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II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) No 1082/2010

of 24 November 2010

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 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⁾,

Having regard to Commission Regulation (EC) No 1580/2007 of 21 December 2007 laying down implementing rules for Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the fruit and vegetable sector ⁽²⁾, and in particular Article 138(1) thereof,

Whereas:

Regulation (EC) No 1580/2007 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 XV, Part A thereto,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 138 of Regulation (EC) No 1580/2007 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 November 2010.

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

Done at Brussels, 24 November 2010.

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

Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 350, 31.12.2007, 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	AL	59,4
	EC	92,0
	IL	95,1
	MA	70,0
	MK	50,2
	ZZ	73,3
0707 00 05	AL	54,8
	EG	150,8
	JO	182,1
	TR	62,3
	ZZ	112,5
0709 90 70	MA	67,8
	TR	114,0
	ZZ	90,9
0805 20 10	MA	69,5
	ZZ	69,5
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	HR	52,2
	IL	75,7
	MA	61,9
	TR	53,2
	UY	58,1
	ZZ	60,2
0805 50 10	AR	51,5
	CL	79,2
	MA	68,0
	TR	60,3
	UY	57,1
	ZA	51,7
	ZZ	61,3
0808 10 80	AR	74,9
	AU	167,9
	BR	49,6
	CA	113,1
	CL	73,8
	CN	93,5
	MK	24,7
	NZ	106,1
	US	92,1
	ZA	103,3
	ZZ	89,9
0808 20 50	CL	78,3
	CN	34,1
	US	160,9
	ZZ	91,1

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION REGULATION (EU) No 1083/2010**of 24 November 2010****amending the representative prices and additional import duties for certain products in the sugar sector fixed by Regulation (EU) No 867/2010 for the 2010/11 marketing year**

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⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular Article 36(2), second subparagraph, second sentence thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2010/11 marketing year are fixed by Commission Regulation (EU) No 867/2010 ⁽³⁾. These prices and duties have been last amended by Commission Regulation (EU) No 1075/2010 ⁽⁴⁾

- (2) The data currently available to the Commission indicate that those amounts should be amended in accordance with the rules and procedures laid down in Regulation (EC) No 951/2006,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties applicable to imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EU) No 867/2010 for the 2010/11, marketing year, are hereby amended as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 November 2010.

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

Done at Brussels, 24 November 2010.

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

Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 259, 1.10.2010, p. 3.

⁽⁴⁾ OJ L 306, 23.11.2010, p. 74.

ANNEX

Amended representative prices and additional import duties applicable to white sugar, raw sugar and products covered by CN code 1702 90 95 from 25 November 2010

(EUR)

CN code	Representative price per 100 kg net of the product concerned	Additional duty per 100 kg net of the product concerned
1701 11 10 ⁽¹⁾	56,13	0,00
1701 11 90 ⁽¹⁾	56,13	0,00
1701 12 10 ⁽¹⁾	56,13	0,00
1701 12 90 ⁽¹⁾	56,13	0,00
1701 91 00 ⁽²⁾	49,66	2,57
1701 99 10 ⁽²⁾	49,66	0,00
1701 99 90 ⁽²⁾	49,66	0,00
1702 90 95 ⁽³⁾	0,50	0,22

⁽¹⁾ For the standard quality defined in point III of Annex IV to Regulation (EC) No 1234/2007.⁽²⁾ For the standard quality defined in point II of Annex IV to Regulation (EC) No 1234/2007.⁽³⁾ Per 1 % sucrose content.

DECISIONS

COUNCIL IMPLEMENTING DECISION

of 22 November 2010

authorising Germany, Italy and Austria to introduce a special measure derogating from Article 193 of Directive 2006/112/EC and amending Decision 2007/250/EC to extend the period of validity of the authorisation granted to the United Kingdom

(2010/710/EU)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Directive 2006/112/EC of 28 November 2006 on the common system of value added tax ⁽¹⁾, and in particular Article 395(1) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) By letters registered with the Secretariat-General of the Commission on 3 August 2007, 23 December 2009 and 17 February 2010 respectively Italy, Germany and Austria requested authorisation to introduce a special measure derogating from Article 193 of Directive 2006/112/EC as regards the person liable for payment of value added tax (hereinafter 'VAT'). By letter registered with the Secretariat-General of the Commission on 10 February 2010, the United Kingdom requested to extend the period of validity of the authorisation provided for by Council Decision 2007/250/EC of 16 April 2007 authorising the United Kingdom to introduce a special measure derogating from Article 193 of Directive 2006/112/EC on the common system of value added tax ⁽²⁾.
- (2) The Commission informed the other Member States by letter dated 11 January 2010 of the request made by Germany, and by letter dated 9 March 2010 of the requests made by Italy, Austria and the United Kingdom. The Commission informed Germany by letter dated 12 January 2010 and Italy, Austria and the United Kingdom, by letters dated 11 March 2010, that it had all the information it considered necessary for the appraisal of the requests.
- (3) The person liable for the payment of VAT pursuant to Article 193 of Directive 2006/112/EC is the taxable person supplying the goods. The purpose of the derogations requested by Germany, Italy and Austria is to

place that liability on the taxable person to whom the supplies are made, but only under certain conditions and only in relation to particular products, notably mobile telephones and integrated circuit devices.

- (4) A significant number of traders in particular products, notably mobile telephones and integrated circuit devices, evade paying VAT to the tax authorities after selling their products. Their customers, however, are entitled to a tax deduction as they are in possession of a valid invoice. In the most aggressive cases of such tax evasion the same goods are, via a 'carousel' scheme, supplied several times without payment of VAT to the tax authorities. By designating the person to whom the goods are supplied as the person liable for the payment of VAT in such cases, the derogation would eliminate the opportunity to engage in that form of tax evasion. It would not affect the amount of VAT due.
- (5) For the purposes of ensuring the effective operation of the derogation and preventing tax evasion from being shifted to other products or towards the retail level, Germany, Italy and Austria should introduce appropriate control and reporting obligations. The Commission should be informed of the specific measures adopted in view of monitoring the operation of the derogation.
- (6) The measure is proportionate to the objectives pursued since it is not intended to apply generally, but only to specific groups of products, where there is a high risk of tax evasion and where the scale of tax evasion has resulted in considerable tax losses. Moreover, the use of a reverse charge mechanism implies less risk of shifting of fraud towards the retail trade of the products in question, as mobile phones are generally supplied by large phone companies and as the measure is applicable to integrated circuits in a state prior to integration into end-user products.
- (7) In principle, the authorisation shall be valid only for a short period, because it cannot be established with certainty that the objectives of the measure will be achieved nor can the impact of the measure on the functioning of the VAT systems within those Member States who apply it, or in other Member States, be gauged in advance.

⁽¹⁾ OJ L 347, 11.12.2006, p. 1.

⁽²⁾ OJ L 109, 26.4.2007, p. 42.

- (8) The United Kingdom should be allowed to continue to apply its existing special measure until the date of expiry of the authorisations granted to Germany, Italy and Austria.
- (9) The derogation has no negative impact on the Union's own resources accruing from VAT,

HAS ADOPTED THIS DECISION:

Article 1

1. By way of derogation from Article 193 of Directive 2006/112/EC, Germany is authorised to designate the taxable person to whom supplies of the following goods are made as the person liable to pay VAT:

- (a) mobile telephones, being devices made or adapted for use in connection with a licensed network and operated on specified frequencies, whether or not they have any other use;
- (b) integrated circuit devices such as microprocessors and central processing units in a state prior to integration into end-user products.

