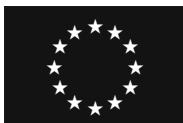


# EUROPEAN PARLIAMENT

2004



2009

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*Committee on Agriculture and Rural Development*

**2008/0103(CNS)**

25.6.2008

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## **DRAFT REPORT**

on the proposal for a Council regulation establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers  
(COM(2008)0306 – C6-0240/2008 – 2008/0103(CNS))

Committee on Agriculture and Rural Development

Rapporteur: Luis Manuel Capoulas Santos

### ***Symbols for procedures***

- \* Consultation procedure  
*majority of the votes cast*
- \*\*I Cooperation procedure (first reading)  
*majority of the votes cast*
- \*\*II Cooperation procedure (second reading)  
*majority of the votes cast, to approve the common position*  
*majority of Parliament's component Members, to reject or amend the common position*
- \*\*\* Assent procedure  
*majority of Parliament's component Members except in cases covered by Articles 105, 107, 161 and 300 of the EC Treaty and Article 7 of the EU Treaty*
- \*\*\*I Codecision procedure (first reading)  
*majority of the votes cast*
- \*\*\*II Codecision procedure (second reading)  
*majority of the votes cast, to approve the common position*  
*majority of Parliament's component Members, to reject or amend the common position*
- \*\*\*III Codecision procedure (third reading)  
*majority of the votes cast, to approve the joint text*

(The type of procedure depends on the legal basis proposed by the Commission.)

### ***Amendments to a legislative text***

In amendments by Parliament, amended text is highlighted in ***bold italics***. In the case of amending acts, passages in an existing provision that the Commission has left unchanged, but that Parliament wishes to amend, are highlighted in **bold**. Any deletions that Parliament wishes to make in passages of this kind are indicated thus: [...]. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the legislative text for which a correction is proposed, to assist preparation of the final text (for instance, obvious errors or omissions in a given language version). Suggested corrections of this kind are subject to the agreement of the departments concerned.

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## DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the proposal for a Council regulation establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers**

**(COM(2008)0306 – C6-0240/2008 – 2008/0103(CNS))**

**(Consultation procedure)**

*The European Parliament,*

- having regard to the Commission proposal to the Council (COM(2008)0306),
  - having regard to Articles 36, 37 and 299(2) of the EC Treaty, pursuant to which the Council consulted Parliament (C6-0240/2008),
  - having regard to Rule 51 of its Rules of Procedure,
  - having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Budgets and the Committee on the Environment, Public Health and Food Safety (A6-0000/2008),
1. Approves the Commission proposal as amended;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to notify Parliament if it intends to depart from the text approved by Parliament;
  4. Asks the Council to consult Parliament again if it intends to amend the Commission proposal substantially;
  5. Instructs its President to forward its position to the Council and Commission.

### **Amendment 1**

#### **Proposal for a regulation**

##### **Recital 6**

*Text proposed by the Commission*

(6) In order to achieve a better balance between policy tools designed to promote sustainable agriculture and those designed to promote rural development, a system of compulsory **progressive** reduction of direct payments (“modulation”) was introduced

*Amendment*

(6) In order to achieve a better balance between policy tools designed to promote sustainable agriculture and those designed to promote rural development, a system of compulsory reduction of direct payments (“modulation”) was introduced by

by Regulation (EC) No 1782/2003. This system should be maintained **including** the exemption of payments up to EUR 5 000 from its application.

Regulation (EC) No 1782/2003. This system should be maintained **at a constant rate, together with** the exemption of payments up to EUR 5 000 from its application.

Or. fr

### *Justification*

*This amendment takes over the provision included in Parliament's resolution of 12 March 2008, which was adopted by a very wide majority.*

## **Amendment 2**

### **Proposal for a regulation**

#### **Recital 7**

#### *Text proposed by the Commission*

(7) The savings made through the modulation mechanism introduced by Regulation (EC) No 1782/2003 are used to finance measures under the rural development policy. Since the adoption of that regulation the agricultural sector has been faced with a number of new and demanding challenges such as climate change, the increasing importance of bio-energy, as well as the need for a better water management and a more effective protection of biodiversity. The European Community, as party to the Kyoto Protocol, has been called to adapt its policies in the light of the climate change considerations. Furthermore, following serious problems related to water scarcity and droughts, water management issues should be further addressed. Protecting biodiversity remains a major challenge and while important progress has been made, the achievement of the European Community's biodiversity target for 2010 will require additional efforts. The Community acknowledges the need to tackle these new challenges in the

#### *Amendment*

(7) The savings made through the modulation mechanism introduced by Regulation (EC) No 1782/2003 are used to finance measures under the rural development policy. Since the adoption of that regulation the agricultural sector has been faced with a number of new and demanding challenges such as climate change, the increasing importance of bio-energy, as well as the need for a better water management and a more effective protection of biodiversity. The European Community, as party to the Kyoto Protocol, has been called to adapt its policies in the light of the climate change considerations. Furthermore, following serious problems related to water scarcity and droughts, water management issues should be further addressed. Protecting biodiversity remains a major challenge and while important progress has been made, the achievement of the European Community's biodiversity target for 2010 will require additional efforts. The Community acknowledges the need to tackle these new challenges in the

framework of its policies. In the area of agriculture, rural development programs adopted under Council Regulation (EC) No 1698/2006 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) are an appropriate tool to deal with them. To enable Member States to revise their rural development programmes accordingly without being required to reduce their current rural development activities in other areas, additional funding needs to be made available. However, the financial perspectives for the period 2007 to 2013 do not provide for the financial means to reinforce the Community's rural development policy as necessary. Under these circumstances it is appropriate to mobilise **a large** part of the financial resources needed by providing for a gradual increase of the reduction of direct payments through modulation.

framework of its policies. In the area of agriculture, rural development programs adopted under Council Regulation (EC) No 1698/2006 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) are an appropriate tool to deal with them. To enable Member States to revise their rural development programmes accordingly without being required to reduce their current rural development activities in other areas, additional funding needs to be made available. However, the financial perspectives for the period 2007 to 2013 **unfortunately** do not provide for the financial means to reinforce the Community's rural development policy as necessary. Under these circumstances it is appropriate to mobilise part of the financial resources needed by providing for a gradual increase of the reduction of direct payments through modulation.

Or. fr

### *Justification*

*This recital takes over to a very large extent the wording of several recitals in the Commission proposal dealing with rural development. It should be borne in mind that, by comparison with the original Commission proposal, a cut of more than € 8 billion was made when the financial perspective for the period 2007-2013 was established, even though Parliament had emphasised the dangers inherent in such a step.*

## **Amendment 3**

### **Proposal for a regulation**

#### **Recital 8**

#### *Text proposed by the Commission*

(8) The distribution of direct income support among farmers is characterised by the allocation of a large share of payments to a rather limited number of large beneficiaries. It is clear that larger

#### *Amendment*

(8) The distribution of direct income support among farmers is characterised by the allocation of a large share of payments to a rather limited number of large beneficiaries. It is clear that larger

beneficiaries do not require the same level of unitary support for the objective of income support to be efficiently attained. Moreover, the potential to adapt makes it easier to larger beneficiaries to operate with lower levels of unitary support. It therefore seems equitable to expect farmers with high amounts of support to make a particular contribution to the financing of rural development measures **addressing** new challenges. Therefore, it appears appropriate to establish a mechanism providing for an increased reduction of the highest payments the proceeds of which should also be used to deal with new challenges in the framework of rural development. To ensure the proportionality of this mechanism the additional reductions should increase progressively according to the amounts of the payments concerned.

beneficiaries do not require the same level of unitary support for the objective of income support to be efficiently attained. Moreover, the potential to adapt makes it easier to larger beneficiaries to operate with lower levels of unitary support. It therefore seems equitable to expect farmers with high amounts of support to make a particular contribution to the financing of rural development measures **mainly intended to address** new challenges. Therefore, it appears appropriate to establish a mechanism providing for an increased reduction of the highest payments the proceeds of which should also be used to deal with new challenges in the framework of rural development. To ensure the proportionality of this mechanism the additional reductions should increase progressively according to the amounts of the payments concerned. ***In keeping with the same principle of equity, a ceiling should be imposed on the amount of support granted to each holding. However, it should be possible to vary that ceiling in accordance with the number of workers employed.***

Or. fr

#### *Justification*

*Steps should be taken both to ensure that larger beneficiaries contribute more than smaller ones and to impose a ceiling on the support granted to individual holdings. When setting that ceiling, however, due account should be taken of the number of workers employed.*

#### **Amendment 4**

##### **Proposal for a regulation Recital 11**

###### *Text proposed by the Commission*

(11) The amounts resulting from the application of **5 percentage points corresponding to** modulation reductions

###### *Amendment*

(11) The amounts resulting from the application of **the** modulation reductions **provided for by this** Regulation should be



***fixed in*** Regulation (EC) No 1782/2003 should be allocated between Member States according to objective criteria. However, it is appropriate to establish that a certain percentage of the amounts should remain in the Member States where they have been generated. In view of the structural adjustments resulting from the abolition of rye intervention, it is appropriate to provide for specific measures for certain rye production regions financed with part of the amounts generated by modulation. However, the amounts raised by the application of ***any further modulation reduction*** should be made available to the Member States where they have been generated.

allocated between Member States according to objective criteria. However, it is appropriate to establish that a certain percentage of the amounts should remain in the Member States where they have been generated. In view of the structural adjustments resulting from the abolition of rye intervention, it is appropriate to provide for specific measures for certain rye production regions financed with part of the amounts generated by modulation. However, the amounts raised by the application of ***the support ceiling*** should be made available to the Member States where they have been generated.

Or. fr

#### *Justification*

*If modulation, which concerns all the Member States, is also to have a redistributive function, the amounts generated by the application of the support ceiling, which concerns only some Member States, should be made available in the Member State in which that ceiling was imposed.*

#### **Amendment 5**

##### **Proposal for a regulation Recital 13**

*Text proposed by the Commission*

*Amendment*

***(13) Farmers in the new Member States receive direct payments following a phasing-in mechanism. In order to achieve the proper balance between policy tools designed to promote sustainable agriculture and those designed to promote rural development, the system of modulation should not be applied to farmers in the new Member States until the level of direct payments applicable in those Member States is equal to the level applicable in the other Member States.***

***deleted***

*Justification*

*This amendment is linked to those relating to Articles 7 and 10: the provisions proposed by the Commission concerning modulation in the new Member States will only make sense during the transitional period if the Commission's proposals concerning the level of modulation to be applied in the remainder of the EU are not changed.*

**Amendment 6****Proposal for a regulation****Recital 14**

*Text proposed by the Commission*

*Amendment*

***(14) Modulation should not reduce the net amount paid to a farmer in a new Member State below the amount to be paid to an equivalent farmer in the other Member States. Once modulation becomes applicable to farmers in the new Member States the rate of reduction should, therefore, be limited to the difference between the level under the phasing-in schedule and the level in the other Member States after the application of modulation. Moreover, farmers in new Member States who are subject to modulation should no longer benefit from complementary national direct payments to avoid that their support level exceeds the level in the other Member States.*** ***deleted***

*Justification*

*This amendment is also linked to those relating to Articles 7 and 10.*

## Amendment 7

### Proposal for a regulation Recital 18 a (new)

*Text proposed by the Commission*

*Amendment*

***(18a) The management of small amounts is a burdensome task for the competent authorities of the Member States. Support schemes make no distinction between farmers receiving small amounts and those receiving larger amounts, since the eligibility criteria and the administrative and monitoring provisions are identical. The establishment of a simplified voluntary support scheme for farmers receiving amounts equal to or less than EUR 500 would do away with this problem by providing for a single, lump-sum payment every two years to the farmers taking part in the scheme. Farmers who receive a higher amount could take part in the scheme, provided that they are prepared to accept a lower lump-sum payment.***

Or. fr

### *Justification*

*A lump-sum payment every two years would greatly reduce administrative expenditure and simplify the scheme.*

## Amendment 8

### Proposal for a regulation Recital 19

*Text proposed by the Commission*

*Amendment*

***(19) The management of small amounts is a burdensome task for the competent authorities of the Member States. To avoid excessive administrative burden it is appropriate for Member States to refrain*** ***deleted***

*from granting direct payments where the payment would be lower than the Community average support for one hectare or the eligible area of the holding for which support is claimed would relate to less than one hectare. Special provision should be made for those Member States whose farm structure differs significantly from the average Community one. Member States should be given discretion to opt for the implementation of one of the two criteria taking account of the particularities of the structures of their agricultural economies. As special payment entitlements were allocated to farmers with so-called "landless" holdings the application of the hectare-based threshold would be ineffective. Such farmers should therefore be subject to the averages support-based minimum amount.*

Or. fr

## Amendment 9

### Proposal for a regulation Recital 21

#### *Text proposed by the Commission*

(21) Payments provided for under Community support schemes should be made by the competent national authorities to beneficiaries in full, subject to any reductions provided for in this Regulation, and within prescribed periods. In order to render the management of direct payments more flexible, Member States should be allowed to pay direct payments in two instalments per year.

