)Promotion in accordance with Article 103p

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

State aid:

(c)Restructuring and conversion of vineyard in accordance with Article 103q

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

(d)Green harvesting in accordance with Article 103r

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

(e)Mutual funds in accordance with Article 103s

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

(f)Harvest insurance in accordance with Article 103t

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

State aid:

(g)Investments in enterprises in accordance with Article 103u

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed:

Quantified objectives:

State aid:

(h)By-product distillation in accordance with Article 103v

Introduced in the support programme: yes/no, if yes:

Description of the measures proposed (including level of the aid):

Quantified objectives:

B.Results of consultations heldC.Appraisal showing the expected technical, economic, environmental and social impactD.Schedule for implementing the measuresE.General financing table given in the format of Annex II (revision number to be specified)F.

**Criteria and quantitative indicators to be used for monitoring and evaluation**