



Brussels, 27.3.2019
C(2019) 2249 final

COMMISSION IMPLEMENTING DECISION

of 27.3.2019

fixing the definitive allocation of Union aid to Member States for school fruit and vegetables and for school milk for the period from 1 August 2019 to 31 July 2020 and amending Implementing Decision C(2018)1762 final

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THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) No 1370/2013 of 16 December 2013 determining measures on fixing certain aids and refunds related to the common organisations of the markets in agricultural products¹, and in particular Article 5(6) thereof,

After consulting the Committee for the Common Organisation of Agricultural Markets,

Whereas:

- (1) Pursuant to Article 3 of Commission Implementing Regulation (EU) 2017/39², Member States wishing to participate in the Union aid scheme for the supply of fruit and vegetables, bananas and milk in educational establishments (the school scheme) are to submit to the Commission by 31 January each year their request for Union aid relating to the next school year and, if applicable, update the request for Union aid relating to the ongoing school year.
- (2) In order to ensure the effective implementation of the school scheme, the allocation of Union aid for school fruit and vegetables and for school milk among participating Member States should be fixed, on the basis of the amounts indicated in the request for Union aid by those Member States and taking into account the transfers between Member State's indicative allocations referred to in Article 23a(4)(a) of Regulation (EU) No 1308/2013 of the European Parliament and of the Council³.
- (3) All Member States notified the Commission of their request for Union aid for the period from 1 August 2019 to 31 July 2020, specifying the amount of aid required for school fruit and vegetables or for school milk, or for both parts of the scheme. In the case of Belgium, France, Cyprus and Sweden the amounts requested took account of the transfers between the indicative allocations.
- (4) In order to maximise the full potential of available funds, the unrequested Union aid should be reallocated to Member States participating in the school scheme that

¹ Regulation (EU) No 1370/2013 determining measures on fixing certain aids and refunds related to the common organisation of the markets in agricultural products (OJ L 346, 20.12.2013, p. 12).

² Commission Implementing Regulation (EU) 2017/39 of 3 November 2016 on rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to Union aid for the supply of fruit and vegetables, bananas and milk in educational establishments (OJ L 5, 10.1.2017, p. 1).

³ 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 1234/2007 (OJ L 347, 20.12.2013, p. 671).

indicate, in their request for Union aid, their willingness to use more than their indicative allocation, should additional resources be available.

- (5) In their request for Union aid for the period from 1 August 2019 to 31 July 2020, Sweden and the United Kingdom sought less than the indicative allocation for school fruit and vegetables and/or for school milk. Bulgaria, the Czech Republic, Denmark, Germany, Estonia, Ireland, Spain, Croatia, Italy, Latvia, Lithuania, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Romania, Slovenia, Slovakia and Sweden notified their willingness to use more than the indicative allocation for school fruit and vegetables and/or for school milk.
- (6) On the basis of the notified information by Member States, the definitive allocation of Union aid for school fruit and vegetables and for school milk for the period from 1 August 2019 to 31 July 2020 should be fixed.
- (7) In accordance with Article 7(3) of Implementing Regulation (EU) 2017/39 the amount of definitive allocation that may be reallocated to another Member State is to be based on the Member States' level of use of the definitive allocation of Union aid in the previous school year. Therefore, taking into account the information submitted to the Commission by 31 December 2018, no additional allocation should be granted to Denmark with regard to school fruit and vegetables and school milk, to Malta with regard to school fruit and vegetables, to Spain and Sweden with regard to school milk as their use of those definitive allocations was below 50%.
- (8) Commission Implementing Decision C(2018)1762⁴ final fixed the definitive allocation of Union aid for school fruit and vegetables and for school milk among Member States participating in the school scheme for the period from 1 August 2018 to 31 July 2019. Some Member States updated their request for Union aid relating to that school year. Germany, Spain, Cyprus, Luxembourg, the Netherlands, Austria and Romania notified transfers between the definitive allocation for school fruit and vegetables and the definitive allocation for school milk. Belgium, the Netherlands and Portugal sought less than the definitive allocation for school fruit and vegetables and/or for school milk. The Czech Republic, Germany, Estonia, Ireland, Spain, Latvia, Lithuania, Luxembourg, Hungary, Malta, Austria, Romania, Slovakia and Sweden notified their willingness to use more than the definitive allocation for school fruit and vegetables and/or for school milk.
- (9) Based on the notified information by Member States, Commission Implementing Decision C(2018)1762 final should be amended.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS DECISION:

Article 1

The definitive allocation of Union aid for school fruit and vegetables and for school milk among Member States participating in the school scheme for the period from 1 August 2019 to 31 July 2020 is set out in Annex I.

⁴ Commission Implementing Decision C(2018)1762 final of 27.3.2018 fixing the definitive allocation of Union aid to Member States for school fruit and vegetables and for school milk for the period from 1 August 2018 to 31 July 2019 and amending Implementing Decision C(2017)1792 final

Article 2

Annex I to Implementing Decision C(2018)1762 is replaced by the text set out in Annex II to this Decision.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 27.3.2019

For the Commission
Phil HOGAN
Member of the Commission