#### *Amendment*

(21) Payments provided for under Community support schemes should be made by the competent national authorities to beneficiaries in full, subject to any reductions provided for in this Regulation, and within prescribed periods. In order to render the management of direct payments more flexible, Member States should be allowed to pay direct payments in two instalments per year *to include a payment of interest at market rates in the event of delay.*

Or. en

### *Justification*

*Experiences in recent calendar year have showed delay in payments. Farmers should at least receive compensation if payments are delayed.*

## **Amendment 10**

### **Proposal for a regulation** **Recital 23**

#### *Text proposed by the Commission*

(23) In order to achieve the objectives of the common agricultural policy, common support schemes have to be adapted to changing developments, *if necessary within short time limits*. Beneficiaries cannot, therefore, rely on support conditions remaining unchanged and should be prepared for a possible review of schemes in particular in the light of economic developments or the budgetary situation.

#### *Amendment*

(23) In order to achieve the objectives of the common agricultural policy, common support schemes have to be adapted to changing developments. Beneficiaries cannot, therefore, rely on support conditions remaining unchanged and should be prepared for a possible review of schemes in particular in the light of economic developments or the budgetary situation.

Or. fr

## **Amendment 11**

### **Proposal for a regulation** **Recital 24**

#### *Text proposed by the Commission*

(24) Regulation (EC) No 1782/2003 established a single payment scheme that combined the existing various support mechanisms into a single scheme of decoupled direct payments. Experience with the application of the single payment scheme shows that certain of its elements can be simplified to the benefit of farmers and administrations. Furthermore, given that the single payment scheme has in the meantime been implemented by all Member States that were required to do so, a number of provisions that were linked to

#### *Amendment*

(24) Regulation (EC) No 1782/2003 established a single payment scheme that combined the existing various support mechanisms into a single scheme of decoupled direct payments. Experience with the application of the single payment scheme shows that certain of its elements can be simplified to the benefit of farmers and administrations. Furthermore, given that the single payment scheme has in the meantime been implemented by all Member States that were required to do so, a number of provisions that were linked to

its initial implementation have become obsolete and should therefore be adjusted. In this context, a significant under use of payment entitlements has been detected in some cases. To avoid such situation *and taking into account that farmers are already familiar with the functioning of the single payment scheme*, the period *initially fixed* for reverting unused payment entitlements to the national reserve should be *reduced to two* years.

its initial implementation have become obsolete and should therefore be adjusted. In this context, a significant under use of payment entitlements has been detected in some cases. To avoid such situation, the period for reverting unused payment entitlements to the national reserve should be *fixed at three* years.

Or. fr

### *Justification*

*The two-year time-limit is too short. The three-year time-limit laid down in Regulation (EC) No 1782/2003 should be reintroduced.*

## **Amendment 12**

### **Proposal for a regulation Recital 25**

#### *Text proposed by the Commission*

(25) The main elements of the single payment scheme should be maintained. In particular the fixing of national ceilings should ensure that the total level of support and entitlements does not exceed current budgetary constraints. Member States should *also* operate *a national* reserve that may be used to facilitate the participation of new farmers in the scheme or to take account of specific needs in certain regions. Rules on transfer and use of payment entitlements should be laid down to avoid the speculative transfer and accumulation of payment entitlements without a corresponding agricultural basis.

#### *Amendment*

(25) The main elements of the single payment scheme should be maintained. In particular the fixing of national ceilings should ensure that the total level of support and entitlements does not exceed current budgetary constraints. *If, at the end of a given budgetary year, a margin remains in a Member State between the sums actually disbursed and the national ceiling, the difference shall revert to the national reserve.* Member States should operate *that* reserve that may be used to facilitate the participation of new farmers, *young people, family holdings or priority farmers* in the scheme or to take account of specific needs in certain regions. Rules on transfer and use of payment entitlements should be laid down to avoid the

speculative transfer and accumulation of payment entitlements without a corresponding agricultural basis.

Or. fr

## Amendment 13

### Proposal for a regulation

#### Recital 28

##### *Text proposed by the Commission*

(28) Further to the integration of formerly coupled market support into the single payment scheme, the value of payment entitlements was, in those Member States opting for a historic implementation, based on the individual level of past support. With a growing number of years elapsing since the introduction of the single payment scheme and following the successive integration of further sectors into the single payment scheme, it becomes increasingly harder to justify the legitimacy of significant individual differences in the support level which are only based on past support. For this reason Member States that chose the historic implementation model should be allowed under certain conditions to review the allocated payment entitlements with a view to approximating their unit value while respecting the general principles of community law and the objectives of the Common Agricultural Policy. In this context Member States may take into account the specificities of geographical areas when fixing closer values. The levelling of payment entitlements should take place during an adequate transition period and within a limited range of reductions in order to allow farmers to reasonably adapt to the changing levels of support.

##### *Amendment*

(28) Further to the integration of formerly coupled market support into the single payment scheme, the value of payment entitlements was, in those Member States opting for a historic implementation, based on the individual level of past support. With a growing number of years elapsing since the introduction of the single payment scheme and following the successive integration of further sectors into the single payment scheme, it becomes increasingly harder to justify the legitimacy of significant individual differences in the support level which are only based on past support. For this reason Member States that chose the historic implementation model should be allowed under certain conditions to review the allocated payment entitlements with a view to approximating their unit value while respecting the general principles of community law and the objectives of the Common Agricultural Policy. In this context Member States may take into account the specificities of geographical areas when fixing closer values. The levelling of payment entitlements should take place during an adequate transition period, ***depending on the pace of implementation chosen by each Member State***, and within a limited range of reductions in order to allow farmers to reasonably adapt to the changing levels of support.

### *Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## **Amendment 14**

### **Proposal for a regulation**

#### **Recital 29**

#### *Text proposed by the Commission*

(29) Under the 2003 reform Member States had the option to apply the single payment scheme by way of historic or regional implementation. Since then Member States have had the opportunity to evaluate the effects of their choices as regards both their economic and administrative appropriateness. Member States should therefore be given the opportunity to review their initial choice in the light of their experience. For this reason, in addition to the possibility of levelling the value of payment entitlements, Member States that applied the historic model should be authorised to change over to the regional model. Furthermore, Member States that chose to apply the regional model should be given the option to review their decisions under certain conditions with the aim to approximate the value of payment entitlements according to pre-established steps, while respecting the general principles of community law and the objectives of the Common Agricultural Policy. Such changes should take place during an adequate transition period and within a limited range of reductions in order to allow farmers to reasonably adapt to changing levels of support

#### *Amendment*

(29) Under the 2003 reform Member States had the option to apply the single payment scheme by way of historic or regional implementation. Since then Member States have had the opportunity to evaluate the effects of their choices as regards both their economic and administrative appropriateness. Member States should therefore be given the opportunity to review their initial choice in the light of their experience. For this reason, in addition to the possibility of levelling the value of payment entitlements, Member States that applied the historic model should be authorised to change over to the regional model. Furthermore, Member States that chose to apply the regional model should be given the option to review their decisions under certain conditions with the aim to approximate the value of payment entitlements according to pre-established steps, while respecting the general principles of community law and the objectives of the Common Agricultural Policy. Such changes should take place during an adequate transition period, ***depending on the pace of implementation chosen by each Member State***, and within a limited range of reductions in order to allow farmers to reasonably adapt to changing levels of support



### *Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## **Amendment 15**

### **Proposal for a regulation Recital 30**

#### *Text proposed by the Commission*

(30) Regulation (EC) No 1782/2003, while introducing a decoupled single payment scheme allowed Member States to exclude certain payments from that scheme. At the same time Article 64(3) of that Regulation provided for the revision of the options provided for in Sections 2 and 3 of Chapter 5 of its Title III, in the light of market and structural developments. An analysis of the relevant experience shows that decoupling introduces flexibility in the choice of producers, enabling them to take their production decisions on the basis of profitability and market response. This is particularly the case for the arable crops, hops and seeds sectors, and to a certain extent, also the beef sector. Therefore, the partially coupled payments in these sectors should be integrated into the single payment scheme. In order for farmers in the beef sector to gradually adjust to the new support arrangements provision should be made for a phasing-in of the integration of the special premium for male animals and the slaughter premium. Since the partially coupled payments in the fruit and vegetable sectors were only recently introduced, and only as a transitional measure, no review of such schemes is necessary.

#### *Amendment*

(30) Regulation (EC) No 1782/2003, while introducing a decoupled single payment scheme allowed Member States to exclude certain payments from that scheme. At the same time Article 64(3) of that Regulation provided for the revision of the options provided for in Sections 2 and 3 of Chapter 5 of its Title III, in the light of market and structural developments. An analysis of the relevant experience shows that decoupling introduces flexibility in the choice of producers, enabling them to take their production decisions on the basis of profitability and market response. This is particularly the case for the arable crops, hops and seeds sectors, and to a certain extent, also the beef sector. Therefore, the partially coupled payments in these sectors should be integrated into the single payment scheme. In order for farmers in the beef sector to gradually adjust to the new support arrangements provision should be made for a phasing-in of the integration of the special premium for male animals and the slaughter premium ***for bovine animals other than calves***. Since the partially coupled payments in the fruit and vegetable sectors were only recently introduced, and only as a transitional measure, no review of such schemes is necessary.

## Amendment 16

### Proposal for a regulation

#### Recital 31

##### *Text proposed by the Commission*

(31) **However**, as regards the suckler cow and sheep and goat sector it appears that maintaining a minimum level of agricultural production may still be necessary for the agricultural economies in certain regions and, in particular, where farmers cannot have recourse to other economic alternatives. Against this background, Member States should have the option to maintain coupled support at the current level or, for suckler cows, at a lower level. In that case, special provision should be made for the respect of the identification and registration requirements provided for by Regulation (EC) No 1760/2000 of the European Parliament and of the Council and Council Regulation (EC) No 21/2004, in particular with a view to secure the traceability of animals.

##### *Amendment*

(31) As regards the suckler cow ***premium, the slaughter premium for calves*** and ***the*** sheep and goat sector it appears that maintaining a minimum level of agricultural production may still be necessary for the ***balance between sectors and for the*** agricultural economies in certain regions and, in particular, where farmers cannot have recourse to other economic alternatives. Against this background, Member States should have the option to maintain coupled support at the current level or, for suckler cows ***and the slaughter premium for calves***, at a lower level. In that case, special provision should be made for the respect of the identification and registration requirements provided for by Regulation (EC) No 1760/2000 of the European Parliament and of the Council and Council Regulation (EC) No 21/2004, in particular with a view to secure the traceability of animals.

Or. fr

##### *Justification*

*Livestock production, and the beef and veal sector in particular, are experiencing serious problems. Accordingly, support should be maintained not only for suckler cows, but also for the slaughtering of calves.*

## Amendment 17

### Proposal for a regulation Recital 32

#### *Text proposed by the Commission*

(32) Member States should be allowed to use up to 10% of their ceilings for granting specific support in clearly defined cases. Such support should allow Member States to address environmental issues and improve the quality and marketing of agricultural products. Specific support should also be available to buffer the consequences of the phasing-out of milk quotas and the decoupling of support in particularly sensitive sectors. ***Given the growing importance of an effective management of risks Member States should be given the option to financially contribute to the premiums farmers pay for crop insurance as well as to the financing of financial compensation of certain economic losses in case of animal or plant diseases.*** With a view to respect the Community's international obligations the resources that could be used for any coupled support measures should be limited at an appropriate level. ***The conditions applicable to the financial contributions to crop insurance and animal or plant disease related compensation should be established accordingly.***

#### *Amendment*

(32) Member States should be allowed to use up to 10% of their ceilings for granting specific support in clearly defined cases. Such support should allow Member States to address environmental issues and improve the quality and marketing of agricultural products. Specific support should also be available to buffer the consequences of the phasing-out of milk quotas and the decoupling of support in particularly sensitive sectors. With a view to respect the Community's international obligations the resources that could be used for any coupled support measures should be limited at an appropriate level.

