COMMISSION REGULATION (EEC) No 1353/76

of 11 June 1976

on the qualities of durum wheat for which aid may be granted under the system of aid for durum wheat for the 1976/77 marketing year and amending Regulation (EEC) No 1257/76

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals (1), as last amended by Regulation (EEC) No 1143/76 (2), and in particular Article 10 (5) thereof,

Whereas it is difficult to compile the list of varieties provided for in Article 2 of Regulation (EEC) No 1257/76 (3) owing to the differences between the national catalogues of varieties and the Common Catalogue of Varieties of Agricultural Plant Species; whereas the abovementioned list should therefore not be compiled for the 1976/77 marketing year;

Whereas the criteria for determining the qualitative and technological characteristics were laid down in Council Regulation (EEC) No 1147/76 of 17 May 1976 on aid for durum wheat (4); whereas those characteristics must guarantee that the durum wheat can be processed into meal or pasta products while at the same time meeting certain requirements for purposes of human consumption;

Whereas, on the one hand, with regard to the physical qualities, durum wheat for which aid may be granted must fulfil the minimum conditions for taking over by intervention agencies as laid down in Commision Regulation (EEC) No 1492/71 of 14 July 1971 (5), as last amended by Regulation (EEC) No 1422/72 (6);

Whereas, on the other hand, no definitive method which is valid at Community level has yet been formulated for distinguishing between those varieties of durum wheat which are suitable for processing into pasta products and those which are unsuitable; whereas, however, tests in the Member States have proved with certainty that there is in the Community a variety called 'Durtal' which does not always have the characteristics required by the abovementioned Regulation; whereas the most representative and determining factor in those tests is the stickiness of the pasta product obtained therefrom when cooked;

Whereas, although it has normal physical qualities, such a variety may prove unsuitable for the manufacture of pasta products owing in particular to the elasticity of the gluten thereof which makes the pasta product obtained therefrom sticky when cooked; whereas such a variety should therefore be excluded from the granting of aid;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EEC) No 1257/76 is hereby amended to read as follows:

'Aid shall be granted only for durum wheat produced from the seed of varieties with certain qualitative and technological characteristics to be determined before 15 June 1976.'

Article 2

For the 1976/77 marketing year, the aid provided for in Article 10 of Regulation (EEC) No 2727/75 may be granted for durum wheat:

— if it fulfils the minimum quality conditions for taking over by intervention agencies laid down in Article 2 of Regulation (EEC) No 1492/71,

— if it is produced from varieties used in the Member States in respect of which the latter can guarantee that the pasta obtained from the processing thereof is not sticky when cooked.

Article 3

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 130, 19. 5. 1976, p. 1.
(3) OJ No L 143, 1. 6. 1976, p. 1.
(4) OJ No L 130, 19. 5. 1976, p. 11.
(5) OJ No L 157, 14. 7. 1971, p. 18.
(6) OJ No L 151, 5. 7. 1972, p. 15.

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

Done at Brussels, 11 June 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission