COMMISSION DECISION

of 9 August 1974

amending the Commission Decision of 26 July 1974 as regards the application in Germany of special intervention measures for barley

(Only the German text is authentic)

(74/451/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC [1] of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1996/74 [2], and in particular the second paragraph of Article 8 and Article 24 thereof;

Having regard to Council Regulation No 174/67/EEC [3] of 27 June 1967 on special intervention measures for cereals, as amended by Regulation (EEC) No 445/68 [4], and in particular Article 1 thereof;

Having regard to the communications from the Federal Republic of Germany of 13 July and 6 August 1974 setting out the particularly difficult situation of holders of barley and requesting authorization to apply special intervention measures in respect of 250 000 metric tons of barley;

Whereas by its Decision of 26 July 1974 the Commission authorized Germany to apply special intervention measures in respect of 150 000 metric tons of barley; whereas the dates provided for in that Decision for holders of barley to submit applications to the German intervention agency and from which such holders are to undertake to keep barley in store have proved to be too close at hand; whereas those dates should therefore be put back; whereas this will make it necessary to relate the premium to the number of days rather than to the number of months of storage;

Whereas the measures provided for in this Decision are in accordance with the Opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION:

Article 1

The text of the second paragraph of Article 1 of the Commission Decision of 26 July 1974 is replaced by the following:

The operations shall involve the conclusion before 29 August 1974 between the German intervention agency and holders of barley of contracts under which:

(a) the holder contracts to keep a specific quantity of barley in store from 13 August to 31 December 1974;

(b) the intervention agency is, at the end of the storage period specified in (a), to grant the holder of such quantity a daily premium fixed at a standard rate of 0·0233 unit of account per metric ton to cover storage and credit costs.

Article 2

The text of Article 2 of the Commission Decision of 26 July 1974 is replaced by the following:

Holders wishing to enter into such contract shall, before 13 August 1974, make a written application to that effect, constituting a firm undertaking, to the intervention agency specifying the quantity in question, which may not be less than 300 metric tons.

If the total quantity for which holders wish to contract exceeds the quantity specified in the first paragraph of Article 1, the intervention agency shall allocate the quantity to be contracted for in proportion to the quantity proposed by each holder.

The competent agency shall inform the holder before 22 August 1974 of the quantity to which his contract will relate.

Article 3

The third paragraph of Article 4 of the Decision of 26 July 1974 is deleted.

Article 4

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 9 August 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

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[1] OJ No 117, 19. 6. 1967, p. 2269/67.
[2] OJ No L 209, 31. 7. 1974, p. 1.
[3] OJ No 130, 28. 6. 1967, p. 2609/67.
[4] OJ No L 91, 12. 4. 1968, p. 3.