COMMISSION REGULATION (EEC) No 1759/82

of 30 June 1982

setting criteria for the distribution by Member States of the amounts fixed in Regulation (EEC) No 1190/82 to small-scale milk producers

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1079/77 of 17 May 1977 on a co-responsibility levy and on measures for expanding the markets in milk and milk products [1], as last amended by Regulation (EEC) No 1189/82 [2], and in particular the third paragraph of Article 2a thereof,

Whereas the first subparagraph of Article 2 (1) of Council Regulation (EEC) No 1190/82 [3] provides for the fixing of objective criteria to be used for approval by the Commission of the provisions that the Member States plan to take for division of the set amounts between small-scale producers;

Whereas these criteria should take account of the structural and natural disparities between the different Member States in the milk and milk products sector,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amounts fixed in Regulation (EEC) No 1190/82 shall be divided by the Member States amongst small-scale milk producers on the basis of the quantity of milk delivered to dairies or other processing centres, up to a maximum quantity per producer; this quantity may be expressed by fixing a maximum number of dairy cows per holding.

The Member States may also take into consideration production conditions on the farms concerned.

2. Member States shall notify the Commission by 30 September 1982 at the latest of the measures they propose to take in application of paragraph 1.

The Commission shall notify its approval or its observations to Member States within one month of receiving their notification.

3. The division of the amounts mentioned in paragraph 1 between small-scale producers of milk:

— may not be done before approval by the Commission of the proposed measures mentioned in paragraph 2,

— must be done before 31 March 1983.

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, 30 June 1982.

For the Commission

Poul DALSAGER

Member of the Commission

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[1] OJ No L 131, 26. 5. 1977, p. 6.
[2] OJ No L 140, 20. 5. 1982, p. 8.
[3] OJ No L 140, 20. 5. 1982, p. 10.