2. The derogation shall apply in respect of supplies of goods for which the taxable amount is equal to or higher than EUR 5 000.

Article 2

By way of derogation from Article 193 of Directive 2006/112/EC, Italy is authorised to designate the taxable person to whom supplies of the following goods are made as the person liable to pay VAT:

- (a) mobile telephones, being devices made or adapted for use in connection with a licensed network and operated on specified frequencies, whether or not they have any other use;
- (b) integrated circuit devices such as microprocessors and central processing units in a state prior to integration into end-user products.

Article 3

1. By way of derogation from Article 193 of Directive 2006/112/EC, Austria is authorised to designate the taxable person to whom supplies of the following goods are made as the person liable to pay VAT:

- (a) mobile telephones, being devices made or adapted for use in connection with a licensed network and operated on specified frequencies, whether or not they have any other use;
- (b) integrated circuit devices such as microprocessors and central processing units in a state prior to integration into end-user products.

2. The derogation shall apply in respect of supplies of goods for which the taxable amount is equal to or higher than EUR 5 000.

Article 4

The derogation provided for in Articles 1, 2 and 3 is subject to Germany, Italy and Austria introducing appropriate and effective control and reporting obligations on taxable persons who supply goods to which the reverse charge applies in accordance with this Decision.

Article 5

Article 4 of Decision 2007/250/EC is replaced by the following:

'Article 4

This Decision shall expire on the date of entry into force of the Union rules allowing all Member States to adopt such measures derogating from Article 193 of Directive 2006/112/EC, but on 31 December 2013 at the latest.'

Article 6

This Decision shall take effect on the day of its notification.

This Decision shall expire on the date of entry into force of the Union rules allowing all Member States to adopt such measures derogating from Article 193 of Directive 2006/112/EC, but on 31 December 2013 at the latest.

Article 7

This Decision is addressed to the Federal Republic of Germany, the Italian Republic, the Republic of Austria, and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 22 November 2010.

For the Council
The President
S. VANACKERE

COMMISSION DECISION

of 23 November 2010

on an additional Union financial contribution for 2010 towards expenditure incurred by Member States for certain projects in the field of fisheries control, inspection and surveillance

(notified under document C(2010) 7996)

(Only the Danish, Dutch, English, Estonian, French, German, Greek, Italian, Latvian, Maltese, Polish, Portuguese, Romanian, Spanish, Swedish texts are authentic)

(2010/711/EU)

THE EUROPEAN COMMISSION,

reporting devices, a priority was given to devices combining ERS and VMS functions

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

(6) Applications concerning actions listed in Article 8(a) of Regulation (EC) No 861/2006 may qualify for Union funding.

Having regard to Council Regulation (EC) No 861/2006 of 22 May 2006 establishing Community financial measures for the implementation of the common fisheries policy and in the area of the Law of the Sea ⁽¹⁾, and in particular Article 21 thereof,

(7) Applications for Union funding are to comply with the rules set out in Commission Regulation (EC) No 391/2007 ⁽³⁾.

Whereas:

(8) It is appropriate to fix the maximum amounts and the rate of the Union financial contribution within the limits set by Article 15 of Regulation (EC) No 861/2006 and to lay down the conditions under which such contribution may be granted.

(1) Based upon the requests for Union co-finance that have been submitted by Member States in their fisheries control programmes for 2010, the Commission has adopted Decision 2010/352/EU ⁽²⁾, which has left some of the 2010 budget available for fisheries control unused.

(9) In order to encourage investment in the priority actions defined by the Commission and in view of the negative impact of the financial crisis on Member States' budgets, expenditure related to the abovementioned priority areas should benefit from a high co-financing rate, within the limits laid down in Article 15 of Regulation (EC) No 861/2006.

(2) That unused part of the 2010 budget should now be allocated by a new Decision.

(10) In order to qualify for the contribution, automatic localisation devices should satisfy the requirements fixed by Commission Regulation (EC) No 2244/2003 of 18 December 2003 laying down detailed provisions regarding satellite-based Vessel Monitoring Systems ⁽⁴⁾.

(3) In conformity with Article 21(2) of Regulation (EC) No 861/2006, Member States have been asked to submit programmes related to additional funding in the priority areas defined by the Commission, i.e. automation and management of data, new technologies, and seminars in the area of illegal, unreported and unregulated (IUU) fishing.

(11) In order to qualify for the contribution, electronic recording and reporting devices on board fishing vessels should satisfy the requirements laid down by Commission Regulation (EC) No 1077/2008 of 3 November 2008 laying down detailed rules for the implementation of Council Regulation (EC) No 1966/2006 on electronic recording and reporting of fishing activities and on means of remote sensing and repealing Regulation (EC) No 1566/2007 ⁽⁵⁾.

(4) On that basis requests in the programmes for Union funding related to actions such as pilot projects, training and exchange programmes as well as the construction of patrol vessels and aircrafts, have been rejected since they were not dedicated to the priority areas defined above.

(12) The measures provided for in this Decision are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

(5) Within the priority areas indicated by the Commission, not all the eligible expenditure in the programmes could be retained, due to budgetary restraints. The Commission selected the projects to be co-financed on the grounds that they were in conformity with the priorities defined by the Commission. Concerning electronic recording and

⁽¹⁾ OJ L 160, 14.6.2006, p. 1.

⁽²⁾ OJ L 160, 26.6.2010, p. 11.

⁽³⁾ OJ L 97, 12.4.2007, p. 30.

⁽⁴⁾ OJ L 333, 20.12.2003, p. 17.

⁽⁵⁾ OJ L 295, 4.11.2008, p. 3.

HAS ADOPTED THIS DECISION:

Article 1

Subject matter

This Decision provides for a Union financial contribution for 2010 towards expenditure incurred by Member States for 2010 in implementing certain projects on monitoring and control systems applicable to the common fisheries policy (CFP), as referred to in Article 8(a) of Regulation (EC) No 861/2006. It establishes the amount of the Union financial contribution for each Member State, the rate of the Union financial contribution and the conditions on which such contribution may be granted.

Article 2

Closure of outstanding commitments

All payments in respect of which a reimbursement is claimed shall be made by the Member State concerned by 30 June 2014. Payments made by a Member State after that deadline shall not be eligible for reimbursement. Unused budgetary appropriations related to this Decision shall be de-committed at the latest by 31 December 2015.

Article 3

New technologies and IT networks

Expenditure incurred, in respect of projects referred to in Annex I, on the setting up of new technologies and IT networks, in order to allow efficient and secure collection and management of data in connection with monitoring, control and surveillance of fisheries activities, shall qualify for a financial contribution of 90 % of the eligible expenditure, within the limits laid down in that Annex.

Article 4

Automatic localisation devices

1. Expenditure incurred, in respect of projects referred to in Annex II, on the purchase and fitting on board of fishing vessels of automatic localisation devices enabling vessels to be monitored at a distance by a fisheries monitoring centre through a vessel monitoring system (VMS) shall qualify for a financial contribution of 90 % of the eligible expenditure, within the limits established in that Annex.

2. The financial contribution referred to in paragraph 1 shall be limited to EUR 2 500 per vessel.

3. In order to qualify for the financial contribution referred to in paragraph 1, automatic localisation devices shall satisfy the requirements laid down in Regulation (EC) No 2244/2003.

