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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2017/921

of 15 May 2017

entering a name in the register of protected designations of origin and protected geographical indications (Charolais de Bourgogne (PGI))

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to Article 50(2)(a) of Regulation (EU) No 1151/2012, France's application to register the name 'Charolais de Bourgogne' was published in the *Official Journal of the European Union* ⁽²⁾.
- (2) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the name 'Charolais de Bourgogne' should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

Article 1

The name 'Charolais de Bourgogne' (PGI) is hereby entered in the register.

The name specified in the first paragraph denotes a product in Class 1.1. Fresh meat (and offal), as listed in Annex XI to Commission Implementing Regulation (EU) No 668/2014 ⁽³⁾.

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ OJ C 33, 2.2.2017, p. 8.

⁽³⁾ Commission Implementing Regulation (EU) No 668/2014 of 13 June 2014 laying down rules for the application of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs (OJ L 179, 19.6.2014, p. 36).

Article 2

This Regulation shall enter into force on the twentieth 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, 15 May 2017.

*For the Commission,
On behalf of the President,
Phil HOGAN
Member of the Commission*

COMMISSION IMPLEMENTING REGULATION (EU) 2017/922**of 17 May 2017****entering a name in the register of protected designations of origin and protected geographical indications (Traditional Welsh Perry (PGI))**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to Article 50(2)(a) of Regulation (EU) No 1151/2012, the United Kingdom's application to register the name 'Traditional Welsh Perry' was published in the *Official Journal of the European Union* ⁽²⁾.
- (2) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the name 'Traditional Welsh Perry' should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

Article 1

The name 'Traditional Welsh Perry' (PGI) is hereby entered in the register.

The name specified in the first paragraph denotes a product in Class 1.8. Other products listed in Annex I to the Treaty (spices, etc.), as listed in Annex XI to Commission Implementing Regulation (EU) No 668/2014 ⁽³⁾.*Article 2*This Regulation shall enter into force on the twentieth 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, 17 May 2017.

For the Commission,
On behalf of the President,
Phil HOGAN
Member of the Commission

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ OJ C 29, 28.1.2017, p. 32.

⁽³⁾ Commission Implementing Regulation (EU) No 668/2014 of 13 June 2014 laying down rules for the application of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs (OJ L 179, 19.6.2014, p. 36).

COMMISSION IMPLEMENTING REGULATION (EU) 2017/923**of 24 May 2017****entering a name in the register of protected designations of origin and protected geographical indications (Traditional Welsh Cider (PGI))**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to Article 50(2)(a) of Regulation (EU) No 1151/2012, the United Kingdom's application to register the name 'Traditional Welsh Cider' was published in the *Official Journal of the European Union* ⁽²⁾.
- (2) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the name 'Traditional Welsh Cider' should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

Article 1

The name 'Traditional Welsh Cider' (PGI) is hereby entered in the register.

The name specified in the first paragraph denotes a product in Class 1.8. — Other products listed in Annex I to the Treaty (spices, etc.), as listed in Annex XI to Commission Implementing Regulation (EU) No 668/2014 ⁽³⁾.*Article 2*This Regulation shall enter into force on the twentieth 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, 24 May 2017.

For the Commission,
On behalf of the President,
Phil HOGAN
Member of the Commission

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ OJ C 29, 28.1.2017, p. 27.

⁽³⁾ Commission Implementing Regulation (EU) No 668/2014 of 13 June 2014 laying down rules for the application of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs (OJ L 179, 19.6.2014, p. 36).

COMMISSION IMPLEMENTING REGULATION (EU) 2017/924**of 30 May 2017****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.
- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day 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, 30 May 2017.

*For the Commission,
On behalf of the President,*

Jerzy PLEWA

Director-General

Directorate-General for Agriculture and Rural Development

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MA	111,3
	ZZ	111,3
0709 93 10	TR	131,5
	ZZ	131,5
0805 10 22, 0805 10 24, 0805 10 28	EG	57,7
	MA	55,1
	ZA	97,5
	ZZ	70,1
0805 50 10	AR	94,5
	TR	74,0
	ZA	120,9
	ZZ	96,5
0808 10 80	AR	100,9
	BR	100,0
	CL	124,1
	NZ	147,3
	US	110,3
	ZA	116,9
	ZZ	116,6
0809 29 00	TR	367,5
	ZZ	367,5

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2017/925

of 29 May 2017

temporarily authorising certain Member States to certify pre-basic material of certain species of fruit plants, produced in the field under non-insect proof conditions, and repealing Implementing Decision (EU) 2017/167

(notified under document C(2017) 2800)

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2008/90/EC of 29 September 2008 on the marketing of fruit plant propagating material and fruit plants intended for fruit production ⁽¹⁾, and in particular Article 4 and Articles 6(4), 9(1) and 13(3) thereof,

Having regard to Commission Implementing Directive 2014/98/EU of 15 October 2014 implementing Council Directive 2008/90/EC as regards specific requirements for the genus and species of fruit plants referred to in Annex I thereto, specific requirements to be met by suppliers and detailed rules concerning official inspections ⁽²⁾, and in particular Article 8(4) thereof,

Whereas:

- (1) Implementing Directive 2014/98/EU lays down rules for the production, certification, and marketing of pre-basic material, basic material, certified material and fruit plants.
- (2) Article 8(1) of Implementing Directive 2014/98/EU requires that pre-basic mother plants and pre-basic material are produced under insect proof conditions. However, Article 8(4) of that Directive provides that, for certain genera or species and under certain conditions, a Member State may be authorised to certify pre-basic material produced in the field under non-insect proof conditions or propagated from pre-basic mother plants produced in the field under non-insect proof conditions.
- (3) Belgium, the Czech Republic, France and Spain requested a temporary authorisation to certify pre-basic material of certain species produced in the field under non-insect proof conditions.
- (4) The Commission considered that it is appropriate to allow sufficient time for suppliers in those Member States to adapt their production systems while continuing their production in the field under non-insect proof conditions, taking into account that the construction of insect proof facilities requires a considerable investment of human and financial resources.
- (5) The authorisations to certify pre-basic material produced in the field under non-insect proof conditions for certain genera or species were thus granted to those Member States by Commission Implementing Decision (EU) 2017/167 ⁽³⁾.
- (6) The authorisations to Belgium and France were granted for a short period of 2 years as producers in Belgium and France had started to invest in the construction of insect proof facilities in an early stage. By contrast, the temporary authorisations to the Czech Republic and Spain were granted for a 5-year period as producers in those Member States need more time to comply with the requirement of production in insect proof facilities.

⁽¹⁾ OJ L 267, 8.10.2008, p. 8.

⁽²⁾ OJ L 298, 16.10.2014, p. 22.

⁽³⁾ Commission Implementing Decision (EU) 2017/167 of 30 January 2017 temporarily authorising Belgium, the Czech Republic, France and Spain to certify pre-basic mother plants and pre-basic material of specific species of fruit plants referred to in Annex I to Council Directive 2008/90/EC, produced in the field under non-insect-proof conditions (OJ L 27, 1.2.2017, p. 143).

