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COVER NOTE

From: Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director

date of receipt: 1 February 2021

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union

No. Cion doc.: C(2021) 429 final

Subject: COMMISSION DELEGATED REGULATION (EU) .../... of 1.2.2021 amending Delegated Regulation (EU) 2015/1366 as regards the basis for allocating the financial contribution in the apiculture sector

Delegations will find attached document C(2021) 429 final.

Encl.: C(2021) 429 final



Brussels, 1.2.2021
C(2021) 429 final

COMMISSION DELEGATED REGULATION (EU) .../...

of 1.2.2021

amending Delegated Regulation (EU) 2015/1366 as regards the basis for allocating the financial contribution in the apiculture sector

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE DELEGATED ACT

Council Regulation (EU, Euratom) 2020/2093 sets the yearly ceiling for the European Agricultural Guarantee Fund. Within that ceiling, that fund will finance the Union contribution to the apiculture programmes, to be effective from 2021.

For the period 2021-2027, the Commission had proposed to increase the Union contribution for the apiculture programmes to EUR 60 million per year, with the Member States' allocations set out in Annex VIII to the Commission Proposal for a Regulation on CAP Strategic Plans. The basis for the allocation of the Union contribution to Member States in this Commission proposal was the allocation of Union funds for the 2017-19 apiculture programmes, which in turn was made on the basis of the number of beehives communicated in 2013 by the Member States in their respective 2014-16 apiculture programmes.

The increased Union contribution to the apiculture programmes is to be effective from 2021, but the CAP Strategic Plans are likely to apply only in 2023.

For the sake of coherence with Commission proposal COM(2018) 392 final and in order to ensure coherence between the allocations for apiculture for 2021 and 2022 and as of 2023, the increased allocations for apiculture in years 2021 and 2022 should be calculated on the same basis as those in the Commission proposal (COM 2018/392 final).

Article 4 of Delegated Regulation (EU) 2015/1366 lays down the basis for the allocation to Member States for the apiculture programmes by providing that it should be allocated in proportion to the average total number of beehives notified by such Member States during the two calendar years immediately preceding the notification to the Commission of the apiculture programmes. This provision should be derogated for years 2021 and 2022 in order to use the basis for the allocation included in the Commission Proposal for a Regulation on CAP Strategic Plans.

2. CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT

DG AGRI has carried out internal consultation and Inter Service Consultation in December 2020. Member States were consulted on 10/12/2020 via the expert Group for Agricultural Markets, in particular concerning aspects falling under the CMO, subgroup Animal Products.

3. LEGAL ELEMENTS OF THE DELEGATED ACT

The delegated Act is based on Article 56(1) of Regulation (EU) No 1308/2013.

COMMISSION DELEGATED REGULATION (EU) .../...

of 1.2.2021

amending Delegated Regulation (EU) 2015/1366 as regards the basis for allocating the financial contribution in the apiculture sector

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007¹, and in particular Article 56(1) thereof,

Whereas:

- (1) Article 4 of Commission Delegated Regulation (EU) 2015/1366² lays down the basis for the Union's financial contribution to Member States for their apiculture programmes. It is to be allocated in proportion to the average total number of beehives notified by the Member States during the two calendar years immediately preceding the notification to the Commission of the apiculture programmes.
- (2) Council Regulation (EU, Euratom) 2020/2093³ sets the yearly ceiling for the European Agricultural Guarantee Fund ('EAGF'). Within that ceiling, that fund will finance the Union contribution to the apiculture programmes, effective from 2021. The total amount provided for in the multiannual financial framework in respect of the EAGF includes an increase to EUR 60 million per year for apiculture programmes.
- (3) For the period 2021-2027, the Commission has proposed to allocate the increased Union contribution for the apiculture programmes as set out in Annex VIII to the Proposal for a Regulation of the European Parliament and of the Council establishing rules on support for strategic plans to be drawn up by Member States under the Common agricultural policy (CAP Strategic Plans) and financed by the European Agricultural Guarantee Fund (EAGF) and by the European Agricultural Fund for Rural Development (EAFRD) and repealing Regulation (EU) No 1305/2013 of the European Parliament and of the Council and Regulation (EU) No 1307/2013 of the European Parliament and of the Council (COM(2018) 392 final).

¹ OJ L 347, 20.12.2013, p. 671.

² Commission Delegated Regulation (EU) 2015/1366 of 11 May 2015 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to aid in the apiculture sector (OJ L 211, 8.8.2015, p. 3).

³ Council Regulation (EU, Euratom) 2020/2093 of 17 December 2020 laying down the multiannual financial framework for the years 2021 to 2027 (OJ L 433I, 22.12.2020, p. 11–22).

- (4) The basis for allocating Union contribution to Member States set out in Commission proposal COM(2018) 392 final was the allocation of Union funds for the 2017-2019 apiculture programmes, which in turn was made on the basis of the number of beehives communicated in 2013 by the Member States in their respective 2014-2016 apiculture programmes, adjusted by the applications submitted by Member States for allocation in the 2017-2019 programming period.
- (5) The increased Union contribution to the apiculture programmes is to be effective from 2021, while Member States' CAP Strategic Plans under the future CAP legislative framework is expected to apply only in 2023.
- (6) For the purposes of consistency with Commission proposal COM(2018) 392 final, and in order to ensure coherence between the allocations for apiculture programmes for the years 2021 and 2022 and from 2023 onwards, the allocations for apiculture programmes for the years 2021 and 2022 should be calculated on the basis of the number of beehives communicated in 2013 by the Member States in their respective 2014-2016 apiculture programmes, adjusted by the applications submitted by Member States for allocation in the 2017-2019 programming period.
- (7) Delegated Regulation (EU) 2015/1366 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 4 of Delegated Regulation (EU) 2015/1366, the second paragraph is replaced by the following:

‘By way of derogation from the first paragraph, the Union contribution to apiculture programmes in the years 2021 and 2022 shall be allocated to Member States with apiculture programmes on the basis of the number of beehives communicated in 2013 by those Member States in their respective 2014-2016 apiculture programmes, adjusted by the applications submitted by Member States for allocation in the 2017-2019 programming period. The minimum Union contribution shall be EUR 25 000 per apiculture programme.’.

Article 2

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1.2.2021

For the Commission
The President
Ursula VON DER LEYEN