

## ROADMAP

Title of the initiative: **Regulation of the European Parliament and the Council laying down specific measures for agriculture in the outermost regions of the Union, recasting Council Regulation (EC) No 247/2006.**

Type of initiative (CWP/Catalogue/Comitology): CWP 2010 / Annex II / Other simplification

First legislative proposal aimed at the alignment of agricultural legislation with the new requirements of the TFEU in matters of delegating and implementing powers to the Commission and simplification of some provisions of the previous Council regulation (EC) n° 247/2006 – to be adopted throughout ordinary legislative procedure

Lead DG/contact person/details: DG AGRI/unit D3

Expected date of adoption of the initiative (month/year): September 2010

Date of modification: 16/07/2010

Version No: 2

### Initial IA screening & planning of further work

#### **A. Context and problem definition**

(i) What is the political context of the initiative? (ii) How does this initiative relate to past and possible future initiatives, and to other EU policies?

Following the entry into force of the Lisbon Treaty on 1<sup>st</sup> December 2009, the Commission has committed to come up with proposals foreseeing the full alignment on delegated/implementing acts of the agricultural legislation by end of 2010/beginning of 2011. The first text foreseen for this exercise is the POSEI Council regulation.

In addition, ad hoc amendments are proposed to POSEI Council regulation to update and simplify it. Moreover, a few amendments will be the result of the general report showing the impact of the 2006 reform of the POSEI scheme according to article 28 (3) of Council Regulation n° 247/2006, that will be submitted to the European Parliament and the Council by mid-2010

#### **B. Objectives of EU initiative**

What are the main policy objectives?

The draft regulation aims at presenting a new architecture for the POSEI regulation, taking into account the necessity of an updating of the previous regulation and the reformulation of some provision due to the alignment exercise. Additional changes are introduced for a simplification purpose and for an increased flexibility as regard the management of the scheme based on the recommendation issued by the general report. These changes will concern mainly the competent authorities in Member States in charge of the program planning and execution and by extension some modification will affect some companies dealing with importation.

#### **C. Options**

Due to the nature of the report and the outcome envisaged, there is no need for options.

#### **D. Initial assessment of impacts**

The change envisaged will have no impact on the existing regime and the measures under the scheme. Therefore there is no need for IA.

As presented above, the main purpose of the recasting of Council Regulation n° 247/2006 is to consolidate the current situation by simplifying the legislative structure and aligning it with the new requirements of the TFEU in terms of delegated and implementing powers, without envisaging any deep change in the functioning of the POSEI scheme.

The only two modifications resulting from the first report on the impact of the 2006 POSEI reform consist in the extension of the possibility to exchange products processed from raw material benefiting from POSEI aid to the French overseas departments (this was previously allowed among Madeira, the Azores and the Canaries) and the increase of the financial ceilings for the specific supply arrangements for France and Portugal within the total allocated budget for the overall programme - in order to allow a more appropriate distribution of funds among the measures included in the POSEI programmes for France and Portugal.

Some additional changes has been introduced for avoiding irrelevant constraints in the scheme or to give the opportunities to have more accurate measures taking account the local production.

## **E. Evidence base, planning of further work and consultation**

Indirectly, the draft regulation has been guided by the general report showing the impact of the 2006 reform of the POSEI scheme. The present report takes into account the financial execution of the programmes until the financial year 2009, data on the relevant markets up to 2009 and the study carried out by the consultants Oréade–Brèche for the Commission on the evaluation of the measures implemented under POSEI since 2001 (hereinafter "the evaluation study"), published in February 2010 under: [http://ec.europa.eu/agriculture/eval/reports/posei/index\\_fr.htm](http://ec.europa.eu/agriculture/eval/reports/posei/index_fr.htm).