- (7) It is appropriate to maintain the temporary authorisations granted to Belgium, the Czech Republic, France and Spain since the conditions which justified their granting are still met.
- (8) Sweden has submitted a request for a temporary authorisation pursuant to Article 8(4) of Implementing Directive 2014/98/EU at a later date than Belgium, the Czech Republic, France and Spain.
- (9) It is appropriate to allow sufficient time for suppliers in Sweden to adapt their production systems while continuing their production in the field under non-insect proof conditions, taking into account that the construction of such insect proof facilities requires a considerable investment of human and financial resources.
- (10) Sweden should therefore also be granted a temporary authorisation to certify pre-basic material produced in the field under non-insect proof conditions for certain genera or species. That authorisation should apply for a 5-year period as producers in Sweden need a relatively long time to comply with the requirement of production in insect proof facilities.
- (11) Implementing Decision (EU) 2017/167 established appropriate measures for Belgium, the Czech Republic, France and Spain to ensure an identical health status of pre-basic mother plants and pre-basic material produced in the open field as compared to pre-basic mother plants and pre-basic material produced in insect proof facilities. Those measures took into account the need to limit the risk of infection in accordance with the climatic conditions, the growing conditions of the pre-basic mother plants and pre-basic material concerned, and the distance of the pre-basic mother plants and pre-basic material concerned to any relevant cultivated and wild species, based on the expert knowledge regarding the prevalence and biology of the relevant pests.
- (12) The measures concerning the health status of pre-basic mother plants and pre-basic material established by Implementing Decision (EU) 2017/167 for Belgium, the Czech Republic, France and Spain should be maintained and similar measures should be established for Sweden.
- (13) For the purpose of clarity and legal certainty, Implementing Decision (EU) 2017/167 should be repealed and replaced by a new Decision.
- (14) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Authorisation

1. Belgium and France may until 31 December 2018 certify pre-basic material belonging to the relevant species listed in the Annex and produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

Belgium and France may until 31 December 2018 also certify pre-basic material propagated from pre-basic mother plants belonging to the relevant species listed in the Annex, which were produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

2. The Czech Republic and Spain may until 31 December 2022 certify pre-basic material belonging to the relevant species listed in the Annex and produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

The Czech Republic and Spain may until 31 December 2022 also certify pre-basic material propagated from pre-basic mother plants belonging to the relevant species listed in the Annex, which were produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

3. Sweden may until 31 May 2023 certify pre-basic material belonging to the relevant species listed in the Annex and produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

Sweden may until 31 May 2023 also certify pre-basic material propagated from pre-basic mother plants belonging to the relevant species listed in the Annex, which were produced in the open field under non-insect proof conditions, provided that the requirements set out in Articles 2, 3 and 4 are fulfilled.

*Article 2***Maintenance**

1. The pre-basic mother plants and the pre-basic material produced in the field shall be maintained in accordance with the requirements set out in Section A of the Annex for the Member States and species concerned.
2. Grafting and pruning tools and machinery shall be checked, cleaned and disinfected before and after each use on the pre-basic mother plants and the pre-basic material concerned.
3. There shall be an appropriate distance between pre-basic mother plants so as to minimise root contact between those plants. There shall also be an appropriate distance between pre-basic propagating materials so as to minimise root contact between those propagating materials.

*Article 3***Visual inspection, sampling and testing**

In addition to the visual inspection, sampling and testing requirements set out in Articles 10 and 11 of Implementing Directive 2014/98/EU, the Member States concerned shall ensure that the requirements set out in Section B of the Annex to this Decision for the species concerned are complied with.

*Article 4***Labelling of pre-basic mother plants and pre-basic material**

1. In addition to the information required by Article 2(2) of Commission Implementing Directive 2014/96/EU ⁽¹⁾, the label of pre-basic mother plants and pre-basic material produced in Belgium and France in accordance with this Decision shall contain the indication: 'Produced in the field in accordance with Commission Implementing Decision (EU) 2017/925; certification authorised until 31 December 2018.'

In addition to the information required by Article 2(2) of Implementing Directive 2014/96/EU, the label of pre-basic mother plants and pre-basic material produced in the Czech Republic and Spain in accordance with this Decision shall contain the indication: 'Produced in the field in accordance with Commission Implementing Decision (EU) 2017/925; certification authorised until 31 December 2022.'

In addition to the information required by Article 2(2) of Implementing Directive 2014/96/EU, the label of pre-basic mother plants and pre-basic material produced in Sweden in accordance with this Decision shall contain the indication: 'Produced in the field in accordance with Commission Implementing Decision (EU) 2017/925; certification authorised until 31 May 2023.'

2. Where an accompanying document is provided pursuant to Article 3(1) of Implementing Directive 2014/96/EU, the information on the official label referred to in paragraph 1 of this Article may be restricted to 'Produced in the field'. In such a case, the accompanying document of the pre-basic mother plants and the pre-basic material concerned shall contain, in addition to the information required by Article 3(2) of Implementing Directive 2014/96/EU, the indication provided for in paragraph 1 of this Article.

*Article 5***Labelling of basic material and certified material**

1. In addition to the information required by Article 2(2) of Implementing Directive 2014/96/EU, the label of basic and certified material propagated from pre-basic material produced pursuant to this Decision shall contain the indication: 'Derived from material produced in the field in accordance with Commission Implementing Decision (EU) 2017/925.'

⁽¹⁾ Commission Implementing Directive 2014/96/EU of 15 October 2014 on the requirements for the labelling, sealing and packaging of fruit plant propagating material and fruit plants intended for fruit production, falling within the scope of Council Directive 2008/90/EC (OJ L 298, 16.10.2014, p. 12).

2. Where an accompanying document is provided pursuant to Article 3(1) of Implementing Directive 2014/96/EU, the information on the official label referred to in paragraph 1 of this Article may be restricted to 'Derived from material produced in the field'. In such a case the accompanying document shall contain, in addition to the information required by Article 3(2) of Implementing Directive 2014/96/EU, the indication provided for in paragraph 1 of this Article.

Article 6

Notification

Each Member State authorised to certify pre-basic material pursuant to Article 1 shall immediately notify the Commission and all other Member States of any certification under that Article. The notification shall contain the quantity of the pre-basic mother plants and pre-basic material, and the species to which those pre-basic mother plants and that pre-basic material belong.

Article 7

Repeal

Implementing Decision (EU) 2017/167 is repealed.

Article 8

Addressees

This Decision is addressed to the Member States.

Done at Brussels, 29 May 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX

SECTION A

Lists of species referred to in Article 1 and requirements concerning their maintenance referred to in Article 21. *Belgium*

1.1. List of species:

Malus domestica Mill., *Prunus avium*, *P. cerasus*, *P. domestica*, *P. persica*, *Pyrus communis* L. and rootstocks of those species.

1.2. Requirements for all species listed above

1.2.1. Measures

Where visual inspections for the presence of insect vectors relevant for the pests listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU detect the presence of those vectors, there shall be an insecticide treatment.

1.3. Requirements specific for certain species

1.3.1. *Prunus avium*, *P. cerasus*, *P. domestica*, and *P. persica*

1.3.1.1. Growing conditions

Pre-basic mother plants and pre-basic material shall be prevented from flowering.

2. *The Czech Republic*

2.1. List of species:

Castanea sativa Mill. and *Juglans regia* L.

2.2. Requirements for both species listed above

2.2.1. Measures

In case of doubts concerning the presence of the relevant pests listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU on pre-basic mother plants and pre-basic material, those pre-basic mother plants and that pre-basic material shall immediately be removed.

2.2.2. Growing conditions

Pre-basic mother plants shall be prevented from flowering through annual pruning at the beginning of each vegetative period.

2.3. Requirements specific for certain species

2.3.1. *Juglans regia* L.

2.3.1.1. Growing conditions

Pre-basic mother plants shall be planted in areas where visual inspections have confirmed the absence of vectors of cherry leafroll virus.

3. *France*

3.1. List of species:

Castanea sativa Mill., *Corylus avellana* L., *Cydonia oblonga* Mill., *Juglans regia* L., *Malus domestica* Mill., *Prunus amygdalus*, *P. armeniaca*, *P. avium*, *P. cerasus*, *P. domestica*, *P. persica*, *P. salicina*, and *Pyrus communis* L.

3.2. Requirements for all species listed above

3.2.1. Measures

Where visual inspections for the presence of insect vectors relevant for the pests listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU detect the presence of those vectors, there shall be an insecticide treatment.