Article 5

Electronic recording and reporting systems

Expenditure incurred, in respect of projects referred to in Annex III, on the development, purchase, and installation of, as well as technical assistance for, the components necessary for electronic recording and reporting systems (ERS), in order to allow efficient and secure data exchange related to monitoring, control and surveillance of fisheries activities, shall qualify for a financial contribution of 90 % of the eligible expenditure, within the limits laid down in that Annex.

Article 6

Electronic recording and reporting devices

1. Expenditure incurred, in respect of projects referred to in Annex IV, on the purchase and fitting on board of fishing vessels of ERS devices enabling vessels to record and report electronically to a Fisheries Monitoring Centre data on fisheries activities, shall qualify for a financial contribution of 90 % of the eligible expenditure, within the limits established in that Annex.

2. The financial contribution referred to in paragraph 1 shall be limited to EUR 3 000 per vessel, without prejudice to paragraph 4.

3. In order to qualify for a financial contribution, ERS devices shall satisfy the requirements established under Regulation (EC) No 1077/2008.

4. In case of devices combining ERS and VMS functions, and fulfilling the requirements laid down in Regulations (EC) No 2244/2003 and (EC) No 1077/2008, the financial contribution referred to in paragraph 1 of this Article shall be limited to EUR 4 500.

Article 7

Initiatives raising awareness of CFP rules

Expenditure incurred, in respect of projects referred to in Annex V, on initiatives including seminar and media tools aimed at enhancing awareness among fishermen and other players such as inspectors, public prosecutors and judges, as well as among the general public, on the need to fight illegal, unreported and unregulated (IUU) fishing and to implement the new control Regulation, shall qualify for a financial contribution of 90 % of the eligible expenditure, within the limits laid down in that Annex.

Article 8

Total maximum Union contribution per Member State

The total planned expenditure, the total expenditure for projects selected under this Decision, and the total maximum Union contribution per Member State allocated under this Decision are as follows:

(in EUR)			
Member State	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Belgium	235 000	222 500	195 000
Denmark	2 284 608	907 124	816 412
Germany	1 367 695	1 151 035	1 035 932
Estonia	161 803	89 835	80 852
Ireland	2 145 000	580 000	330 000
Greece	9 150 000	1 800 000	1 620 000
Spain	400 000	0	0
France	7 429 203	2 424 000	2 181 600
Italy	10 890 000	4 040 000	3 636 000
Cyprus	100 000	70 000	63 000
Latvia	11 459	0	0
Malta	358 029	8 460	7 614
Netherlands	2 085 000	157 500	141 750
Poland	1 091 633	922 493	830 243
Portugal	3 105 763	2 408 000	1 354 500
Romania	30 500	0	0
Sweden	1 674 595	103 541	93 187
United Kingdom	1 610 375	1 178 824	1 060 940
Total	44 130 664	16 063 311	13 447 030

Article 9

Addressees

This Decision is addressed to the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the Republic of Estonia, Ireland, the Hellenic Republic, the Kingdom of Spain, the French Republic, the Italian Republic, the Republic of Cyprus, the Republic of Latvia, the Republic of Malta, the Kingdom of the Netherlands, the Republic of Poland, the Portuguese Republic, Romania, the Kingdom of Sweden, and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 23 November 2010.

For the Commission
 Maria DAMANAKI
 Member of the Commission

ANNEX I

NEW TECHNOLOGIES AND IT NETWORKS

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Belgium			
BE/10/04	200 000	200 000	180 000
Sub-Total	200 000	200 000	180 000
Denmark			
DK/10/15	67 194	67 194	60 475
DK/10/16	33 597	0	0
DK/10/17	1 343 887	0	0
Sub-Total	1 444 679	67 194	60 475
Germany			
DE/10/22	24 000	0	0
DE/10/23	14 000	0	0
Sub-Total	38 000	0	0
Estonia			
EE/10/07	10 898	0	0
Sub-Total	10 898	0	0
Ireland			
IE/10/13	75 000	0	0
IE/10/14	300 000	0	0
IE/10/15	70 000	0	0
IE/10/16	100 000	0	0
IE/10/22	340 000	0	0
Sub-Total	885 000	0	0
Greece			
EL/10/13	2 000 000	0	0
EL/10/14	800 000	0	0
Sub-Total	2 800 000	0	0
Spain			
ES/10/08	400 000	0	0
Sub-Total	400 000	0	0
France			
FR/10/12	3 340 000	0	0
Sub-Total	3 340 000	0	0
Italy			
IT/10/12	340 000	340 000	306 000
IT/10/13	1 100 000	0	0
IT/10/14	1 850 000	0	0
Sub-Total	3 290 000	340 000	306 000

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Cyprus			
CY/10/04	30 000	0	0
Sub-Total	30 000	0	0
Latvia			
LV/10/01	11 459	0	0
Sub-Total	11 459	0	0
Malta			
MT/10/01	314 825	0	0
Sub-Total	314 825	0	0
Netherlands			
NL/10/18	340 000	0	0
Sub-Total	340 000	0	0
Poland			
PL/10/05	7 346	0	0
PL/10/06	4 897	0	0
Sub-Total	12 244	0	0
Portugal			
PT/10/01	148 050	0	0
Sub-Total	148 050	0	0
Romania			
RO/10/08	14 000	0	0
RO/10/09	6 000	0	0
RO/10/10	7 500	0	0
Sub-Total	27 500	0	0
Sweden			
SE/10/11	103 541	103 541	93 187
SE/10/12	350 000	0	0
SE/10/13	500 000	0	0
Sub-Total	953 541	103 541	93 187
United Kingdom			
UK/10/63	3 662	0	0
UK/10/65	5 772	0	0
UK/10/66	11 765	0	0
UK/10/70	8 235	0	0
UK/10/73	4 706	0	0
UK/10/74	706	0	0
UK/10/75	5 529	0	0
Sub-Total	40 375	0	0
Total	14 286 571	710 735	639 662

ANNEX II

AUTOMATIC LOCALISATION DEVICES

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Belgium			
BE/10/05	12 500	0	0
Sub-Total	12 500	0	0
Germany			
DE/10/20	12 000	0	0
DE/10/33	66 660	0	0
Sub-Total	78 660	0	0
Estonia			
EE/10/05	40 905	0	0
Sub-Total	40 905	0	0
Ireland			
IE/10/20	160 000	0	0
Sub-Total	160 000	0	0
Greece			
EL/10/15	3 360 000	0	0
EL/10/16	950 000	0	0
EL/10/17	240 000	0	0
Sub-Total	4 550 000	0	0
France			
FR/10/10	1 520 000	0	0
Sub-Total	1 520 000	0	0
Italy			
IT/10/15	3 300 000	0	0
IT/10/16	600 000	0	0
Sub-Total	3 900 000	0	0
Cyprus			
CY/10/05	70 000	70 000	63 000
Sub-Total	70 000	70 000	63 000
Malta			
MT/10/02	22 000	0	0
MT/10/03	12 744	0	0
Sub-Total	34 744	0	0
Netherlands			
NL/10/16	87 500	0	0
Sub-Total	87 500	0	0

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Romania			
RO/10/05	3 000	0	0
Sub-Total	3 000	0	0
Sweden			
SE/10/14	401 222	0	0
SE/10/15	112 750	0	0
Sub-Total	513 972	0	0
United Kingdom			
UK/10/100	20 588	0	0
UK/10/103	250 000	0	0
UK/10/105	120 588	0	0
Sub-Total	391 176	0	0
Total	11 362 457	70 000	63 000