Or. fr

#### *Justification*

*The proportions of their ceilings available to Member States should be increased to 15%. However, it would make sense to stipulate that 10% can be used to deal with problems such as improving quality and alleviating the impact of the decoupling of support in certain particularly sensitive sectors and 5% to cover crop insurance, professional organisations and the mutual fund, so that these three measures receive adequate support.*

## **Amendment 18**

### **Proposal for a regulation Recital 32 a (new)**

*Text proposed by the Commission*

*Amendment*

***(32a) Given the growing importance of effective risk management, Member States should be authorised to use up to an additional 5% of their ceilings to cover part of the crop insurance premiums paid by farmers or to provide financial compensation for certain economic losses linked to animal or plant diseases.***

Or. fr

#### *Justification*

*Adequate support should be provided for these two measures, which are needed to help farmers cope with the instability which can affect agricultural markets.*

## **Amendment 19**

### **Proposal for a regulation Recital 32 b (new)**

*Text proposed by the Commission*

*Amendment*

***(32b) Member States which do not wish to use all or part of these specific payments should be authorised to allocate the resulting amounts to strengthen rural development programmes. However, as amounts which remain under the first pillar must be covered in full from the Community budget, if these amounts are transferred to the second pillar this should be possible without national co-financing.***

Or. fr

#### *Justification*

*It is becoming increasingly clear that we need to move away from the concepts of the first and*

*second pillars. We must not weaken one in order to strengthen the other, but instead use funds where they will have the most impact. This is why Member States which do not wish to use all or part of the amounts resulting from the application of Articles 68 and 68a should be allowed to choose to strengthen their rural development programmes, but without co-financing.*

## **Amendment 20**

### **Proposal for a regulation**

#### **Recital 36**

*Text proposed by the Commission*

36. The de-coupling of direct support and the introduction of the single payment scheme were essential elements in the process of reforming the common agricultural policy. However several reasons called in 2003 for maintaining specific support for a number of crops. Experience gained through the implementation of Regulation (EC) No 1782/2003 together with the evolution of the market situation indicates that schemes that were kept outside the single payment scheme in 2003 can now be integrated into that scheme to promote a more market-oriented and sustainable agriculture. This is the case in particular for the olive oil sector, where only marginal coupling was applied. It is also the case for the durum wheat, ***protein crops***, rice, potato starch, and nuts payments, where the decreasing effectiveness of remaining coupled payments, supports the decoupling option. ***In the case of flax it is also appropriate to abolish the support for processing and to integrate the relevant amounts into the single payment scheme.*** As regards rice, ***dried fodder***, potato starch and flax a transitional period should be provided for in order to ensure their shift to decoupled support to be as smooth as possible. As regards nuts, Member States should be allowed to continue to pay the national part of the aid in a coupled way in order to

*Amendment*

36. The de-coupling of direct support and the introduction of the single payment scheme were essential elements in the process of reforming the common agricultural policy. However several reasons called in 2003 for maintaining specific support for a number of crops. Experience gained through the implementation of Regulation (EC) No 1782/2003 together with the evolution of the market situation indicates that schemes that were kept outside the single payment scheme in 2003 can now be integrated into that scheme to promote a more market-oriented and sustainable agriculture. This is the case in particular for the olive oil sector, where only marginal coupling was applied. It is also the case for the durum wheat, rice, potato starch, and nuts payments, where the decreasing effectiveness of remaining coupled payments, supports the decoupling option. As regards rice, potato starch and flax a transitional period should be provided for in order to ensure their shift to decoupled support to be as smooth as possible. As regards nuts, Member States should be allowed to continue to pay the national part of the aid in a coupled way in order to cushion the effects of decoupling.

cushion the effects of decoupling.

Or. fr

### *Justification*

*Dried fodder is covered by a COM which is currently undergoing an assessment whose results are not yet known. Moreover, abolishing coupled support for protein crops might serve to speed up even more the reduction in areas under such crops. These two measures abolishing support would be damaging to the livestock production sector, since they might lead to shortages of the proteins needed in animal feedingstuffs.*

### **Amendment 21**

#### **Proposal for a regulation**

#### **Recital 37**

##### *Text proposed by the Commission*

37. As a consequence of the integration of new schemes into the single payment scheme, provision should be made for the calculation of the new level of individual income support under that scheme. In the case of nuts, potato starch, flax **and dried fodder**, such increase should be granted on the basis of the support farmers received in most recent years. However, in the case of the integration of payments that were so far partially excluded from the single payment scheme, Member states should be given the option to use the original reference periods.

##### *Amendment*

37. As a consequence of the integration of new schemes into the single payment scheme, provision should be made for the calculation of the new level of individual income support under that scheme. In the case of nuts, potato starch **and** flax, such increase should be granted on the basis of the support farmers received in most recent years. However, in the case of the integration of payments that were so far partially excluded from the single payment scheme, Member states should be given the option to use the original reference periods.

Or. fr

## Amendment 22

### Proposal for a regulation Article 1 – point 2

*Text proposed by the Commission*

(d) support schemes for farmers producing rice, starch potatoes, cotton, sugar, fruit and vegetables, sheep meat and goat meat and beef and veal;

*Amendment*

(d) support schemes for farmers producing rice, ***protein crops***, starch potatoes, cotton, sugar, fruit and vegetables, ***tobacco***, sheep meat and goat meat and beef and veal;

Or. fr

## Amendment 23

### Proposal for a regulation Article 2 – point a a (new)

*Text proposed by the Commission*

*Amendment*

***(aa) ‘farmer holding payment entitlements’ means a farmer to whom payment entitlements have been allocated or definitively transferred;***

Or. fr

## Amendment 24

### Proposal for a regulation Article 2 – point a b (new)

*Text proposed by the Commission*

*Amendment*

***(ab) ‘larger beneficiary’ means a natural or legal person receiving more than EUR 500 000 in the form of the payments provided for in Annex I;***

Or. fr

## **Amendment 25**

### **Proposal for a regulation Article 2 – point f a (new)**

*Text proposed by the Commission*

*Amendment*

***(fa) ‘region’ means a Member State, a region within a Member State or a geographical area within a Member State presenting specific characteristics and/or structural handicaps, at the choice of the Member State concerned;***

Or. fr

## **Amendment 26**

### **Proposal for a regulation Article 5 – paragraph 1 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

***(aa) workplace safety,***

Or. fr

### *Justification*

*This provision, which was included in the Commission’s 2003 reform proposal, should be restored.*

## **Amendment 27**

### **Proposal for a regulation Article 6 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Member States shall ensure that all agricultural land, especially land which is no longer used for production purposes, is maintained in good agricultural and

1. Member States shall ensure that all agricultural land, especially land which is no longer used for production purposes, is maintained in good agricultural and



environmental condition. Member States shall define, at national or regional level, minimum requirements for good agricultural and environmental condition on the basis of the framework set up in Annex III, taking into account the specific characteristics of the areas concerned, including soil and climatic condition, existing farming systems, land use, crop rotation, farming practices, and farm structures.

environmental condition. Member States shall define, at national or regional level, minimum requirements for good agricultural and environmental condition on the basis of the framework set up in Annex III ***and/or other standards consistent with the nature of their own farming industries***, taking into account the specific characteristics of the areas concerned, including soil and climatic condition, existing farming systems, land use, crop rotation, farming practices, and farm structures.

Or. fr

#### *Justification*

*Member States' choice should not be restricted to the standards listed in Annex III. They should also be given the option of taking account of the specific nature of their own farming industries.*

### **Amendment 28**

#### **Proposal for a regulation**

#### **Article 7 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) 2009: 7%,

(a) 2009: **5%**,

Or. fr

#### *Justification*

*This amendment takes over the provision included in Parliament's resolution of 12 March 2008, which was adopted by a very wide majority.*

## **Amendment 29**

### **Proposal for a regulation**

#### **Article 7 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) 2010: **9%**,

(b) 2010: **5%**,

Or. fr

#### *Justification*

*This amendment takes over the provision included in Parliament's resolution of 12 March 2008, which was adopted by a very wide majority.*

## **Amendment 30**

### **Proposal for a regulation**

#### **Article 7 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) 2011: **11%**,

(c) 2011: **5%**,

Or. fr

#### *Justification*

*This amendment takes over the provision included in Parliament's resolution of 12 March 2008, which was adopted by a very wide majority.*

## **Amendment 31**

### **Proposal for a regulation**

#### **Article 7 – paragraph 1 – point d**

*Text proposed by the Commission*

*Amendment*

(d) 2012: **13%**.

(d) 2012: **5%**.

Or. fr

*Justification*

*This amendment takes over the provision included in Parliament's resolution of 12 March 2008, which was adopted by a very wide majority.*

**Amendment 32**

**Proposal for a regulation**

**Article 7 – paragraph 2 – point -a (new)**

*Text proposed by the Commission*

*Amendment*

***(-a) amounts between EUR 10 000 and  
EUR 99 999, by 1 percentage point,***

Or. fr

*Justification*

*In its resolution of 12 March 2008, adopted by an overwhelming majority, Parliament proposed progressive modulation with precise thresholds. That approach should be employed here.*

**Amendment 33**

**Proposal for a regulation**

**Article 7 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

***(a) amounts between EUR 100 000 and  
199 999, by 3 percentage points,***

***(a) amounts between EUR 100 000 and  
199 999, by 2 percentage points,***

Or. fr

*Justification*

*In its resolution of 12 March 2008, adopted by an overwhelming majority, Parliament proposed progressive modulation with precise thresholds. That approach should be employed here.*

## **Amendment 34**

### **Proposal for a regulation**

#### **Article 7 - paragraph 2 – point b**

*Text proposed by the Commission*

(b) amounts between EUR 200 000 and 299 999, by **6** percentage points,

*Amendment*

(b) amounts between EUR 200 000 and 299 999, by **3** percentage points,

Or. fr

#### *Justification*

*In its resolution of 12 March 2008, adopted by an overwhelming majority, Parliament proposed progressive modulation with precise thresholds. That approach should be employed here.*

## **Amendment 35**

### **Proposal for a regulation**

#### **Article 7 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) amounts of EUR 300 000 or more, by **9** percentage points.

*Amendment*

(c) amounts of EUR 300 000 or more, by **4** percentage points.

Or. fr

#### *Justification*

*In its resolution of 12 March 2008, adopted by an overwhelming majority, Parliament proposed progressive modulation with precise thresholds. That approach should be employed here.*

## Amendment 36

### Proposal for a regulation

#### Article 7 – paragraph 2a (new)

*Text proposed by the Commission*

*Amendment*

***2a. The maximum amount of the payments provided for in Annex I shall be fixed at EUR 500 000 per holding.***

Or. fr

## Amendment 37

### Proposal for a regulation

#### Article 7 – paragraph 2 b (new)

*Text proposed by the Commission*

*Amendment*

***2b. By way of derogation from paragraph 2a, a Member State may, for a given calendar year, decide to raise that ceiling by an amount equivalent to the wages paid to workers covered by social security rules over the year in question.***

Or. fr

### *Justification*

*Any ceiling on the amount of support to be paid to each holding should take account of the employment factor.*

## Amendment 38

### Proposal for a regulation

#### Article 7 – paragraph 3

*Text proposed by the Commission*

*Amendment*

3. Paragraphs 1 ***and*** 2 shall not apply to direct payments granted to farmers in the French overseas departments, in the Azores

3. Paragraphs 1, 2 ***and 2a*** shall not apply to direct payments granted to farmers in the French overseas departments, in the Azores

and Madeira, in the Canary and Aegean islands.

and Madeira, in the Canary and Aegean islands.

Or. fr

## Amendment 39

### Proposal for a regulation

#### Article 9 – paragraph 2 – introductory section

##### *Text proposed by the Commission*

The amounts ***corresponding to the reduction by 5 percentage points*** shall be allocated to the Member States concerned in accordance with the procedure referred to in Article 128(2) on the basis of the following criteria:

##### *Amendment*

The amounts ***resulting from the application of modulation*** shall be allocated to the Member States concerned in accordance with the procedure referred to in Article 128(2) on the basis of the following criteria:

Or. fr

## Amendment 40

### Proposal for a regulation

#### Article 9 – paragraph 4

##### *Text proposed by the Commission*

4. The ***remaining*** amount resulting from the application of Article 7(1) ***and the amounts resulting from the application of Article 7(2) shall be allocated to the Member State where the corresponding amounts have been generated, in accordance with the procedure referred to in Article 128(2). They*** shall be used in accordance with Article 69(5a) of Regulation (EC) No 1698/2005.

##### *Amendment*

4. The amount resulting from the application of Article 7(2) ***and 2a*** shall be used in accordance with Article 69(5a) of Regulation (EC) No 1698/2005.

Or. fr

### *Justification*

*These amounts must be used as a matter of priority to fund measures linked to the new challenges.*

#### **Amendment 41**

##### **Proposal for a regulation**

##### **Article 9 – paragraph 4 a (new)**

*Text proposed by the Commission*

*Amendment*

***4a. The amounts resulting from the application of Article 7(2a) shall be allocated to the Member State in which they were generated, in accordance with the procedure referred to in Article 128(2).***

Or. fr

### *Justification*

*The amounts resulting from the imposition of a ceiling must be used in the Member State in which they were generated.*

#### **Amendment 42**

##### **Proposal for a regulation**

##### **Article 10**

*Text proposed by the Commission*

*Amendment*

***1. Article 7 shall only apply to farmers in a new Member State in any given calendar year if the level of direct payments applicable in that Member State for that calendar year under Article 110 is no less than the level in Member States other than the new Member States, taking into account any reductions applied under Article 7(1).***

Any amount resulting from the application of Article **68(b)** shall be allocated to the new Member State where the corresponding amounts have been generated in accordance with the procedure referred to in Article 128(2). They shall be used in accordance with Article 69(5a) of Regulation (EC) No 1698/2005

***2. If Article 7 applies to farmers in a new Member State, the percentage applicable under Article 7(1) shall be limited to the difference between the level of direct***

*payments applicable to it under Article 110 and the level in Member States other than the new Member States, taking into account any reductions applied under Article 7(1).*

*3. Where reductions referred to in Article 7 apply to farmers in a new Member State no complementary national direct payments as referred to in Article 120 shall be granted to the farmer concerned.*

4. Any amount resulting from the application of Article 7(1) and (2) shall be allocated to the new Member State where the corresponding amounts have been generated in accordance with the procedure referred to in Article 128(2). They shall be used in accordance with Article 69(5a) of Regulation (EC) No 1698/2005

Or. fr

#### *Justification*

*This amendment is linked to those relating to Article 7(1): the provisions proposed here by the Commission concerning modulation in the new Member States will only make sense during the transitional period if the Commission's proposals concerning the level of modulation to be applied in the remainder of the EU are not changed. Moreover, the new Member States which do not wish to use all or some of the possibilities offered by Articles 68 and 68a must be able to allocate the resulting amounts to rural development measures, without co-financing.*

#### **Amendment 43**

##### **Proposal for a regulation Article 27**

###### *Text proposed by the Commission*

The amounts resulting from the application of the reductions and exclusions in case of non compliance with Chapter 1 shall be credited to the EAGF. Member States may retain **25%** of those amounts.