3.2.2. Growing conditions

Pre-basic mother plants shall be grafted on rootstocks produced by *in vitro* culture where available.

3.3. Requirements specific for certain species

3.3.1. *Prunus amygdalus*, *P. armeniaca*, *P. avium*, *P. cerasus*, *P. domestica*, *P. persica*, and *P. salicina*

Pre-basic mother plants and pre-basic material shall be prevented from flowering.

4. Spain

4.1. List of species:

Olea europaea L., *Prunus amygdalus* x *P. persica*, *P. armeniaca*, *P. domestica*, *P. domestica* x *P. salicina*, *P. dulcis*, *P. persica*, and *Pyrus communis* L.

4.2. Requirements for all species listed above

4.2.1. Measures

Where visual inspections for the presence of insect vectors relevant for the pests listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU detect the presence of those vectors, there shall be an insecticide treatment.

4.3. Requirements specific for certain species

4.3.1. *Olea europaea* L.

4.3.1.1. Isolation distance

There shall be an isolation distance of at least 100 m to any cultivated or wild *Olea europaea* L. which is not subject to a certification scheme.

4.3.2. *Prunus amygdalus* x *P. persica*, *P. armeniaca*, *P. domestica*, *P. domestica* x *P. salicina*, *P. dulcis*, and *P. persica*

4.3.2.1. Isolation distance

There shall be an isolation distance of at least 500 m to any cultivated or wild *Prunus amygdalus*, *P. cerasus* and *P. prunophora* which are not subject to a certification scheme.

4.3.2.2. Growing conditions

Pre-basic mother plants and pre-basic material shall be prevented from flowering.

4.3.3. *Pyrus communis* L.

4.3.3.1. Isolation distance

There shall be an isolation distance of at least 500 m to any cultivated or wild *P. communis* L. which is not subject to a certification scheme.

4.3.3.2. Growing conditions

Pre-basic mother plants and pre-basic material shall be prevented from flowering.

5. Sweden

5.1. List of species:

Malus domestica Mill. and *Pyrus communis* L.

5.2. Requirements for all species listed above

5.2.1. Measures

Whenever the presence of the insects listed in Part A of Annex I to Implementing Directive 2014/98/EU is detected, there shall be an insecticide treatment.

5.2.2. Isolation distance

There shall be an isolation distance of at least 500 m to any cultivated or wild plants of *Malus domestica* Mill. and *Pyrus communis* L. which are not subject to a certification scheme.

By way of derogation, there shall be an isolation distance of at least 40 m from a gene bank of *Malus domestica* Mill. plants which are not subject to a certification scheme, if

- (a) sampling and testing of the plants in that gene bank is carried out in accordance with the requirements of Implementing Directive 2014/98/EU for the species concerned; and
- (b) visual inspections in that gene bank are carried out at least twice per growing season.

SECTION B

Requirements concerning visual inspection, sampling and testing referred to in Article 3

1. Belgium

1.1. Requirements for all species listed in point 1.1 of Section A

1.1.1. Visual inspection

Visual inspections shall be carried out at least once per year for the presence of the insect vectors relevant for the pests listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU.

1.2. Requirements specific for certain species

1.2.1. *Malus domestica* Mill. and *Pyrus communis* L.

1.2.1.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year for the insect-transmitted and pollen-transmitted viruses listed in Part A of Annex I and in Annex II to Implementing Directive 2014/98/EU.

1.2.2. *Prunus avium*, *P. cerasus*, *P. domestica*, and *P. persica*

1.2.2.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year and at each multiplication cycle for the insect-transmitted and pollen-transmitted viruses listed in Annex II to Implementing Directive 2014/98/EU.

2. The Czech Republic

2.1. Requirements specific for certain species

2.1.1. *Castanea sativa* Mill.

2.1.1.1. Visual inspection

Visual inspections referred to in Article 10(1) of Implementing Directive 2014/98/EU shall be carried out from April to May.

2.1.2. *Juglans regia* L.

2.1.2.1. Visual inspection

Visual inspections referred to in Article 10(1) of Implementing Directive 2014/98/EU shall be carried out in late summer or autumn.

3. *France*

3.1. Requirements specific for certain species

3.1.1. *Corylus avellana* L.

3.1.1.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year for apple mosaic virus (ApMV).

3.1.2. *Cydonia oblonga* Mill., *Malus domestica* Mill., and *Pyrus communis* L.

3.1.2.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year for apple chlorotic leaf spot virus (ACLSV), apple stem-grooving virus (ASGV), apple stem-pitting virus (ASPV) and rubbery wood.

3.1.3. *Prunus amygdalus*, *P. armeniaca*, *P. avium*, *P. cerasus*, *P. domestica*, *P. persica*, and *P. salicina*

3.1.3.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year and at each multiplication cycle for prune dwarf virus (PDV) and *Prunus* necrotic ringspot virus (PNRSV). In the case of *P. persica*, each pre-basic mother plant shall be sampled and tested every year and at each multiplication cycle for peach latent mosaic viroid (PLMVd).

4. *Spain*

4.1. Requirements specific for certain species

4.1.1. *Olea europaea* L. and *Pyrus communis* L.

4.1.1.1. Sampling and testing

Each pre-basic mother plant shall be sampled and tested every year for the viruses and virus-like diseases listed in Annex II to Implementing Directive 2014/98/EU.

4.1.2. *Prunus amygdalus* x *P. persica*, *P. armeniaca*, *P. domestica*, *P. domestica* x *P. salicina*, *P. dulcis*, and *P. persica*

4.1.2.1. Sampling and testing

Sampling and testing shall be carried out every year for the viruses and virus-like diseases listed in Annex II to Implementing Directive 2014/98/EU.

5. *Sweden*

5.1. Requirements for all species listed in point 5.1 of Section A

5.1.1. Visual inspection

Visual inspections referred to in Article 10(1) of Implementing Directive 2014/98/EU shall be carried out at least twice per growing season.

COMMISSION IMPLEMENTING DECISION (EU) 2017/926**of 29 May 2017****on the clearance of the accounts of the paying agencies of Member States concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) for financial year 2016***(notified under document C(2017) 3583)*

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 ⁽¹⁾, and in particular Article 51 thereof,

After consulting the Committee on the Agricultural Funds,

Whereas:

- (1) Pursuant to Article 51 of Regulation (EU) No 1306/2013, the Commission, on the basis of the annual accounts submitted by the Member States, accompanied by the information required for the clearance of accounts and an audit opinion regarding the completeness, accuracy and veracity of the accounts and the reports established by the certification bodies, has to clear the accounts of the paying agencies referred to in Article 7 of that Regulation.
- (2) In accordance with Article 39 of Regulation (EU) No 1306/2013 the agricultural financial year begins on 16 October of year N-1 and ends on 15 October of year N. When clearing the accounts for financial year 2016, for the purpose of aligning the reference period for European Agricultural Fund for Rural Development (EAFRD) expenditure with that of the European Agricultural Guarantee Fund (EAGF), account should be taken of expenditure incurred by the Member States between 16 October 2015 and 15 October 2016, as provided for in Article 11(1) of Commission Implementing Regulation (EU) No 908/2014 ⁽²⁾.
- (3) The second subparagraph of Article 33(2) of Implementing Regulation (EU) No 908/2014 provides that the amounts that are recoverable from, or payable to, each Member State, in accordance with the accounts clearance decision referred to in the first subparagraph of Article 33(1) of that Regulation, are to be established by deducting the intermediate payments for the financial year concerned from the expenditure recognised for that year in accordance with Article 33(1). The Commission is to deduct that amount from or add it to the next intermediate payment.
- (4) The Commission has checked the information submitted by the Member States and has communicated the results of its checks to the Member States before 30 April 2017, along with the necessary amendments.
- (5) For certain paying agencies, the annual accounts and the accompanying documents permit the Commission to take a decision on the completeness, accuracy and veracity of the annual accounts submitted.
- (6) The information submitted by certain other paying agencies requires additional inquiries and their accounts cannot therefore be cleared in this Decision.

