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REGULATION (EEC) No 776/73 OF THE COMMISSION
of 20 March 1973
on registration of contracts and communication of data with respect to hops

(OJ L 74, 22.3.1973, p. 14)

Amended by:

		Official Journal		
		No	page	date
►M1	Commission Regulation (EEC) No 209/77 of 31 January 1977	L 28	35	1.2.1977
►M2	Commission Regulation (EEC) No 1516/77 of 6 July 1977	L 169	12	7.7.1977
►M3	Commission Regulation (EEC) No 1188/77 of 3 June 1977	L 138	12	4.6.1977

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REGULATION (EEC) No 776/73 OF THE COMMISSION

of 20 March 1973

on registration of contracts and communication of data with respect to hops

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 1696/71 of 26 July 1971 on the common organization of the market in hops [1], and in particular Article 6 (5) and Article 18 thereof;

Whereas Article 6 of Regulation (EEC) No 1696/71 requires that all contracts to supply hops produced in the Community, concluded between a producer or association of producers and a buyer, be registered; whereas it is accordingly necessary for Member States to institute arrangements for the registration of such contracts;

Whereas to facilitate the registration of contracts concluded in advance it is necessary to provide that these should be concluded in writing and communicated to the body designated by each Member State;

Whereas in the case of contracts not concluded in advance it is sufficient, failing any other supporting documents, that they be registered on the basis of duplicates of the receipted invoices of the deliveries effected;

Whereas deliveries effected under contracts concluded in advance may not tally, particularly in amount, with the provisions agreed; whereas it is accordingly necessary, in order to have precise particulars of the marketing of hops, that these deliveries be likewise registered;

Whereas the registration arrangements are to be applied for the first time to all contracts in respect of the 1973 harvest, including contracts concluded in advance at an earlier date;

Whereas to facilitate the preparation of the annual report on the situation regarding the production and marketing of hops referred to in Article 11 of Regulation (EEC) No 1696/71 it is necessary that Member States should communicate the relevant data to the Commission, including in particular those obtained pursuant to Article 1 of Commission Regulation (EEC) No 1350/72 of 28 June 1972 on the rules for granting aid to hop producers [2];

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Hops;

HAS ADOPTED THIS REGULATION:

Article 1

The producer Member States shall institute arrangements for the registration of contracts to supply hops concluded between a producer or recognized producer group and a buyer. Such registration shall apply solely to contracts in respect of hops harvested in the Member State concerned.

Article 2

Contracts concluded in advance shall be concluded in writing. A copy of each contract concluded in advance shall be communicated by the producer or recognized producer group to the bodies designated by each Member State to register contracts within one month of its conclusion.

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[1] OJ No L 175, 4. 8. 1971, p. 1.
[2] OJ No L 148, 30. 6. 1972, p. 11.

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Article 3

The body referred to in Article 2 shall register all deliveries effected, distinguishing in so doing between contracts concluded in advance and contracts not so concluded. Registration shall be on the basis of a duplicate of the receipted invoice to be communicated by the seller to the said body. The seller may communicate such duplicates either as and when deliveries are effected or all together, but must in any event communicate them by 15 March.

▼M2

Article 3a

Each Member State shall communicate each year:

(a) before 1 February of the harvest year for which the production aid may be granted, the list of regions referred to in the first subparagraph of Article 12 (3) of Regulation (EEC) No 1696/71;

(b) before 31 March of the harvest year for which the production aid may be granted, the varieties of hops cultivated on the registered area referred to in Article 13 of Regulation (EEC) No 1696/71 for the preceding harvest, and their alpha-acid content.

▼B

Article 4

▼M1

Each Member State shall communicate to the Commission at the latest by 31 March of each year the following data:

1. for each recognized production region and each variety:

   (a) for the harvest of the current calendar year and each succeeding harvest:

      — the quantities of hops for which contracts have been concluded in advance,

      — the average prices per 50 kilograms;

   (b) for all deliveries effected from the harvest of the previous calendar year, distinguishing between contracts concluded in advance and contracts not so concluded:

      — the quantities of hops delivered,

      — the average prices per 50 kilograms;

   (c) the marketing stage at which the average prices were obtained;

▼M2

   and distinguishing between recognized producer groups and individual producers;

▼M1

2. for all deliveries effected from the previous calendar year:

   (a) the average costs of the initial preparation of the hops (first drying and first packing) borne by producers on the farm per 50 kilograms;

   (b) the average costs of the second preparation of the hops (sulphuring, final drying, final baling, marking) per 50 kilograms;

   (c) the average costs of storing hop cones borne on behalf of producers by producer groups, whether or not they have qualified for recognition under Article 7 (3) of Regulation (EEC) No 1696/71, and by merchants, per 50 kilograms;

   (d) the average marketing costs borne by producer groups, per 50 kilograms;

3. where the preparation of hops is carried out as a single operation, the Member State concerned may communicate one figure for the costs referred to in paragraph 2 (a) and (b).

▼M3

▼B

Article 5

Registration of contracts shall apply for the first time to all contracts in respect of the 1973 harvest.

Article 6

Each Member State shall communicate to the Commission by 31 March of each year at latest for each recognized producer region and each variety:

(a) the total area planted (in hectares) declared under Article 1 of Regulation (EEC) No 1350/72,

(b) the amounts harvested,

▼M1

distinguishing between areas in their first production year, those in their second production year and other areas,

▼M2

and distinguishing between recognized producer groups and individual producers.

▼B

Article 7

This Regulation shall enter into force on the 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.