COMMISSION DECISION

of 11 December 1985

withholding approval from the Bavarian market structure programme for Franconian wine pursuant to Council Regulation (EEC) No 355/77

(Only the German text is authentic)

(85/597/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural and fishery products are processed and marketed [1], as last amended by Regulation (EEC) No 1247/85 [2], and in particular Article 5 thereof,

Whereas, on 15 May 1984, pursuant to Regulation (EEC) No 355/77 the Government of the Federal Republic of Germany forwarded the Bavarian market structure programme for Franconian wine and provided additional information on 12 July 1985;

Whereas the said programme relates to the provision of new capacities for the reception and processing of grapes and for the storage of wine by wine producers' organizations with a view to bringing existing capacities into line with increased demand as a result of new members joining these organizations and the increase in production by the organizations themselves and with a view to stabilizing prices; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas a Community financial contribution towards the provision of new capacities for the reception and processing of grapes would be contrary to the common agricultural policy's aim of restoring balance to the wine market;

Whereas the production aims pursued by the producers' organizations covered by the programme do not correspond to the aims of the common agricultural policy in the wine sector;

Whereas, moreover, the programme does not provide evidence for any additional demand for storage capacity which would justify a Community contribution;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

Approval is hereby withheld from the Bavarian market structure programme for Franconian wine which the Government of the Federal Republic of Germany forwarded on 15 May 1984 pursuant to Regulation (EEC) No 355/77 and concerning which additional information was provided on 12 July 1985.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 11 December 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

[1] OJ No L 51, 23. 2. 1977, p. 1.
[2] OJ No L 130, 16. 5. 1985, p. 1.