



Brussels, 1.12.2016
C(2016) 7734 final

COMMISSION IMPLEMENTING DECISION

of 1.12.2016

**establishing the financial contribution from the Union for expenditure incurred by Italy
in 2013 for the financing of the emergency measures to combat avian influenza**

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THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material, amending Council Directives 98/56/EC, 2000/29/EC and 2008/90/EC, Regulations (EC) No 178/2002, (EC) No 882/2004 and (EC) No 396/2005 of the European Parliament and of the Council, Directive 2009/128/EC of the European Parliament and of the Council and Regulation (EC) No 1107/2009 of the European Parliament and of the Council and repealing Council Decisions 66/399/EEC, 76/894/EEC and 2009/470/EC¹, and in particular Article 36(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 349/2005² lays down the rules for the payment of a financial contribution from the Union towards emergency measures to eradicate certain animal diseases, including avian influenza. Article 7 of that Regulation lays down the documents to be submitted by the Member State requesting the financial contribution from the Union and the deadlines for submitting such documents.
- (2) Commission Implementing Decision 2013/775/EU³ provides for a financial contribution from the Union to be granted to Italy towards the costs incurred by that Member State in taking measures to combat avian influenza in 2013 pursuant to Council Decision 2009/470/EC⁴.
- (3) Accordingly, a first tranche of EUR 2 600 000,00 was paid to that Member State, for costs incurred in 2013, as part of the financial contribution from the Union. Commission Implementing Decision 2013/775/EU further provides that the amount of the financial contribution from the Union is to be fixed in a subsequent decision to be adopted in accordance with the procedure referred therein.
- (4) Commission Implementing Decision C(2015)9120⁵ provides for a payment of a second tranche of EUR 2 600 000, 00 of the financial contribution from the Union to

¹ OJ L 189, 27.6.2014, p. 1.

² Commission Regulation (EC) No 349/2005 of 28 February 2005 laying down rules on the Community financing of emergency measures and of the campaign to combat certain animal diseases under Council Decision 90/424/EEC (OJ L 55, 1.3.2005, p. 12).

³ Commission Implementing Decision 2013/775/EU of 17 December 2013 on a financial contribution from the Union towards emergency measures to combat avian influenza in Germany, Italy and the Netherlands in 2012 and 2013 and in Denmark and Spain in 2013 (OJ L 343, 19.12.2013, p. 44).

⁴ Council Decision 2009/470/EC of 25 May 2009 on expenditure in the veterinary field (OJ L 155, 18.6.2009, p. 30).

⁵ Commission Implementing Decision C(2015)9120 of 17 December 2015 on a financial contribution from the Union towards emergency measures to combat avian influenza in Italy in 2013.

be granted to Italy towards the costs incurred by that Member State in taking measures to combat avian influenza in 2013 pursuant to Council Decision 2009/470/EC.

- (5) Regulation (EU) No 652/2014 provides for payments to be made to Member States in those circumstances. In that respect, it provides for the adoption of implementing acts, setting out the financial contribution. That Regulation also repealed Council Decision 2009/470/EC and references to that Decision are to be construed as references to Regulation (EU) No 652/2014.
- (6) Through Decision 2013/775/EU, the requirements of Regulation (EU, Euratom) No 966/2012⁶, in particular Article 84 thereof, have been complied with.
- (7) Following the checks and controls made during the on the spot ex-ante audit, managed by the competent audit service, taking into account the results of this audit and the audit report being ready to be sent to Italy for their eventual comment, a third tranche amounting to EUR 2 200 000,00 can already be considered as eligible.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS DECIDED AS FOLLOWS:

Article 1

The third tranche of the financial contribution from the Union to the expenditure incurred by Italy in 2013 for the financing of emergency measures to combat avian influenza is hereby fixed at EUR 2 200 000,00.

Done at Brussels, 1.12.2016

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

⁶ Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 (OJ L 298, 26.10.2012, p. 1).