REGULATION (EEC) No 3304/73 OF THE COMMISSION

of 6 December 1973

derogating to Regulation (EEC) No 1437/70 on storage contracts for table wine

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to 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 2592/73 [2], and in particular Article 6 (4) thereof;

Whereas Article 13 (1) of Regulation (EEC) No 1437/70 [3] of the Commission of 20 July 1970, on storage contracts for table wine, as last amended by Regulation (EEC) No 753/73 [4], lays down that contract shall stipulate that the intervention agency will terminate the payment of aid when for two consecutive weeks, the average prices for a type of table wine are equal to or higher than the guide price for that type of wine;

Whereas application of that provision at the present time, when for certain types of wine or in certain production zones there is a situation of surplus combined with prices higher than the guide prices, would result in intervention measures, being withdrawn shortly after being taken;

Whereas, in the interests of market stabilization and in order to avoid a collapse in prices Article 13 should be suspended from operation for a determined time period;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Wines,

HAS ADOPTED THIS REGULATION:

Article 1

The application of Article 13 of Regulation (EEC) No 1437/70 is suspended from operation until 30 April 1974.

Article 2

This Regulation shall enter into force on the third 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, 6 December 1973.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 269, 26. 9. 1973, p. 1.
(3) OJ No L 160, 22. 7. 1970, p. 16.
(4) OJ No L 69, 16. 3. 1973, p. 32.