###### *Amendment*

The amounts resulting from the application of the reductions and exclusions in case of non compliance with Chapter 1 shall be credited to the EAGF. Member States may retain **50%** of those amounts. ***The amounts recovered in this way shall be allocated to the national reserve.***

Or. fr



*Justification*

*The Member States must be encouraged to monitor compliance with agro-environmental measures, although the amounts recovered should not be used elsewhere than in the agricultural sector.*

**Amendment 44**

**Proposal for a regulation  
Article 28 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

DOES NOT APPLY TO THE ENGLISH TEXT

Or. fr

*Justification*

*Does not apply to the English text.*

**Amendment 45**

**Proposal for a regulation  
Chapter 5 – Article 29 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 29a**

***Simplified scheme***

- 1. Member States may establish a simplified scheme. Participation in that scheme shall be optional and only at the express request of the applicant.***
- 2. Applicants shall have access to the scheme if they have received at least one of the forms of support provided for in Annex I during each of the three years preceding the year in which the application is submitted.***
- 3. The amount which a farmer may receive under the scheme shall be the higher of the two following amounts:***

*(a) the average of the amounts received during the three years preceding the application; or*

*(b) the sum of the amounts received over the year preceding the year in which the application is submitted.*

*4. The amount referred to in paragraph 3 shall not exceed EUR 500.*

*The amount due under the simplified scheme shall be paid, as a lump sum, once every two years starting from the year during which the application to take part in the scheme is submitted. The amount shall not exceed EUR 1000.*

*Applicants who would be entitled to a higher sum under the single payment scheme or any other aid scheme provided for in Annex I may opt to take part in the simplified scheme if they agree to receive, on a two-yearly basis, a lump sum which does not exceed that ceiling.*

*Beneficiaries under the simplified scheme may leave the scheme in accordance with the arrangements laid down in the [implementing regulation].*

*5. The simplified scheme may be managed by professional bodies, producer organisations, agricultural cooperatives and/or other private bodies authorised by the Member State concerned.*

Or. fr

#### *Justification*

*A simplified scheme based on a lump-sum payment every two years will reduce the administrative costs of paying Community support, whilst not excluding smaller beneficiaries.*

## Amendment 46

### Proposal for a regulation Article 30 – paragraph 1

*Text proposed by the Commission*

*Amendment*

**1. Member States shall not grant direct payments to a farmer in one of the following cases:** **deleted**

**(a) where the total amount of direct payments claimed or due to be granted in a given calendar year does not exceed EUR 250, or**

**(b) where the eligible area of the holding for which direct payments are claimed or due to be granted does not exceed one hectare. However, Cyprus may set a minimum eligible area of 0.3 hectares and Malta of 0.1 hectares**

**However, farmers holding special entitlements referred to in Article 45(1) shall be subject to the condition referred to in point (a).**

Or. fr

#### *Justification*

*As regards the ceiling on payments, a simplified scheme is being proposed by the amendment to Article 29. As regards the maximum eligible area, the current scheme should remain in force.*

## Amendment 47

### Proposal for a regulation Article 30 – paragraph 2

*Text proposed by the Commission*

*Amendment*

**2. Member States may decide in an objective and non-discriminatory manner not to grant direct payments to companies or firms within the meaning of the second paragraph of Article 48 of the Treaty**

**2. Member States may decide in an objective and non-discriminatory manner not to grant direct payments to companies or firms within the meaning of the second paragraph of Article 48 of the Treaty**

whose principal company's objects do not consist of *exercising an* agricultural activity.

whose principal company's objects do not consist of *the production, rearing or cultivation of agricultural products, including harvesting, milking, breeding and the keeping of animals for* agricultural purposes.

Or. fr

*Justification*

*The payment of support to beneficiaries whose activities are only tenuously linked with productive agriculture should be kept to a minimum.*

**Amendment 48**

**Proposal for a regulation**  
**Article 31 – paragraph 2**

*Text proposed by the Commission*

2. Payments shall be made up to twice a year within the period from 1 December to 30 June of the following calendar year.

*Amendment*

2. Payments shall be made up to twice a year within the period from 1 December to 30 June of the following calendar year, *and shall include a payment of interest at market rates on the amount due from 1 March of the following calendar year.*

Or. en

*Justification*

*Experiences in recent calendar year have showed delay in payments. Farmers should at least receive compensation if payments are delayed.*

**Amendment 49**

**Proposal for a regulation**  
**Article 31 – paragraph 3**

*Text proposed by the Commission*

3. *Payments* under support schemes listed in Annex I shall not be made before the controls with regard to eligibility

*Amendment*

3. *Full payment, in the form of a maximum of two periodic payments*, under support schemes listed in Annex I shall not

conditions, to be carried out by the Member State pursuant to Article 22, have been finalised.

be made before the controls with regard to eligibility conditions, to be carried out by the Member State pursuant to Article 22, have been finalised. ***The first periodic payment, comprising a maximum of 50% of the estimated total payment due, can be made before finalisation of the controls.***

Or. en

#### *Justification*

*The principle of eligibility for payment after controls only makes sense. The draftsman would however prefer to pay a part in advance.*

### **Amendment 50**

#### **Proposal for a regulation Article 32**

##### *Text proposed by the Commission*

Without prejudice to any specific provisions in individual support schemes, no payment shall be made in favour of beneficiaries for whom it is established that they artificially created the conditions required for obtaining such payments with a view to obtaining an advantage contrary to the objectives of that support scheme..

##### *Amendment*

Without prejudice to any specific provisions in individual support schemes, no payment shall be made in favour of beneficiaries for whom it is established that they artificially created the conditions required for obtaining such payments ***or for avoiding the reductions provided for in Article 7*** with a view to obtaining an advantage contrary to the objectives of that support scheme.

Or. fr

#### *Justification*

*Attempts to circumvent modulation must also be penalised.*

## Amendment 51

### Proposal for a regulation Article 33

#### *Text proposed by the Commission*

Support schemes listed in Annex I shall apply without prejudice to possible review ***at any moment*** in the light of economic developments and the budgetary situation.

#### *Amendment*

Support schemes listed in Annex I shall apply without prejudice to possible review ***in accordance with the procedures laid down by the Treaty*** in the light of economic developments and the budgetary situation.

Or. fr

#### *Justification*

*The Commission should not have sole power to amend the rules as it sees fit.*

## Amendment 52

### Proposal for a regulation Article 34 – paragraph 2

#### *Text proposed by the Commission*

***2. For the purpose of this title, farmers holding payment entitlements shall mean farmers having been allocated or definitively transferred payment entitlements.***

#### *Amendment*

***deleted***

Or. fr

#### *Justification*

*This definition now appears in Article 2, which sets out all the definitions required for a proper understanding of the regulation.*

## Amendment 53

### Proposal for a regulation Article 37 – paragraph 1

*Text proposed by the Commission*

The payment entitlements per hectare shall not be modified save as otherwise provided.

*Amendment*

**1.** The payment entitlements per hectare shall not be modified save as otherwise provided.

Or. fr

## Amendment 54

### Proposal for a regulation Article 37 – paragraph 2

*Text proposed by the Commission*

***The Commission, in accordance with the procedure referred to in Article 128(2) of this Regulation, shall lay down detailed rules for the modification of payment entitlements in particular in case of fractions of entitlements.***

*Amendment*

***2. If a farmer who has been granted a direct payment in the reference period changes his legal status or denomination in that period or not later than 31 December of the year preceding the year of application of the single payment scheme, he shall have access to the single payment scheme under the same conditions as the farmer originally managing the holding.***

***3. If mergers take place during the reference period or not later than 31 December of the year preceding the year of application of the single payment scheme, the farmer managing the new holding shall have access to the single payment scheme under the same conditions as the farmers managing the original holdings.***  
***If scissions take place during the reference period or not later than 31 December of the year preceding the year of application of the single payment scheme, the farmers managing the holdings shall have access, pro rata, to the***

*single payment scheme under the same conditions as the farmer managing the original holding.*

Or. fr

*Justification*

*This amendment restores the provisions included in Regulation 1782/2003, which are much clearer and more precise.*

**Amendment 55**

**Proposal for a regulation**  
**Article 41 – paragraph 2**

*Text proposed by the Commission*

2. Where necessary, a Member State shall proceed to a linear reduction of the value of entitlements in order to ensure respect of its ceiling.

*Amendment*

2. Where necessary, a Member State shall proceed to a linear **percentage** reduction of the value of entitlements in order to ensure respect of its ceiling.

Or. fr

**Amendment 56**

**Proposal for a regulation**  
**Article 42 – paragraph 1**

*Text proposed by the Commission*

1. Member States shall operate a national reserve that contains the difference between the ceiling fixed in Annex VIII and the total value of all allocated payment entitlements.

*Amendment*

1. Member States shall operate a national reserve that contains the difference between the ceiling fixed in Annex VIII and the total value of all allocated payment entitlements, **possibly augmented by the amounts resulting from the application of Article 27.**

Or. fr



## Amendment 57

### Proposal for a regulation

#### Article 42 – paragraph 1 – subparagraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***If, at the end of a given budgetary year, it becomes clear in a Member State that the aggregate of the payment entitlements actually granted is lower than the national ceiling laid down in Annex VIII the difference shall be allocated to the national reserve.***

Or. fr

*Justification*

*At present, money which is not disbursed reverts to the Member State and can be used for purposes completely unrelated to agriculture. Money originally earmarked for the agricultural sector should in fact be used in that sector.*

## Amendment 58

### Proposal for a regulation

#### Article 42 – paragraph 2

*Text proposed by the Commission*

*Amendment*

2. Member States may use the national reserve to grant, ***in priority and*** according to objective criteria, payment entitlements to farmers ***who commence their*** agricultural activity and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions.

2. Member States may use the national reserve to grant, according to objective criteria, payment entitlements to farmers ***exercising*** agricultural activity and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions. ***Member States may give precedence in particular to newcomers, young farmers, family holdings or other priority farmers.***

Or. fr

*Justification*

*This amendment essentially takes over the criteria employed by the Commission in its Article*

95 (*National reserve of premium rights*).

## **Amendment 59**

### **Proposal for a regulation Article 42 – paragraph 3**

#### *Text proposed by the Commission*

3. Member States ***that do not apply Article 68(1)(c)*** may use the national reserve for the purpose of establishing, according to objective criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, payment entitlements for farmers in areas subject to restructuring and/or development programs relating to one or the other form of public intervention in order to avoid abandoning of land and/or in order to compensate specific disadvantages for farmers in those areas.

#### *Amendment*

3. Member States may use the national reserve for the purpose of establishing, according to objective criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, payment entitlements for farmers in areas subject to restructuring and/or development programs relating to one or the other form of public intervention in order to avoid abandoning of land and/or in order to compensate specific disadvantages for farmers in those areas.

Or. fr

#### *Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## **Amendment 60**

### **Proposal for a regulation Article 43**

#### *Text proposed by the Commission*

Any payment entitlement which has not been activated for a period of **2** years shall be allocated to the national reserve, except in case of force majeure and exceptional circumstances within the meaning of Article 36(1).

#### *Amendment*

Any payment entitlement which has not been activated for a period of **3** years shall be allocated to the national reserve, except in case of force majeure and exceptional circumstances within the meaning of Article 36(1).

Or. fr

### *Justification*

*The two-year time-limit is too short. In 2003, the Commission proposed five years, which was too long, and ultimately a three-year time-limit was chosen. That time-limit, as laid down in Regulation 1782/2003, should therefore be reintroduced.*

## **Amendment 61**

### **Proposal for a regulation Article 46 – paragraph 1**

#### *Text proposed by the Commission*

In duly justified cases, Member States may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2010 towards approximating the value of payment entitlements established under Chapter I to IV of Title III of Regulation (EC) No 1782/2003. To this end payment entitlements may be made subject to progressive modifications according to ***at least three pre-established annual steps and*** objective and non-discriminatory criteria.

#### *Amendment*

***1.*** In duly justified cases, Member States may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2010 towards approximating the value of payment entitlements established under Chapter I to IV of Title III of Regulation (EC) No 1782/2003. To this end payment entitlements may be made subject to progressive modifications according to objective and non-discriminatory criteria.

Or. fr

### *Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## **Amendment 62**

### **Proposal for a regulation Article 46 – paragraph 2**

#### *Text proposed by the Commission*

The reduction of the value of any payment entitlement shall ***in none of these annual steps be more than*** 50% of the difference between its starting value and ***that applicable upon implementation of the***

#### *Amendment*

The reduction of the value of any payment entitlement shall ***not exceed*** 50% of the difference between its starting value and ***its final value***.

final *annual step*.