⁽¹⁾ OJ L 347, 20.12.2013, p. 549.

⁽²⁾ Commission Implementing Regulation (EU) No 908/2014 of 6 August 2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to paying agencies and other bodies, financial management, clearance of accounts, rules on checks, securities and transparency (OJ L 255, 28.8.2014, p. 59).

- (7) In accordance with Article 83 of Regulation (EU) No 1303/2013 of the European Parliament and of the Council ⁽¹⁾ the deadline for interim payments, as the one laid down in Article 36(5) of Regulation (EU) No 1306/2013, may be interrupted for a maximum period of six months in order to carry out additional verifications following information received that these payments are linked to an irregularity having serious financial consequences. In adopting this Decision, the Commission should take into account the amounts interrupted in order to avoid making any inappropriate or untimely payments.
- (8) Article 54(4) of Regulation (EU) No 1306/2013 requires Member States to attach to the annual accounts that they have to submit to the Commission, pursuant to Article 29 of Implementing Regulation (EU) No 908/2014, a certified table reflecting the amounts to be borne by them under Article 54(2) of Regulation (EU) No 1306/2013. Rules on the application of the Member States' obligation to report the amounts to be recovered are laid down in Implementing Regulation (EU) No 908/2014. Annex II to Implementing Regulation (EU) No 908/2014 sets out the model of the table that Member States have to use to provide information about amounts to be recovered. On the basis of the tables completed by the Member States, the Commission should decide on the financial consequences of non-recovery of irregularities older than four or eight years respectively.
- (9) Pursuant to Article 54(3) of Regulation (EU) No 1306/2013, on duly justified grounds, Member States may decide not to pursue recovery. Such a decision may be taken only if the costs already and likely to be incurred total more than the amount to be recovered, or if the recovery proves impossible owing to the insolvency recorded and recognised under national law, of the debtor or the persons legally responsible for the irregularity. If the decision has been taken within four years from the date of recovery request, or within eight years where the recovery is taken before the national courts, 100 % of the financial consequences of the non-recovery should be borne by the Union budget. The amounts for which a particular Member State decided not to pursue recovery and the grounds for its decision are shown in the summary report referred to in Article 54(4) in conjunction with point (c)(iv) of Article 102(1) of Regulation (EU) No 1306/2013. Therefore, such amounts should not be charged to the Member States concerned and are consequently to be borne by the Union budget.
- (10) Article 36(3)(b) of Regulation (EU) No 1306/2013 provides that intermediate payments are to be made without overrun of the total financial programmed EAFRD contribution. Pursuant to Article 23(2) of Implementing Regulation (EU) No 908/2014, where the combined total of declarations of expenditure exceeds the total programmed contribution for a rural development programme, the amount to be paid shall be capped at the programmed amount, without prejudice to the ceiling provided for in Article 34(2) of Regulation (EU) No 1306/2013. The capped amount will be subject to a later reimbursement by the Commission following the adoption of the amended financial plan or at the closure of the programming period.
- (11) In accordance with Article 51 of Regulation (EU) No 1306/2013, this Decision is without prejudice to the decisions the Commission may take subsequently to exclude from Union financing expenditure not effected in accordance with Union rules,

HAS ADOPTED THIS DECISION:

Article 1

With the exception of the paying agencies referred to in Article 2, the accounts of the Member States' paying agencies concerning expenditure financed by the European Agricultural Fund for Rural Development (EAFRD) in respect of financial year 2016 and relating to the 2014-2020 programming period, are hereby cleared.

The amounts recoverable from, or payable to, each Member State under each rural development programme pursuant to this Decision, are set out in Annex I.

Article 2

For financial year 2016, the accounts of the Member States' paying agencies in respect of expenditure for Rural Development programmes financed by the EAFRD relating to the 2014-2020 programming period, as set out in Annex II, are not covered by this Decision and shall be the subject of a future clearance of accounts Decision.

⁽¹⁾ Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).

Article 3

The amounts to be charged to the Member States, as a result of the application of Article 54(2) of Regulation (EU) No 1306/2013, are set out in Annex III to this Decision.

Article 4

This Decision is without prejudice to future conformity clearance decisions that the Commission may take pursuant to Article 52 of Regulation (EU) No 1306/2013 to exclude from Union financing expenditure not effected in accordance with Union rules.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 29 May 2017.

For the Commission
Phil HOGAN
Member of the Commission

CLEARED EAFRD EXPENDITURE BY RURAL DEVELOPMENT PROGRAMME FOR FINANCIAL YEAR 2016

Amount to be recovered from or paid to the Member State per programme

Approved programmes with declared expenditure for EAFRD 2014-2020

(in EUR)

MS	CCI	Expenditure 2016	Corrections	Total	Non-reusable amounts	Accepted amount cleared for FY 2016	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
		i	ii	iii = i + ii	iv	v = iii - iv	vi	vii = v - vi
AT	2014AT06RDNP001	394 613 682,01	0,00	394 613 682,01	0,00	394 613 682,01	394 627 586,29	- 13 904,28
BE	2014BE06RDRP001	11 217 225,24	0,00	11 217 225,24	0,00	11 217 225,24	11 217 202,47	22,77
BE	2014BE06RDRP002	23 512 531,26	0,00	23 512 531,26	0,00	23 512 531,26	23 421 235,11	91 296,15
CY	2014CY06RDNP001	7 177 698,67	0,00	7 177 698,67	0,00	7 177 698,67	7 177 698,67	0,00
CZ	2014CZ06RDNP001	203 695 541,97	0,00	203 695 541,97	0,00	203 695 541,97	203 749 714,20	- 54 172,23
DE	2014DE06RDRN001	729 267,40	0,00	729 267,40	0,00	729 267,40	729 267,40	0,00
DE	2014DE06RDRP003	62 322 120,75	0,00	62 322 120,75	0,00	62 322 120,75	62 322 145,57	- 24,82
DE	2014DE06RDRP004	172 856 431,53	0,00	172 856 431,53	0,00	172 856 431,53	172 856 431,53	0,00
DE	2014DE06RDRP007	57 190 495,80	0,00	57 190 495,80	0,00	57 190 495,80	57 190 535,13	- 39,33
DE	2014DE06RDRP010	24 377 087,84	0,00	24 377 087,84	0,00	24 377 087,84	24 377 092,28	- 4,44
DE	2014DE06RDRP011	32 907 654,46	0,00	32 907 654,46	0,00	32 907 654,46	32 907 654,46	0,00
DE	2014DE06RDRP012	76 820 996,40	0,00	76 820 996,40	0,00	76 820 996,40	76 820 996,40	0,00
DE	2014DE06RDRP015	25 364 258,93	0,00	25 364 258,93	0,00	25 364 258,93	25 364 402,89	- 143,96
DE	2014DE06RDRP017	15 188 966,33	0,00	15 188 966,33	0,00	15 188 966,33	15 188 966,33	0,00
DE	2014DE06RDRP018	1 122 058,90	0,00	1 122 058,90	0,00	1 122 058,90	1 122 059,13	- 0,23

(in EUR)

