COUNCIL REGULATION (EEC) No 798/76

of 6 April 1976

amending Regulation (EEC) No 567/76 laying down general rules governing the distillation of table wines for which the distillation contract must be approved before 15 April 1976

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 of 28 April 1970 laying down additional provisions for the common organization of the market in wine (1), as last amended by Regulation (EEC) No 1932/75 (2), and in particular Article 7 (1) thereof,

Having regard to the proposal from the Commission,

Whereas Article 2 (3) and (4) of Council Regulation (EEC) No 567/76 of 15 March 1976 laying down general rules governing the distillation of table wines for which the distillation contract must be approved before 15 April 1976 (3) provides, on the one hand, that the intervention agency shall pay to the producer 40 % of the buying-in price, and on the other hand, that when the quantity of wine indicated in the contract reaches the distillery, the latter shall pay to the producer the difference between the minimum buying-in price and the aid referred to in Article 6 (2) of the same Regulation; whereas in order to avoid difficulties in the application of these measures the provisions in question should be made explicit,

HAS ADOPTED THIS REGULATION:

Article 1

Paragraphs 3 and 4 of Article 2 of Regulation (EEC) No 567/76 are replaced by the following:

'3. Within 15 days of approval the intervention agency shall pay to the producer 40 % of the minimum buying-in price of the quantity of wine indicated in the approved contract referred to in Article 1 (1), to be deducted from the aid provided for in Article 6 (2).

4. When the quantity of wine indicated in the contract referred to in Article 1 (1) reaches the distillery, the latter shall pay to the producer at least the difference between the minimum buying-in price referred to in paragraph 1 and the aid referred to in Article 6 (2).'

Article 2

This Regulation shall enter into force on the day of 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 Luxembourg, 6 April 1976.

For the Council

The President

J. HAMILIUS

(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 198, 29. 7. 1975, p. 19.
(3) OJ No L 67, 15. 3. 1976, p. 25.