



STATE OF PLAY OF THE ADOPTION OF APPLICABLE SECONDARY LEGISLATION FOR SECTORAL INTERVENTIONS IN THE FRUIT AND VEGETABLE SECTOR

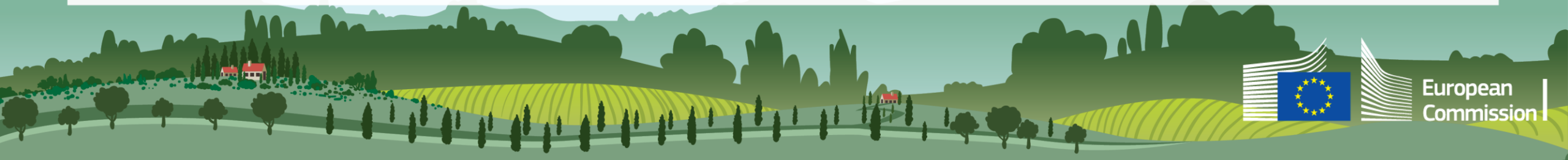
Directorate General for Agriculture
and Rural Development
CDG 12 April 2023

Recent changes in the legislative framework

Delegated Regulation (EU) 2022/126 (1)

Article 14 replaced

*‘...lists the objectives of promotion, communication and marketing interventions, among which increasing consumer awareness of brands or trademarks of producer organisations, associations of producer organisations, transnational producer organisations, transnational associations of producer organisation. **Those interventions should be extended to the subsidiaries of those organisations.**’*

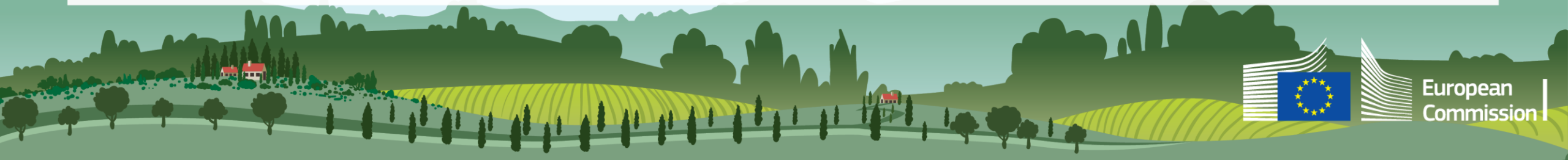


Recent changes in the legislative framework

Delegated Regulation (EU) 2022/126 (2)

Article 21(1) replaced

*‘... Member States shall provide for payments of support on the basis of the **reasonable** actual costs incurred by the beneficiary, supported by documents, such as invoices, submitted by the beneficiaries for the implementation of an intervention...’*

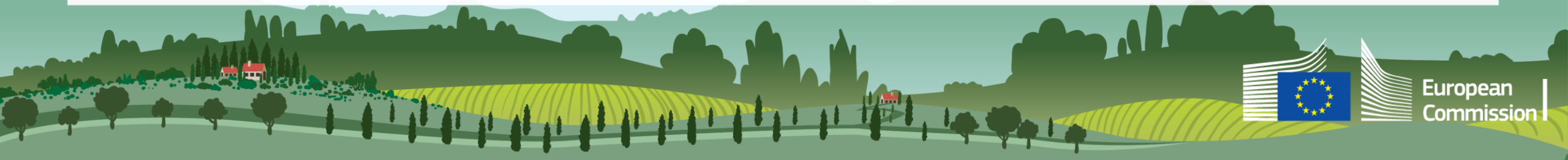


Recent changes in the legislative framework

Delegated Regulation (EU) 2022/126 (3)

Article 22 amended

*‘Expenditure ... pursuing agri-environment-climate objectives, but not exclusively, **shall be considered as being exclusively linked to those objectives provided that those interventions contribute directly and significantly to those objectives.** The full expenditure shall be counted against the 15 % and the 2 % of expenditure under operational programmes as referred to in Article 50(7), points (a) and (c), of Regulation (EU) 2021/2115.’*