MS	CCI	Expenditure 2016	Corrections	Total	Non-reusable amounts	Accepted amount cleared for FY 2016	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
		i	ii	iii = i + ii	iv	v = iii - iv	vi	vii = v - vi
DE	2014DE06RDRP019	46 901 778,47	0,00	46 901 778,47	0,00	46 901 778,47	46 901 778,47	0,00
DE	2014DE06RDRP020	22 191 251,75	0,00	22 191 251,75	0,00	22 191 251,75	22 191 251,75	0,00
DE	2014DE06RDRP021	33 053 627,56	0,00	33 053 627,56	0,00	33 053 627,56	33 053 642,15	- 14,59
DE	2014DE06RDRP023	59 151 936,46	0,00	59 151 936,46	0,00	59 151 936,46	59 152 385,47	- 449,01
EE	2014EE06RDNP001	83 763 325,16	0,00	83 763 325,16	0,00	83 763 325,16	83 762 942,48	382,68
ES	2014ES06RDNP001	1 679 171,19	0,00	1 679 171,19	0,00	1 679 171,19	1 679 171,17	0,02
ES	2014ES06RDRP001	5 496 839,18	0,00	5 496 839,18	0,00	5 496 839,18	5 496 838,24	0,94
ES	2014ES06RDRP002	37 077 404,25	0,00	37 077 404,25	0,00	37 077 404,25	37 092 637,71	- 15 233,46
ES	2014ES06RDRP003	20 156 350,32	0,00	20 156 350,32	0,00	20 156 350,32	20 156 569,08	- 218,76
ES	2014ES06RDRP006	11 977 164,85	0,00	11 977 164,85	0,00	11 977 164,85	11 977 164,67	0,18
ES	2014ES06RDRP007	63 042 503,15	0,00	63 042 503,15	0,00	63 042 503,15	63 042 487,49	15,66
ES	2014ES06RDRP008	104 694 374,06	0,00	104 694 374,06	0,00	104 694 374,06	104 694 339,59	34,47
ES	2014ES06RDRP009	18 159 285,51	0,00	18 159 285,51	0,00	18 159 285,51	18 159 284,73	0,78
ES	2014ES06RDRP010	69 712 131,94	0,00	69 712 131,94	0,00	69 712 131,94	69 712 103,73	28,21
ES	2014ES06RDRP011	8 968 366,63	0,00	8 968 366,63	0,00	8 968 366,63	8 968 361,16	5,47
ES	2014ES06RDRP013	600 105,24	0,00	600 105,24	0,00	600 105,24	600 105,24	0,00
ES	2014ES06RDRP014	10 158 590,26	0,00	10 158 590,26	0,00	10 158 590,26	10 158 590,34	- 0,08
ES	2014ES06RDRP015	1 396 864,03	0,00	1 396 864,03	0,00	1 396 864,03	1 396 863,96	0,07

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(in EUR)

MS	CCI	Expenditure 2016	Corrections	Total	Non-reusable amounts	Accepted amount cleared for FY 2016	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
		i	ii	iii = i + ii	iv	v = iii - iv	vi	vii = v - vi
ES	2014ES06RDRP016	10 831 079,13	0,00	10 831 079,13	0,00	10 831 079,13	10 831 075,79	3,34
ES	2014ES06RDRP017	572 742,76	0,00	572 742,76	0,00	572 742,76	572 742,78	- 0,02
FI	2014FI06RDRP001	276 722 315,79	0,00	276 722 315,79	0,00	276 722 315,79	276 723 200,40	- 884,61
FI	2014FI06RDRP002	2 429 758,60	0,00	2 429 758,60	0,00	2 429 758,60	2 429 700,33	58,27
FR	2014FR06RDRP001	2 988 759,40	0,00	2 988 759,40	0,00	2 988 759,40	2 957 165,41	31 593,99
FR	2014FR06RDRP002	4 496 477,92	0,00	4 496 477,92	0,00	4 496 477,92	3 149 987,00	1 346 490,92
FR	2014FR06RDRP003	160 522,50	0,00	160 522,50	0,00	160 522,50	160 522,50	0,00
FR	2014FR06RDRP004	1 961 758,50	0,00	1 961 758,50	0,00	1 961 758,50	1 961 758,50	0,00
FR	2014FR06RDRP006	742 077,63	0,00	742 077,63	0,00	742 077,63	742 077,63	0,00
FR	2014FR06RDRP011	748 211,60	0,00	748 211,60	0,00	748 211,60	748 211,60	0,00
FR	2014FR06RDRP021	3 257 086,65	0,00	3 257 086,65	0,00	3 257 086,65	3 257 086,64	0,01
FR	2014FR06RDRP022	5 007 595,09	0,00	5 007 595,09	0,00	5 007 595,09	5 007 595,10	- 0,01
FR	2014FR06RDRP023	2 965 676,21	0,00	2 965 676,21	0,00	2 965 676,21	2 965 676,21	0,00
FR	2014FR06RDRP024	3 141 568,37	0,00	3 141 568,37	0,00	3 141 568,37	3 141 568,35	0,02
FR	2014FR06RDRP025	4 704 210,63	0,00	4 704 210,63	0,00	4 704 210,63	4 704 210,62	0,01
FR	2014FR06RDRP026	6 069 326,25	0,00	6 069 326,25	0,00	6 069 326,25	6 069 326,24	0,01
FR	2014FR06RDRP031	1 959 740,54	0,00	1 959 740,54	0,00	1 959 740,54	1 959 740,52	0,02
FR	2014FR06RDRP041	16 176 639,00	0,00	16 176 639,00	0,00	16 176 639,00	16 176 639,00	0,00
FR	2014FR06RDRP042	1 782 803,98	0,00	1 782 803,98	0,00	1 782 803,98	1 782 804,00	- 0,02

(in EUR)

MS	CCI	Expenditure 2016	Corrections	Total	Non-reusable amounts	Accepted amount cleared for FY 2016	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
		i	ii	iii = i + ii	iv	v = iii - iv	vi	vii = v - vi
FR	2014FR06RDRP043	4 152 955,01	0,00	4 152 955,01	0,00	4 152 955,01	4 152 955,00	0,01
FR	2014FR06RDRP052	10 028 763,06	0,00	10 028 763,06	0,00	10 028 763,06	10 028 763,06	0,00
FR	2014FR06RDRP053	10 108 941,19	0,00	10 108 941,19	0,00	10 108 941,19	10 108 941,17	0,02
FR	2014FR06RDRP054	3 949 152,67	0,00	3 949 152,67	0,00	3 949 152,67	3 949 152,67	0,00
FR	2014FR06RDRP072	16 954 868,48	0,00	16 954 868,48	0,00	16 954 868,48	16 809 433,20	145 435,28
FR	2014FR06RDRP073	11 637 963,98	0,00	11 637 963,98	0,00	11 637 963,98	11 637 964,00	- 0,02
FR	2014FR06RDRP074	59 381 844,55	0,00	59 381 844,55	0,00	59 381 844,55	59 381 844,54	0,01
FR	2014FR06RDRP082	11 369 813,19	0,00	11 369 813,19	0,00	11 369 813,19	11 515 248,44	- 145 435,25
FR	2014FR06RDRP083	10 010 501,31	0,00	10 010 501,31	0,00	10 010 501,31	10 010 501,32	- 0,01
FR	2014FR06RDRP091	8 143 765,76	0,00	8 143 765,76	0,00	8 143 765,76	8 143 765,75	0,01
FR	2014FR06RDRP093	7 126 189,16	0,00	7 126 189,16	0,00	7 126 189,16	7 126 189,13	0,03
GR	2014GR06RDNP001	230 990 348,26	0,00	230 990 348,26	0,00	230 990 348,26	227 838 948,92	3 151 399,34
HR	2014HR06RDNP001	130 642 964,35	0,00	130 642 964,35	0,00	130 642 964,35	130 639 186,68	3 777,67
IE	2014IE06RDNP001	203 978 965,76	0,00	203 978 965,76	0,00	203 978 965,76	203 874 746,85	104 218,91
IT	2014IT06RDRP002	23 598 305,44	0,00	23 598 305,44	0,00	23 598 305,44	23 598 305,61	- 0,17
IT	2014IT06RDRP003	18 415 132,14	0,00	18 415 132,14	0,00	18 415 132,14	18 415 131,30	0,84
IT	2014IT06RDRP007	15 958 139,98	0,00	15 958 139,98	0,00	15 958 139,98	15 958 139,98	0,00
IT	2014IT06RDRP009	5 113 543,78	0,00	5 113 543,78	0,00	5 113 543,78	5 113 544,07	- 0,29
IT	2014IT06RDRP010	15 473 747,31	0,00	15 473 747,31	0,00	15 473 747,31	15 473 744,14	3,17