Or. fr

*Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

**Amendment 63**

**Proposal for a regulation**  
**Article 46 – paragraph 3**

*Text proposed by the Commission*

Member States may decide to apply the *preceding subparagraphs* at the appropriate geographical level which shall be determined according to objective and non-discriminatory criteria such as their institutional or administrative structure *and/or* the regional agricultural potential.

*Amendment*

2. Member States may decide to apply the *revision of payment entitlements* at the appropriate geographical level which shall be determined according to objective and non-discriminatory criteria such as their institutional or administrative structure, the regional agricultural potential *and/or the specific structural handicaps suffered by a given geographical area*.

Or. fr

**Amendment 64**

**Proposal for a regulation**  
**Article 47 – paragraph 2 – subparagraph 1**

*Text proposed by the Commission*

2. Member States shall define the regions according to objective and non.-discriminatory criteria such as their institutional or administrative structure *and/or* the regional agricultural potential.

*Amendment*

2. Member States shall define the regions according to objective and non.-discriminatory criteria such as their institutional or administrative structure, the regional agricultural potential *and/or the specific structural handicaps suffered by a given geographical area*.

Or. fr

### *Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

### **Amendment 65**

#### **Proposal for a regulation**

#### **Article 48 – paragraph 2 – subparagraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***However, Member States may introduce other clearly defined criteria, such as the quality of the producer or agricultural and/or rural employment, in order to guarantee geographical coherence, diversity and a dynamic rural environment.***

Or. fr

### *Justification*

*It must be possible to take employment into account along with other factors, as laid down in point 6 of Annex 2 to Decision 1994/800 on the COM.*

### **Amendment 66**

#### **Proposal for a regulation**

#### **Article 49 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. In duly justified cases Member States applying Article 48 of this Regulation may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2011 towards approximating the value of payment entitlements established under this section or under Section 1 of Chapter 5 of Title III of Regulation (EC) No 1782/2003. To this end they may make such payment entitlements subject to progressive modifications according to **at**

1. In duly justified cases Member States applying Article 48 of this Regulation may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2011 towards approximating the value of payment entitlements established under this section or under Section 1 of Chapter 5 of Title III of Regulation (EC) No 1782/2003. To this end they may make such payment entitlements subject to progressive modifications according to

***least two pre-established annual steps and***  
objective and non-discriminatory criteria.

objective and non-discriminatory criteria.

Or. fr

*Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

**Amendment 67**

**Proposal for a regulation**

**Article 49 – paragraph 2 – subparagraph 1**

*Text proposed by the Commission*

2. In duly justified cases Member States having introduced the single payment scheme in accordance with Section 1 of Chapter 5 of Title III of Regulation (EC) No 1782/2003 may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2010 towards approximating the value of payment entitlements established under that section by making such payment entitlements subject to progressive modifications according to ***at least three pre-established annual steps and*** objective and non-discriminatory criteria.

*Amendment*

2. In duly justified cases Member States having introduced the single payment scheme in accordance with Section 1 of Chapter 5 of Title III of Regulation (EC) No 1782/2003 may decide, by 1 August 2009 at the latest, and acting in compliance with the general principles of Community law, to move as from 2010 towards approximating the value of payment entitlements established under that section by making such payment entitlements subject to progressive modifications according to objective and non-discriminatory criteria.

Or. fr

*Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## Amendment 68

### Proposal for a regulation Article 49 – paragraph 3

*Text proposed by the Commission*

3. The reduction of the value of any payment entitlement ***shall in none of the annual steps referred to*** in paragraphs 1 and 2 be more than 50% of the difference between its starting value and ***that applicable upon implementation of the final annual step***.

*Amendment*

3. The reduction of the value of any payment entitlement ***provided for*** in paragraphs 1 and 2 ***shall not*** be more than 50% of the difference between its starting value and ***its final value***.

Or. fr

*Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## Amendment 69

### Proposal for a regulation Article 49 – paragraph 4

*Text proposed by the Commission*

4. Member States may decide to apply ***paragraphs 1, 2 and 3*** at the appropriate geographical level which shall be determined according to objective and non-discriminatory criteria such as their institutional ***and/or*** administrative structure or the regional agricultural potential.

*Amendment*

4. Member States may decide to apply ***the revision of payment entitlements*** at the appropriate geographical level which shall be determined according to objective and non-discriminatory criteria such as their institutional, administrative structure or the regional agricultural potential ***and/or the specific structural handicaps suffered by a given geographical area***.

Or. fr

*Justification*

*Member States should be given greater leeway to implement the scheme in accordance with their own requirements.*

## Amendment 70

### Proposal for a regulation Article 54 – paragraph 1

#### *Text proposed by the Commission*

Member States may retain up to **50%** of the component of national ceilings referred to in Article 41 corresponding to the sheep and goat payments listed in Annex VI to Regulation (EC) No 1782/2003 and shall make, on a yearly basis, an additional payment to farmers.

#### *Amendment*

Member States may retain up to **100%** of the component of national ceilings referred to in Article 41 corresponding to the sheep and goat payments listed in Annex VI to Regulation (EC) No 1782/2003 and shall make, on a yearly basis, an additional payment to farmers.

Or. fr

#### *Justification*

*The sheep/lamb and goat sector is facing a crisis on an unprecedented scale. A strong response is needed, therefore, in keeping with that offered to the problems facing suckler cows. Moreover, this amendment is consistent with Parliament's resolution of 19 June 2008 on the future of the sheep/lamb and goat sector.*

## Amendment 71

### Proposal for a regulation Article 55 – paragraph 1

#### *Text proposed by the Commission*

1. Member States that in accordance with Article 68(2)(a)(i) of Regulation (EC) No 1782/2003 retained all or part of the component of national ceilings referred to in Article 41 of this Regulation corresponding to the suckler cow premium referred to in Annex VI to Regulation (EC) No 1782/2003 shall make, on a yearly basis, an additional payment to farmers.

#### *Amendment*

1. Member States that:

**(a)** in accordance with Article 68(2)(a)(i) of Regulation (EC) No 1782/2003 retained all or part of the component of national ceilings referred to in Article 41 of this Regulation corresponding to the suckler



The additional payment shall be granted for maintaining suckler cows under the conditions provided for in Section 8 of Chapter 1 of Title IV of this Regulation and within the ceiling fixed in accordance with Article 53(2).

cow premium referred to in Annex VI to Regulation (EC) No 1782/2003 shall make, on a yearly basis, an additional payment to farmers.

The additional payment shall be granted for maintaining suckler cows under the conditions provided for in Section 8 of Chapter 1 of Title IV of this Regulation and within the ceiling fixed in accordance with Article 53(2).

***(b) in accordance with Article 68(1) of Regulation (EC) No 1782/2003 retained all or part of the component of national ceilings referred to in Article 41 of this Regulation corresponding to the slaughter premium for calves referred to in Annex VI to Regulation (EC) No 1782/2003 shall make, on a yearly basis, an additional payment to farmers.***

***The additional payment shall be granted for slaughtering calves under the conditions provided for in Section 8 of Chapter I of Title IV of this Regulation and within the ceiling fixed in accordance with Article 53(2).***

Or. fr

#### *Justification*

*As with the suckler cow premium, coupling should be retained for the slaughter premium for calves, since otherwise the sector would be seriously endangered.*

#### **Amendment 72**

##### **Proposal for a regulation Article 55 – paragraph 2**

###### *Text proposed by the Commission*

2. In 2010 and 2011, Member States that in accordance with Article 68(1), 68(2)(a)(ii) or 68(2)(b) of Regulation (EC) No 1782/2003 retained all or part of the national ceilings referred to in Article 41 of

###### *Amendment*

2. In 2010 and 2011, Member States that in accordance with Article 68(1), 68(2)(a)(ii) or 68(2)(b) of Regulation (EC) No 1782/2003 retained all or part of the national ceilings referred to in Article 41 of

this Regulation corresponding to ***the slaughtering premium for calves***, the slaughtering premium for animals other than for calves or the special male premium may make an additional payment to farmer. The additional payments shall be granted ***on slaughtering of calves***, on slaughtering of bovine animals other than calves and for holding male bovine animals, under the conditions provided for in Section 8 of Chapter 1 of Title IV. The additional payment shall be made at 50% of the level applied under Article 68 of Regulation (EC) No 1782/2003 and within the limit fixed in accordance with Article 53(2) of this Regulation.

this Regulation corresponding to the slaughtering premium for animals other than for calves or the special male premium may make an additional payment to farmer. The additional payments shall be granted on slaughtering of bovine animals other than calves and for holding male bovine animals, under the conditions provided for in Section 8 of Chapter 1 of Title IV. The additional payment shall be made at 50% of the level applied under Article 68 of Regulation (EC) No 1782/2003 and within the limit fixed in accordance with Article 53(2) of this Regulation.

Or. fr

#### *Justification*

*This amendment is the logical consequence of the previous amendment.*

### **Amendment 73**

#### **Proposal for a regulation Article 59 – paragraph 1**

##### *Text proposed by the Commission*

1. Each new Member State shall proceed to a linear percentage reduction of its national ceiling in order to constitute a national reserve.

##### *Amendment*

1. Each new Member State shall proceed to a linear percentage reduction of its national ceiling in order to constitute a national reserve, ***possibly augmented by the amounts resulting from the application of Article 27.***

Or. fr

## Amendment 74

### Proposal for a regulation Article 59 – paragraph 3

*Text proposed by the Commission*

3. During the first year of application of the single payment scheme, the new Member States may use the national reserve for the purpose of allocating payment entitlements, according to objective and non-discriminatory criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, to farmers in specific sectors, finding themselves in a special situation as a result of the transition to the single payment scheme.

*Amendment*

3. During the first year of application of the single payment scheme, the new Member States may use the national reserve for the purpose of allocating payment entitlements, according to objective and non-discriminatory criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, to farmers in specific sectors, finding themselves in a special situation as a result of the transition to the single payment scheme. ***Member States may give precedence in particular to newcomers, young farmers, family holdings or other priority farmers.***

Or. fr

## Amendment 75

### Proposal for a regulation Article 59 – paragraph 5

*Text proposed by the Commission*

5. New Member States may use the national reserve for the purpose of allocating, according to objective criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, entitlements for farmers in areas subject to restructuring and/or development programmes relating to one or the other form of public intervention in order to avoid abandoning of land and/or in order to compensate specific disadvantages for farmers in those areas.

*Amendment*

5. New Member States may use the national reserve for the purpose of allocating, according to objective criteria and in such a way as to ensure equal treatment between farmers and to avoid market and competition distortions, entitlements for farmers in areas subject to restructuring and/or development programmes relating to one or the other form of public intervention in order to avoid abandoning of land and/or in order to compensate specific disadvantages for farmers in those areas. ***Member States may give precedence in particular to newcomers, young farmers, family***

*holdings or other priority farmers.*

Or. fr

## **Amendment 76**

### **Proposal for a regulation Article 65 – paragraph 1**

#### *Text proposed by the Commission*

1. The amounts referred in Annex XI that were available for coupled support under the schemes referred under point I of Annex X shall be distributed by the Member States amongst the farmers in the sectors concerned in accordance with objective and non discriminatory criteria taking account, in particular, of support that those farmers received, directly or indirectly, under the relevant support schemes during one or more years of the period 2005 to 2008.

#### *Amendment*

1. The amounts referred in Annex XI that were available for coupled support under the schemes referred under point I of Annex X shall be distributed by the Member States **chiefly** amongst the farmers in the sectors concerned in accordance with objective and non discriminatory criteria taking account, in particular, of support that those farmers received, directly or indirectly, under the relevant support schemes during one or more years of the period 2005 to 2008.

Or. fr

#### *Justification*

*Member States must be granted some margin for manoeuvre, since it may be difficult to make such transfers accurately to the last euro.*

## **Amendment 77**

### **Proposal for a regulation Article 66 – paragraph 1**

#### *Text proposed by the Commission*

The amounts that were available for coupled support under the schemes referred to under point II of Annex X shall be distributed by the Member States amongst the farmers in the sectors concerned in proportion with the support that those

#### *Amendment*

The amounts that were available for coupled support under the schemes referred to under point II of Annex X shall be distributed by the Member States **chiefly** amongst the farmers in the sectors concerned in proportion with the support

farmers received under the relevant support schemes during the period 2000 to 2002. Member States may, however, choose a more recent representative period in accordance with objective and non discriminatory criteria.

that those farmers received under the relevant support schemes during the period 2000 to 2002. Member States may, however, choose a more recent representative period in accordance with objective and non discriminatory criteria.

