Commission Regulation (EU) No 745/2010 of 18 August 2010 establishing budgetary ceilings for 2010 applicable to certain direct support schemes provided for in Council Regulation (EC) No 73/2009

COMMISSION REGULATION (EU) No 745/2010

of 18 August 2010

establishing budgetary ceilings for 2010 applicable to certain direct support schemes provided for in Council Regulation (EC) No 73/2009

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 73/2009 of 19 January 2009 establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers, amending Regulations (EC) No 1290/2005, (EC) No 247/2006, (EC) No 378/2007 and repealing Regulation (EC) No 1782/2003[(1)], and in particular the first subparagraph of Article 51(2), Article 69(3), Article 87(3), Article 123(1), the second subparagraph of Article 128(1), the second subparagraph of Article 128(2), and Article 131(4) thereof,

Whereas:

(1) For the Member States implementing, in 2010, the single payment scheme provided for under Title III of Regulation (EC) No 73/2009, the budgetary ceilings for each of the payments referred to in Articles 52, 53 and 54 of that Regulation should be established for 2010.

(2) For the Member States making use, in 2010, of the option provided for in Article 87 of Regulation (EC) No 73/2009, the budgetary ceilings applicable to the direct payments excluded from the single payment scheme should be fixed for 2010.

(3) For the Member States making use, in 2010, of the options provided for in Articles 69(1) or 131(1) of Regulation (EC) No 73/2009, the budgetary ceilings for the specific support referred to in Chapter 5 of Title III of Regulation (EC) No 73/2009 should be established for 2010.

(4) Article 69(4) of Regulation (EC) No 73/2009 limits the resources that can be used for any coupled measure provided for in points (i), (ii), (iii) and (iv) of Article 68(1)(a) and in Article 68(1)(b) and (e) to 3,5 % of the national ceiling referred to in Article 40 of the same Regulation. For the sake of clarity, the Commission should publish the ceiling resulting from the amounts notified by the Member States for the measures concerned.

(5) Pursuant to Article 69(6)(a) of Regulation (EC) No 73/2009, the amounts calculated in accordance with Article 69(7) of that Regulation have been laid down in Annex III of Commission Regulation (EC) No 1120/2009 of 29 October 2009 laying down detailed rules for the implementation of the single payment scheme provided for in Title III of Council Regulation (EC) No 73/2009 establishing common rules for direct

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 745/2010. (See end of Document for details)*

support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers[2]. For the sake of clarity, the Commission should publish the amounts notified by Member States which they intend to use in accordance with Article 69(6)(a) of Regulation (EC) No 73/2009.

(6) For the sake of clarity, the 2010 budgetary ceilings for the single payment scheme, after deduction of the ceilings established for the payments referred to in Articles 52, 53, 54, 68 and 87 of Regulation (EC) No 73/2009 from the ceilings given in Annex VIII to the same Regulation, should be published. The amount to be deducted from the said Annex VIII in order to finance the specific support provided for in Article 68 of Regulation (EC) No 73/2009 corresponds to the difference between the total amount for the specific support notified by the Member States and the amounts notified to finance the specific support in accordance with article 69(6)(a) of the same Regulation. Where a Member State implementing the single payment scheme decides to grant the support referred to in Article 68(1)(c), the amount notified to the Commission is to be included in the single payment scheme ceiling, as this support takes the form of an increase in the unit value and/or the number of the farmer's payment entitlements.

(7) For Member States implementing, in 2010, the single area payment scheme provided for in Chapter 2 of Title V of Regulation (EC) No 73/2009, the annual financial envelopes should be established in accordance with Article 123(1) of that Regulation.

(8) For the sake of clarity, the maximum amount of funds available to Member States applying the single area payment scheme for granting separate sugar payments in 2010 under Article 126 of Regulation (EC) No 73/2009, established on the basis of their notification, should be published.

(9) For the sake of clarity, the maximum amount of funds available to Member States applying the single area payment scheme for granting separate fruit and vegetables payments in 2010 under Article 127 of Regulation (EC) No 73/2009, established on the basis of their notification, should be published.

(10) For Member States applying the single area payment scheme, the 2010 budgetary ceilings applicable to transitional payments for fruit and vegetables payments in 2010 in accordance with Article 128(1) and (2) of Regulation (EC) No 73/2009, should be published on the basis of their notification.

