Basic information

2001/0264(CNS) CNS - Consultation procedure Regulation	Procedure completed
EAGGF Guarantee section: scrutiny by the Member States of financing transactions (amend. Regulation (EEC) No 4045/89) **Subject** 3.10.13 European Agricultural Guidance and Guarantee Fund, EAGGF and EAGF	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
CONT Budgetary Control	CASACA Paulo (PSE)	04/12/2001

Committee for opinion	Rapporteur for opinion	Appointed
JURI Legal Affairs and Internal Market	CROWLEY Brian (UEN)	07/01/2002
AGRI Agriculture and Rural Development	SCHIERHUBER Agnes (PPE-DE)	04/12/2001

Council of the European Union

Council configuration	Meetings	Date
Agriculture and Fisheries	2468	2002-11-28

European Commission

Commission DG	Commissioner
Agriculture and Rural Development	

Key events

Date	Event	Reference	Summary
13/11/2001	Legislative proposal published	COM(2001)0663	Summary
10/12/2001	Committee referral announced in Parliament		
02/09/2002	Vote in committee		Summary
02/09/2002	Committee report tabled for plenary, 1st reading/single reading	A5-0275/2002	

24/09/2002	Decision by Parliament	T5-0433/2002	Summary
24/09/2002	Debate in Parliament		
26/11/2002	Modified legislative proposal published	COM(2002)0682	Summary
28/11/2002	Act adopted by Council after consultation of Parliament		
28/11/2002	End of procedure in Parliament		
05/12/2002	Final act published in Official Journal		

Technical information

Procedure reference	2001/0264(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 037
Stage reached in procedure	Procedure completed
Committee dossier	CONT/5/15439

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0275/2002	02/09/2002	
Text adopted by Parliament, 1st reading/single reading		T5-0433/2002 OJ C 273 14.11.2003, p. 0024-0116 E	24/09/2002	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2001)0663 OJ C 051 26.02.2002, p. 0366 E	13/11/2001	Summary
Modified legislative proposal	COM(2002)0682	26/11/2002	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2002/2154
OJ L 328 05.12.2002, p. 0004-0005 Summary

EAGGF Guarantee section: scrutiny by the Member States of financing transactions (amend. Regulation (EEC) No 4045/89)

2001/0264(CNS) - 28/11/2002 - Final act

PURPOSE : to amend Regulation 4045/89/EEC on scrutiny by Member States of transactions forming part of the system by financing by the Guarantee Section of the European Agricultural Guidance and Guarantee Fund. COMMUNITY MEASURE : Council Regulation 2154/2002. CONTENT : the Council adopted the Regulation on scrutiny by Member States of transactions forming part of the system of financing by the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF). This Regulation aims at adjusting the value of aid subject to scrutiny, in line with inflation, introducing joint scrutiny action enabling the minimum number of scrutiny operations to be reduced by up to a maximum of 25%, simplifying reporting requirements for mutual assistance requests. The scrutiny request shall be met not later than 6 months after its receipt. The results of the scrutiny shall be communicated without delay to the requesting Member State and to the Commission. The communication to the Commission shall be on a quarterly basis within 1 month after the end of each quarter. ENTRY INTO FORCE : 8 December 2002. The regulation shall apply from the control period 2003/2004.

EAGGF Guarantee section: scrutiny by the Member States of financing transactions (amend. Regulation (EEC) No 4045/89)

2001/0264(CNS) - 26/11/2002 - Modified legislative proposal

The Commission incorporated the following amendments in its proposal: - the recital on the reduction in the number of scrutinies; - scrutinies of rural development measures not explicitly excluded from the scope of such scrutinies, pursuant to the Annex to Regulation 2311/2000/EC, must pay particular attention to the special conditions governing the implementation of such measures and projects; - checks showing that documents relating to aid payments are accurate.

EAGGF Guarantee section: scrutiny by the Member States of financing transactions (amend. Regulation (EEC) No 4045/89)

2001/0264(CNS) - 24/09/2002 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by José Paulo Martins CASACA (PES, Portugal) on the transactions financed by the EAGGF Section. (Please refer to the document dated 02/09/02). Parliament made it clear in the recitals that a reduction in the number of scrutinies, reflecting the selection of undertakings on the basis of risk analysis techniques and enhanced mutual assistance, should not give rise to a deterioration in the quality of the scrutinies.

EAGGF Guarantee section: scrutiny by the Member States of financing transactions (amend. Regulation (EEC) No 4045/89)

2001/0264(CNS) - 13/11/2001 - Legislative proposal

PURPOSE : to amend Regulation 4045/89/EEC on scrutiny by Member States of transactions forming part of the system of financing by the Guarantee Section of the European Agricultural Guidance and Guarantee Fund. CONTENT : over the years, but in particular during the modification process to redefine the rural development measures excluded (Regulation 2311/2000/EC), several Member States have raised the issue of the minimum number of scrutinies required by the legislation. For some (particularly Italy and Spain with some 600 scrutinies each) the minimum number poses problems in completing scrutinies in time and handicaps the development of new approaches and more in-depth examinations. The minimum number of scrutinies is determined as 50% of the number of undertakings receiving over EUR 100 000 in aid. This figure has not changed since 1994. Inflation percentages 1994-2001 are calculated at around 4% cumulating to some 35%. Setting the calculation parameter for the minimum number at EUR 150 000 avoids having to change the Regulation again within a few years. To have greater flexibility to allow, on a more regular basis, a reduction in the minimum number of scrutinies and to enhance the performance of joint actions the proposal to the Council includes an addition to Article 7 which would decrease

the minimum number by a maximum of 25%. Furthermore, the reporting requirement in respect of mutual assistance requests (Article 7) is simplified (quarterly reporting on a summary basis). The Regulation does not require any financial involvement of the Community and the proposal thus without financial consequences.