

COMMISSION IMPLEMENTING REGULATION (EU) No 287/2013**of 22 March 2013****amending Annexes IV and VIII to Council Regulation (EC) No 73/2009 establishing common rules for direct support schemes for farmers under the common agricultural policy**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 73/2009 of 19 January 2009 establishing common rules for direct support schemes for the farmers under the common agricultural policy and establishing certain support schemes for farmers, amending Regulations (EC) No 1290/2005, (EC) No 247/2006, (EC) No 378/2007 and repealing Regulation (EC) No 1782/2003⁽¹⁾, and in particular points (a) and (b) of Article 8(2) and the second subparagraph of Article 40(1) thereof,

Whereas:

- (1) Article 10b of Regulation (EC) No 73/2009 provides for the possibility for Member States having applied the voluntary modulation in respect of calendar year 2012 to continue reducing direct payments in respect of calendar year 2013. The United Kingdom notified the Commission of its decision to use this possibility, which resulted in Commission Implementing Decision 2013/146/EU of 20 March 2013 fixing the amount resulting from the application of voluntary adjustment in the United Kingdom for the calendar year 2013⁽²⁾. It is therefore appropriate to review the corresponding ceiling as referred to in Article 8 of Regulation (EC) No 73/2009.
- (2) Greece, Spain, Luxembourg, Malta and the United Kingdom notified the Commission of their intention to provide support to vine-growers for 2014 by allocating payment entitlements in accordance with Articles 103(o) of 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)⁽³⁾. The respective

national ceilings as referred to in Article 40(1) of Regulation (EC) No 73/2009 should therefore be adapted accordingly.

- (3) The information to be notified by the Member States in accordance with Article 188a(3) of Regulation (EC) No 1234/2007 on the areas grubbed up and in accordance with Article 40(1) of Regulation (EC) No 73/2009 on the regional average of the value of the entitlements of the grubbed up areas were not yet known when the net ceilings referred to in Article 8 of Regulation (EC) No 73/2009 were set out, for 2013, in Annex IV to that Regulation as amended by Regulation (EU) No 671/2012 of the European Parliament and of the Council⁽⁴⁾. The amounts of those ceilings were therefore based on estimates. Following the notifications of Germany, Greece, Spain, France, Italy Luxembourg, Austria, Portugal and Slovenia pursuant to Article 188a(3) of Regulation (EC) No 1234/2007 and Article 40(1) of Regulation (EC) No 73/2009, the amounts of the ceilings set out in Annex IV to Regulation (EC) No 73/2009 for 2013 should be reviewed.
- (4) Annexes IV and VIII to Regulation (EC) No 73/2009 should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Direct Payments,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes IV and VIII to Regulation (EC) No 73/2009 are amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the seventh 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, 22 March 2013.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 30, 31.1.2009, p. 16.

⁽²⁾ OJ L 82, 22.3.2013, p. 58.

⁽³⁾ OJ L 299, 16.11.2007, p. 1.

⁽⁴⁾ OJ L 204, 31.7.2012, p. 11.

ANNEX

Annexes IV and VIII to Regulation (EC) No 73/2009 are amended as follows:

(1) Annex IV is replaced by the following:

‘ANNEX IV

National net ceilings referred to in Article 8

(million EUR)

Calendar year	2009	2010	2011	2012	2013
Belgium	583,2	575,4	570,8	569,0	569,0
Czech Republic				825,9	903,0
Denmark	987,4	974,9	966,5	964,3	964,3
Germany	5 524,8	5 402,6	5 357,1	5 329,6	5 329,6
Estonia				92,0	101,2
Ireland	1 283,1	1 272,4	1 263,8	1 255,5	1 255,5
Greece	2 561,4	2 365,4	2 359,4	2 344,5	2 344,5
Spain	5 043,7	5 066,4	5 037,4	5 055,3	5 055,3
France	8 064,4	7 946,1	7 880,7	7 853,0	7 853,0
Italy	4 345,9	4 151,6	4 128,2	4 127,8	4 127,8
Cyprus				49,1	53,5
Latvia				133,9	146,4
Lithuania				346,7	379,8
Luxembourg	35,6	35,2	35,1	34,7	34,7
Hungary				1 204,5	1 313,1
Malta				5,1	5,5
Netherlands	836,9	829,1	822,5	830,6	830,6
Austria	727,6	721,7	718,2	715,7	715,7
Poland				2 787,1	3 043,4
Portugal	590,5	574,3	570,5	566,6	566,6
Slovenia				131,6	144,3
Slovakia				357,9	385,6
Finland	550,0	544,5	541,1	539,2	539,2
Sweden	733,1	717,7	712,3	708,5	708,5
United Kingdom	3 373,1	3 345,4	3 339,4	3 336,1	3 353,7