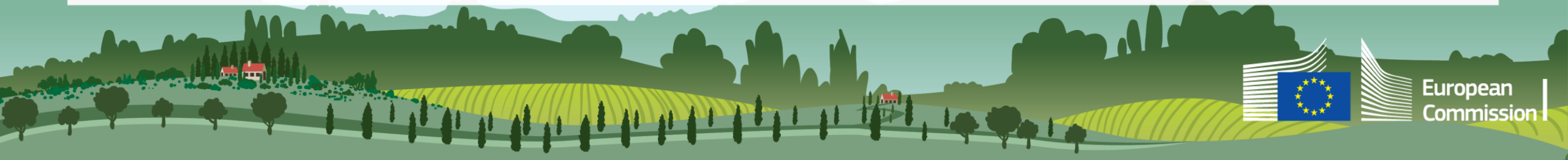


Recent changes in the legislative framework

Delegated Regulation (EU) 2022/126 (4)

Article 22 paragraph added

*‘Expenditure linked to interventions referred to in Title III, Chapter III, of Regulation (EU) 2021/2115 contributing to objectives laid down either in Article 46, points (a) to (k), or in Article 57, points (a) to (k), of that Regulation, **shall be counted taking into account the entire duration period of operational programmes** in the case of the types of interventions referred to in Article 42, points (a), (d), (e) and (f), of that Regulation or **each financial year in the case of the types of interventions referred to in Article 42, point (c), of that Regulation.**’*

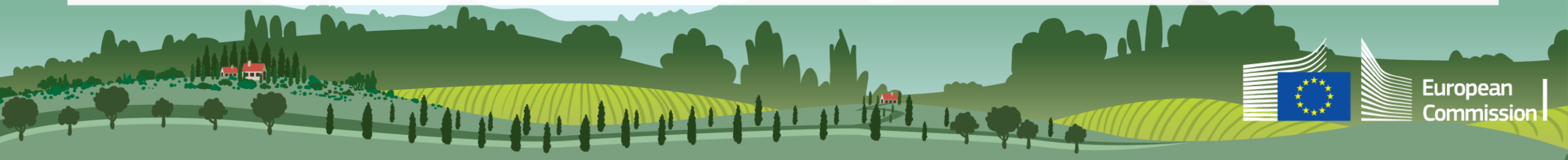


Recent changes in the legislative framework

Delegated Regulation (EU) 2022/126 (5)

Article 26(1) replaced

*‘1. For the type of intervention ‘market withdrawal for free distribution or other destinations’ referred to in Article 47(2), point (f), of Regulation (EU) 2021/2115, in relation to fruit and vegetables listed in Annex V to this Regulation, the conditioning costs of products withdrawn for free distribution referred to in Article 33 of this Regulation, added to the amount of support for market withdrawals, **shall not exceed 80 % of the average ‘ex-producer organisation’ market price of the product concerned at fresh stage in the previous last 3 years.**’;*



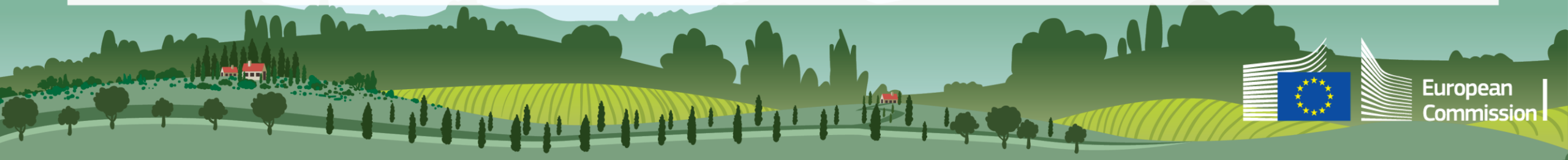
Recent changes in the legislative framework

Delegated Regulation (EU) 2022/127

Article 15 modified

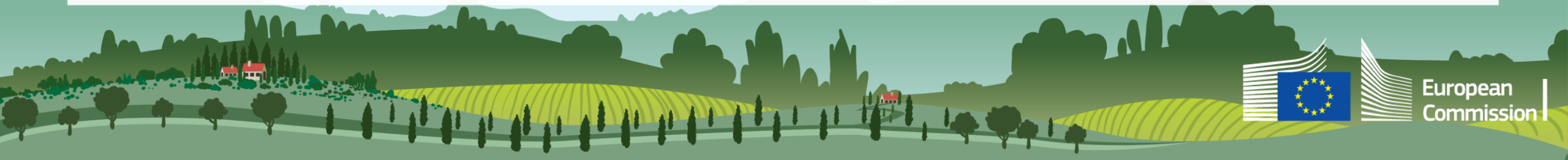
‘1. The payment of advances referred to in Article 44(3a) of Regulation (EU) 2021/2116 shall not exceed 80 % of the forecast expenditure of the approved operational programme...