Or. fr

### *Justification*

*Member States must be granted some margin for manoeuvre, since it may be difficult to make such transfers accurately to the last euro.*

## **Amendment 78**

### **Proposal for a regulation Chapter 5 – title**

*Text proposed by the Commission*

**SPECIFIC SUPPORT**

*Amendment*

**SPECIFIC SUPPORT *PAYMENTS***

Or. fr

## **Amendment 79**

### **Proposal for a regulation Article 68 – title**

*Text proposed by the Commission*

***General rules***

*Amendment*

***Additional payments***

Or. fr

## Amendment 80

### Proposal for a regulation

#### Article 68 – paragraph 1 – point b

*Text proposed by the Commission*

(b) to address specific disadvantages affecting farmers in the dairy, **beef, sheep and goatmeat** and rice sectors in economically vulnerable or environmentally sensitive areas,

*Amendment*

(b) to address specific disadvantages affecting farmers in the dairy and rice sectors in economically vulnerable or environmentally sensitive areas **and producers of beef and veal, sheepmeat and goatmeat,**

Or. fr

#### *Justification*

*The area-based approach should be abandoned, since these livestock production sectors are facing a serious crisis which is not confined only to some areas. Moreover, as regards the sheep/lamb and goat sector this approach is consistent with that put forward by Parliament in its resolution of 19 June 2008 on the future of the sheep/lamb and goat sector.*

## Amendment 81

### Proposal for a regulation

#### Article 68 – paragraph 1 – point c

*Text proposed by the Commission*

(c) in areas subject to restructuring and/or development programs in order to avoid abandoning of land and/or in order to address specific disadvantages for farmers in those areas,

*Amendment*

(c) in areas subject to restructuring and/or development programs in order to avoid abandoning of land and/or in order to address specific disadvantages for farmers in those areas; **precedence may be given in particular to newcomers, young farmers, family holdings or other priority farmers,**

Or. fr

## **Amendment 82**

### **Proposal for a regulation**

#### **Article 68 – paragraph 1 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

***(ca) for bringing within the scheme  
hectarage in respect of which no payment  
entitlement exists,***

Or. fr

#### *Justification*

*Some Member States may decide to take account of land intended for fruit and vegetable production and should be free to do so.*

## **Amendment 83**

### **Proposal for a regulation**

#### **Article 68 – paragraph 1 – point d**

*Text proposed by the Commission*

*Amendment*

***(d) in the form of contributions to crop  
insurance premiums in accordance with  
the conditions set out in Article 69,*** ***deleted***

Or. fr

#### *Justification*

*The purpose of this amendment is of course not to do away with this provision, but instead to move it to a specific article, so that it enjoys appropriate support and can be developed under the single COM.*

## Amendment 84

### Proposal for a regulation

#### Article 68 – paragraph 1 – point e

*Text proposed by the Commission*

*Amendment*

***(e) mutual funds for animal and plant diseases in accordance with the conditions set out in Article 70.*** ***deleted***

Or. fr

#### *Justification*

*The purpose of this amendment is of course not to do away with this provision, but instead to move it, with the provision on crop insurance, to a specific article, so that it enjoys appropriate support and can be developed under the single COM.*

## Amendment 85

### Proposal for a regulation

#### Article 68 – paragraph 3 – introductory section

*Text proposed by the Commission*

*Amendment*

Support for measures referred to in paragraph 1(b) may ***only*** be granted:

Support for measures referred to in paragraph 1(b) may be granted ***only to the extent necessary to create an incentive to maintain current levels of production.***

Or. fr

#### *Justification*

*The aim must be to support sectors in difficulty, not to offer them opportunities to increase production.*



## Amendment 86

### Proposal for a regulation

#### Article 68 – paragraph 3 – point a

*Text proposed by the Commission*

*Amendment*

***(a) upon full implementation of the single payment scheme in the sector concerned in accordance with Articles 54, 55 and 71.*** ***deleted***

Or. fr

#### *Justification*

*It should be possible to combine several measures to ensure the survival of sectors in difficulty.*

## Amendment 87

### Proposal for a regulation

#### Article 68 – paragraph 3 – point b

*Text proposed by the Commission*

*Amendment*

***(b) to the extent necessary to create an incentive to maintain current levels of production.*** ***deleted***

Or. fr

#### *Justification*

*This text has simply been moved to the introductory section of this paragraph.*

## Amendment 88

### Proposal for a regulation

#### Article 68 – paragraph 4

*Text proposed by the Commission*

*Amendment*

Support under the measures referred to in paragraph 1(a), (b) ***and (e)*** shall be limited to ***2.5% of the national ceilings referred to***

Support under the measures referred to in paragraph 1(a) ***and*** (b) shall be limited to ***a percentage consistent with Council***

*in Article 41.* Member States may set sub-limits per measure.

***Decision 94/800/EC of 22 December 1994 concerning the conclusion on behalf of the European Community, as regards matters within its competence, of the agreements reached in the Uruguay Round multilateral negotiations (1986-1994)***<sup>1</sup>. Member States may set sub-limits per measure.

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<sup>1</sup> OJ L 336, 23.12.1994, p. 1.

Or. fr

#### *Justification*

*The figure set by the Commission is totally artificial and, at all events, could only be validly set on the basis of a final agreement on the legislative proposal. The only certainty is that support must be consistent with the undertakings given by the European Community in the Uruguay Round multilateral trade negotiations, in particular as regards the blue box and the 'de minimis' clause.*

#### **Amendment 89**

##### **Proposal for a regulation**

##### **Article 68 – paragraph 5 – point a**

###### *Text proposed by the Commission*

(a) in paragraph 1(a) **and (d)** shall take the form of annual additional payments,

###### *Amendment*

(a) in paragraph 1(a) shall take the form of annual additional payments,

Or. fr

#### *Justification*

*See the justification for the amendment to Article 68(1)(d).*

## **Amendment 90**

### **Proposal for a regulation**

#### **Article 68 – paragraph 5 – point d**

*Text proposed by the Commission*

*Amendment*

***(d) in paragraph 1(e) shall take the form of compensation payments as specified in Article 70.*** ***deleted***

Or. fr

*Justification*

*See the justification for the amendment to Article 68(1)(e).*

## **Amendment 91**

### **Proposal for a regulation**

#### **Article 68 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

***6. The transfer of payment entitlements with increased unit values and of additional payment entitlements referred to in paragraph 5(c) may only be allowed if the transferred entitlements are accompanied by the transfer of an equivalent number of hectares.*** ***deleted***

Or. fr

*Justification*

*Since all the constraints inherent in the single payment system have been done away with, there is no need to reintroduce them here, by adding a needless element of complexity.*

## Amendment 92

### Proposal for a regulation Article 68 – paragraph 7

*Text proposed by the Commission*

**7. Support for measures referred to in paragraph 1 shall be consistent** with other Community measures and policies.

*Amendment*

**7. The Commission, in accordance with the procedure referred to in Article 128(2), shall define the conditions for the granting of the support referred to under this section, in particular with a view to ensuring consistency** with other Community measures and policies.

Or. fr

*Justification*

*Clarification and rationalisation of the text.*

## Amendment 93

### Proposal for a regulation Article 68 – paragraph 7 a (new)

*Text proposed by the Commission*

*Amendment*

**7a. Member States shall inform the Commission in advance of the proposed measures and levies.**

Or. fr

*Justification*

*If subsidiarity is to apply, Member States should inform the Commission of the measures they plan to take.*

## Amendment 94

### Proposal for a regulation

#### Article 68 – paragraph 8 – point a

*Text proposed by the Commission*

(a) in paragraph 1(a), (b), (c) **and (d)** by proceeding to linear reduction of the entitlements allocated to farmers and/or from the national reserve,

*Amendment*

(a) in paragraph 1(a), (b) **and** (c) by proceeding to linear reduction of the entitlements allocated to farmers and/or from the national reserve,

Or. fr

*Justification*

*See the justification for the amendment to Article 68(1)(d).*

## Amendment 95

### Proposal for a regulation

#### Article 68 – paragraph 8 – point b

*Text proposed by the Commission*

***(b) in paragraph 1(e) by proceeding, if necessary, to linear reduction of one or several of the payments to be made to the beneficiaries of the relevant payments in accordance with this title and within the limits set out in paragraphs 1 and 3.***

*Amendment*

***deleted***

Or. fr

*Justification*

*See the justification to the amendment to Article 68(1)(e).*

## Amendment 96

### Proposal for a regulation Article 68 – paragraph 9

*Text proposed by the Commission*

*Amendment*

**9. The Commission, in accordance with the procedure referred to in Article 128(2), shall define the conditions for the granting of the support referred to under this section, in particular with a view to ensure consistency with other Community measures and policies and to avoid cumulation of support.** **deleted**

Or. fr

*Justification*

*Paragraph moved to paragraph 7.*

## Amendment 97

### Proposal for a regulation Article 68 a (new)

*Text proposed by the Commission*

*Amendment*

#### **Article 68a**

**Support payments under the single COM**

**1. Member States may decide, by 1 August of each year preceding the implementation of the provisions of this article, to use from 2010 up to 5% of their national ceilings referred to in Article 41 to grant support to farmers:**

**(a) in the form of contributions to crop insurance premiums;**

**(b) in the form of contributions to mutual funds for animal and plant diseases.**

**2. Support for measures referred to:**

**(a) in paragraph 1(a) shall take the form**

*of an annual additional payments;*

*(b) in paragraph 1(b) shall take the form of compensation payments.*

*3. Member States shall raise the funds needed to cover the support referred to:*

*(a) in paragraph 1(a) by proceeding to linear reduction of the entitlements allocated to farmers and/or from the national reserve;*

*(b) in paragraph 1(b) by proceeding, if necessary, to linear reduction of one or several of the payments to be made to the beneficiaries of the relevant payments in accordance with this title.*

*4. Support under the measures referred to in paragraph 1(b) shall be limited to a percentage consistent with Decision 94/800/EC.*

Or. fr

#### *Justification*

*Adequate support should be provided for these two measures, which are necessary to help farmers cope with the instability which may affect agricultural markets. For the same reasons, they should be integrated into the single COM.*

#### **Amendment 98**

##### **Proposal for a regulation Article 68 b (new)**

*Text proposed by the Commission*

*Amendment*

##### **Article 68b**

##### **Bridging clause**

*1. Member States which do not apply all or part of Articles 68 and 68a may allocate the unused amounts to measures covered by rural development programming in accordance with the procedures laid down by Regulation (EC)*

***No 378/2007. They shall be used in accordance with Article 69(5a) of Regulation (EC) No 1698/2005, with no financial participation by the Member State where they are generated.***

Or. fr

#### *Justification*

*Although, in accordance with Parliament's resolution of 12 March 2008, your rapporteur is proposing to reduce transfers to the second pillar, he does not intend to deprive rural development of funding. Member States which do not wish to use all or part of the amounts resulting from the application of Articles 68 and 68a should be allowed to choose to strengthen rural development programmes. However, since the amounts which remain under the first pillar must not be co-financed, if they are transferred to the second pillar that must likewise not give rise to a co-financing requirement.*

#### **Amendment 99**

##### **Proposal for a regulation Article 69**

*Text proposed by the Commission*

*Amendment*

##### ***Article 69***

***deleted***

##### ***Crop insurance***

***1. Member States may grant financial contributions to premiums for crop insurance against losses caused by adverse climatic events.***

***For the purpose of this article, ‘adverse climatic event’ means weather conditions which can be assimilated to a natural disaster, such as frost, hail, ice, rain or drought and destroy more than 30% of the average of annual production of a given farmer in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and lowest entry.***

***2. The financial contribution granted per farmer shall be set at 60% of the insurance premium due. Member States may decide to increase the financial***



*contribution to 70% taking account of the climatic situation or the situation of the sector concerned.*

*Member States may limit the amount of premium that is eligible to financial contribution by applying appropriate ceilings.*

*3. Coverage by crop insurance shall only be available where the adverse climatic event has been formally recognised as such by the competent authority of the Member State concerned.*

*4. Insurance payments shall compensate for not more than the total cost of replacing losses referred to in paragraph 1 and shall not require or specify the type or quantity of future production.*

*5. Any financial contribution shall be paid directly to the farmer concerned.*

*6. Member States' expenditure for the granting of financial contributions shall be co-financed by the Community from the funds referred to in Article 68(1) at a rate of 40% of the eligible amounts of insurance premium set in accordance with paragraph 2 of this Article.*

*The first subparagraph shall not prejudice any powers of Member States to cover their participation in the financing of the financial contributions in full or in part through obligatory systems of collective responsibility in the sectors concerned.*

*7. The financial contribution shall not constitute a barrier to the operation of the internal market for insurance services. The financial contribution shall not be limited to insurance provided by a single insurance company or group of companies, or be made subject to the condition that the insurance contract be taken out with a company established in the Member State concerned.*

Or. fr

## *Justification*

*The aim is clearly not to abolish this very worthwhile provision, but to transfer it to the regulation dealing with the single COM.*

### **Amendment 100**

#### **Proposal for a regulation Article 70**

*Text proposed by the Commission*

*Amendment*

#### *Article 70*

*deleted*

#### *Mutual funds for animal and plant diseases*

*1. Member States may provide for financial compensation to be paid to farmers for economic losses caused by the outbreak of animal or plant disease by way of financial contributions to mutual funds.*

*2. For the purpose of this Article:*

*(a) 'mutual fund' shall mean a system accredited by the Member State in accordance with national law for affiliated farmers to insure themselves, by granting compensation payments to such farmers affected by economic losses caused by the outbreak of animal or plant disease;*

*(b) 'economic losses' shall mean any additional cost incurred by a farmer as a result of exceptional measures taken by the farmer with the objective to reduce supply on the market concerned or any substantial loss of production. Costs for which compensation may be granted in accordance with other Community provisions and those resulting from the application of any other health and veterinary or phytosanitary measures shall not be considered as economic losses.*

***3. The mutual funds shall pay the financial compensation directly to affiliated farmers who are affected by economic losses.***

