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REGULATION (EEC) No 617/71 OF THE COMMISSION

of 24 March 1971

amending Regulation (EEC) No 1437/70 on storage contracts for table wine

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 816/70[1] of 28 April 1970 laying down additional provisions for the common organisation of the market in wine, as last amended by Regulation (EEC) No 2612/70,[2] and in particular Article 37 thereof;

Whereas Article 8 (1) of Commission Regulation (EEC) No 1437/70[3] of 20 July 1970 on storage contracts for table wine, as last amended by Regulation (EEC) No 436/71,[4] provides that for the 1970/1971 wine-growing year and for contract applications made and accepted since 15 January 1971, the period of validity of a contract shall begin on the day that the written application is received by the competent authority;

Whereas this provision has placed at a disadvantage those who before 15 January 1971 made applications in respect of which contracts were not concluded before that date; whereas, to meet this difficulty, provision should be made in such cases for the period of validity of the contract to begin on 15 January 1971;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Wine;

HAS ADOPTED THIS REGULATION:

Article 1

The following text shall be substituted for the text of Article 8 (1) of Regulation (EEC) No 1437/70:

'1. A contract may not be concluded for a period beginning before the date of the conclusion of the contract.

However, for the 1970/1971 wine-growing year and from 15 January 1971, the period of validity of a contract shall begin on the day that the written application is received by the competent authority. In the case of a contract application made before 15 January 1971 and in respect of which no contract was concluded by that date, the period of validity of the contract shall begin on 15 January 1971.'

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 24 March 1971.

For the Commission

The President

Franco M. MALFATTI

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[1] OJ No L 99, 5.5.1970, p. 1.
[2] OJ No L 281, 27.12.1970, p. 6.
[3] OJ No L 160, 22.7.1970, p. 16.
[4] OJ No L 48, 27.2.1971, p. 73.