ANNEX III

ELECTRONIC RECORDING AND REPORTING SYSTEMS

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Germany			
DE/10/26	50 000	0	0
DE/10/29	50 000	0	0
Sub-Total	100 000	0	0
Ireland			
IE/10/18	100 000	100 000	90 000
IE/10/21	520 000	0	0
Sub-Total	620 000	100 000	90 000
France			
FR/10/11	145 203	0	0
Sub-Total	145 203	0	0
Netherlands			
NL/10/15	1 500 000	0	0
Sub-Total	1 500 000	0	0
Poland			
PL/10/07	61 217	61 217	55 096
PL/10/08	14 693	0	0
PL/10/09	48 974	48 974	44 076
Sub-Total	124 884	110 191	99 172
Sweden			
SE/10/16	207 082	0	0
Sub-Total	207 082	0	0
Total	2 697 169	210 191	189 172

ANNEX IV

ELECTRONIC RECORDING AND REPORTING DEVICES

(in EUR)

Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Belgium			
BE/10/06	22 500	22 500	15 000
Sub-Total	22 500	22 500	15 000
Denmark			
DK/10/20	839 930	839 930	755 937
Sub-Total	839 930	839 930	755 937
Germany			
DE/10/28	349 965	349 965	314 969
DE/10/30	612 070	612 070	550 863
DE/10/31	84 000	84 000	75 600
DE/10/32	105 000	105 000	94 500
Sub-Total	1 151 035	1 151 035	1 035 932
Estonia			
EE/10/06	110 000	89 835	80 852
Sub-Total	110 000	89 835	80 852
Ireland			
IE/10/19	480 000	480 000	240 000
Sub-Total	480 000	480 000	240 000
Greece			
EL/10/18	1 800 000	1 800 000	1 620 000
Sub-Total	1 800 000	1 800 000	1 620 000
France			
FR/10/09	2 424 000	2 424 000	2 181 600
Sub-Total	2 424 000	2 424 000	2 181 600
Italy			
IT/10/17	3 700 000	3 700 000	3 330 000
Sub-Total	3 700 000	3 700 000	3 330 000
Netherlands			
NL/10/17	157 500	157 500	141 750
Sub-Total	157 500	157 500	141 750
Poland			
PL/10/10	305 598	305 598	275 038
PL/10/11	59 503	59 503	53 553
PL/10/12	447 200	447 200	402 480
PL/10/13	21 500	0	0
PL/10/14	35 000	0	0
PL/10/15	85 705	0	0
Sub-Total	954 506	812 301	731 071

(in EUR)			
Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Portugal			
PT/10/02	2 408 000	2 408 000	1 354 500
Sub-Total	2 408 000	2 408 000	1 354 500
United Kingdom			
UK/10/76	70 588	70 588	63 529
UK/10/99	16 471	16 471	14 824
UK/10/101	200 000	200 000	180 000
UK/10/102	795 294	795 294	715 765
UK/10/104	96 471	96 471	86 824
Sub-Total	1 178 824	1 178 824	1 060 941
Total	15 226 294	15 063 924	12 547 582

ANNEX V

INITIATIVES RAISING AWARENESS OF CFP RULES

(in EUR)

Member State and project code	Expenditure planned in the additional national fisheries control programme for 2010	Expenditure for projects selected under this Decision	Maximum Union contribution
Malta			
MT/10/06	8 460	8 460	7 614
Sub-Total	8 460	8 460	7 614
Portugal			
PT/10/04	549 713	0	0
Sub-Total	549 713	0	0
Total	558 173	8 460	7 614

COMMISSION DECISION

of 23 November 2010

approving annual and multiannual programmes and the financial contribution from the Union for the eradication, control and monitoring of certain animal diseases and zoonoses presented by the Member States for 2011 and following years

(notified under document C(2010) 8125)

(2010/712/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Council Decision 2009/470/EC of 25 May 2009 on expenditure in the veterinary field ⁽¹⁾, and in particular Article 27(5) thereof,

Whereas:

certain transmissible spongiform encephalopathies ⁽³⁾ provides for annual monitoring programmes by Member States for transmissible spongiform encephalopathies (TSEs) in bovine, ovine and caprine animals.

(5) Council Directive 2005/94/EC of 20 December 2005 on Community measures for the control of avian influenza ⁽⁴⁾ also provides for surveillance programmes by Member States to be carried out in respect of poultry and wild birds in order to contribute, inter alia, on the basis of regularly updated risk-assessments, to the knowledge on the threats posed by the wild birds in relation to any influenza virus of avian origin in birds. Those annual programmes, and their financing, for monitoring should also be approved.

(1) Decision 2009/470/EC lays down the procedures governing the Union financial contribution for programmes for the eradication, control and monitoring of animal diseases and zoonoses.

(6) Certain Member States have submitted to the Commission annual programmes for the eradication, control and monitoring of animal diseases, programmes of checks aimed at the prevention of zoonoses, and annual monitoring programmes for the eradication and monitoring of certain TSEs for which they wish to receive a financial contribution from the Union.

(2) In addition, Article 27(1) of Decision 2009/470/EC provides that a Union financial measure is to be introduced to reimburse the expenditure incurred by the Member States for the financing of national programmes for the eradication, control and monitoring of the animal diseases and zoonoses listed in Annex 1 to that Decision.

(7) For the years 2009 and 2010 certain multiannual programmes submitted by Member States for the eradication, control and monitoring of the animal diseases were approved under Commission Decisions 2008/897/EC ⁽⁵⁾ and 2009/883/EC ⁽⁶⁾.

(3) Commission Decision 2008/341/EC of 25 April 2008 laying down Community criteria for national programmes for the eradication, control and monitoring of certain animal diseases and zoonoses ⁽²⁾ provides that in order to be approved under the Union financial measures, programmes submitted by the Member States must meet at least the criteria set out in the Annex to that Decision.

(8) The commitment of the expenditure for those multiannual programmes was adopted in accordance with Article 76(3) of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽⁷⁾. The first budget commitment for those programmes was made after their approval. Each subsequent annual commitment should be made by the Commission in function of the execution of the programme for the previous year, on the basis of a decision to grant a contribution referred to in Article 27(5) of Decision 2009/470/EC.

(4) Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of

⁽¹⁾ OJ L 155, 18.6.2009, p. 30.

⁽²⁾ OJ L 115, 29.4.2008, p. 44.

⁽³⁾ OJ L 147, 31.5.2001, p. 1.

⁽⁴⁾ OJ L 10, 14.1.2006, p. 16.

⁽⁵⁾ OJ L 322, 2.12.2008, p. 39.

⁽⁶⁾ OJ L 317, 3.12.2009, p. 36.

⁽⁷⁾ OJ L 248, 16.9.2002, p. 1.

