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REGULATION (EEC) No 1899/72 OF THE COMMISSION

of 1 September 1972

on special provisions regarding the denaturing of common wheat of the 1972 crop

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 796/72,[2] and in particular Article 7 (5) thereof;

Whereas Article 3 of Council Regulation No 172/67/EEC[3] of 27 June 1967 on general rules governing the denaturing of wheat and rye of bread-making quality, as last amended by Regulation (EEC) No 2096/68,[4] provides that cereals for denaturing must be of a minimum quality and quantity to be determined; whereas Article 4 of that Regulation allows the denaturing premium to be adjusted during the crop year where there is a threat of disturbance on the Community cereals market;

Whereas Commission Regulation (EEC) No 1403/69[5] of 18 July 1969 laying down detailed rules for the application of the provisions concerning denaturing of common wheat and rye of bread-making quality determined the quality conditions with which the cereals to be denatured must comply;

Whereas the unfavourable weather conditions which prevailed throughout the summer of 1972 have led to the arrival on the market of a considerable quantity of common wheat of the 1972 crop with a high moisture content, a particularly low specific weight, and an abnormally high proportion of sprouted grains; whereas, as regards such wheat for denaturing, rules of quality different from those set out in Article 2 (a), (c) and (d) of Regulation (EEC) No 1403/69 should therefore be laid down and the reductions to be applied to the denaturing premium fixed by Commission Regulation (EEC) No 1533/72[6] of 18 July 1972 fixing the denaturing premium for common wheat for the 1972/73 marketing year should be fixed; whereas, as regards sprouted grains, intervention agencies should be authorized to accept higher percentages than those specified in Article 2 (d) of Regulation (EEC) No 1403/69 in view of the regional effect of the unfavourable weather conditions;

Whereas the Management Committee for Cereals has not delivered an Opinion within the time limit set by its Chairman;

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 2 of Regulation (EEC) No 1403/69, for denaturing operations for common wheat of the 1972 crop:

— the lower limit of the specific weight shall be reduced to 68 kg/hl;

— the upper limit for moisture content shall be raised to 24%.

Article 2

By way of derogation from Article 2 (d) of Regulation (EEC) No 1403/69, intervention agencies may accept for denaturing common wheat of the 1972 crop qualifying for a denaturing premium, with a content of sprouted grains, other cereals and various impurities of up to 15%, of which not more than 3% shall be other cereals and not more than 3% shall be various impurities;

[1] OJ No 117, 19.6.1967, p. 2269/67.
[2] OJ No L 94, 21.4.1972, p. 7.
[3] OJ No 130, 28.6.1967, p. 2602/67.
[4] OJ No L 308, 23.12.1968, p. 12.
[5] OJ No L 180, 22.7.1969, p. 3.
[6] OJ No L 163, 19.7.1972, p. 12.

Article 3

Where intervention agencies accept a moisture content exceeding 18%, the amount of the applicable denaturing premium shall be reduced by:

— 0·50 unit of account for more than 18% and up to and including 21%;

— 1·00 unit of account for more than 21% and up to and including 24%.

Article 4

This Regulation shall enter into force on the day of 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, 1 September 1972.

For the Commission

The President

S. L. MANSHOLT