COUNCIL REGULATION (EEC) No 1031/84

of 31 March 1984

amending Regulation (EEC) No 1469/70 fixing the percentages and quantities of tobacco taken over by the intervention agencies and the percentage of Community tobacco production above which the procedures laid down in Article 13 of Regulation (EEC) No 727/70 apply

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 727/70 of 21 April 1970 on the common organization of the market in raw tobacco (1), as last amended by Regulation (EEC) No 1461/82 (2), and in particular Article 13 (3) and (6) thereof,

Having regard to the proposal from the Commission (3),

Whereas Regulation (EEC) No 1469/70 (4), as last amended by Regulation (EEC) No 1536/81 (5), fixed the percentages and quantities of tobacco taken over by the intervention agencies and the percentage of Community tobacco production above which market management measures for tobacco are implemented;

Whereas the percentages and quantities applying to each variety of tobacco were fixed on the basis of average production for the 1978, 1979 and 1980 harvests; whereas, since then, the production of certain varieties has changed in response to market requirements; whereas when prices and premiums were fixed for the 1983 harvest the Elassona variety was given the serial number 19 (b) because of its great similarity to Kaba Koulak *classic*;

Whereas these percentages and quantities were determined using varying criteria; whereas, in order to achieve better market management and prevent the creation of large intervention stocks, the percentage beyond which an adjustment of the production to demand is to be sought should be restricted to 15 % of the production of a variety or group of varieties; whereas, on the other hand, in order to permit more rapid implementation of the co-responsibility measures that are liable to be taken to cope with excess supply, calculation of the absolute quantities mentioned in Article 13 (1) of Regulation (EEC) No 727/70 must be on the basis of a lower percentage, namely 10 %, of the average of the 1981, 1982 and 1983 harvests;

Whereas in the case of the varieties with the serial numbers 3 (Virgin D), 11 (a) (Forchheimer Havanna II c), 11 (b) (Nostrano del Brenta), 11 (c) (Resistente 142) and 11 (d) (Gojano), the absolute quantities must, because of the increase in production over the last few years, be maintained at their present level;

Whereas the percentage of Community production above which the tobacco market management measures are implemented was fixed at 120 %; whereas, in view of the overall production level and the outlets foreseeable, this percentage should now be reduced to 115 %. Whereas it appears that a 15 %, increase in production is large enough to allow for the effect of weather conditions on the quantities produced,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1469/70 is hereby amended as follows:

1. Article 2 shall be replaced by the following:

   '*Article 2*

   The percentage referred to in Article 13 (5) of Regulation (EEC) No 727/70 shall be 115.'

2. The Annex shall be replaced by the Annex to this Regulation.

Article 2

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

(1) OJ No L 94, 28. 4. 1970, p. 1.
(2) OJ No L 164, 14. 6. 1982, p. 27.
(3) OJ No C 62, 5. 3. 1984, p. 58.
(4) OJ No L 164, 27. 7. 1970, p. 35.
(5) OJ No L 156, 15. 6. 1981, p. 21.

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

Done at Brussels, 31 March 1984.

For the Council

The President

M. ROCARD

ANNEX

Percentages and quantities referred to in Article 13 (1) of Regulation (EEC) No 727/70

Serial No	Variety	Percentage	Quantity (tonnes)
1	Badischer Geudertheimer	15	550
2	Badischer Burley E	15	460
3	Virgin D	15	100
4	(a) Paraguay and hybrids thereof (b) Dragon vert and hybrids thereof, Philippin, Petit Grammont (Flobecq), Semois, Appelterre	15	4 100
5	Nijkerk		
6	(a) Misionero and hybrids thereof (b) Rio Grande and hybrids thereof		
7	Bright	15	2 700
8	Burley I	15	5 200
9	Maryland	15	190
10	(a) Kentucky and hybrids thereof (b) Moro di Cori (c) Salento	15	960
11	(a) Forchheimer Havanna II c (b) Nostrano del Brenta (c) Resistente 142 (c) Gojano	15	1 100
12	(a) Beneventano (b) Brasile Selvaggio and similar varieties	15	30
13	Xanti-Yakà	15	920
14	(a) Perustitza (b) Samsun	15	840
15	Erzegovina and similar varieties	15	740
16	(a) Round Tip (b) Scafati (c) Sumatra I	15	20
17	Basmas	15	2 050
18	Katerini and similar varieties	15	1 330
19	(a) Kaba Koulak classic (b) Elassona	15	2 450
20	(a) Kaba Koulak non-classic (b) Myrodata Smyrne, Trapezous and Phi I	15	970
21	Myrodata Agrinion	15	600
22	Zichnomyrodata	15	120
23	Tsebelia	15	1 900
24	Mavra	15	750
25	Burley GR	15	2 360
26	Virgina GR	15	10