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REGULATION (EEC) No 2412/72 OF THE COMMISSION

of 17 November 1972

amending Regulation (EEC) No 2510/71 on detailed rules for the subsidy for olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 136/66/EEC[1] of 22 September 1966 on the common organization of the market in oils and fats, as last amended by Regulation (EEC) No 1547/72,[2] and in particular Article 10 (3) thereof;

Having regard to Council Regulation (EEC) No 2311/71[3] of 29 October 1971 on the subsidy for olive oil, as last amended by Regulation (EEC) No 2323/73,[4] and in particular Article 8 (2) thereof;

Whereas Regulation (EEC) No 2323/72 extended Regulation (EEC) No 2311/71 for the 1972/73 marketing year; whereas Commission Regulation (EEC) No 2510/71[5] of 22 November 1971 on detailed rules for the subsidy for olive oil, as amended by Regulation (EEC) No 2765/71,[6] should be extended for the same period;

Whereas experience has shown that the provisions relating to production areas and target yields should be supplemented to ensure correct application of the subsidy system;

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

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 2510/71 the words 'the 1971/72 and 1972/73 marketing years' shall be substituted for 'the 1971/72 marketing year'.

Article 2

The following shall be substituted for Article 2 (1) (c) of Regulation (EEC) No 2510/71:

'(e) furthermore, the person concerned shall, where appropriate, certify in his applications for the 1971/72 and 1972/73 marketing years that the cultivation declarations lodged for the preceding marketing years are still valid.'

Article 3

In Article 4 (4) (b) and (5) (c) of Regulation (EEC) No 2510/71 the words 'the 1971/72 and 1972/73 marketing years' shall be substituted for the words 'the 1971/72 marketing year'.

Article 4

The following shall be substituted for Article 8 of Regulation (EEC) No 2510/71:

'1. The target yields referred to in Article 6 of Regulation (EEC) No 2311/71 shall be set for production areas determined with due regard to the factors which could influence olive and oil yields.

When the production areas are being determined, account shall be taken of:

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1 OJ No 172, 30.9.1966, p. 3025/66
2 OJ No L 165, 21.7.1972, p. 1.
3 OJ No L 244, 30.10.1971, p. 7.
4 OJ No L 249, 4.11.1972, p. 4.
5 OJ No L 259, 24.11.1971, p. 9.
6 OJ No L 283, 24.12.1971, p. 31.

— the geographical and geological situation of the area,

— the predominant varieties, the type of pruning most commonly used and the age of the trees.

2. The target yields for olives shall represent the quantity of olives harvested per tree during the 1972/73 marketing year, based on a representative number of trees, maintained and producing, for each production area. These yields shall relate to non-irrigated trees.

For irrigated trees, the yields mentioned above shall be increased by a percentage to be determined by the producing Member States.

3. The target yields for oil shall represent the average quantity of oil per 100 kilogrammes of olives which it is possible to obtain from the pressing of the olives produced in each production area over the entire oil-producing season.

When these yields are being set, account shall be taken of pressings of representative samples of olives harvested in each production area during the pressing period, with particular reference to the plant available at the oil-mills which serve the production areas.

A minimum of three pressings shall be carried out, i.e. at the beginning, middle, and end of the pressing period.

The target yields shall be set on a date to be fixed by the Member States, which may be no later than 31 July 1973.'

Article 5

The following Article 8 (a) shall be added to Regulation (EEC) No 2510/71:

'*Article 8(a)*

1. Each Member State shall take the necessary measures to ensure:

— coordination of actions taken to implement this Regulation,

— that information relating to production areas and target yields is centralised.

2. Producing Member States shall immediately inform the Commission of provisions adopted by them in pursuance of this Regulation and communicate to it information relating to production areas and target yields for olives and for oil.'

Article 6

The following shall be substituted for Article 15 (2) of Regulation (EEC) No 2510/71:

'2. For each of the products placed under control, the deposit shall be equal to the subsidy for the quantity of oil contained in these products, plus 10%. This quantity shall be calculated in accordance with Articles 5, 6 (2) and 7 (2) of Council Regulation (EEC) No 443/72[1] of 29 February 1972 on the levies on refined olive oil and on certain products containing olive oil.'

Article 7

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, 17 November 1972.

For the Commission

The President

S. L. MANSHOLT

[1] OJ No L 54, 3.3.1972, p. 3.