***The source of the financial compensation paid by the mutual funds shall come from:***

***(a) capital stock contributed to the funds by affiliated farmers, and/or***

***(b) loans taken out by the funds on commercial terms.***

***Any initial capital stock shall not be contributed by public funds.***

***4. The financial contributions referred to in paragraph 1 may relate to:***

***(a) the administrative costs of setting up the mutual fund, spread across a maximum of three years,***

***(b) the repayment of the capital and interest on commercial loans taken by the mutual fund for the purpose of paying financial compensation to farmers,***

***(c) the amounts paid by the mutual fund from its capital stock as financial compensation to farmers.***

***The minimum and maximum duration of the commercial loans eligible to financial contribution shall be fixed by the Commission in accordance with the procedure referred to in Article 128(2).***

***Where financial compensation is paid by the fund in accordance with point (c) of the first subparagraph, the public financial contribution shall follow the same rhythm as the one scheduled for a commercial loan of minimum duration.***

***5. Any financial contribution shall not exceed 60% of the cost referred to in paragraph 4. Member States may decide to increase their financial contribution to 70% taking account of the situation of the sector concerned. Any cost not covered by financial contributions shall be borne by***

*the affiliated farmers.*

*Member States may limit the costs that are eligible for the financial contribution by applying:*

*(a) ceilings per fund,*

*(b) appropriate per unit ceilings.*

*6. Member States' expenditure on the financial contributions shall be co-financed by the Community from the funds referred to in Article 68(1) at a rate of 40% of the amounts eligible under paragraph 4.*

*The first subparagraph shall not prejudice any powers of Member States to cover their participation in the financing of the financial contributions in full or in part through obligatory systems of collective responsibility in the sectors concerned.*

*7. Member States shall define the rules for the constitution and the management of the mutual funds, notably for the granting of compensation payments to farmers in case of crisis, or for the administration and control of these rules.*

*8. Member States shall submit to the Commission an annual report on the implementation of this Article. The form, content, timing and deadlines of the report shall be laid down by the Commission in accordance with the procedure referred to in Article 128(2).*

Or. fr

#### *Justification*

*The aim is clearly not to abolish this very worthwhile provision, but to transfer it to the regulation dealing with the single COM.*

## Amendment 101

### Proposal for a regulation Article 71

*Text proposed by the Commission*

***For the years 2009, 2010, and 2011*** aid shall be granted to farmers producing rice, falling within CN code 1006 10 under the conditions laid down in this section.

*Amendment*

Aid shall be granted to farmers producing rice, falling within CN code 1006 10 under the conditions laid down in this section.

Or. fr

## Amendment 102

### Proposal for a regulation Article 72 – paragraph 2 – table

*Text proposed by the Commission*

	(EUR/ha)	
	2009	<b><i>2010 and 2011</i></b>
Bulgaria	345,255	<b><i>172,627</i></b>
Greece	561,00	<b><i>280,5</i></b>
Spain	476,25	<b><i>238,125</i></b>
France	411,75	<b><i>205,875</i></b>
Italy	453,00	<b><i>226,5</i></b>
Hungary	232,50	<b><i>116,25</i></b>
Portugal	453,75	<b><i>226,875</i></b>
Romania	126,075	<b><i>63,037</i></b>

*Amendment*

(EUR/ha)

	<i>2009 to 2013</i>
Bulgaria	345,255
Greece	561,00
Spain	476,25
France	411,75
Italy	453,00
Hungary	232,50
Portugal	453,75
Romania	126,075

Or. fr

#### **Amendment 103**

#### **Proposal for a regulation Section 1 a (new)**

*Text proposed by the Commission*

*Amendment*

#### ***SECTION 1A***

#### ***PROTEIN CROP PREMIUM***

#### ***Article 74a***

#### ***Scope***

***Aid shall be granted to farmers producing protein crops under the conditions laid down in this section.***

***Protein crops shall include:***

***(a) peas falling within CN code 0713 10;***

***(b) field beans falling within CN code 0713 50;***

***(c) sweet lupins falling within CN code ex 1209 29 50.***

#### ***Article 74b***

***Conditions and amount of the aid***

***Aid shall be EUR 55.57 per hectare of protein crops harvested after the milky maturity stage.***

***However, crops grown on areas which are fully sown and which are cultivated in accordance with local standards, but which do not attain the stage of milky maturity as a result of exceptional weather conditions recognised by the Member State concerned, shall remain eligible for aid provided that the areas in question are not used for any other purpose up to this growing stage.***

***Article 74c***

***Areas***

- 1. A national base area eligible for aid of 1 400 000 ha is hereby established.***
- 2. Where the area for which aid is claimed exceeds the base area, the area per farmer for which aid is claimed shall be reduced proportionately in that year, in accordance with the procedure referred to in Article 128(2).***

Or. fr

***Justification***

***By virtue of the attractiveness of cereals, the area given over to protein crops is dropping dramatically. In addition to the adverse agricultural and environmental impact, this fall may lead to shortages in protein products, in particular for animal feedingstuffs.***

**Amendment 104**

**Proposal for a regulation  
Article 75 – point a**

*Text proposed by the Commission*

*Amendment*

***(a) EUR 66.32 for marketing years***

***- EUR 66.32 for marketing years***

2009/2010 *and* 2010/2011;

2009/2010, 2010/2011, **2011/2012 and 2012/2013**;

Or. fr

#### **Amendment 105**

##### **Proposal for a regulation Article 75 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) EUR 33.16 for marketing years  
2011/2012 and 2012/2013.**

***deleted***

Or. fr

#### **Amendment 106**

##### **Proposal for a regulation Section 6 a (new)**

*Text proposed by the Commission*

*Amendment*

#### ***SECTION 6A***

#### ***AID FOR TOBACCO***

#### ***Article 87a***

#### ***Scope***

***For the growing years 2010, 2011 and 2012 aid may be granted to farmers producing raw tobacco falling within CN code 2401 under the conditions laid down in this section.***

#### ***Article 87b***

#### ***Conditions governing eligibility for the aid***

***The aid shall be granted to farmers who received a tobacco premium under Regulation (EEC) No 2075/92 in calendar***



*years 2000, 2001 and 2002 and to farmers who obtained production quotas for tobacco during the period from 1 January 2002 to 31 December 2005. Payment of the aid shall be subject to the following conditions:*

*(a) the tobacco comes from a production area referred to in Annex II to Commission Regulation (EC) No 2848/98 of 22 December 1998 laying down detailed rules for the application of Council Regulation (EEC) No 2075/92 as regards the premium scheme, production quotas and the specific aid to be granted to producer groups in the raw tobacco sector<sup>1</sup>;*

*(b) the quality requirements laid down by Regulation (EC) No 2848/98 have been met;*

*(c) the leaf tobacco is supplied by the producer to the first processing undertaking on the basis of a cultivation contract;*

*(d) aid is granted in such a way as to guarantee equal treatment of farmers and/or in accordance with objective criteria, such as the location of tobacco producers in an Objective I region or the production of varieties of a given quality.*

*At the end of the period of application of the area-based single payment scheme under Article 111, and where Article 87a applies, production quotas for tobacco shall be awarded, pursuant to the first subparagraph, no later than at the end of the first year of application of the single payment scheme.*

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<sup>1</sup>OJ L 358, 31.12.1998, p. 17. Regulation last amended by Regulation (EC) No 1809/2004 (OJ L 318, 19.10.2004, p. 18).

#### *Article 87c*

##### *Amounts*

*The maximum total amount of aid, also*

*including the amounts to be transferred to the Community Tobacco Fund referred to in Article 87d, shall be as follows:*

	<i>(in EUR m)</i>
	<b>2010-2012</b>
<i>Germany</i>	<i>21,287</i>
<i>Spain</i>	<i>70,599</i>
<i>France</i>	<i>48,217</i>
<i>Italy (except Apulia)</i>	<i>189,366</i>
<i>Portugal</i>	<i>8,468</i>
	<b>2009-2012</b>
<i>Hungary</i>	<i>t.b.a.</i>
<i>Bulgaria</i>	<i>t.b.a.</i>
<i>Romania</i>	<i>t.b.a.</i>
<i>Poland</i>	<i>t.b.a.</i>

*Article 87d*

*Transfer to the Community Tobacco Fund*

*An amount equal to 5% of the aid granted in accordance with this section for the calendar years 2010 to 2012 shall finance actions of information under the Community Tobacco Fund provided for in Article 13 of Regulation (EEC) No 2075/92.*

Or. fr

*Justification*

*This amendment takes up part of Parliament's resolution of 20 May 2008, which was adopted by a wide majority.*

## **Amendment 107**

### **Proposal for a regulation Article 90 – paragraph 4**

*Text proposed by the Commission*

4. Per ewe, the amount of the premium shall be EUR 21. However for farmers marketing sheep's milk or products based on sheep's milk the premium per ewe shall be **EUR 6,8**.

*Amendment*

4. Per ewe, the amount of the premium shall be EUR 21. However for farmers marketing sheep's milk or products based on sheep's milk the premium per ewe shall be **EUR 16,8**.

Or. fr

*Justification*

*Correction of a Commission error.*

## **Amendment 108**

### **Proposal for a regulation Article 90 – paragraph 5**

*Text proposed by the Commission*

5. Per she-goat the amount of the premium shall be **EUR 6,8**.

*Amendment*

5. Per she-goat the amount of the premium shall be **EUR 16,8**.

Or. fr

*Justification*

*Correction of a Commission error.*

## **Amendment 109**

### **Proposal for a regulation Article 98 – point a**

*Text proposed by the Commission*

**(a) "region" shall mean a Member State**

*Amendment*

**deleted**

*or a region within a Member State, at the option of the Member State concerned,*

Or. fr

*Justification*

*This definition has been moved to Article 2, which sets out all the definitions necessary to a proper understanding of the text.*

**Amendment 110**

**Proposal for a regulation  
Article 119 – paragraph 1**

*Text proposed by the Commission*

1. The new Member States applying the single area payment scheme may decide by 1 August 2009 at the latest and with effect as from the calendar year 2010 to use up to 10% of their national ceilings referred to in Article 41 to grant support to farmers as set out in points (a), (b), (c), **(d) and (e)** of Article 68(1) and in accordance with Article 68(2) to (9), **and Articles 69 and 70.**

*Amendment*

1. The new Member States applying the single area payment scheme may decide by 1 August 2009 at the latest and with effect as from the calendar year 2010 to use up to 10% of their national ceilings referred to in Article 41 to grant support to farmers as set out in points (a), (b) **and** (c) of Article 68(1) and in accordance with Article 68(2) to (9).

***The new Member States applying the single area payment scheme may decide, by 1 August of each year preceding the implementation of the provisions of Article 68a, to use, with effect from 2010, up to 5% of their national ceilings referred to in Article 41 to grant support to farmers for the purposes referred to in Article 68a(1)(a) and (b) and in accordance with Article 68a(2), (3) and (4).***

Or. fr

*Justification*

*This amendment is a consequence of the creation of Articles 68a and 68b.*

## Amendment 111

### Proposal for a regulation Article 123

*Text proposed by the Commission*

*Amendment*

#### *Article 123*

*deleted*

#### *Financial transfer for restructuring in the tobacco regions*

*As from budget year 2011, an amount of EUR 484 million shall be available as additional Community support for measures in tobacco producing regions under rural development programming financed under the EAFRD, for those Member States in which the tobacco producers received aid in accordance with Council Regulation (EC) No 2075/92 during the years 2000, 2001 and 2002.*

Or. fr

#### *Justification*

*As in the case of Section 6a, this amendment reflects Parliament's resolution of 20 May 2008, adopted by a wide majority.*

## Amendment 112

### Proposal for a regulation Article 125

*Text proposed by the Commission*

*Amendment*

Titles III and IV shall not apply in the French overseas departments, in the Azores and Madeira and in the Canary Islands.

Titles III and IV, ***with the exception of Articles 68 and 68a***, shall not apply in the French overseas departments, in the Azores and Madeira and in the Canary Islands.

Or. fr

## Amendment 113

### Proposal for a regulation

#### Article 133 – paragraph 1 – subparagraph 2

##### *Text proposed by the Commission*

However, Articles 66, 67, 68, 68a, 69, 70(1)(a) and Chapters 1 (durum wheat) 2, **(protein crop premium)**, 4 (area payment for nuts), 8, (energy crops), 9 (seed aid), 10 (arable crops area payment), 10b (aid for olive groves), **10c (Tobacco aid)** and 10d (hops area payment) of Title IV of that Regulation shall continue to apply for 2009.

##### *Amendment*

However, Articles 66, 67, 68, 68a, 69, 70(1)(a) and Chapters 1 (durum wheat), 4 (area payment for nuts), 8, (energy crops), 9 (seed aid), 10 (arable crops area payment), 10b (aid for olive groves) and 10d (hops area payment) of Title IV of that Regulation shall continue to apply for 2009.

