COMMISSION REGULATION (EEC) No 2098/77

of 23 September 1977

derogating from Regulation (EEC) No 1569/77 fixing the procedure and conditions for the taking over of cereals by intervention agencies

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 1386/77 [2], and in particular Article 7 (5) thereof,

Whereas Article 2 (4) of Commission Regulation (EEC) No 1569/77 of 11 July 1977 fixing the procedure and conditions for the taking over of cereals by intervention agencies [3] provides for the possibility of derogating from the criteria for the minimum quality set out in the Annex thereto; whereas, as a result of the particularly unfavourable climatic conditions at the time of the 1977 harvest and their consequences upon the quality of cereal production in certain regions of the Community, the intervention agencies should be authorized to purchase cereals containing up to 12 % of sprouted grains; whereas to this end the maximum percentage of matter which is not basic cereal of unimpaired quality should be increased to 15 %;

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

During the marketing year 1977/78, the intervention agencies shall be authorized to apply in the case of common wheat, rye and barley the derogations in respect of the maximum percentage of matter which is not basic cereal of unimpaired quality, and also the maximum percentage for sprouted grains, as set out in the first and second indents of Article 2 (4) of Regulation (EEC) No 1569/77.

Article 2

This Regulation shall enter into force on the third 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, 23 September 1977.

For the Commission

Finn GUNDELACH

Vice-President

---

[1] OJ No L 281, 1. 11. 1975, p. 1.
[2] OJ No L 158, 29. 6. 1977, p. 1.
[3] OJ No L 174, 14. 7. 1977, p. 15.