This working document has been prepared by DG AGRI staff in order to facilitate the
discussion in the Expert group for direct payments and greening. It has not yet been subject of
an inter-service consultation nor revised by the Legal Service.

COMMISSION DELEGATED REGULATION (EU) No …/..
of XXX

amending Delegated Regulation (EU) No 639/2014 as regards the eligibility conditions in
relation to the identification and registration requirements for animals for coupled
support under Regulation (EU) No 1307/2013 of the European Parliament and of the
Council

THE EUROPEAN COMMISSION,

Having regard to Regulation (EU) No 1307/2013 of the European Parliament and of the
Council of 17 December 2013 establishing rules for direct payments to farmers under support
schemes within the framework of the common agricultural policy and repealing Council
Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/20091, and in particular
Article 52(9)(a) thereof,

Whereas:

(1) Pursuant to Article 52 of Regulation (EU) No 1307/2013 Member States may grant
coupled support to farmers under the conditions laid down in Chapter 1 of Title IV of
that Regulation and in a delegated act to be adopted by the Commission.

(2) In accordance with Article 53(4) of Commission Delegated Regulation (EU) No
639/20142, where the coupled support measure concerns bovine animals and/or sheep

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payments to farmers under support schemes within the framework of the common agricultural policy
and goats, Member States have to define as an eligibility condition for the support, the requirements to identify and register animals provided for in Regulation (EC) No 1760/2000 of the European Parliament and of the Council or Council Regulation (EC) No 21/2004 respectively. As a consequence, an animal not complying with those identification and registration requirements once will remain ineligible for voluntary coupled support for its whole life, regardless the person responsible for the non-compliance or the correction of the failure afterwards.

(3) In order to remedy such situations, Article 117 of Council Regulation (EC) No 73/2009 provided that in the case of beef and veal payments an animal was to be considered as eligible if the information required was made available to the competent authority on the first day of the retention period of the animal.

(4) Due to the fact that beef and veal payments have been abolished and given that the retention period is no longer an eligibility condition for voluntary coupled support, Article 53(4) of Delegated Regulation (EU) No 639/2014 does not contain a similar provision.

(5) However, in order not to penalise a farmer who is not responsible for a temporary non-compliance with the identification and registration requirements, bovine animals should be considered as eligible for support as long as such requirements are complied with at a certain date. For the sake of consistency, that rule should also apply in the case of sheep and goats.

(6) This Regulation should apply with respect to livestock aid applications relating to calendar year 2015 and subsequent years,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 53(4) of Delegated Regulation (EU) No 639/2014, the following subparagraph is added:

"However, an animal shall be deemed eligible for support where the identification and registration requirements referred to in the first subparagraph are met on one of the following dates:

(a) the final date for lodging the livestock aid application fixed by the Member State pursuant to Article 13(1) of Commission Implementing Regulation (EU) No 809/2014*;

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(b) an earlier date to be fixed by the Member State where a retention period is applied which starts before the final date referred to in point (a).


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.

It shall apply from 1 January 2015.

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

Done at Brussels,

For the Commission
The President
Jean-Claude JUNCKER