REGULATION (EEC) No 597/73 OF THE COUNCIL

of 26 February 1973

amending the Annex to Regulation (EEC) No 2358/71 on the common organization of the market in seed and Regulation (EEC) No 1674/72 laying down general rules for granting and financing aid for seed

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 2358/71 (1) of 26 October 1971 on the common organization of the market in seeds, and in particular Article 3 (4) thereof ;

Having regard to the proposal from the Commission ;

Whereas Council Directive of 30 June 1969 (2) on the marketing of seed of oil and fibre plants, as last amended by the Directive of 6 December 1972 (3), lays down in Article 3 (1) that the seeds of *Linum usitatissimum* L. partim-flax may be marketed only if officially certified as 'basic seed' or 'certified seed' ;

Whereas the production of certified seeds is particularly costly to the breeder because of the limited market, and to the seed grower because of the poor return on seed and of the problems involved in rippling ; whereas, therefore, growers too often use poor quality seed grown by themselves ;

Whereas, moreover, tall oakgrass (*Arrhenatherum elatius* (L) J. et C. Presl.) falling under heading No 12.03 of the Common Customs Tariff is of considerable economic interest in certain areas ;

Whereas provision should therefore be made for encouraging the production of basic and certified seed of flax and tall oakgrass by granting aid ; whereas this product should for that reason be included in the Annex to Regulation (EEC) No 2358/71 ;

Whereas it is also necessary to amend Article 1 (1), first indent, of Council Regulation (EEC) No 1674/72 (4) of 2 August 1972 laying down general rules for granting and financing aid for seed, by adding to it a reference to the Directive of 30 June 1969 referred to above ;

HAS ADOPTED THIS REGULATION :

Article 1

The Annex to Regulation (EEC) No 2358/71 is amended by addition of the following headings :

CCT heading No	Description of goods
ex 12.01	Linum usitatissimum L. partim Flax
ex 12.03 C	Arrhenatherum elatius (L) J. et C. Presl. Tall oakgrass

Article 2

1. The following shall be substituted for the first indent of Article 1 (1) of Regulation (EEC) No 1674/72 :

'— as defined in the Council Directive of 14 June 1966 (3) on the marketing of fodder plant seed and by the Council Directive of 30 June 1969 (4) on the marketing of seed of oil and fibre plants, as last amended by the Council Directive of 6 December 1972 (5).'

2. The footnote (4) in Regulation (EEC) No 1674/72 is replaced by the following footnotes :

'(4) OJ No L 169, 10. 7. 1969, p. 3.
(5) OJ No L 287, 26. 12. 1972, p. 22'.

Article 3

This Regulation shall apply from 1 July 1973.

(1) OJ No L 246, 5. 11. 1971, p. 1.
(2) OJ No L 169, 10. 7. 1969, p. 3.
(3) OJ No L 287, 26. 12. 1972, p. 22.
(4) OJ No L 177, 4. 8. 1972, p. 1.

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

Done at Brussels, 26 February 1973.

For the Council

The President

E. GLINNE