



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY

Deputy Director General for Food Safety

GRANT DECISION APPROVING NATIONAL PROGRAMMES AND ASSOCIATED FUNDING

Decision Number SANTE/2017/ES/SI2.749855

THE EUROPEAN COMMISSION (hereinafter referred to as "the Commission")
represented by Ladislav MIKO

Having regard to the Treaty on the Functioning of the European Union (hereinafter referred to as "the Union");

Having regard to the Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material, amending Council Directives 98/56/EC, 2000/29/EC and 2008/90/EC, Regulations (EC) No 178/2002, (EC) No 882/2004 and (EC) No 396/2005 of the European Parliament and of the Council, Directive 2009/128/EC of the European Parliament and of the Council and Regulation (EC) No 1107/2009 of the European Parliament and of the Council and repealing Council Decisions 66/399/EEC, 76/894/EEC and 2009/470/EC¹, and in particular Articles 9 to 11 and 36 thereof;

Having regard to Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002², and in particular Articles 121 to 137 thereof,

Having regard to Commission Implementing Decision of 29 May 2015 on the adoption of the financing decision for the year 2016 and 2017 for the implementation of veterinary programmes for animal diseases and zoonoses and for the year 2016 for the implementation of survey programmes for pests³;

Whereas:

¹ OJ L 189, 27.6.2014, p.1.

² OJ L 298, 26.10.2012, p. 1.

³ C(2015) 3609

- (1) Regulation (EU) No 652/2014 lays down the procedures governing the Union financial contribution for programmes for the eradication, control and monitoring of animal diseases and zoonoses.
- (2) Commission Decision 2008/341/EC of 25 April 2008 laying down Community criteria for national programmes for the eradication, control and monitoring of certain animal diseases and zoonoses⁴ provides that, in order to be approved under the Union financial measures, programmes submitted by the Member States must meet at least the criteria set out in the Annex to that Decision.
- (3) Commission Implementing Decision C(2016)/3615 of 15 June 2016⁵ lays down the standard reporting requirements for national programmes for the eradication, control and surveillance of animal diseases and zoonoses co-financed by the Union and repealing Implementing Decision 2014/288/EU.
- (4) On 30 April 2015, the Commission adopted a multiannual work programme for 2016-2017 for the implementation of veterinary programmes for animal diseases and zoonoses⁶ and informed the Member States on the eligible costs per disease with their corresponding ceiling or unit cost.
- (5) By 31 May 2016, Spain submitted to the Commission the following programmes for which it wishes to receive a financial contribution from the Union:
 - an annual surveillance programme for avian influenza in poultry and wild birds;
 - an annual programme for the eradication and control of bluetongue;
 - an annual programme for the eradication of bovine brucellosis;
 - a multiannual programme for the eradication of sheep and goat brucellosis (*Brucella melitensis*);
 - an annual programme for the eradication of bovine tuberculosis;
 - a multiannual programme for the control of certain zoonotic *Salmonella* targeting five poultry populations, namely breeders of *Gallus gallus*, broilers of *Gallus gallus*, layers of *Gallus gallus*, breeding turkeys, and turkeys for slaughter;
 - a multiannual programme for the eradication and control of certain transmissible spongiform encephalopathies (TSEs).
- (6) The Commission has thoroughly assessed the national programmes submitted by Spain from both veterinary and financial perspective. Those programmes comply with the relevant Union veterinary legislation and in particular with the criteria set out in Decision 2008/341/EC.

⁴ OJ L 115, 29.4.2008, p. 44.

⁵ OJ L 160/94, 17.6.2016

⁶ C(2015) 3024 final

HAS DECIDED AS FOLLOWS:

ARTICLE 1 – PURPOSE OF THE GRANT

1. A grant is awarded to Spain referred to as “the beneficiary” represented for the purposes of this Grant Decision by for the annual programmes concerning, respectively, the surveillance for avian influenza in poultry and wild birds, the eradication and control of bluetongue, the eradication of bovine brucellosis, and the eradication of bovine tuberculosis; and for the multiannual programmes concerning, respectively, the eradication of sheep and goat brucellosis (*Brucella melitensis*), the control of certain zoonotic *Salmonella*, and the eradication and control of certain TSEs; (hereinafter: “the programmes”), referred to in Annex III, under the terms and conditions set out in the present Grant Decision and its Annexes.
2. The beneficiary shall undertake everything in its power to carry out the annual and multiannual programmes as described in the grant applications submitted electronically via a dedicated link (Annex III), acting on its own responsibility.

