REGULATION (EEC) No 679/75 OF THE COUNCIL

of 4 March 1975

amending Regulation (EEC) No 1599/71 laying down additional conditions with which imported wines for direct human consumption have to comply

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 678/75 [2], and in particular Article 28 (1) (b) thereof;

Having regard to the proposal from the Commission;

Whereas Regulation (EEC) No 1599/71 [3], as last amended by Regulation (EEC) No 2592/73 [4], provides in particular that each consignment of wines imported into the Community for direct human consumption, other than sparkling wines and liqueur wines, must be accompanied by a certificate and an analysis report;

Whereas the requirement of these documents for small consignments involves more burdens than benefits, since the cost in the exporting country of issuing the documents in question is out of all proportion to the advantages to be gained from exporting to the Community; whereas this could have the effect of disturbing such exports; whereas the same applies with regard to the various checks to be carried out within the Community; whereas in view of the very small quantities involved there would seem to be little risk of Community production suffering from distortion of competition as a result of non-compliance with the abovementioned provisions; whereas the option should therefore be provided of not applying Regulation (EEC) No 1599/71 in respect of imports of wine for direct human consumption, other than sparkling wines and liqueur wines, from third countries whose exports to the Community do not exceed 1 000 hl per year;

Whereas, however, to avoid any deflection of trade leading to improper use of such derogation, only figures relating to wine originating in and coming from a given country should be used for the purpose of calculating the quantity of that country's exports to the Community;

Whereas, however, such derogation should be restricted to a definite period,

HAS ADOPTED THIS REGULATION:

Article 1

The following Article is added to Regulation (EEC) No 1599/71:

'*Article 3a*

1. The requirement relating to the certificate and analysis report provided for in Article 2 may be waived in respect of imports into the Community of wines other than sparkling wines and liqueur wines, intended for direct human consumption, which originate in and come from a third country whose exports of such wines to the Community do not exceed 1 000 hl per year.

2. The third countries concerned and the checks to be carried out on wines imported under the exemption referred to in paragraph 1 shall be specified in detailed rules of application.'

Article 2

This Regulation shall enter into force on 1 July 1975.

It shall apply until 30 June 1978.

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

Done at Brussels, 4 March 1975.

For the Council
The President
M. A. CLINTON

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(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) See page 43 of this Official Journal.
(3) OJ No L 168, 27. 7. 1971, p. 3.
(4) OJ No L 269, 26. 9. 1973, p. 1.