COMMISSION REGULATION (EEC) No 2202/78

of 21 September 1978

on the granting of re-storage aid for table wine for which a storage contract was concluded during the 1977/78 wine-growing year

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 1861/78 (2), and in particular Articles 6a and 35 thereof,

Whereas Commission Regulation (EEC) No 2015/76 of 13 August 1976 on storage contracts for table wine, grape must and concentrated grape must (3), as amended by Regulation (EEC) No 2206/77 (4), lays down the procedure for concluding contracts;

Whereas the quantities of table wine in stock are large for the time of the year; whereas this is due to the fact that outlets during the current wine-growing year are not absorbing the quantities available at the beginning of the said year;

Whereas the wine that is under storage contracts is stored in containers which may be required to store the next harvest;

Whereas, in order that producers may store their next vintage under normal conditions, aid should be granted for the re-storage of table wine, but subject to a limitation as to distance;

Whereas, in order to limit this measure to cases where it appears economically justified, only those storage contracts which are concluded or the validity of which has been extended by the intervention agencies during a given period should be considered; whereas, in order to ensure that the measure is properly implemented, provisions should also be adopted concerning the nature of the transport and the date of submission of the application;

Whereas, since there is little time for administrative implementation and since the quantities involved are often small and the transport costs small by comparison with the total costs, a standard amount of aid should be fixed;

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

HAS ADOPTED THIS REGULATION:

Article 1

On application and subject to the conditions laid down in Article 2, aid may be granted for the restorage of table wine that is covered by a storage contract under Regulation (EEC) No 2015/76 in another location of another warehouse belonging to a third party.

Article 2

Aid may be granted only where:

— the distance is not more than 150 kilometres; nevertheless, where storage capacity is not available within this distance, the intervention agency may authorize transport to the nearest appropriate place of storage,

— the storage contracts in question are either concluded or their validity is extended by the intervention agencies under Article 16 of Regulation (EEC) No 2015/76 before 1 September 1978 and, in the case of long-term storage contracts, expire after 20 October 1978,

— the re-storage takes place between 15 September and 20 October 1978 and the transport is carried out in one or more vehicles,

— applications for aid together with the supporting documents are submitted before 15 November 1978 to the intervention agency of the Member State concerned.

Article 3

The aid for all table wines shall be 1·10 units of account per hectolitre.

(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 215, 4. 8. 1978, p. 1.
(3) OJ No L 221, 14. 8. 1976, p. 20.
(4) OJ No L 255, 6. 10. 1977, p. 13.

Article 4

1. Member States shall take all appropriate measures to ensure the necessary controls ; they shall, in particular, check that the re-storage of the wine has actually taken place.

2. Member States shall notify the Commission by 31 December 1978 at the latest of the quantities of wine which have entered into re-storage.

Article 5

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

It shall apply from 15 September 1978.

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

Done at Brussels, 21 September 1978.

For the Commission

Finn GUNDELACH

Vice-President