Or. fr

## Amendment 114

### Proposal for a regulation

#### Annex I – Sector ‘Durum wheat’ (new)

##### *Text proposed by the Commission*

##### *Amendment*

##### ***Durum wheat***

***Title IV, Chapter 1, of Regulation (EC)  
No 1782/2003\****

##### ***Area payment***

***\* Only for 2009.***

Or. fr

## **Amendment 115**

### **Proposal for a regulation**

#### **Annex I – Protein crops – ‘Legal base’ column**

*Text proposed by the Commission*

*Amendment*

Title IV, Chapter **2** of Regulation **(EC) No 1782/2003**

Title IV, Chapter **1, Section 1a** of **this** Regulation

Or. fr

## **Amendment 116**

### **Proposal for a regulation**

#### **Annex I – Tobacco – ‘Legal base’ column**

*Text proposed by the Commission*

*Amendment*

Title IV, Chapter **10c** of Regulation **(EC) No 1782/2003**

Title IV, Chapter **1, Section 6a** of **this** Regulation

Or. fr

## **Amendment 117**

### **Proposal for a regulation**

#### **Annex I – Arable crops – ‘Legal base’ column**

*Text proposed by the Commission*

*Amendment*

Title IV, Chapter 10 of Regulation (EC)  
No 1782/2003

Title IV, Chapter 10 of Regulation (EC)  
No 1782/2003 \*

*\* Only for 2009.*

Or. fr

*Justification*

*Correction of a Commission error.*

## Amendment 118

### Proposal for a regulation Annex II – point A a (new)

#### *Amendment*

<i>Aa</i>	<i>Workplace safety</i>	
<i>8a</i>	<i>Council Directive 89/391/EEC of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work (OJ L 183, 29.6.1989, p. 1)</i>	<i>Article 6</i>
<i>8b</i>	<i>Directive 2000/54/EC of the European Parliament and of the Council of 18 September 2000 on the protection of workers from risks related to exposure to biological agents at work (seventh individual directive within the meaning of Article 16(1) of Directive 89/391/EEC) (OJ L 262, 17.10.2000, p. 21)</i>	<i>Articles 3, 6, 8 and 9</i>
<i>8c</i>	<i>Council Directive 94/33/EC of 22 June 1994 on the protection of young people at work (OJ L 216, 20.8.1994, p. 12)</i>	
<i>8d</i>	<i>Directive 2004/37/EC of the European Parliament and of the Council of 29 April 2004 on the protection of workers from the risks related to exposure to carcinogens or mutagens at work (sixth individual directive within the meaning of Article 16(1) of Council Directive 89/391/EEC) (OJ L 158, 30.4.2004, p. 50)</i>	<i>Article 3 and 4 to 12</i>

Or. fr

#### *Justification*

*Simple consequence of the inclusion of workplace safety among the statutory management requirements.*

## Amendment 119

### Proposal for a regulation Annex IV

*Text proposed by the Commission*

*million EUR*

Calendar year	2009	2010	2011	2012
Belgium	583,2	570,9	563,1	553,9
Czech Republic				773,0



Denmark	985,9	965,3	954,6	937,8
Germany	5 467,4	5 339,2	5 269,3	5 178,0
Estonia				88,9
Ireland	1 283,1	1 264,0	1 247,1	1 230,0
Greece	2 567,3	2 365,5	2 348,9	2 324,1
Spain	5 171,3	5 043,4	5 019,1	4 953,5
France	8 218,5	8 021,2	7 930,7	7 796,2
Italy	4 323,6	4 103,7	4 073,2	4 023,3
Cyprus				48,2
Latvia				130,5
Lithuania				337,9
Luxembourg	35,2	34,5	34,0	33,4
Hungary				1 150,9
Malta				4,6
Netherlands	841,5	827,0	829,4	815,9
Austria	727,7	718,2	712,1	704,9
Poland				2 730,5
Portugal	635,8	623,0	622,6	622,6
Slovenia				129,4
Slovakia				335,9
Finland	550,0	541,2	536,0	529,8
Sweden	731,7	719,9	710,6	699,8
United Kingdom	3 373,0	3 340,4	3 335,8	3 334,9

*Amendment*

<i>million EUR</i>				
Calendar year	2009	2010	2011	2012
Belgium	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Czech Republic	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Denmark	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Germany	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Estonia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Ireland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Greece	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Spain	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
France	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Italy	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>

Cyprus	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Latvia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Lithuania	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Luxembourg	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Hungary	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Malta	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Netherlands	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Austria	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Poland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Portugal	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Slovenia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Slovakia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Finland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Sweden	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
United Kingdom	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>

Or. fr

### *Justification*

*This annex must be revised in the light of Parliament's amendments.*

## **Amendment 120**

### **Proposal for a regulation**

#### **Annex VIII**

*Text proposed by the Commission*

Table 1

								EUR 1000
Member State	2009	2010	2011	2012	2013	2014	2015	2016 and subsequent years
Belgium	614 179	611 901	613 281	613 281	614 661	614 661	614 661	614 661
Denmark	1 030 478	1 031 321	1 043 421	1 043 421	1 048 999	1 048 999	1 048 999	1 048 999
Germany	5 770 254	5 781 666	5 826 537	5 826 537	5 848 330	5 848 330	5 848 330	5 848 330
Ireland	1 342 268	1 340 737	1 340 869	1 340 869	1 340 869	1 340 869	1 340 869	1 340 869
Greece	2 367 713	2 209 591	2 210 829	2 216 533	2 216 533	2 216 533	2 216 533	2 216 533
Spain	4 838 512	5 070 413	5 114 250	5 139 246	5 139 316	5 139 316	5 139 316	5 139 316
France	8 404 502	8 444 468	8 500 503	8 504 425	8 518 804	8 518 804	8 518 804	8 518 804
Italy	4 143 175	4 277 633	4 320 238	4 369 974	4 369 974	4 369 974	4 369 974	4 369 974

Luxembourg	37 051	37 084	37 084	37 084	37 084	37 084	37 084	37 084
Netherlands	853 090	853 169	886 966	886 966	904 272	904 272	904 272	904 272
Austria	745 561	747 298	750 019	750 019	751 616	751 616	751 616	751 616
Portugal	589 723	600 296	600 370	605 967	605 972	605 972	605 972	605 972
Finland	566 801	565 823	568 799	568 799	570 583	570 583	570 583	570 583
Sweden	763 082	765 229	768 853	768 853	770 916	770 916	770 916	770 916
United Kingdom	3 985 834	3 986 361	3 987 844	3 987 844	3 987 849	3 987 849	3 987 849	3 987 849

Table 2\*

								EUR 1000
Member State	2009	2010	2011	2012	2013	2014	2015	2016 and subsequent years
Bulgaria	287 399	328 997	409 587	490 705	571 467	652 228	732 986	813 746
Czech Republic	559 622	647 080	735 801	821 779	909 164	909 164	909 164	909 164
Estonia	60 500	70 769	80 910	91 034	101 171	101 171	101 171	101 171
Cyprus	31 670	38 845	43 730	48 615	53 499	53 499	53 499	53 499
Latvia	90 016	104 025	118 258	132 193	146 355	146 355	146 355	146 355
Lithuania	230 560	268 746	305 964	342 881	380 064	380 064	380 064	380 064
Hungary	807 366	935 912	1 064 312	1 191 526	1 318 542	1 318 542	1 318 542	1 318 542
Malta	3 434	3 851	4 268	4 685	5 102	5 102	5 102	5 102
Poland	1 877 107	2 164 285	2 456 894	2 742 771	3 033 549	3 033 549	3 033 549	3 033 549
Romania	623 399	713 207	891 072	1 068 953	1 246 821	1 424 684	1 602 550	1 780 414
Slovenia	87 942	102 047	116 077	130 107	144 236	144 236	144 236	144 236
Slovakia	240 014	277 779	314 692	351 377	388 191	388 191	388 191	388 191

*\*Ceilings calculated taking account of the schedule of increments provided for under Article 110.*

#### Amendment

Table 1

								EUR 1000
Member State	2009	2010	2011	2012	2013	2014	2015	2016 and subsequent years
Belgium	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Denmark	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Germany	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Ireland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Greece	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Spain	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
France	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Italy	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Luxembourg	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Netherlands	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Austria	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Portugal	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Finland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Sweden	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
United Kingdom	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>

Table 2

								EUR 1000
Member State	2009	2010	2011	2012	2013	2014	2015	2016 and subsequent

								years
Bulgaria	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Czech Republic	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Estonia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Cyprus	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Latvia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Lithuania	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Hungary	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Malta	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Poland	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Romania	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Slovenia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>
Slovakia	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>	<i>p.m</i>

Or. fr

### *Justification*

*This annex must be revised in the light of Parliament's amendments.*

## **Amendment 121**

### **Proposal for a regulation Annex X – part I – indent 2**

*Text proposed by the Commission*

*Amendment*

**– from 2010, the protein crop premium  
provided for in Chapter 2 of Title IV of  
Regulation (EC) No 1782/2003;** **deleted**

Or. fr

### *Justification*

*Abolishing coupled aid might speed up even further the reduction in the areas used to cultivate protein crops, possibly leading to shortages for animal feedingstuffs.*

## Amendment 122

### Proposal for a regulation Annex X – part I – indent 3

#### *Text proposed by the Commission*

– from **2010** the crop specific payment for rice provided for in Chapter III of Title IV of Regulation (EC) No 1782/2003 and Section 1 of Chapter 1 of Title IV of this Regulation, in accordance with the time schedule provided for in Article 72(2) of this Regulation;

#### *Amendment*

– from **2013** the crop specific payment for rice provided for in Chapter III of Title IV of Regulation (EC) No 1782/2003 and Section 1 of Chapter 1 of Title IV of this Regulation, in accordance with the time schedule provided for in Article 72(2) of this Regulation;

Or. fr

#### *Justification*

*Integration into the single payment scheme should take place as from 2013, and not before.*

## Amendment 123

### Proposal for a regulation Annex X – part I – indent 5

#### *Text proposed by the Commission*

**– from 2011 the aid for processing dried fodder provided for in Subsection I of Section I of Chapter IV of Title I of Part II of Regulation (EC) No 1234/2007;**

#### *Amendment*

**deleted**

Or. fr

#### *Justification*

*Dried fodder is governed by a COM which is currently undergoing an assessment, whose results are not yet known. Although the sector needs to restructure in order to survive, given the current crisis in livestock production a supply of protein-rich products needs to be guaranteed.*

## Amendment 124

### Proposal for a regulation Annex X – part I – indent 6

#### *Text proposed by the Commission*

– from **2011** the aid for processing flax grown for fibre in Subsection II of Section I of Chapter IV of Title I of Part II of Regulation (EC) No 1234/2007, in accordance with the time schedule provided for in that subsection;

#### *Amendment*

– from **2013** the aid for processing flax grown for fibre in Subsection II of Section I of Chapter IV of Title I of Part II of Regulation (EC) No 1234/2007, in accordance with the time schedule provided for in that subsection;

Or. fr

#### *Justification*

*The Commission itself has carried out a study which gives a very favourable assessment of the COM for flax and hemp, so that there is no reason to abolish the arrangement immediately.*

## Amendment 125

### Proposal for a regulation Annex X – part I – indent 7

#### *Text proposed by the Commission*

– from **2011** the potato starch premium provided for in Article [95a] of Regulation (EC) No 1234/2004 and, in accordance with the time schedule of Article 75 of this Regulation, the aid for starch potato provided in that Article.

#### *Amendment*

– from **2013** the potato starch premium provided for in Article [95a] of Regulation (EC) No 1234/2004 and, in accordance with the time schedule of Article 75 of this Regulation, the aid for starch potato provided in that Article.

Or. fr

#### *Justification*

*The disappearance of this form of production may have serious implications for employment in a number of regions. It would be more appropriate, therefore, to retain the current system until 2013.*

## **Amendment 126**

### **Proposal for a regulation**

#### **Annex X – part II– concluding phrase**

*Text proposed by the Commission*

in accordance with the time schedule provided for in Article 55, beef and veal payments, except suckler cow premium.

*Amendment*

in accordance with the time schedule provided for in Article 55, beef and veal payments, except suckler cow premium ***and slaughter premium for calves.***

Or. fr

## **Amendment 127**

### **Proposal for a regulation**

#### **Annex XI – ‘Dried fodder’ table**

*Text proposed by the Commission*

***‘Dried fodder’ table***

*Amendment*

***This table is deleted.***

Or. fr

## **Amendment 128**

### **Proposal for a regulation**

#### **Annex XI – ‘Protein crops’ table**

*Text proposed by the Commission*

***‘Protein crops’ table***

*Amendment*

***This table is deleted.***

Or. fr

## **Amendment 129**

### **Proposal for a regulation**

#### **Annex XI – ‘Rice’ table**

*Text proposed by the Commission*

*Amendment*

**Column 2010**

***deleted***

**Column 2011**

**Column 2012**

Or. fr

#### **Amendment 130**

**Proposal for a regulation**

**Annex XI – ‘Long fibre flax’ table**

*Text proposed by the Commission*

*Amendment*

**Column 2011**

***deleted***

**Column 2012**

Or. fr

#### **Amendment 131**

**Proposal for a regulation**

**Annex XI – ‘Potato starch processing aid’ table**

*Text proposed by the Commission*

*Amendment*

**Column 2011**

***deleted***

**Column 2012**

Or. fr

#### **Amendment 132**

**Proposal for a regulation**

**Annex XI – ‘Potato starch aid for growers’ table**



*Text proposed by the Commission*

*Amendment*

***Column 2011***

***deleted***

***Column 2012***

Or. fr