- (9) Rabies programmes in most Member States are now approaching the stage of achieving their objective of eradicating this important public health threat. It is appropriate to provide additional support to these programmes through a higher level of financial contribution by the Union, in order to reinforce the efforts of the Member States to eradicate that disease as soon as possible.
- (10) Certain Member States which have been successfully implementing rabies eradication programmes that have been co-financed for several years, share land borders with third countries where that disease is present. In order to finally eradicate rabies, certain vaccination activities need to be carried out in the territory of those third countries adjacent to the Union.
- (11) The Commission has assessed the annual programmes submitted by the Member States, as well as the third and second years respectively of the multiannual programmes approved for 2009 and 2010, from both the veterinary and financial point of view. Those programmes comply with the relevant Union veterinary legislation and in particular with the criteria set out in Decision 2008/341/EC.
- (12) In the light of the importance of the annual and multiannual programmes for the achievement of Union objectives in the field of animal and public health, as well as the obligatory application in all Member States in the case of the TSE and avian influenza programmes, it is appropriate to fix the appropriate rate of the Union financial contribution to reimburse the costs to be incurred by the Member States concerned for the measures referred to in this Decision up to a maximum amount for each programme.
- (13) In the interests of better management and a more efficient use of Union funds and improved transparency, it is also necessary to fix for each programme, where appropriate, the average cost to be reimbursed to the Member States for certain measures, such as the costs of the tests used in the Member States and the compensation payable to owners for their losses due to the slaughter or culling of animals. It is also necessary to clarify which expenditure is eligible for a Union financial contribution. For that reasons, a clarification of eligible expenditure should be included.
- (14) Under Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy⁽¹⁾, programmes for the eradication and control of animal diseases are to be financed under the European Agricultural Guarantee Fund. For financial control purposes, Articles 9, 36 and 37 of that Regulation are to apply.
- (15) The financial contribution from the Union should be granted subject to the condition that the actions planned are efficiently carried out and that the competent authorities supply all the necessary information within the time limits laid down in this Decision.
- (16) For reasons of administrative efficiency all expenditure submitted for a financial contribution by the Union should be expressed in euro. In accordance with Regulation (EC) No 1290/2005, the conversion rate for expenditure in a currency other than the euro should be the most recent exchange rate set by the European Central Bank prior to the first day of the month in which the application is submitted by the Member State concerned.
- (17) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,
- HAS ADOPTED THIS DECISION:
- CHAPTER I
ANNUAL PROGRAMMES
Article 1
Bovine brucellosis
1. The programmes for the eradication of bovine brucellosis submitted by Spain, Italy, Cyprus, Portugal and the United Kingdom are hereby approved for the period from 1 January 2011 to 31 December 2011.
2. The financial contribution by the Union:
- (a) shall include a lump sum of EUR 0,5 per domestic animal sampled;
- (b) shall be at the rate of 50 % of the costs to be incurred by each Member State referred to in paragraph 1 for the cost of:
- (i) carrying out laboratory tests;
- (ii) the compensation to be paid to owners for the value of their animals slaughtered subject to those programmes;
- (14) Under Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy⁽¹⁾, programmes for the eradication and control of animal diseases are to be financed under the

⁽¹⁾ OJ L 209, 11.8.2005, p. 1.

- (iii) the purchase of vaccine doses; and
- (c) shall not exceed the following:
- (i) EUR 5 600 000 for Spain;
 - (ii) EUR 3 500 000 for Italy;
 - (iii) EUR 80 000 for Cyprus;
 - (iv) EUR 1 600 000 for Portugal;
 - (v) EUR 5 000 000 for the United Kingdom.
3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:
- (a) for a rose bengal test: EUR 0,2 per test;
 - (b) for a SAT test: EUR 0,2 per test;
 - (c) for a complement fixation test: EUR 0,4 per test;
 - (d) for an ELISA test: EUR 1 per test;
 - (e) for animals slaughtered: EUR 375 per animal.
- (b) shall be at the rate of 50 % of the costs to be incurred by each Member State referred to in paragraph 1 for:
- (i) the costs of carrying out tuberculin and laboratory tests;
 - (ii) the compensation to be paid to owners for the value of their animals slaughtered subject to those programmes; and
- (c) shall not exceed the following:
- (i) EUR 16 000 000 for Ireland;
 - (ii) EUR 15 000 000 for Spain;
 - (iii) EUR 7 500 000 for Italy;
 - (iv) EUR 1 200 000 for Portugal;
 - (v) EUR 23 000 000 for the United Kingdom.
3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:
- (a) for a tuberculin test: EUR 2 per test;
 - (b) for a gamma-interferon test: EUR 5 per test;
 - (c) for animals slaughtered: EUR 375 per animal.

Article 2

Bovine tuberculosis

1. The programmes for the eradication of bovine tuberculosis submitted by Ireland, Spain, Italy, Portugal and the United Kingdom are hereby approved for the period from 1 January 2011 to 31 December 2011.
2. The financial contribution by the Union:
- (a) shall include a lump sum of EUR 0,5 per domestic animal sampled:
 - (i) for a gamma-interferon test;
 - (ii) suspected positive in the slaughterhouse;

Article 3

Ovine and caprine brucellosis

1. The programmes for the eradication of ovine and caprine brucellosis submitted by Greece, Spain, Italy, Cyprus, and Portugal are hereby approved for the period from 1 January 2011 to 31 December 2011.
2. The financial contribution by the Union:
- (a) shall include a lump sum of EUR 0,5 per domestic animal sampled;

(b) shall be at the rate of 50 % of the costs to be incurred by each Member State referred to in paragraph 1 for:

- (i) the purchase of vaccines;
- (ii) the cost of carrying out laboratory tests;
- (iii) the compensation to be paid to owners for the value of their animals slaughtered subject to those programmes; and

(c) shall not exceed the following:

- (i) EUR 160 000 for Greece;
- (ii) EUR 7 500 000 for Spain;
- (iii) EUR 3 500 000 for Italy;
- (iv) EUR 200 000 for Cyprus;
- (v) EUR 2 200 000 for Portugal.

3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:

- (a) for a rose bengal test: EUR 0,2 per test;
- (b) for a complement fixation test: EUR 0,4 per test;
- (c) for animals slaughtered: EUR 50 per animal.

Article 4

Bluetongue in endemic or high risk areas

1. The programmes for the eradication and monitoring of bluetongue submitted by Belgium, Bulgaria, the Czech Republic, Denmark, Germany, Estonia, Ireland, Greece, Spain, France, Italy, Latvia, Lithuania, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Finland and Sweden are hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 0,5 per domestic animal sampled;

(b) shall be at the rate of 50 % of the costs to be incurred by each Member State referred to in paragraph 1 for:

- (i) the cost of carrying out the vaccination;
- (ii) the cost of carrying out laboratory tests for virological, serological and entomological surveillance;
- (iii) the purchase of traps and vaccines; and

(c) shall not exceed the following:

- (i) EUR 390 000 for Belgium;
- (ii) EUR 10 000 for Bulgaria;
- (iii) EUR 1 500 000 for the Czech Republic;
- (iv) EUR 40 000 for Denmark;
- (v) EUR 400 000 for Germany;
- (vi) EUR 10 000 for Estonia;
- (vii) EUR 10 000 for Ireland;
- (viii) EUR 100 000 for Greece;
- (ix) EUR 7 000 000 for Spain;
- (x) EUR 3 000 000 for France;
- (xi) EUR 300 000 for Italy;
- (xii) EUR 50 000 for Latvia;
- (xiii) EUR 40 000 for Lithuania;
- (xiv) EUR 170 000 for Hungary;
- (xv) EUR 10 000 for Malta;
- (xvi) EUR 40 000 for the Netherlands;
- (xvii) EUR 360 000 for Austria;
- (xviii) EUR 50 000 for Poland;
- (xix) EUR 2 200 000 for Portugal;
- (xx) EUR 100 000 for Romania;
- (xxi) EUR 250 000 for Slovenia;

(xxii) EUR 50 000 for Slovakia;

(xxiii) EUR 20 000 for Finland;

(xxiv) EUR 100 000 for Sweden.

