COUNCIL REGULATION (EEC) No 3728/85

of 20 December 1985

amending Regulation (EEC) No 2204/82 laying down general rules for the granting of a special carry-over premium for Mediterranean sardines and anchovies

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products [1], and in particular Article 14 (6) thereof,

Having regard to the proposal from the Commission,

Whereas Article 3 (1) of Regulation (EEC) No 2204/82 [2], as last amended by Regulation (EEC) No 3624/84 [3], provides for the granting of a special carry-over premium for Mediterranean sardines and anchovies to processors who conclude contracts with producers' organizations or to producers' organizations in respect of the quantities processed either directly by these organizations or on their responsibility;

Whereas, since no producers' organizations existed in Greece, Article 3 (2) of Regulation (EEC) No 2204/82, by way of derogation from the general rules, admitted individual producers established in Greece to the same scheme as producers' organizations for a two-year transitional period expiring on 31 December 1984; whereas this period has been extended by one supplementary year by Regulation (EEC) No 3624/84;

Whereas producers' organizations have been formed in Greece in the meantime; whereas, however, as far as anchovies are concerned, producers' organizations have not yet been formed in certain regions where the production of this product is located; whereas this situation may be attributed to the difficulty of setting up effective producers' organizations quickly in regions where no equivalent structure existed before accession as well as to the dispersion of production due to the peculiarities of the Greek coastline; whereas under these circumstances the derogation granted to individual producers established in Greece should be extended by a year in the case of anchovies,

HAS ADOPTED THIS REGULATION

Article 1

Article 3 (2) of Regulation (EEC) No 2204/82 shall be replaced by the following:

2. By way of derogation from paragraph 1, in the case of anchovies, for a period of one year from 1 January 1986, the premium shall also be granted:

(a) to processors who conclude contracts of the kind specified in the said paragraph with producers established in Greece but not belonging to a producers' organization;

(b) to producers established in Greece but not belonging to a producers' organization who subject the product in question to one or more of the forms of processing listed in Article 14 (5) of the basic Regulation or which hand over this product to a manufacturer in order that it may undergo one or more of the said forms of processing.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. STEICHEN

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[1] OJ No L 379, 31. 12. 1981, p. 1.
[2] OJ No L 235, 10. 8. 1982, p. 7.
[3] OJ No L 335, 22. 12. 1984, p. 2.