



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate K. Relations with other institutions; Communication and Documentation
Director

19 OCT. 2011

Brussels,
K.1/NS/en D(2011) 1199722

Dear Mr Zinser,

Thank you for your email of 28/09/2011 requesting an access to information –publication of all individual payments on farm subsidies (private recipients with total amount by anonymous receiver ID) in accordance with Regulation (EC) N° 1049/2001 regarding public access to European Parliament, Council and Commission documents.

As you rightly mentioned it in your email, the publication of data of private recipients of subsidies deriving from EAGF and EAFRD has been halted since November 2010 on account of the judgement of the Court of Justice issued on 9/11/2010 in the joined Cases C-92/09 and C-93/09 *Volker und Markus Schecke*. A temporary solution has been, for the sake of clarity and legal security, to modify the existing implementing Regulation (EC) N° 259/2008 in order to restrict its scope to legal persons only: this has been achieved through Implementing Regulation (EU) N° 410/2011.

As a consequence, there are no ways of having access to data of private individuals-natural persons that you are requesting.

Data of legal persons-companies- are however still available in the EU Member States data bases which provide the full legal name as registered, the municipality where the beneficiary resides and where available the postal code or the part thereof identifying the municipality, the amount of direct payments within the meaning of Article 2(d) of Regulation (EC) N° 1782/2003 received by each beneficiary in the financial year concerned and also the amount of other payments received in the same financial year for the European Agricultural Guarantee Fund (EAGF) and for the European Agricultural Fund for Rural Development (EAFRD)- the total amount of public funding received for each beneficiary in the financial year concerned which includes both the Union and the national contribution.

You will find hereby the link towards the EU portal which gives access to the EU Member States data base.

http://ec.europa.eu/agriculture/funding/index_en.htm

Mr Vinzenz Zinser
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As regards the other information requested and in particular the number of fulltime people working as employees and paying social insurance, this information is beyond the scope of Regulation (EC) N° 1290/2005 as implemented by Regulation (EC) N° 259/2008, as amended by Regulation (EU) N° 410/2011 and is therefore not available on the above mentioned websites. Furthermore, the European Commission does not possess such information.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Mario Milouchev', with a stylized flourish at the end.

Mario MILOUCHEV