(2) Annex VIII is replaced by the following:

‘ANNEX VIII

National ceilings referred to in Article 40

Table 1

(thousand EUR)

Member State	2009	2010	2011	2012	2013	2014	2015	2016 and subsequent years
Belgium	614 179	611 817	611 817	614 855	614 855	614 855	614 855	614 855
Denmark	1 030 478	1 031 321	1 031 321	1 049 002	1 049 002	1 049 002	1 049 002	1 049 002
Germany	5 770 254	5 771 981	5 771 994	5 852 938	5 852 938	5 852 938	5 852 938	5 852 938
Greece	2 380 713	2 228 588	2 231 798	2 233 227	2 233 227	2 217 227	2 217 227	2 217 227
Spain	4 858 043	5 119 045	5 125 032	5 304 642	5 304 642	5 161 893	5 161 893	5 161 893
France	8 407 555	8 423 196	8 425 326	8 527 494	8 527 494	8 527 494	8 527 494	8 527 494
Ireland	1 342 268	1 340 521	1 340 521	1 340 869	1 340 869	1 340 869	1 340 869	1 340 869
Italy	4 143 175	4 210 875	4 234 364	4 379 985	4 379 985	4 379 985	4 379 985	4 379 985
Luxembourg	37 518	37 569	37 679	37 671	37 671	37 084	37 084	37 084
Netherlands	853 090	853 169	853 169	897 751	897 751	897 751	897 751	897 751
Austria	745 561	747 344	747 425	751 788	751 788	751 788	751 788	751 788
Portugal	608 751	589 811	589 991	606 551	606 551	606 551	606 551	606 551
Finland	566 801	565 520	565 823	570 548	570 548	570 548	570 548	570 548
Sweden	763 082	765 229	765 229	770 906	770 906	770 906	770 906	770 906
United Kingdom	3 985 895	3 976 425	3 976 482	3 988 042	3 988 042	3 987 922	3 987 922	3 987 922

Table 2 (*)

(thousand EUR)

Bulgaria	287 399	336 041	416 372	499 327	580 087	660 848	741 606	814 295
Czech Republic	559 622	654 241	739 941	832 144	909 313	909 313	909 313	909 313
Estonia	60 500	71 603	81 703	92 042	101 165	101 165	101 165	101 165
Cyprus	31 670	38 928	43 749	49 146	53 499	53 499	53 499	53 499
Latvia	90 016	105 368	119 268	133 978	146 479	146 479	146 479	146 479
Lithuania	230 560	271 029	307 729	346 958	380 109	380 109	380 109	380 109
Hungary	807 366	947 114	1 073 824	1 205 037	1 318 975	1 318 975	1 318 975	1 318 975
Malta	3 752	4 231	4 726	5 137	5 503	5 102	5 102	5 102
Poland	1 877 107	2 192 294	2 477 294	2 788 247	3 044 518	3 044 518	3 044 518	3 044 518
Romania	623 399	729 863	907 473	1 086 608	1 264 472	1 442 335	1 620 201	1 780 406
Slovenia	87 942	103 394	117 423	131 575	144 274	144 274	144 274	144 274
Slovakia	240 014	280 364	316 964	355 242	388 176	388 176	388 176	388 176

(*) Ceilings calculated taking into account of the schedule of increments provided for in Article 121.’