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

HAS ADOPTED THIS REGULATION:

Article 1

1 The budgetary ceilings for 2010 referred to in Article 51(2) of Regulation (EC) No 73/2009 are set out in Annex I to this Regulation.

2 The budgetary ceilings for 2010 referred to in Article 87(3) of Regulation (EC) No 73/2009 are set out in Annex II to this Regulation.

3 The budgetary ceilings for 2010 referred to in Article 69(3) and 131(4) of Regulation (EC) No 73/2009 are set out in Annex III to this Regulation.

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EU) No 745/2010. (See end of Document for details)*

4 The budgetary ceilings for 2010 for the support provided for in points (i), (ii), (iii) and (iv) of Article 68(1)(a) and in Article 68(1)(b) and (e) of Regulation (EC) No 73/2009 are set out in Annex IV to this Regulation.

5 The amounts that can be used by the Member States in accordance with Article 69(6)(a) of Regulation (EC) No 73/2009 to cover the specific support provided in Article 68(1) of the same Regulation are set out in Annex V to this Regulation.

6 The budgetary ceilings for 2010 for the single payment scheme referred to in Title III of Regulation (EC) No 73/2009 are set out in Annex VI to this Regulation.

7 The annual financial envelopes for 2010 referred to in Article 123(1) of Regulation (EC) No 73/2009 are set out in Annex VII to this Regulation.

8 The maximum amounts of funding available to the Czech Republic, Hungary, Latvia, Lithuania, Poland, Romania and Slovakia for granting the separate sugar payment in 2010, as referred to in Article 126 of Regulation (EC) No 73/2009 are set out in Annex VIII to this Regulation.

9 The maximum amounts of funding available to the Czech Republic, Hungary, Poland and Slovakia for granting the separate fruit and vegetables payment in 2010, as referred to in Article 127 of Regulation (EC) No 73/2009 are set out in Annex IX to this Regulation.

10 The budgetary ceilings for 2010 referred to in the second subparagraph of Article 128(1) and (2) of Regulation (EC) No 73/2009 are set out in Annex X to this Regulation.

Article 2

This Regulation shall enter into force on the seventh day following 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, 18 August 2010.

For the Commission

The President

José Manuel BARROSO

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 745/2010. (See end of Document for details)*

ANNEX I

BUDGETARY CEILINGS FOR DIRECT PAYMENTS TO BE GRANTED IN ACCORDANCE WITH ARTICLES 52, 53 AND 54 OF REGULATION (EC) NO 73/2009

2010 calendar year

(thousand EUR)

	BE	DK	EL	ES	FR	IT	AT	PT	SI	FI	SE
Sheep and goat premium		855						21 892		600	
Sheep and goat supplementary premium								7 184		200	
Suckler cow premium	77 565			261 153	525 622		70 578	78 695			
Additional suckler cow premium	18 389			26 000			99	9 462			
Special beef premium		33 085							8 817		37 446
Slaughter premium, adults				47 175				8 657			
Slaughter premium, calves	6 384			560				946			
Tomatoes — Article 54(1)			10 720	28 117	4 017	91 984		16 667			
Fruit and vegetables. other than tomatoes Article 54(2)					43 152	9 700					

ANNEX II

BUDGETARY CEILINGS FOR DIRECT PAYMENTS TO BE GRANTED IN ACCORDANCE WITH ARTICLE 87 OF REGULATION (EC) NO 73/2009

2010 Calendar year

(thousand EUR)

	Spain	**France**	**Italy**	**Netherlands**	**Portugal**	**Finland**
— Aid for seeds	10 347	2 310	13 321	726	272	1 150

ANNEX III

BUDGETARY CEILINGS FOR THE SPECIFIC SUPPORT PROVIDED FOR IN ARTICLE 68(1) OF REGULATION (EC) NO 73/2009

2010 Calendar year

Member State	**(thousands EUR)**
Belgium	6 389
Bulgaria	11 761
Czech Republic	31 826
Denmark	15 800
Germany	2 000
Estonia	1 253
Ireland	25 000
Greece	107 600
Spain	247 865
France	472 600
Italy	316 250
Latvia	5 130
Hungary	77 290
Netherlands	22 020
Austria	11 900
Poland	40 800
Portugal	32 411
Romania	25 545

(*) Amounts notified by the Member States to grant the support referred to in Article 68(1)(c) which are included in the Single payment scheme ceiling.

Greece: 30 000 thousand EUR

Slovenia: 4 200 thousand EUR