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REGULATION (EEC) No 1688/72 OF THE COMMISSION

of 2 August 1972

on transitional measures applicable to the Kingdom of the Netherlands for granting production aid for seed

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2358/71[1] of 26 October 1971 on the common organization of the market in seeds, and in particular Article 16 thereof;

Whereas, for the 1972/73 marketing year, aid for seed was not fixed until 2 August 1972 by Council Regulation (EEC) No 1675/72[2] of 2 August 1972; whereas the contracts under which the seed benefiting from this aid was produced were generally concluded before the publication of Regulation (EEC) No 2358/71 in the *Official Journal of the European Communities;* whereas the granting of all the aid to the grower alone, as provided for in the second subparagraph of Article 4 of Council Regulation (EEC) No 1674/72[3] of 2 August 1972 laying down general rules for granting and financing aid for seed, would, in the Netherlands, have the effect of upsetting the balance of these contracts in certain cases to the detriment of the breeder or the seed establishment; whereas, in order to remedy this problem, which is largely due to the changeover from the former national system to the Community system, the Netherlands should be free to decide that, within certain limits, the breeder or the seed establishment may receive the aid in place of the grower;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 1972/73 marketing year, the Kingdom of the Netherlands may, by way of derogation from the provisions adopted in application of Article 3 of Regulation (EEC) No 2358/71, decide that, for an amount not exceeding 20% of the aid, the breeder or the seed establishment may receive the aid in place of the grower.

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, 2 August 1972.

For the Commission

The President

S. L. MANSHOLT

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[1] OJ No L 246, 5.11.1971, p. 1.
[2] OJ No L 177, 2.8.1972, p. 3.
[3] OJ No L 177, 2.8.1972, p. 1.