ARTICLE 2 - DURATION

1. The annual programmes shall run from 1 January 2017 to 31 December 2017.
The multiannual programme for the eradication of sheep and goat brucellosis (*Brucella melitensis*) shall run from 1 January 2017 to 31 December 2018.
The multiannual programme for the control of certain zoonotic *Salmonella* shall run from 1 January 2017 to 31 December 2019.
The multiannual programme for the eradication and control of certain TSEs shall run from 1 January 2016 to 31 December 2017.
2. The programmes are approved for the duration referred to in Article 2(1).
The funding associated to the programmes is approved for the period from 1 January 2017 to 31 December 2017.

ARTICLE 3 - FINANCING THE PROGRAMMES

1. The grant shall be of a maximum amount of EUR 26 290 000.
2. The grant shall take the form of reimbursement of 50% of the eligible costs for the implementation of:

- a) the annual surveillance programme for avian influenza in poultry and wild birds; EU co-financing shall not exceed EUR 49 000;
- b) the annual programme for the eradication and control of bluetongue; EU co-financing shall not exceed EUR 3 342 000;
- c) the annual programme for the eradication of bovine brucellosis; EU co-financing shall not exceed EUR 4 185 000;
- d) the annual programme for the eradication of bovine tuberculosis; EU co-financing shall not exceed EUR 13 221 000;
- e) the multiannual programme for the eradication of sheep and goat brucellosis (*Brucella melitensis*); EU co-financing shall not exceed EUR 4 128 000;
- f) the multiannual programme for the control of certain zoonotic *Salmonella*; EU co-financing shall not exceed EUR 672 000.

3. The grant shall take the form of reimbursement of 50% or 75 % of the eligible costs in accordance with the co-financing rate set within the corresponding estimated budget attached as Annex II for the implementation of the multiannual programme for the eradication and control of certain TSEs; EU co-financing shall not exceed EUR 693 000.

4. The eligible costs for the programmes referred to in points (a) to (f) of Article 3(2) and in Article 3(3) are:

- a) direct costs incurred by the beneficiary for the categories of costs listed in Annex IV and paid before the submission of the payment request to the Commission;
- b) indirect costs declared on the basis of a flat-rate of 7% on the total amount of the eligible direct costs reimbursed on the basis of real costs subject to a ceiling (the amount of eligible direct costs reimbursed on the basis of unit costs excluded) for the beneficiary and the affiliated entities indicated in Article 7 for the categories of direct costs listed in Annex IV, with the categories of costs of compensation to owners for the value of their animals slaughtered or culled and for the value of their destroyed products of animal origin excluded.

5. By way of derogation from the individual maximum amounts referred to in points (a) to (f) of Article 3(2) and in Article 3(2), without prejudice to Article 16 of Annex I and provided that the programmes are implemented in accordance with the specifications set in the online submissions referred to in Annex III, the beneficiary is allowed to adjust the estimated budgets set out in Annex II by transfers between the different programmes, without this adjustment being considered as an amendment of the Grant Decision within the meaning of Article 16; given that these budget transfers are limited to 20% of the total maximum amount indicated in Article 3(1).

ARTICLE 4 -PAYMENT ARRANGEMENTS AND SUBMISSION OF REPORTS

The beneficiary shall submit to the Commission for each programme approved an intermediate financial report, an annual technical and financial report and a payment request in accordance with Article 14 and Article 15 of Regulation (EU) No 652/2014.

These reports shall comply with the standard reporting requirements laid down in Commission Implementing Decision C(2016)/3615 of 15 June 2016.

The Commission may suspend the time limit for payment and suspend or reduce the payments in accordance with the procedures laid down in Working Document SANCO/12785/2012 Rev3⁷.

ARTICLE 5 - BANK ACCOUNT

Payments shall be made to the beneficiary's bank account denominated in euro, as indicated below:

Name of the bank

Precise denomination of the account holder:

Full account number (including bank codes)

Any change of bank account or sub-account shall be communicated in writing to the Commission.