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(in EUR)

MS	CCI	Expenditure 2016	Corrections	Total	Non-reusable amounts	Accepted amount cleared for FY 2016	Interim payments reimbursed to the Member State for the financial year	Amount to be recovered from (-) of paid to (+) the Member State
		i	ii	iii = i + ii	iv	v = iii - iv	vi	vii = v - vi
IT	2014IT06RDRP011	6 334 019,37	0,00	6 334 019,37	0,00	6 334 019,37	6 334 019,37	0,00
IT	2014IT06RDRP014	44 056 725,37	0,00	44 056 725,37	0,00	44 056 725,37	44 056 724,92	0,45
LT	2014LT06RDNP001	172 813 966,78	0,00	172 813 966,78	0,00	172 813 966,78	172 814 543,54	- 576,76
LU	2014LU06RDNP001	6 945 887,80	0,00	6 945 887,80	0,00	6 945 887,80	6 894 391,90	51 495,90
LV	2014LV06RDNP001	106 305 810,49	0,00	106 305 810,49	0,00	106 305 810,49	106 305 810,49	0,00
NL	2014NL06RDNP001	33 528 096,93	0,00	33 528 096,93	0,00	33 528 096,93	33 522 811,53	5 285,40
PL	2014PL06RDNP001	454 725 264,81	0,00	454 725 264,81	0,00	454 725 264,81	454 725 811,72	- 546,91
PT	2014PT06RDRP001	33 792 756,65	0,00	33 792 756,65	0,00	33 792 756,65	33 792 752,98	3,67
PT	2014PT06RDRP002	459 290 424,10	0,00	459 290 424,10	0,00	459 290 424,10	459 412 567,54	- 122 143,44
PT	2014PT06RDRP003	8 011 226,05	0,00	8 011 226,05	0,00	8 011 226,05	8 035 597,87	- 24 371,82
RO	2014RO06RDNP001	556 145 121,60	- 5 775 525,93	550 369 595,67	0,00	550 369 595,67	550 349 470,63	20 125,04
SE	2014SE06RDNP001	190 974 384,34	0,00	190 974 384,34	0,00	190 974 384,34	190 974 572,33	- 187,99
SI	2014SI06RDNP001	76 080 128,11	0,00	76 080 128,11	0,00	76 080 128,11	76 097 194,09	- 17 065,98
UK	2014UK06RDRP001	513 071 267,07	0,00	513 071 267,07	0,00	513 071 267,07	517 978 181,25	- 4 906 914,18
UK	2014UK06RDRP002	28 130 955,88	0,00	28 130 955,88	0,00	28 130 955,88	28 141 699,67	- 10 743,79
UK	2014UK06RDRP003	26 493 385,20	- 3 253,21	26 490 131,99	0,00	26 490 131,99	26 179 831,75	310 300,24
UK	2014UK06RDRP004	41 128 704,54	0,00	41 128 704,54	0,00	41 128 704,54	41 128 712,45	- 7,91

ANNEX II

CLEARANCE OF THE PAYING AGENCIES' ACCOUNTS

FINANCIAL YEAR 2016 — EAFRD

List of the Paying Agencies and programmes for which the accounts are disjoined and are subject of a later clearance decision

Member State	Paying Agency	Programme
Bulgaria	State Fund Agriculture	2014BG06RDNP001
Denmark	Danish AgriFish Agency	2014DK06RDNP001
France	Office du Développement Agricole et Rural de Corse	2014FR06RDRP094
Hungary	Agriculture and Rural Development Agency	2014HU06RDNP001
Italy	Agenzia per le Erogazioni in Agricoltura	2014IT06RDRP001
		2014IT06RDRP004
		2014IT06RDRP005
		2014IT06RDRP006
		2014IT06RDRP008
		2014IT06RDRP012
		2014IT06RDRP013
		2014IT06RDRP015
		2014IT06RDRP016
		2014IT06RDRP017
		2014IT06RDRP019
		2014IT06RDRP020
		2014IT06RDRP021
		2014IT06RDRN001
		2014IT06RDNP001
		2014IT06RDRP018
Malta	Agenzia della regione Calabria per le Erogazioni in Agricoltura	2014MT06RDNP001
Slovakia	Agriculture and Rural Payments Agency	2014MT06RDNP001
	Agricultural Paying Agency	2014SK06RDNP001

ANNEX III

CLEARANCE OF THE PAYING AGENCIES' ACCOUNTS

FINANCIAL YEAR 2016 — EAFRD

Corrections according to Article 54(2) of Regulation (EU) 1306/2013 (*)

Member State	Currency	In National currency	in EUR
AT	EUR	—	—
BE	EUR	—	—
BG	BGN	—	—
CY	EUR	—	—
CZ	CZK	—	—
DE	EUR	—	—
DK	DKK	—	—
EE	EUR	—	—
ES	EUR	—	—
FI	EUR	—	—
FR	EUR	—	—
GB	GBP	—	—
GR	EUR	—	—
HR	HRK	—	—
HU	HUF	—	—
IE	EUR	—	—
IT	EUR	—	—
LT	EUR	—	—
LU	EUR	—	—
LV	EUR	—	—
MT	EUR	—	—
NL	EUR	—	—
PL	PLN	—	—
PT	EUR	—	—
RO	RON	—	—
SE	SEK	—	—
SI	EUR	—	—
SK	EUR	—	—

(*) Only the corrections related to the 2014-2020 programming period are communicated in this decision.

COMMISSION IMPLEMENTING DECISION (EU) 2017/927**of 29 May 2017****on the clearance of the accounts of the paying agencies of Member States concerning expenditure financed by the European Agricultural Guarantee Fund (EAGF) for the financial year 2016***(notified under document C(2017) 3597)*

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008 ⁽¹⁾, and in particular Article 51 thereof,

After consulting the Committee on the Agricultural Funds,

Whereas:

- (1) Pursuant to Article 51 of Regulation (EU) No 1306/2013, the Commission, on the basis of the annual accounts submitted by the Member States, accompanied by the information required for the clearance of accounts and an audit opinion regarding the completeness, accuracy and veracity of the accounts and the reports established by the certification bodies, has to clear the accounts of the paying agencies referred to in Article 7 of that Regulation.
- (2) In accordance with Article 39 of Regulation (EU) No 1306/2013 the agricultural financial year begins on 16 October of year N – 1 and ends on 15 October of year N. When clearing the accounts for financial year 2016, account should be taken of expenditure incurred by the Member States between 16 October 2015 and 15 October 2016, as provided for in Article 11(1) of Commission Implementing Regulation (EU) No 908/2014 ⁽²⁾.
- (3) The first subparagraph of Article 33(2) of Implementing Regulation (EU) No 908/2014 provides that the amounts that are recoverable from, or payable to, each Member State, in accordance with the accounts clearance decision referred to in Article 33(1) of that Regulation, are to be determined by deducting the monthly payments for the financial year in question, i.e. 2016, from expenditure recognised for that year in accordance with Article 33(1). The Commission is to deduct that amount from or add it to the monthly payment relating to the expenditure effected in the second month following the clearance of accounts decision.
- (4) The Commission has checked the information submitted by the Member States and has communicated the results of its checks to the Member States before 30 April 2017, along with the necessary amendments.
- (5) For certain paying agencies, the annual accounts and the accompanying documents permit the Commission to take a decision on the completeness, accuracy and veracity of the annual accounts submitted.
- (6) The information submitted by certain other paying agencies requires additional inquiries and their accounts cannot therefore be cleared in this Decision.
- (7) In accordance with Article 5(5) of Commission Delegated Regulation (EU) No 907/2014 ⁽³⁾, any overrun of deadlines during August, September and October is to be taken into account in the clearance of accounts decision. Some of the expenditure declared by certain Member States during these months in 2016 was effected after the applicable deadlines. This Decision should therefore fix the relevant reductions.