3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:

- (a) for an ELISA test: EUR 2,5 per test;
- (b) for a PCR test: EUR 10 per test;
- (c) for the purchase of monovalent vaccines: EUR 0,3 per dose;
- (d) for the purchase of bivalent vaccines: EUR 0,45 per dose;
- (e) for the administration of vaccines to bovine animals: EUR 1,50 per bovine animal vaccinated, regardless of the number and types of doses used;
- (f) for the administration of vaccines to ovine or caprine animals: EUR 0,75 per ovine or caprine animal vaccinated, regardless of the number and types of doses used.

Article 5

Salmonellosis (zoonotic salmonella) in breeding, laying and broiler flocks of *Gallus gallus* and in flocks of turkeys (*Meleagris gallopavo*)

1. The programmes for the control of certain zoonotic salmonella in breeding, laying and broiler flocks of *Gallus gallus* and in flocks of turkeys (*Meleagris gallopavo*) submitted by Belgium, Bulgaria, the Czech Republic, Denmark, Germany, Estonia, Ireland, Greece, Spain, France, Italy, Cyprus, Latvia, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, and the United Kingdom are hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 0,5 per official sample taken;

(b) shall be at the rate of 50 % of the costs to be incurred by each Member State referred to in paragraph 1 for the cost of:

- (i) carrying out bacteriological and serotyping tests in the framework of official sampling;
- (ii) carrying out bacteriological tests to verify the efficiency of disinfection;
- (iii) carrying out tests for the detection of antimicrobials or bacterial growth inhibitory effect in tissues from birds from flocks tested for salmonella;
- (iv) the purchase of vaccine doses;
- (v) the compensation to be paid to owners for the value of:
 - the culled breeding and laying birds of *Gallus gallus*,
 - the culled breeding turkey birds of *Meleagris gallopavo*,
 - the destroyed eggs as referred to in paragraph 3; and

(c) shall not exceed the following:

- (i) EUR 1 200 000 for Belgium;
- (ii) EUR 75 000 for Bulgaria;
- (iii) EUR 2 500 000 for the Czech Republic;
- (iv) EUR 440 000 for Denmark;
- (v) EUR 1 000 000 for Germany;
- (vi) EUR 30 000 for Estonia;
- (vii) EUR 350 000 for Ireland;
- (viii) EUR 1 500 000 for Greece;
- (ix) EUR 1 700 000 for Spain;
- (x) EUR 2 000 000 for France;
- (xi) EUR 1 000 000 for Italy;
- (xii) EUR 150 000 for Cyprus;
- (xiii) EUR 130 000 for Latvia;

(xiv) EUR 20 000 for Luxembourg;

(xv) EUR 2 000 000 for Hungary;

(xvi) EUR 150 000 for Malta;

(xvii) EUR 3 500 000 for the Netherlands;

(xviii) EUR 1 000 000 for Austria;

(xix) EUR 3 000 000 for Poland;

(xx) EUR 250 000 for Portugal;

(xxi) EUR 500 000 for Romania;

(xxii) EUR 120 000 for Slovenia;

(xxiii) EUR 600 000 for Slovakia;

(xxiv) EUR 75 000 for the United Kingdom.

3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:

- | | |
|---|--------------------|
| (a) for a bacteriological test (cultivation/isolation): | EUR 7 per test; |
| (b) for the purchase of vaccine: | EUR 0,05 per dose; |
| (c) for serotyping of relevant isolates of salmonella spp.: | EUR 20 per test; |
| (d) for a bacteriological test to verify the efficiency of disinfection of poultry houses after depopulation of a salmonella-positive flock: | EUR 5 per test; |
| (e) for a test for the detection of antimicrobials or bacterial growth inhibitory effect in tissues from birds from flocks tested for salmonella: | EUR 5 per test; |
| (f) for the compensation to be paid to owners for the value of: | |
| (i) a parent breeding bird of <i>Gallus gallus</i> culled: | EUR 4 per bird; |
| (ii) a commercial laying bird of <i>Gallus gallus</i> culled: | EUR 2,20 per bird; |
| (iii) a parent breeding turkey bird of <i>Meleagris gallopavo</i> culled: | EUR 12 per bird; |

(iv) hatching eggs of parent breeding *Gallus gallus*: EUR 0,20 per hatching egg destroyed;

(v) table eggs of *Gallus gallus*: EUR 0,04 per table egg destroyed;

(vi) hatching eggs of parent breeding *Meleagris gallopavo*: EUR 0,40 per hatching egg destroyed.

Article 6

Classical swine fever and African swine fever

1. The programmes for the control and monitoring of:

- (a) Classical swine fever submitted by Bulgaria, Germany, France, Hungary, Romania, Slovenia and Slovakia are hereby approved for the period from 1 January 2011 to 31 December 2011;
- (b) African swine fever submitted by Italy is hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 0,5 per domestic pig sampled and of EUR 5 per wild boar sampled;
- (b) shall be at the rate of 50 % of the costs to be incurred:
- (i) by each Member State referred to in paragraph 1 for the cost of carrying out virological, histological and serological tests of domestic pigs and wild boars;
- (ii) for the programmes submitted by Bulgaria, Germany, France and Romania for the purchase and distribution of vaccines plus baits for the vaccination of wild boars; and
- (c) shall not exceed the following:
- (i) EUR 210 000 for Bulgaria;
- (ii) EUR 1 520 000 for Germany;
- (iii) EUR 740 000 for France;
- (iv) EUR 160 000 for Italy;
- (v) EUR 480 000 for Hungary;
- (vi) EUR 480 000 for Romania;
- (vii) EUR 30 000 for Slovenia;
- (viii) EUR 310 000 for Slovakia.

3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed for an ELISA test EUR 2,5 per test.

Article 7

Swine vesicular disease

1. The programme for the eradication of swine vesicular disease submitted by Italy is hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of 0,5 EUR per domestic pig sampled;
- (b) shall be at the rate of 50 % of the cost of laboratory tests; and
- (c) shall not exceed EUR 730 000.

Article 8

Avian influenza in poultry and wild birds

1. The survey programmes for avian influenza in poultry and wild birds submitted by Belgium, Bulgaria, the Czech Republic, Denmark, Germany, Estonia, Ireland, Greece, Spain, France, Italy, Cyprus, Latvia, Lithuania, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Finland, Sweden and the United Kingdom are hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 0,5 per poultry sampled and EUR 5 per wild bird sampled;
- (b) shall be at the rate of 50 % of the costs to be incurred by each Member State for the costs of carrying out laboratory tests; and
- (c) shall not exceed the following:

(i) EUR 70 000 for Belgium;

(ii) EUR 40 000 for Bulgaria;

(iii) EUR 60 000 for the Czech Republic;

(iv) EUR 80 000 for Denmark;

(v) EUR 250 000 for Germany;

(vi) EUR 10 000 for Estonia;

(vii) EUR 60 000 for Ireland;

(viii) EUR 50 000 for Greece;

(ix) EUR 110 000 for Spain;

(x) EUR 200 000 for France;

(xi) EUR 800 000 for Italy;

(xii) EUR 20 000 for Cyprus;

(xiii) EUR 50 000 for Latvia;

(xiv) EUR 10 000 for Lithuania;

(xv) EUR 10 000 for Luxembourg;

(xvi) EUR 300 000 for Hungary;

(xvii) EUR 20 000 for Malta;

(xviii) EUR 300 000 for the Netherlands;

(xix) EUR 50 000 for Austria;

(xx) EUR 120 000 for Poland;

(xxi) EUR 300 000 for Portugal;

(xxii) EUR 350 000 for Romania;

(xxiii) EUR 40 000 for Slovenia;

(xxiv) EUR 30 000 for Slovakia;

(xxv) EUR 30 000 for Finland;

(xxvi) EUR 120 000 for Sweden;

(xxvii) EUR 120 000 for the United Kingdom.

