



Council of the
European Union

Brussels, 19 April 2023
(OR. en)

Interinstitutional File:
2022/0192(COD)

8461/23
ADD 1

LIMITE

AGRI 203
AGRIFIN 47
CODEC 646

WORKING DOCUMENT

From:	General Secretariat of the Council
To:	Delegations
No. Cion doc.:	10592/22 + ADD 1-2
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Council Regulation (EC) No 1217/2009 as regards conversion of the Farm Accountancy Data Network into a Farm Sustainability Data Network - Comments from the Estonian delegation

Delegations will find attached the comments by the Estonian delegation in relation to Presidency's proposed amendments (doc. 5861/23 REV 3).

REGULATION OF THE EUROPEAN PARLIAMENT AND THE COUNCIL
amending Council Regulation (EC) No 1217/2009 as regards conversion of the Farm
Accountancy Data Network into a Farm Sustainability Data Network

Date	Member State
17/04/2023	Estonia

We thank the Swedish Presidency for all the efforts made, and the opportunity to comment the Presidency drafting suggestion in document ST 5861/23 REV3 (03.04.2023).

In our opinion the themes in Annex II will already cover the CAP needs, the themes are already much more larger than in current FADN and adding new ones will cause additional burden to member states. We support suggestion in recital 4b and art 1 p. 2 and 3 to restrict the delegated power of the Commission not to add new themes.

Recital 4d – what does this mean?

Recital 4e- we agree that FSDN data could be used for statistical purposes, but the data provider should know how it will be used – in aggregated or individual data form. And this need the consent of data provider. Article 1 p 4 – we are not against the possibility to use FSDN data as data source for SAIO, IFS or EAA.

Recital 4f – agree.

Recital 5a –agree.

Recital 5b and 5c b and Art 4a (also art 7 (1) (fa) and art 8 (1) and (4)) - for us the flexibility to send data or linkage information is good solution. Also we support the use identification number available already in Member State instead of implementing new EU level unique ID. It is important to follow all data protection rules in every stage. We agree that the details of technical specifications, deadlines, storage, processing, reuse and sharing of data will be in implementing acts.

Recital 6 and art 5 p 2– the representativeness- if the field of survey covers over 90% of land and livestock units, the environmental variables could be representative like economical variables. But how the social variables should be handled when data will be published, explanation needed in recital.

Recital 6a and Art 7 (1) h – the possibility to give feedback if wanted and benchmarking results where possible is good solution.

Recital 8a – agree that the non-farming activity nor private incomes or assets should be taken into account in FSDN.

Recital 8b and art 16a (2) - We agree that details of surveys, definitions, deadlines and transmission methods will be in implementing acts to ensure uniform conditions. Art 8 p 4 - it is very important to standardise the data from different data sources, to keep comparable data.

Recital 10a – we support that FSDN data should only be used for analytical purposes linked to CAP objective and EU sustainability, or if needed for statistical purposes.

Recital 10b, 10c, 10d – agree, the data protection should be guaranteed in every stage.

Recital 10e – agree that in agriculture, especially in environmental variables the long time series are needed.

Recital 12 – we support deleting special surveys and adding the list of themes into annex II instead.

Recital 13 and art 19 - There should be any indications compared to current FADN financing levels. We support the reduction 20% and could support the 35% if the situation is not getting better in Member State. As in art 1 (2) adding the new topics is restricted, we can agree that the amount payable will not be proportionate. Still the amount payable should be higher than in current FADN to cover the additional variables compiling costs. There is too much uncertainty right now for development cost (art 19 (3) and (6)). When and in what kind of proportion the contribution from EAGF will be? As in 16th of March AGRIFIN Commission recommended Member States to plan developing cost into 2024 we need more information on that.

Recital 14 and art 5 p 4 – We thank for the possibility to adopt national rules to FSDN rely on mandatory participation.

Recital 15b –agree.

Art 2 (d) we prefer the previous definition (*questionnaire filled in with the data of an agricultural holding according to the FSDN common methodology*), in implementing acts there will be separate parts for FSDN data and for extracted data for Commission additional analysis. May be we need definition for extracted data then. Art 2 (o) and (p) – agree.

Art 4 (1) and (2b) – agree.

Art 7 (i) – agree.

Art 16 p 4 – agree.

Art 16a - agree.

Art 16b – we support that Member States follow their national regulation for data protection and for processing of personal data. Also for determine the controller and processor.