⁽¹⁾ OJ L 347, 20.12.2013, p. 549.

⁽²⁾ Commission Implementing Regulation (EU) No 908/2014 of 6 August 2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to paying agencies and other bodies, financial management, clearance of accounts, rules on checks, securities and transparency (OJ L 255, 28.8.2014, p. 59).

⁽³⁾ Commission Delegated Regulation (EU) No 907/2014 of 11 March 2014 supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to paying agencies and other bodies, financial management, clearance of accounts, securities and use of euro (OJ L 255, 28.8.2014, p. 18).

- (8) Pursuant to Article 41 of Regulation (EU) No 1306/2013, the Commission has already reduced or suspended a number of monthly payments for financial year 2016 due to failure to comply with financial ceilings or payment deadlines, or due to control system deficiencies. In adopting this Decision, the Commission should take into account the amounts reduced or suspended in order to avoid making all inappropriate, or untimely, payments or reimbursing amounts which could later be subject to financial correction. The amounts in question may be further examined, where appropriate, under conformity clearance proceedings pursuant to Article 52 of Regulation (EU) No 1306/2013.
- (9) Article 54(4) of Regulation (EU) No 1306/2013 requires Member States to attach to the annual accounts that they have to submit to the Commission pursuant to Article 29 of Implementing Regulation (EU) No 908/2014, a certified table reflecting the amounts to be borne by them under Article 54(2) of Regulation (EU) No 1306/2013. Rules on the application of the Member States' obligation to report the amounts to be recovered are laid down in Implementing Regulation (EU) No 908/2014. Annex II to Implementing Regulation (EU) No 908/2014 sets out the model of the table that Member States have to use to provide information about amounts to be recovered. On the basis of the tables completed by the Member States, the Commission should decide on the financial consequences of non-recovery of irregularities older than 4 or 8 years respectively.
- (10) Pursuant to Article 54(3) of Regulation (EU) No 1306/2013, on duly justified grounds, Member States may decide not to pursue recovery. Such a decision may be taken only if the costs already, and likely to be, incurred total more than the amount to be recovered or if the recovery proves impossible owing to the insolvency, recorded and recognised under national law, of the debtor or the persons legally responsible for the irregularity. If the decision has been taken within 4 years of the primary administrative or judicial finding or within 8 years where the recovery is taken to the national courts, 100 % of the financial consequences of the non-recovery should be borne by the Union budget. The amounts for which the Member State decided not to pursue recovery and the grounds for the decision are shown in the summary report referred to in Article 54(4) in conjunction with point (c)(iv) of Article 102(1) of Regulation (EU) No 1306/2013. Therefore, such amounts should not be charged to the Member States concerned and are consequently borne by the Union budget.
- (11) In accordance with Article 51 of Regulation (EU) No 1306/2013, this Decision is without prejudice to the decisions the Commission may take subsequently to exclude from Union financing expenditure not effected in accordance with Union rules,

HAS ADOPTED THIS DECISION:

Article 1

With the exception of the paying agencies referred to in Article 2, the accounts of the Member States' paying agencies concerning expenditure financed by the European Agricultural Guarantee Fund (EAGF) in respect of financial year 2016, are hereby cleared.

The amounts recoverable from, or payable to, each Member State pursuant to this Decision, including those resulting from the application of Article 54(2) of Regulation (EU) No 1306/2013, are set out in Annex I to this Decision.

Article 2

For financial year 2016, the accounts of the Member States' paying agencies in respect of expenditure financed by the EAGF, as set out in Annex II, are not covered by this Decision and shall be the subject of a future clearance of accounts decision.

Article 3

This Decision is without prejudice to future conformity clearance decisions that the Commission may take pursuant to Article 52 of Regulation (EU) No 1306/2013 to exclude from Union financing expenditure not effected in accordance with Union rules.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 29 May 2017.

For the Commission
Phil HOGAN
Member of the Commission

CLEARANCE OF THE PAYING AGENCIES' ACCOUNTS

Financial year 2016

Amount to be recovered from or paid to the Member State

MS		2016 — Expenditure/Assigned Revenue for the Paying Agencies for which the accounts are		Total a + b	Reductions and suspensions for the whole financial year ⁽¹⁾	Reductions according to Article 54(2) of Regulation (EU) No 1306/2013	Total including reductions and suspensions	Payments made to the Member State for the financial year	Amount to be recovered from (–) or paid to (+) the Member State ⁽²⁾
		cleared	disjoined						
		= expenditure/assigned revenue declared in the annual declaration	= total of the expenditure/assigned revenue in the monthly declarations						
		a	b	c = a + b	d	e	f = c + d + e	g	h = f – g
BE	EUR	565 800 293,40	0,00	565 800 293,40	– 24 418,01	– 241 052,67	565 534 822,72	565 786 088,68	– 251 265,96
BG	EUR	0,00	729 203 377,20	729 203 377,20	0,00	0,00	729 203 377,20	729 203 377,20	0,00
CZ	EUR	851 003 406,06	0,00	851 003 406,06	0,00	0,00	851 003 406,06	851 003 406,14	– 0,08
DK	DKK	0,00	0,00	0,00	0,00	0,00	0,00	0,00	0,00
DK	EUR	0,00	851 273 384,99	851 273 384,99	0,00	0,00	851 273 384,99	851 273 384,99	0,00
DE	EUR	4 813 842 919,23	0,00	4 813 842 919,23	– 22 007,53	– 41 980,97	4 813 778 930,73	4 813 605 081,67	173 849,06
EE	EUR	119 781 045,31	0,00	119 781 045,31	– 3 127,00	– 225,29	119 777 693,02	119 682 495,57	95 197,45
IE	EUR	1 100 232 600,17	0,00	1 100 232 600,17	– 233 504,29	– 92 736,80	1 099 906 359,08	1 098 961 539,18	944 819,90
EL	EUR	1 931 266 283,90	0,00	1 931 266 283,90	– 80 233,91	– 2 219 058,01	1 928 966 991,98	1 931 251 959,99	– 2 284 968,01
ES	EUR	5 498 388 535,84	0,00	5 498 388 535,84	– 6 642 128,99	– 953 901,10	5 490 792 505,75	5 494 559 517,54	– 3 767 011,79
FR	EUR	6 638 739 575,44	427 190 631,87	7 065 930 207,31	– 175 963 214,64	– 318 659,21	6 889 648 333,46	6 892 176 940,56	– 2 528 607,10
HR	EUR	189 069 655,09	0,00	189 069 655,09	– 112,27	0,00	189 069 542,82	189 070 148,92	– 606,10
IT	EUR	2 052 605 403,60	2 253 934 649,51	4 306 540 053,11	– 642 279,82	– 520 250,83	4 305 377 522,46	4 306 115 729,35	– 738 206,89
CY	EUR	0,00	56 313 396,90	56 313 396,90	0,00	0,00	56 313 396,90	56 313 396,90	0,00