3. The maximum of the costs to be reimbursed to the Member States for the tests covered by the programmes shall on average not exceed:

- (a) ELISA test: EUR 2 per test;
- (b) agar gel immune diffusion test: EUR 1,2 per test;
- (c) HI test for H5/H7: EUR 12 per test;
- (d) virus isolation test: EUR 40 per test;
- (e) PCR test: EUR 20 per test.

Article 9

Transmissible spongiform encephalopathies (TSE), bovine spongiform encephalopathy (BSE) and scrapie

1. The programmes for the monitoring of transmissible spongiform encephalopathies (TSE), and for the eradication of bovine spongiform encephalopathy (BSE) and of scrapie submitted by Belgium, Bulgaria, the Czech Republic, Denmark, Germany, Estonia, Ireland, Greece, Spain, France, Italy, Cyprus, Latvia, Lithuania, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Finland, Sweden, and the United Kingdom are hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of 0,5 EUR per domestic animal sampled;
- (b) shall be at the rate of 100 % of the costs to be incurred by each Member State referred to in paragraph 1 for the carrying out of:
 - (i) rapid tests performed to fulfil the requirements of Article 12(2) of Regulation (EC) No 999/2001, Annex III, Chapter A, Parts I and II, points 1 to 5 to Regulation (EC) No 999/2001, and Annex VII to that Regulation;
 - (ii) confirmatory tests and primary molecular discriminatory tests as referred to in point 3(2)(c)(i) of Chapter C of Annex X to Regulation (EC) No 999/2001;
- (c) shall be at the rate of 50 % of the cost incurred by each Member State for:
 - (i) the compensation to be paid to owners for the value of their animals culled and destroyed in accordance with their BSE and scrapie eradication programmes;

(ii) the analysis of samples for genotyping; and

(d) shall not exceed the following:

- (i) EUR 2 300 000 for Belgium;
- (ii) EUR 630 000 for Bulgaria;
- (iii) EUR 1 530 000 for the Czech Republic;
- (iv) EUR 1 570 000 for Denmark;
- (v) EUR 11 750 000 for Germany;
- (vi) EUR 330 000 for Estonia;
- (vii) EUR 4 250 000 for Ireland;
- (viii) EUR 2 500 000 for Greece;
- (ix) EUR 6 150 000 for Spain;
- (x) EUR 19 850 000 for France;
- (xi) EUR 7 000 000 for Italy;
- (xii) EUR 3 200 000 for Cyprus;
- (xiii) EUR 420 000 for Latvia;
- (xiv) EUR 720 000 for Lithuania;
- (xv) EUR 125 000 for Luxembourg;
- (xvi) EUR 1 380 000 for Hungary;
- (xvii) EUR 25 000 for Malta;
- (xviii) EUR 3 530 000 for the Netherlands;
- (xix) EUR 1 800 000 for Austria;
- (xx) EUR 5 440 000 for Poland;
- (xxi) EUR 1 450 000 for Portugal;
- (xxii) EUR 1 850 000 for Romania;
- (xxiii) EUR 275 000 for Slovenia;
- (xxiv) EUR 860 000 for Slovakia;
- (xxv) EUR 680 000 for Finland;
- (xxvi) EUR 1 050 000 for Sweden;
- (xxvii) EUR 6 250 000 for the United Kingdom.

3. The financial contribution by the Union to the programmes referred to in paragraph 1 shall be for the tests performed and for the animals culled and destroyed and the maximum amount shall on average not exceed:

- (a) for tests carried out in bovine animals: EUR 8 per test;
- (b) for tests carried out in ovine and caprine animals: EUR 25 per test;
- (c) for confirmatory and primary molecular discriminatory tests: EUR 175 per test;
- (d) for genotyping tests: EUR 10 per test;
- (e) for culled bovine animals: EUR 500 per animal;
- (f) for culled sheep or goats: EUR 70 per animal.

Article 10

Rabies

1. The programmes for the eradication of rabies submitted by Bulgaria, Estonia, Hungary, Poland, Romania, Slovakia and Finland are hereby approved for the period from 1 January 2011 to 31 December 2011.

2. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 5 per wild animal sampled;
- (b) shall be at the rate of 75 % of the costs to be incurred by each Member State referred to in paragraph 1 for the cost of:
 - (i) carrying out laboratory tests for the detection of rabies antigen or antibodies;
 - (ii) the isolation and characterisation of rabies virus;
 - (iii) the detection of biomarker and the titration of vaccine baits;
 - (iv) the purchase and distribution of oral vaccine plus baits;

(v) the purchase and administration to livestock of parenteral vaccines; and

(c) shall not exceed the following:

- (i) EUR 1 800 000 for Bulgaria;
- (ii) EUR 620 000 for Estonia;
- (iii) EUR 1 450 000 for Hungary;
- (iv) EUR 6 500 000 for Poland;
- (v) EUR 5 000 000 for Romania;
- (vi) EUR 700 000 for Slovakia;
- (vii) EUR 170 000 for Finland.

3. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:

- (a) for a serological test: EUR 12 per test;
- (b) for a test to detect tetracycline in bone: EUR 12 per test;
- (c) for a fluorescent antibody test (FAT): EUR 18 per test;
- (d) for the purchase of oral vaccine plus baits: EUR 0,60 per dose;
- (e) for the distribution of oral vaccine plus baits: EUR 0,35 per dose;
- (f) for the purchase of parenteral vaccine: EUR 1 per dose;
- (g) for the administration of rabies vaccines to livestock animals: EUR 1,50 per animal vaccinated, regardless of the number of doses used.

4. Notwithstanding paragraphs 2 and 3, for the part of the Slovakian programme that will be implemented outside its territory, the financial contribution by the Union shall:

- (a) be granted only for the costs of the purchase and of the distribution of oral vaccine plus baits;
- (b) be at the rate of 100 %; and
- (c) not exceed EUR 250 000.

5. The maximum of the costs to be reimbursed for the costs referred to in paragraph 4 shall on average not exceed:

- (a) for the purchase of oral vaccine plus baits: EUR 0,60 per dose;
- (b) for the distribution of oral vaccine plus baits: EUR 0,35 per dose.

CHAPTER II

MULTI-ANNUAL PROGRAMMES

Article 11

Rabies

1. The multiannual programme for the eradication of rabies submitted by Italy is hereby approved for the period from 1 January 2011 to 31 December 2012.

2. The multiannual programme for the eradication of rabies submitted by Latvia is hereby approved for the period from 1 January 2011 to 31 December 2013.

3. The second year of the multiannual programmes for the eradication of rabies submitted by Lithuania and Austria are hereby approved for the period from 1 January 2011 to 31 December 2011.

4. The fourth year of the multiannual programme for the eradication of rabies submitted by Slovenia is hereby approved for the period from 1 January 2011 to 31 December 2011.

