# COMMISSION REGULATION (EEC) No 2753/77

## of 12 December 1977

## fixing certain reference prices for the period 16 December 1977 to 15 December 1978 in the wine sector

THE COMMISSION 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 2211/77 (2), and in particular Article 9 (6) thereof,

Whereas Article 9 (1) of Regulation (EEC) No 816/70 provides that a reference price for red wine and a reference price for white wine must be fixed annually; whereas these reference prices must be fixed on the basis of the guide prices for the types of red and white table wine most representative of Community production, plus the costs incurred in bringing Community wines to the same marketing stage as imported wines;

Whereas the types of table wine most representative of Community production are types R 1 and A 1, as defined in Articles 1 and 2 of Council Regulation (EEC) No 945/70 of 26 May 1970 determining the types of table wines (3); whereas the guide prices for these types of wine are set out in Article 1 of Council Regulation (EEC) No 1171/77 of 17 May 1977 fixing the guide prices for wine for the period 16 December 1977 to 15 December 1978 (4);

Whereas the third subparagraph of Article 9 (1) of Regulation (EEC) No 816/70 provides that reference prices are also to be fixed for grape juice (including grape must) falling within subheading 20.07 B I of the Common Customs Tariff, for concentrated grape juice (including grape must) falling within subheadings 20.07 A I and B I of the Common Customs Tariff, for grape must with the fermentation arrested by the addition of alcohol within the meaning of Additional Note 4 (a) to Chapter 22 of the Common Customs Tariff, for wines fortified for distillation within the meaning of Additional Note 4 (b) to Chapter 22 of the Common Customs Tariff, and for liqueur wines within the meaning of Additional Note 4 (c) to Chapter 22 of the Common Customs Tariff; whereas, because of certain difficulties of a technical nature, it is not possible at the present moment to fix reference prices for grape juice (including grape must) and liqueur wine;

Whereas, moreover, since special reference prices should be fixed for the products, having regard to their special characteristics or their special uses, reference prices should be fixed for wines of the Riesling or Sylvaner variety and for liqueuer wines to be used in the preparation of products other than those falling within heading No 22.05 of the Common Customs Tariff; whereas, finally, a fixed amount corresponding to the normal costs of market preparation must be established, so that it can be added to the reference prices of the various products in the case where these products are put up in containers of two litres or less;

Whereas in fixing the reference prices account should be taken of the criteria provided for by Council Regulation (EEC) No 947/70 of 26 May 1970 laying down general rules for fixing the reference price and levying the countervailing charge for wine (5), as amended by Regulation (EEC) No 2918/76 (6);

Whereas the costs incurred in bringing Community wines to the same marketing stage as imported wines which are to be established as provided in Article 4 of Regulation (EEC) No 947/70, may, with the exception of those in respect of losses, be assessed at a standard rate; whereas these costs and the other factors to be considered have varied appreciably since the last occasion on which prices were fixed, transport costs having increased by some 4 %;

Whereas the Management Committee for Wine has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

For the period 16 December 1977 to 15 December 1978 the reference prices shall be as follows:

(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 256, 7. 10. 1977, p. 1.
(3) OJ No L 114 , 27. 5. 1970, p. 1.
(4) OJ No L 137, 3. 6. 1977, p. 12.
(5) OJ No L 114, 27. 5. 1970, p. 4.
(6) OJ No L 333, 2. 12. 1976, p. 6.

Products falling within subheading 22.05 C of the Common Customs Tariff :

1. red wine : 2·60 units of account per degree actual alcoholic strength per hectolitre ;
2. white wine other than that specified in point 3 below : 2·47 units of account per degree actual alcoholic strength per hectolitre ;
3. white wine presented for importation under the name Riesling or Sylvaner : 52·16 units of account per hectolitre ;
4. wine fortified for distillation within the meaning of Additional Note 4 (b) to Chapter 22 of the Common Customs Tariff : 1·60 units of account per degree actual alcoholic strength per hectolitre ;
5. grape must with fermentation arrested by the addition of alcohol within the meaning of Additional Note 4 (a) to Chapter 22 of the Common Customs Tariff : 1·75 units of account per degree total alcoholic strength per hectolitre.

The fixed amount per hectolitre to be added in respect of the products listed under 1, 2 and 3, where they are put up in containers of two litres or less, shall be 18 units of account per hectolitre.

*Article 2*

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

It shall apply from 16 December 1977.

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

Done at Brussels, 12 December 1977.

*For the Commission*

Finn GUNDELACH

*Vice-President*