

**Question for written answer E-006711/2015
to the Commission**

Rule 130

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Javi López (S&D), Francesc Gambús (PPE), Izaskun Bilbao Barandica (ALDE), Juan Carlos
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Subject: Succession inter vivos under the Basic Payment Scheme

Last December, the Spanish government passed Royal Decree 1076/2014, on regulating the application model for the new CAP (Common Agricultural Policy).

The complaint before the European Commission, recorded under No CHAP(2015)00540, alleges that the aforementioned Royal Decree, in breach of the provisions of Article 14(1) of Commission Delegated Regulation (EU) No 639/2014 in relation to the provisions of Articles 21(1), 34(1) and 35(1) of Regulation (EU) No 1307/2013, limits the right to claim, in their own name, the quantity and value of the payment rights that should be allocated to the farm received (or to a part thereof) under the same conditions as those applied to the farmer who initially managed the farm, for farmers who have received their farm (or part thereof) by means of succession inter vivos, to three hypotheses.

In accordance with the opinion of the European Commission on succession inter vivos under the Basic Pay Scheme approved by the Spanish government, is it considering using the powers allocated to it by virtue of Article 17(1) of the Treaty on European Union to ensure compliance with the provisions of European law?