5. The financial contribution by the Union:

- (a) shall include a lump sum of EUR 5 per wild animal sampled;
- (b) shall be at the rate of 75 % of the costs to be incurred by each Member State referred to in paragraph 1 for the cost of:

(i) carrying out laboratory tests for the detection of rabies antigen or antibodies;

(ii) the isolation and characterisation of rabies virus;

(iii) the detection of biomarker and the titration of vaccine baits;

(iv) the purchase and distribution of oral vaccine plus baits;

(v) the purchase and administration to livestock of parenteral vaccines; and

(c) shall not exceed the following for the year 2011:

(i) EUR 2 250 000 for Italy;

(ii) EUR 1 800 000 for Latvia;

(iii) EUR 2 700 000 for Lithuania;

(iv) EUR 200 000 for Austria;

(v) EUR 740 000 for Slovenia.

6. The maximum of the costs to be reimbursed to the Member States for the programmes referred to in paragraph 1 shall on average not exceed:

(a) for a serological test: EUR 12 per test;

(b) for a test to detect tetracycline in bone: EUR 12 per test;

(c) for a fluorescent antibody test (FAT): EUR 18 per test;

(d) for the purchase of oral vaccine plus baits: EUR 0,60 per dose;

(e) for the distribution of oral vaccine plus baits: EUR 0,35 per dose;

(f) for the purchase of parenteral vaccine: EUR 1 per dose;

(g) for the administration of rabies vaccines to livestock animals: EUR 1,50 per animal vaccinated, regardless of the number of doses used.

7. Notwithstanding paragraphs 5 and 6, for the part of the Lithuanian multiannual programme that will be implemented outside its territory, the financial contribution by the Union shall:

- (a) be granted only for the costs for the purchase and the distribution of oral vaccine plus baits;
- (b) be at the rate of 100 %; and
- (c) not exceed EUR 1 100 000 for the year 2011.

8. The maximum of the costs to be reimbursed for the costs referred to in paragraph 7 shall on average not exceed:

- (a) for the purchase of oral vaccine plus baits: EUR 0,60 per dose;
- (b) for the distribution of oral vaccine plus baits: EUR 0,35 per dose.

CHAPTER III

Article 12

Eligible expenditure

1. Without prejudice to the upper limits of the financial contribution by the Union provided for in Articles 1 to 11, the eligible expenditure covered by the measures referred to in those Articles shall be limited to the expenditure set out in the Annex.

2. Only costs incurred in the carrying out of the annual or multiannual programmes referred to in Articles 1 to 11 and paid before the submission of the final report by the Member States shall be eligible for co-financing by means of a financial contribution by the Union with the exception of the costs referred to in Articles 10(4) and 11(7).

CHAPTER IV

GENERAL AND FINAL PROVISIONS

Article 13

1. The compensation to be paid to owners for the value of the animals culled or slaughtered and of the destroyed products shall be granted within 90 days from the date of:

- (a) the slaughter or culling of the animal;
- (b) the destruction of the products; or

(c) the presentation of the completed claim by the owner.

2. Article 9(1), (2) and (3) of Commission Regulation (EC) No 883/2006 ⁽¹⁾ shall apply to compensation payments made after the period 90 days referred to in paragraph 1 of this Article.

Article 14

1. The expenditure submitted by the Member States for a financial contribution by the Union shall be expressed in euro and shall exclude value added tax and all other taxes.

2. Where the expenditure of a Member State is in a currency other than the euro, the Member State concerned shall convert it into euro by applying the most recent exchange rate set by the European Central Bank prior to the first day of the month in which the application is submitted by the Member State.

Article 15

1. The financial contribution by the Union for the annual and multiannual programmes referred to in Articles 1 to 11 (the programmes) shall be granted provided that the Member States concerned:

- (a) implement the programmes in accordance with the relevant provisions of Union law, including rules on competition and on the award of public contracts;
- (b) bring into force by 1 January 2011 at the latest the laws, regulations and administrative provisions necessary for implementing the programmes;
- (c) forward to the Commission by 31 July 2011 at the latest, the intermediate technical and financial reports for the programmes, in accordance with Article 27(7)(a) of Decision 2009/470/EC, covering the period from 1 January 2011 to 30 June 2011;
- (d) only for the programmes referred to in Article 8, report to the Commission the positive and negative results of investigations detected during their surveillance of poultry and wild birds through the Commission on-line system, every six months, by submitting those results within a period of four weeks following the end of the last month covered by the report;

⁽¹⁾ OJ L 171, 23.6.2006, p. 1.

(e) forward an annual detailed technical report to the Commission for the programmes in accordance with Article 27(7)(b) of Decision 2009/470/EC by 30 April 2012 at the latest on the technical execution of the programme concerned accompanied by justifying evidence as to the costs paid by the Member State and the results attained during the period from 1 January 2011 to 31 December 2011;

(f) implement the programmes efficiently;

(g) do not submit further requests for other contributions from the Union for those measures, and have not previously submitted such requests.

2. Where a Member State does not comply with paragraph 1, the Commission may reduce the financial contribution by the

Union having regard to the nature and gravity of the infringement, and to the financial loss for the Union.

Article 16

This Decision shall apply from 1 January 2011.

Article 17

This Decision is addressed to the Member States.

Done at Brussels, 23 November 2010.

For the Commission

John DALLI

Member of the Commission

ANNEX

ELIGIBLE EXPENDITURE REFERRED TO IN ARTICLE 12(1)

The expenditure eligible for a financial contribution by the Union for the measures referred to in Articles 1 to 11 shall be limited to the costs incurred by the Member States for the measures set out in points 1 to 8.

1. Carrying out tuberculin tests:

- (a) the purchase of tuberculin and all consumables identifiable and used especially for carrying out the tuberculin test;
- (b) personnel, whatever the status, specifically allocated entirely or in part for carrying out the tuberculin tests on the farm; the costs for such personnel shall be limited to the fee paid for such personnel or to their actual salaries plus social security charges and other statutory costs included in their remuneration; and
- (c) overheads equal to 7 % of the sum of the costs referred to in (a) and (b).

2. Carrying out laboratory tests:

- (a) the purchase of test kits, reagents and all consumables identifiable and especially used for carrying out the laboratory test;
- (b) personnel, whatever the status, specifically allocated entirely or in part for carrying out the tests in the premises of the laboratory; the costs are limited to actual salaries plus social security charges and other statutory costs included in the remuneration; and
- (c) overheads equal to 7 % of the sum of the costs referred to in (a) and (b).

3. Compensation to owners for the value of their animals slaughtered or culled:

The compensation shall not exceed the market value of the animal immediately before it was slaughtered or culled.

For bovine brucellosis and tuberculosis and ovine and caprine brucellosis programmes, the salvage value, if any, shall be deducted from the compensation.

4. Compensation to owners for the value of their birds culled and for destroyed eggs:

The compensation shall not exceed the market value of the bird immediately before it was culled or of the eggs immediately before their destruction.

The salvage value for heat treated non-incubated eggs shall be deducted from the compensation.

5. The purchase and storage of vaccine doses and/or vaccine plus baits for domestic and wild animals.

6. The administration of vaccine doses to domestic animals:

- (a) personnel, whatever the status, specifically allocated entirely or in part for carrying out the vaccination; the costs are limited to the fee paid for such personnel or to their actual salaries plus social security charges and other statutory costs included in the remuneration; and
- (b) the specific equipment and consumables identifiable and used especially for the vaccination.

7. The distribution of vaccines plus baits for wild animals:

- (a) the transport of the vaccines plus baits;
- (b) the costs for the distribution by plane;
- (c) personnel, whatever the status, specifically allocated entirely or in part for distributing vaccine baits; the costs are limited to their actual salaries plus social security charges and other statutory costs included in the remuneration.

8. The bluetongue vector traps:

- (a) the purchase of the traps;
 - (b) the maintenance of the traps.
-

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