



Department of  
**Agriculture,  
Food and the Marine**  
An Roinn  
Taimhlaíochta,  
Bia agus Mara

22 September 2014

Mr. Jesus Zorrilla Torras  
Head of Unit C2  
European Commission,  
DG for Agriculture & Rural Development,  
Rue de la Loi 130,  
B – 1049 Brussels,  
Belgium.

**Subject: Request for clarification in relation to Sections 2 (a) and (b) of Annex IX to Commission Implementing Regulation (EU) No 543/2011**

Dear Mr Zorrilla Torras

I refer to Annex IX of Commission Implementing Regulation (EU) No 543/2011 which lists actions and expenditure not eligible under operational programmes referred to in Article 60(1).

5. In relation to 2(b) the eligible costs only mention personnel costs if these are directly borne by the producer organisation. Does Section 2(b) also apply to personnel costs of implementing actions of operational programmes which are outsourced by the producer organisation to third parties?

I would appreciate clarification of the above issues at your earliest convenience so that we can take account of your reply when assessing the 2015 operational programmes, which are due to be submitted to the Department by 3 October 2014.

Yours sincerely,

Kevin Cassidy,  
Principal Officer,  
Crop Policy, Production & Safety Division



EUROPEAN COMMISSION  
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT  
DEPUTY DIRECTOR GENERAL, IN CHARGE OF DIRECTORATES C, D AND E

Brussels,  
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Dear Mr Cassidy,

I reply to the letter sent by your services on 22 September 2014 asking for clarification in relation to Sections 2 (a) and (b) of Annex IX of Commission Implementing Regulation (EU) No 543/2011<sup>1</sup>.

5 – No, personnel costs of implementing measures specified in Section 2 (b) outsourced by the PO to third parties are not included.

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<sup>1</sup> Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors, as last amended (OJ L 157, 15.6.2011, p.1)

Kevin Cassidy,  
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