COMMISSION REGULATION (EEC) No 3018/78

of 21 December 1978

providing for a derogation from Regulation (EEC) No 1569/77 with regard to the maximum acceptable percentage of 'mitadiné' grains in durum wheat offered to the Italian intervention agency during the 1978/79 marketing year

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 1254/78 (2), and in particular Article 7 (5) thereof,

Whereas it is provided in Article 2 (4) of Commission Regulation (EEC) No 1569/77 (3), as last amended by Regulation (EEC) No 3017/78 (4), that in the event of particularly unfavourable climatic conditions, subject to certain limits, derogations from paragraph 2 of the said Article may be made;

Whereas as a result of the unfavourable climatic conditions prevailing in certain parts of Italy during the period immediately preceding the harvesting of the 1978 crop, the durum wheat in these areas contains an abnormally high percentage of 'mitadiné' grains; whereas, therefore, it appears appropriate to raise the permissible level of 'mitadiné' grains in durum wheat taken over by the Italian intervention agency during the 1978/79 marketing year from 50 to 60 %;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The Italian intervention agency shall accept for intervention during the 1978/79 marketing year, in regions affected by unfavourable climatic conditions, durum wheat in which not more than 60 % of the grains are 'mitadiné'.

2. The Government of the Italian Republic shall inform the Commission in which region the above provision applies.

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 Brussels, 21 December 1978.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 156, 14. 6. 1978, p. 1.
(3) OJ No L 174, 14. 7. 1977, p. 15.
(4) See page 16 of this Official Journal.