COMMISSION REGULATION (EEC) No 1909/76

of 29 July 1976

amending Regulation (EEC) No 1492/71 in respect of certain minimum requirements when the Italian intervention agency is taking over durum wheat during the 1976/77 marketing year

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 7 (5) thereof,

Whereas Article 1 of Commission Regulation (EEC) No 1492/71 of 13 July 1971 fixing the procedure and conditions for the taking over of cereals by intervention agencies (3), as last amended by Regulation (EEC) No 1422/72 (4), fixed the minimum quantity of durum wheat that could be taken over at 40 metric tons ;

Whereas in certain regions of Italy the crop is produced under conditions such that the minimum quantity fixed for acceptance by intervention agencies would be difficult to attain ; whereas to enable farmers to carry out structural improvements or to act jointly the minimum quantity for this marketing year should exceptionally be reduced to 15 metric tons ;

Whereas following the unfavourable climatological conditions obtaining in certain regions in Italy during the period immediately preceding the harvesting of the 1976 crop, the durum wheat in these regions contains an abnormally high percentage of 'mitadiné' grains ; whereas, therefore, in accordance with the provisions of the fourth indent of Article 2 (3) of Regulation (EEC) No 1492/71, it appears appropriate to raise the rate of 'mitadiné' grains in durum wheat taken over by the Italian intervention agency during the 1976/77 marketing year from 50 to 60 % ;

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

By way of derogation from Article 1 of Regulation (EEC) No 1492/71, homogeneous lots of not less than 15 metric tons of durum wheat harvested in the Community may be presented to the intervention agency in Italy during the 1976/77 marketing year.

Article 2

1. During the 1976/77 marketing year, in the 'regioni' affected by the unfavourable climatological conditions, the durum wheat for which the percentage of 'mitadiné' grains does not exceed 60 % shall be accepted for intervention by the intervention agency of the Italian Republic.

2. The Government of the Italian Republic shall inform the Commission of the 'regioni' which benefit from the application of the provisions of paragraph 1 above.

Article 3

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.

Done at Brussels, 29 July 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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