ARTICLE 6 – GENERAL ADMINISTRATIVE PROVISIONS

1. Any communication addressed to the Commission in connection with the present Decision shall be sent to the following address, indicating the number of the Decision:

European Commission

Directorate-General for Health and Food Safety

Directorate for Food Chain: Stakeholders and international relations

Unit for Food safety programme, emergency funding

1049 Brussels

Belgium

E-mail address:

2. Any communication from the Commission to the beneficiary for the purposes of this Decision shall be sent to the following address:

Ministerio de Agricultura, Alimentación y Medio Ambiente

Dirección General de Sanidad de la Producción Agraria

represented by

E-mail address:

Any change of address by the beneficiary shall be communicated in writing to the Commission.

ARTICLE 7 – ENTITIES AFFILIATED TO THE BENEFICIARY

The following entities are considered as affiliated entities to the beneficiary:

⁷ Working Document on principles and criteria on which is based the reaction of the Commission in cases of unsatisfactory implementation of programmes co-financed under Article 13 of Regulation (EU) No 654/2014

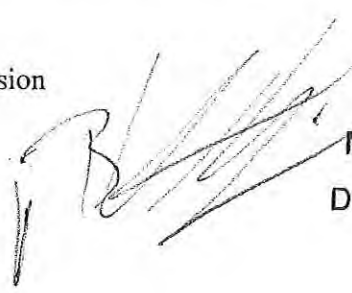
- a) entities which are part of the Member States' competent authorities, but form separate legal entities. '*Competent authority*' means the central authority of a Member State competent for animal health and veterinary issues or any other authority to which that competence has been conferred. A competent authority can also be one at regional level, depending on the governance structure of the Member State.
- b) public entities other than a competent authority which have a link with the beneficiary/Member State, in particular a legal or capital link, which is neither limited to the programmes nor established for the sole purpose of their implementation.

ARTICLE 8 - ORDER OF PRECEDENCE AND ANNEXES

The General Conditions and the other annexes to the present Decision constitute an integral part of the present Decision. The terms set out in this Decision shall take precedence over those in the General Conditions. The terms set out in the General Conditions shall take precedence over those in the other annexes.

For the Commission

Ladislav MIKO



Mr Bernard Van Goethem
Director
DG Health and Food Safety
for the DDG absent

Done in Brussels

31 JAN. 2017

- Annexes:**
- I) General conditions for the funding of national programmes**
 - II) Estimated budget of the national programmes**
 - III) Approved national programmes**
 - IV) Eligible costs and funding rates**

ANNEX I

**GENERAL CONDITIONS
FOR THE FUNDING OF NATIONAL PROGRAMMES**

FINANCIAL PROVISIONS

ARTICLE 1 – ELIGIBLE COSTS

1.1. Conditions for the eligibility of direct costs

Eligible direct costs are costs actually incurred by the beneficiary which meet the following criteria:

- (a) they are incurred in the period set out in Article 2 of the Grant Decision and paid before the submission of the final report by the Member State;
- (b) they are indicated in the estimated budget provided in Annex II of the Grant Decision;
- (c) they are incurred in relation to the actions as described in the submitted and approved programmes listed in Annex III and are necessary for their implementation;
- (d) they are identifiable and verifiable, in particular being recorded in the accounting records of the beneficiary and determined according to the applicable accounting standards of the country where the beneficiary is established and with the usual cost accounting practices of the beneficiary;
- (e) they comply with the requirements of applicable tax and social legislation; and
- (f) they are reasonable (i.e. for implementation contracts and compensation to owners, prices are proportionate to the market value), justified, and compliant with the principle of sound financial management, in particular regarding economy and efficiency.

1.2. Eligible direct costs

Direct costs are those specific costs borne by the beneficiary which are directly linked to the implementation of the programmes and can therefore be directly attributed to the various eligible measures.

To be eligible, direct costs should comply with the conditions for eligibility set out in Article 1.1.

1.3. Eligible indirect costs

Indirect costs are costs borne by the beneficiary that cannot be clearly traced to individual measures. They should be declared on the basis of a flat-rate of 7% on the total amount of the eligible direct costs reimbursed on the basis of real costs subject to a ceiling (the amount of eligible direct costs reimbursed on the basis of unit costs excluded) for the beneficiary and the affiliated entities indicated in Article 7 for the categories of eligible direct costs listed in Annex IV, with the categories of costs of compensation to owners for the value of their animals slaughtered or culled and for the value of their destroyed products of animal origin excluded

1.4. Ineligible costs

In addition to any other costs which do not fulfill the conditions set out in Article 1.1, in particular, the following costs shall not be considered eligible: