# REGULATION (EEC) No 3478/73 OF THE COUNCIL

## of 17 December 1973

## amending Regulation (EEC) No 1411/71 as regards the fat content of whole milk

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 42 and 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under the second indent of Article 3 (1) (b) and under Article 6 (2) of Council Regulation (EEC) No 1411/71 [1] of 29 June 1971 laying down additional rules on the common organization of the market in milk and milk products for products falling within heading No 04.01 of the Common Customs Tariff, as last amended by the Act [2] concerning the Conditions of Accession and the Adjustments to the Treaties, all whole milk delivered to consumers must, after 1 January 1974 and without prejudice to Article 89 (1) of the abovementioned Act, have a fat content of at least 3·5 %;

Whereas, since certain Member States are finding it difficult to apply this fat content for the date provided for, a measure should be taken whereby the status quo may be preserved for a short period fixed by the Commission in accordance with the procedure laid down in Article 30 of Council Regulation (EEC) No 804/68 [3] of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by the abovementioned Act,

HAS ADOPTED THIS REGULATION:

*Article 1*

The following subparagraph is hereby added to Article 6 (2) of Regulation (EEC) No 1411/71:

'The date specified in the foregoing subparagraph may, by the procedure laid down in Article 30 of Regulation (EEC) No 804/68, be postponed until 31 May 1974 at the latest.'

*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, 17 December 1973.

*For the Council*

*The Président*

J. CHRISTENSEN

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[1] OJ No L 148, 3. 7. 1971, p. 4.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No L 148, 28. 6. 1968, p. 13.