*2. The payment of advances referred to in paragraph 1 **shall be subject to the lodging of a security at least equivalent to the amount of the advance.***’



Regulations (EU) 2016/232 and (EU) 2022/1475

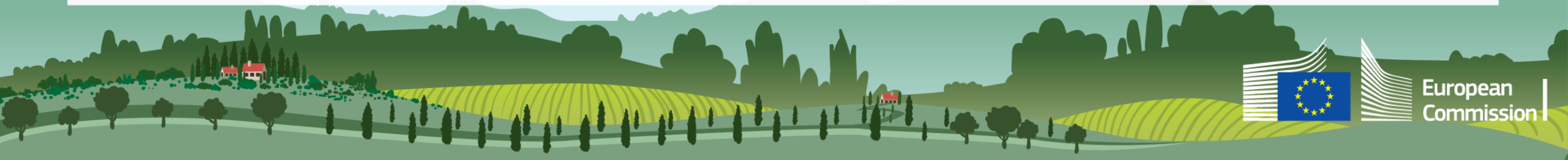
- *Planning, reporting and performance clearance are made at the level of operational programmes - not at the level of type of interventions*
- *management of **Annual reports** – remain via ISAMM*
 - *data on POs - DA 2016/232 as amended by Regulations (EU) 2022/2091 and (EU) 2022/2092*
 - *operational programmes run under CMO - ANNEX II to IA 2017/892*
 - *operational programmes run under SPR Annex V to IA 2022/1475*



Regulations (EU) 2022/2528 and (EU) 2022/2532

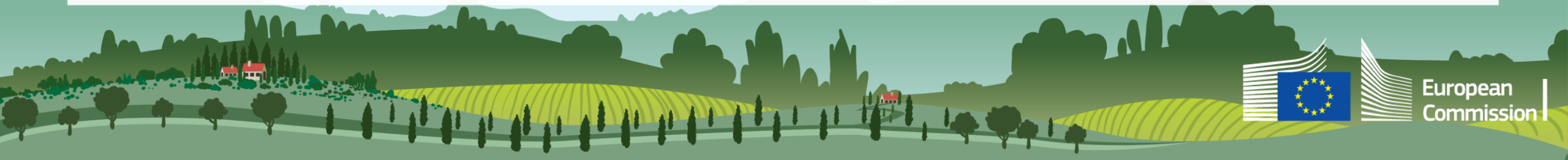
*Partially **repealing Regulations (EU) 2017/891 and (EU) 2017/892** as regards items relating to operational programmes management as from 1.1.2023, except for:*

- expenditure incurred and payments made for operations implemented before 1 January 2023 within the CMO aid scheme;*
- as regards operational programmes that continue to operate until their end under the transitional regulation (i.e. Article 5(6)(c) of Regulation (EU) 2021/2117).*



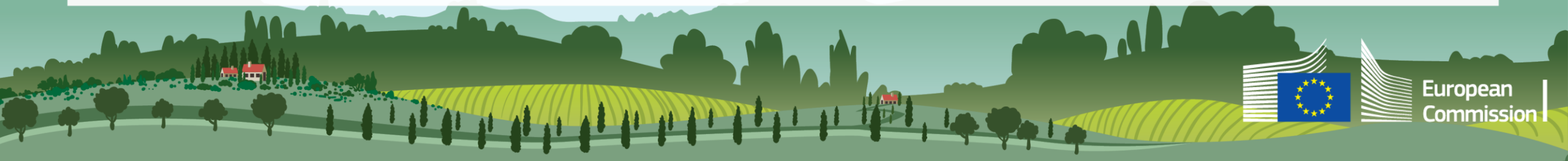
Other legal amendments

- *Delegated Regulation (EU) 2023/370 on **CSPs'** amendments.*
- *Regulations (EU) 2022/1408 and (EU) 2023/57 on **advances** - (see slide 7).*
- *Regulations (EU) 2022/2513 and (EU) 2022/1863 on **withdrawals for free distribution** (amending Regulations (EU) 2017/891 and (EU) 2017/892 respectively) – mirrors Article 26(1) of Regulation (EU) 2022/126 – (see slide 6).*



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Thank you for your attention!



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