COMMISSION REGULATION (EEC) No 2988/84

of 25 October 1984

amending for the second time Regulation (EEC) No 1371/84 laying down detailed rules for the application of the additional levy referred to in Article 5c of Regulation (EEC) No 804/68 in the milk and milk products sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products (1), as last amended by Regulation (EEC) No 1557/84 (2), and in particular Article 5c (7) thereof,

Having regard to Council Regulation (EEC) No 857/84 of 31 March 1984 adopting general rules for the application of the levy referred to in Article 5c of Regulation (EEC) No 804/68 in the milk and milk products sector (3), as amended by Regulation (EEC) No 1557/84,

Whereas Commission Regulation (EEC) No 1371/84 (4), as amended by Regulation (EEC) No 1955/84 (5), laid down detailed rules for the application of the additional levy; whereas verification of the text has revealed the existence of certain errors in various versions of the Regulation; whereas the errors in question must therefore be corrected;

Whereas Article 15 (1) of Regulation (EEC) No 1371/84 lays down the period within which the levy must be collected in certain regions of the Community; whereas the derogation provided for should be extended to producers whose reference quantity does not exceed 20 000 kilograms; whereas it should also be stipulated that the extension of the derogation to milk purchasers, 60 % of whose milk is collected in mountain areas, shall apply solely in cases where formula B is applied since in cases where formula A is applied this derogation concerns all producers in mountain areas;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1371/84 is hereby amended as follows:

1. The German version of the third indent of Article 3 is replaced by the following:

   '— Gesamt- oder Teilverlust des Milchviehbestandes durch Diebstahl oder durch Schadensfälle mit erheblicher Beeinträchtigung der Milcherzeugung des Betriebes.'

2. The German version of the introductory phrase to Article 5 is replaced by the following:

   'Für die Anwendung von Artikel 7 Absatz 1 und unbeschadet des Artikels 7 Absatz 3 der Verordnung (EWG) Nr. 857/84 werden die Referenzmengen der Erzeuger und der Käufer im Rahmen der Formeln A und B und der unmittelbar an den Verbraucher verkaufenden Erzeuger unter folgenden Bedingungen übertragen:'

3. The English version of the second subparagraph of Article 9 (2) is replaced by the following:

   'Where formula B is applied the abovementioned increase is made for any positive difference above 0,6 g.'

4. Article 15 (1) (a) is replaced by the following:

   '(a) — all Member States, as regards the mountain areas defined under Article 3 (3) of Directive 75/268/EEC and, where formula A is applied, producers whose reference quantity does not exceed 20 000 kilograms,

   — Greece, as regards its entire territory, and

   — Italy as regards the areas listed in the Annex to Decision 77/711/EEC,

   shall be authorized, for the first two 12-month periods, to have the statement referred to in Article 12 (1) drawn up and to collect the levy within 45 days of the end of each 12-month period concerned.

   In cases where formula B is applied, such authorization shall apply to any milk purchaser at least 60 % of whose milk is collected in the areas referred to in the foregoing subparagraph;'

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 148, 28. 6. 1968, p. 13.
(2) OJ No L 150, 6. 6. 1984, p. 6.
(3) OJ No L 90, 1. 4. 1984, p. 13.
(4) OJ No L 132, 18. 5. 1984, p. 11.
(5) OJ No L 182, 10. 7. 1984, p. 10.

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

Done at Brussels, 25 October 1984.

For the Commission

Poul DALSAGER

Member of the Commission