MS		2016 — Expenditure/Assigned Revenue for the Paying Agencies for which the accounts are		Total a + b	Reductions and suspensions for the whole financial year ⁽¹⁾	Reductions according to Article 54(2) of Regulation (EU) No 1306/2013	Total including reductions and suspensions	Payments made to the Member State for the financial year	Amount to be recovered from (–) or paid to (+) the Member State ⁽²⁾
		cleared	disjoined						
		= expenditure/assigned revenue declared in the annual declaration	= total of the expenditure/assigned revenue in the monthly declarations						
		a	b	c = a + b	d	e	f = c + d + e	g	h = f – g
LV	EUR	189 060 513,30	0,00	189 060 513,30	0,00	– 540,85	189 059 972,45	189 060 513,30	– 540,85
LT	EUR	438 683 340,62	0,00	438 683 340,62	– 21 771,92	– 398,01	438 661 170,69	433 978 994,41	4 682 176,28
LU	EUR	28 963 594,31	0,00	28 963 594,31	0,00	0,00	28 963 594,31	28 924 603,27	38 991,04
HU	HUF	0,00	0,00	0,00	0,00	– 70 659 646,00	– 70 659 646,00	0,00	– 70 659 646,00
HU	EUR	1 317 869 300,83	0,00	1 317 869 300,83	– 978 373,92	0,00	1 316 890 926,91	1 317 033 374,15	– 142 447,24
MT	EUR	0,00	5 317 207,05	5 317 207,05	0,00	0,00	5 317 207,05	5 317 207,05	0,00
NL	EUR	618 414 657,81	0,00	618 414 657,81	– 501 741,06	0,00	617 912 916,75	617 804 156,39	108 760,36
AT	EUR	675 728 274,74	560 013,80	676 288 288,54	– 483,40	– 2,64	676 287 802,50	676 287 805,14	– 2,64
PL	PLN	0,00	0,00	0,00	0,00	– 463 339,83	– 463 339,83	0,00	– 463 339,83
PL	EUR	3 439 186 934,69	0,00	3 439 186 934,69	– 11 137 793,39	0,00	3 428 049 141,30	3 426 576 470,41	1 472 670,89
PT	EUR	668 951 357,46	0,00	668 951 357,46	– 667 959,08	– 824 107,43	667 459 290,95	667 469 761,97	– 10 471,02
RO	RON	0,00	0,00	0,00	0,00	– 4 962,73	– 4 962,73	0,00	– 4 962,73
RO	EUR	1 510 255 741,41	0,00	1 510 255 741,41	– 487 680,90	0,00	1 509 768 060,51	1 509 929 433,56	– 161 373,05
SI	EUR	140 789 748,39	0,00	140 789 748,39	0,00	– 472,11	140 789 276,28	140 691 157,45	98 118,83
SK	EUR	430 776 343,03	0,00	430 776 343,03	– 21 043,51	0,00	430 755 299,52	430 774 523,45	– 19 223,93
FI	EUR	537 722 597,80	0,00	537 722 597,80	– 11 610,57	– 19 035,45	537 691 951,78	537 710 991,08	– 19 039,30
SE	SEK	0,00	0,00	0,00	0,00	– 985 583,95	– 985 583,95	0,00	– 985 583,95
SE	EUR	677 120 048,81	0,00	677 120 048,81	– 12 921,93	0,00	677 107 126,88	677 107 126,88	0,00
UK	GBP	0,00	0,00	0,00	0,00	– 80 816,20	– 80 816,20	0,00	– 80 816,20
UK	EUR	2 949 537 751,98	0,00	2 949 537 751,98	0,00	0,00	2 949 537 751,98	2 951 631 697,28	– 2 093 945,30

MS		Expenditure (3)	Assigned revenue (3)	Article 54(2) (= e)	Total (= h)
		05 07 01 06	6701	6702	
		i	j	k	l = i + j + k
BE	EUR	0,00	– 10 213,29	– 241 052,67	– 251 265,96
BG	EUR	0,00	0,00	0,00	0,00
CZ	EUR	0,00	– 0,08	0,00	– 0,08
DK	DKK	0,00	0,00	0,00	0,00
DK	EUR	0,00	0,00	0,00	0,00
DE	EUR	215 830,03	0,00	– 41 980,97	173 849,06
EE	EUR	95 422,74	0,00	– 225,29	95 197,45
IE	EUR	1 037 556,70	0,00	– 92 736,80	944 819,90
EL	EUR	0,00	– 65 910,00	– 2 219 058,01	– 2 284 968,01
ES	EUR	0,00	– 2 813 110,69	– 953 901,10	– 3 767 011,79
FR	EUR	0,00	– 2 209 947,89	– 318 659,21	– 2 528 607,10
HR	EUR	0,00	– 606,10	0,00	– 606,10
IT	EUR	0,00	– 217 956,06	– 520 250,83	– 738 206,89
CY	EUR	0,00	0,00	0,00	0,00
LV	EUR	0,00	0,00	– 540,85	– 540,85
LT	EUR	4 682 574,29	0,00	– 398,01	4 682 176,28
LU	EUR	38 991,04	0,00	0,00	38 991,04
HU	HUF	0,00	0,00	– 70 659 646,00	– 70 659 646,00
HU	EUR	0,00	– 142 447,24	0,00	– 142 447,24
MT	EUR	0,00	0,00	0,00	0,00

MS		Expenditure ⁽³⁾	Assigned revenue ⁽³⁾	Article 54(2) (= e)	Total (= h)
		05 07 01 06	6701	6702	
		i	j	k	l = i + j + k
NL	EUR	108 760,36	0,00	0,00	108 760,36
AT	EUR	0,00	0,00	– 2,64	– 2,64
PL	PLN	0,00	0,00	– 463 339,83	– 463 339,83
PL	EUR	1 472 670,89	0,00	0,00	1 472 670,89
PT	EUR	813 636,41	0,00	– 824 107,43	– 10 471,02
RO	RON	0,00	0,00	– 4 962,73	– 4 962,73
RO	EUR	0,00	– 161 373,05	0,00	– 161 373,05
SI	EUR	98 590,94	0,00	– 472,11	98 118,83
SK	EUR	0,00	– 19 223,93	0,00	– 19 223,93
FI	EUR	0,00	– 3,85	– 19 035,45	– 19 039,30
SE	SEK	0,00	0,00	– 985 583,95	– 985 583,95
SE	EUR	0,00	0,00	0,00	0,00
UK	GBP	0,00	0,00	– 80 816,20	– 80 816,20
UK	EUR	0,00	– 2 093 945,30	0,00	– 2 093 945,30

(¹) The reductions and suspensions are those taken into account in the payment system, to which are added in particular the corrections for the non-respect of payment deadlines established in August, September and October 2016 and other reductions in the context of Article 41 of Regulation (EU) No 1306/2013.

(²) For the calculation of the amount to be recovered from or paid to the Member State the amount taken into account is: the total of the annual declaration for the expenditure cleared (column a), or the total of the monthly declarations for the expenditure disjoined (column b). Applicable exchange rate: Article 11(1) first subparagraph, second sentence of Commission Delegated Regulation (EU) No 907/2014.

(³) BL 05 07 01 06 shall be split between the negative corrections which become assigned revenue in BL 67 01 and the positive ones in favour of MS which shall now be included on the expenditure side 05 07 01 06 as per Article 43 of Regulation (EU) No 1306/2013.

NB: Nomenclature 2017: 05 07 01 06, 6701, 6702

ANNEX II

CLEARANCE OF THE PAYING AGENCIES' ACCOUNTS

FINANCIAL YEAR 2016 — EAGF

List of the Paying Agencies for which the accounts are disjoined and are subject of a later clearance decision

Member State	Paying Agency
Austria	Zollamt Salzburg
Bulgaria	State Fund Agriculture
Cyprus	Cyprus Agricultural Payments Organization
Denmark	Danish AgriFish Agency
France	FranceAgriMer
Italy	Agenzia per le Erogazioni in Agricoltura
Malta	Agriculture and Rural Payments Agency

