REGULATION (EEC) No 1929/73 OF THE COUNCIL

of 16 July 1973

making a third amendment to Regulation (EEC) No 1093/70 concerning the addition of alcohol to products originating in the Community in the wine sector

THE COUNCIL 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 organization of the market in wine, as last amended by Regulation (EEC) No 2680/72 [2], and in particular Article 25 (2) thereof;

Having regard to the proposal from the Commission;

Whereas Article 25 (1) of Regulation (EEC) No 816/70 prohibits the addition of alcohol to the products listed in Article 1 (2) of that Regulation, excepting wine fortified for distillation and liqueur wine; whereas Article 25 (2) of that Regulation, however, permits derogations from this prohibition;

Whereas Council Regulation (EEC) No 1093/70 [3] of 8 June 1970 concerning the addition of alcohol to products in the wine sector originating in the Community, as last amended by Regulation (EEC) No 1564/72 [4], lists the products to which derogations apply;

Whereas no provision has been made for harmonizing the definitions of the products falling within heading No 22.06 of the Common Customs Tariff; whereas, moreover, as regards those products referred to in Regulation (EEC) No 1093/70, the existing situation has not given rise to any difficulties; whereas the period of validity of Regulation (EEC) No 1093/70 should therefore be extended;

Whereas, moreover, the manufacture of certain products falling within subheading 22.07 B II requires the addition of alcohol to concentrated grape must and whereas such products are manufactured in a sufficiently large quantity to justify a derogation from this prohibition;

HAS ADOPTED THIS REGULATION:

Article 1

The following shall be added to Article 1 of Regulation (EEC) No 1093/70:

'(d) concentrated grape must to be used in the manufacture of products falling within subheading 22.07 B II of the Common Customs Tariff'.

Article 2

1. The following subparagraph shall be added to Article 2 (1) of Regulation (EEC) No 1093/70:

'However, in the case of sparkling wines, 'Esprit de Cognac', defined in accordance with provisions of the regulations in force in France, may be added.'

2. Article 2 (2) of the same Regulation shall be replaced by the following:

'Alcohol added to the products listed in Article 1 (c) and (d) must be ethyl alcohol of agricultural origin.'

Article 3

In Article 3a of Regulation (EEC) No 1093/70 '31 August 1973' shall be replaced by '31 August 1974'.

Article 4

This Regulation shall enter into force on 1 September 1973.

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

Done at Brussels, 16 July 1973.

For the Council

The President

Ib FREDERIKSEN

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(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 289, 27. 12. 1972, p. 1.
(3) OJ No L 128, 12. 6. 1970, p. 1.
(4) OJ No L 167, 25. 7. 1972, p. 3.