COMMISSION REGULATION (EEC) No 2394/78

of 13 October 1978

on the application of the additional measures applicable to holders of long-term storage contracts for certain table wines for the wine-growing year 1977/78

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 Article 6c (4) thereof,

Whereas the measures to support the wine market which were employed during the wine-growing year 1977/78 have not in all cases given the desired results; whereas Commission Regulation (EEC) No 2393/78 of 13 October 1978 laying down detailed rules for the application of the additional measures applicable to holders of long-term storage contracts for table wine for the wine-growing year 1977/78 (3) provides that the period of three consecutive weeks referred to in Article 6c (1) of Regulation (EEC) No 816/70 shall fall between 1 August and 30 November; whereas since 1 August the weighted average price for table wines of types AI, AII and AIII has remained lower than the activating price for five consecutive weeks; whereas the conditions laid down in Article 6c (1) are thus satisfied; whereas it is therefore necessary to adopt the measures referred to in the said Article 6c;

Whereas Regulation (EEC) No 2393/78 makes provision for fixing the percentage of the wine under contract which may be distilled and fixing the duration of any storage contracts; whereas, taking into account the market situation indicated by the harvest forecasts and the levels of stocks at the end of the wine-growing year, the said percentage should be 50 % and the said duration four months;

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

Holders of long-term storage contracts for table wines of types AI, AII and AIII and for wines which are in close economic relationship therewith may, in accordance with the provisions of Regulation (EEC) No 2393/78:

(a) carry out distillation in respect of a quantity of wine not exceeding 50 % of the quantity under contract;

(b) in respect of all or part of the quantity which is not distilled under (a), conclude a storage contract for a period of four months.

Article 2

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

It shall apply with effect from 16 September 1978.

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

Done at Brussels, 13 October 1978.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 99, 5. 5. 1970, p. 1.
(2) OJ No L 215, 4. 8. 1978, p. 1.
(3) See page 28 of this Official Journal.