

**Question for written answer E-006712/2015
to the Commission**

Rule 130

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Subject: Active farmer

In December 2014, the Spanish Government passed Royal Decree 1075/2014, which regulates the model for application of the new CAP (common agricultural policy).

According to the report to the European Commission registered under number CHAP(2015)00540, the concept of the active farmer (an obligatory requirement in order to be eligible to receive direct payments under the CAP) as included in Article 10 and Annex III to said Royal Decree is contrary to the regulatory priority established in Article 9(2) of Regulation (EU) No 1307/2013, a regulation which is binding in its entirety and directly applicable in all Member States.

The initial allocation of entitlements under the basic payment scheme to persons who are not active farmers is especially relevant this year, bearing in mind that the provisions of Article 26 of Regulation (EU) No 1307/2013 will become applicable.

Taking into consideration the definition of an active farmer as approved by the Spanish Government, does the Commission intend to make use of the roles assigned to it in Article 17(1) of the Treaty on European Union, in order to ensure that the provisions of European law are complied with?