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REGULATION (EEC) No 847/72 OF THE COUNCIL

of 24 April 1972

on granting aid from the European Agricultural Guidance and Guarantee Fund, Guidance Section, for the year 1972

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas, in accordance with the first sentence of Article 20 (1) of Council Regulation No 17/64/EEC[1] of 5 February 1964 on the conditions for granting aid from the European Agricultural Guidance and Guarantee Fund, as last amended by Regulation (EEC) No 2591/70[2], applications for aid from the Guidance Section of the Fund must be submitted to the Commission each year before 1 October, since the Commission must decide on the merits before 31 December of the following year; whereas it seems necessary to extend the time limit fixed for the submission of applications for the year 1972 to 30 June 1972 in order to facilitate the preparatory work of Member States in connection with the submission of such applications and to shorten, in the interest of the applicants, the time between the submission of the application and the decision of the Commission;

Whereas it is expedient to increase to 45% the maximum amount of aid from the Fund for projects concerning production structures for the year 1972; whereas, however, due to the current difficulties in the markets of certain agricultural products, aid exceeding 25% of the amount of investments is justifiable only in respect of certain projects;

Whereas, for the year 1972 as for the year 1971, it is necessary to provide for a differing financial contribution by the beneficiary in respect of production and marketing structures;

Whereas it is appropriate to reserve part of the available credits of the Guidance Section for the year 1972, so as to permit the financing of measures financed by the Community and constituting common measures within the meaning of Article 6 of Council Regulation (EEC) No 729/70[3] of 21 April 1970 on the financing of the common agricultural policy,

HAS ADOPTED THIS REGULATION:

Article 1

The time limit fixed in the first sentence of Article 20 (1) of Regulation No 17/64/EEC for the submission of applications for aid from the European Agricultural Guidance and Guarantee Fund, Guidance Section, shall, in respect of applications for aid for the year 1972, be extended to 30 June 1972.

Article 2

The available credits of the European Agricultural Guidance and Guarantee Fund, Guidance Section, amounting to 285 million units of account, shall be distributed as follows:

1. A part shall be allocated to financing the measures provided for under the following provisions:

(a) Article 12 (3) of Council Regulation No 159/66/EEC[4] of 25 October 1966 laying down additional provisions on the common organization of the market in fruit and vegetables;

(b) Article 12 (1) of Council Regulation (EEC) No 1975/69[5] of 6 October 1969 introducing a system of premiums for slaughtering cows and for withholding milk and milk products from the market;

(c) Article 5 (2) of Council Regulation (EEC) No 2511/69[6] of 9 December 1969 laying down special measures for improving the production and marketing of Community citrus fruit;

(d) Article 7 (1) of Council Regulation (EEC) No 2517/69[7] of 9 December 1969 laying down certain measures for reorganizing Community fruit production;

[1] OJ No 34, 27.2.1964, p. 586/64.
[2] OJ No L 280, 26.12.1970, p. 63.
[3] OJ No L 94, 28.4.1970, p. 13.
[4] OJ No 192, 27.10.1966, p. 3286/66.
[5] OJ No L 252, 8.10.1969, p. 1.
[6] OJ No L 318, 18.12.1969, p. 1.
[7] OJ No L 318, 18.12.1969, p. 15.

(e) Article 22 (2) of Council Regulation (EEC) No 2142/70[1] of 20 October 1970 on the common organization of the market in fishery products;

(f) Article 17 (3) of Council Regulation (EEC) No 1696/71[2] of 26 July 1971 on the common organization of the market in hops.

2. A part amounting to 150 million units of account shall be allocated to financing projects within the meaning of Article 13 of Regulation No 17/64/EEC.

3. The remaining part shall be allocated to financing measures financed by the Community and constituting common measures within the meaning of Article 6 of Regulation (EEC) No 729/70

Article 3

By way of derogation from the first indent of the first subparagraph of Article 18 (1) of Regulation No 17/64/EEC, aid from the European Agricultural Guidance and Guarantee Fund, Guidance Section may amount to 45% of the investment in respect of certain projects submitted for the year 1972, in conformity with the conditions of Article 11 (1) (a) and (b) of Regulation No 17/64/EEC, without prejudice to the provisions of the third indent of the first subparagraph of Article 18 (1) of that Article, as amended by Article 4 of this Regulation.

Article 4

The third indent of the first subparagraph of Article 18 (1) of Regulation No 17/64/EEC shall be replaced by the following text:

'– however, in respect of projects submitted for the years 1971 and 1972 the financial contribution of the party benefiting from the improvement shall not be less than:

– 20% for projects relating to production structures, and

– 38% for projects relating to marketing structures.'

Article 5

This Regulation shall enter into force on the third day after 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 Luxembourg, 24 April 1972.

For the Council
The President
G. THORN