COMMISSION REGULATION (EEC) No 3107/86

of 13 October 1986

opening the preventive distillation operation provided for in Article 11 of Regulation (EEC) No 337/79 for the 1986/87 wine year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal and in particular Article 90 thereof,

Having regard to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine (1), as last amended by Regulation (EEC) No 3805/85 (2), and in particular Article 11 (5) thereof,

Whereas Commission Regulation (EEC) No 3024/86 (3) laid down detailed rules for the preventive distillation operation provided for in Article 11 of Regulation (EEC) No 337/79 for the 1986/87 wine year;

Whereas Article 2 (1) of Regulation (EEC) No 3024/86 provides for the determination of the quantities of wines which may be distilled under the distillation operation in question; whereas the foreseeable market situation, in the light of harvest forecasts and the level of end-of-year stocks, indicates that the said quantities should be fixed at levels at which a healthy situation can be restored to the market but without exceeding the quantities compatible with proper management of the market;

Whereas, in view of the level of yields in Spain, the application of a fixed volume per hectare could in many cases lead to distillation of an excessively high percentage of production; whereas such a situation should be avoided so as not to distort the application of the measure; whereas to this end an additional limit should be imposed on the quantities which can be distilled;

Whereas prices during the transitional period in Spain make preventive distillation more attractive in Spain than in the other Member States; whereas this fact should be borne in mind when fixing the percentages particularly for cooperatives and producers who produce wine from purchased grapes;

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

(1) OJ No L 54. 5. 3. 1979, p. 1.
(2) OJ No L 367, 31. 12. 1985, p. 39.
(3) OJ No L 281, 2. 10. 1986, p. 8.

HAS ADOPTED THIS REGULATION:

Article 1

1. The preventive distillation operation for table wines and wines suitable for yielding table wine, referred to in Article 11 of Regulation (EEC) No 337/79, is hereby opened for the 1986/87 wine year.

2. The quantity of table wines or wines suitable for yielding table wine, for which contracts may be concluded or declarations may be submitted in accordance with Regulation (EEC) No 3024/86, shall be:

(a) for the producers referred to in Article 2 (1) (a) of Regulation (EEC) No 3024/86:

— 13 hl/ha for the French part of wine-growing zone B and wine-growing zones C I, C II and C III.

However for producers whose holding is located in the Spanish part of wine-growing zones, the total quantity of table wines or wines suitable for yielding table wine for which contracts may be concluded or declarations submitted may in no circumstances exceed 26 % of their output of table wine,

— 6 hl/ha for wine growing zone A and the German part of wine-growing zone B;

(b) for producers, cooperatives or producer groups referred to in Article 2 (1) (b) of Regulation (EEC) No 3024/86:

— 26 % of their output as regards the Greek part of wine-growing zones C III,

— 20 % of their output as regards the Spanish part of the wine-growing zones,

— 13 % of their output as regards the other wine-growing zones;

(c) for cooperatives or producer groups referred to in Article 2 (1) (c) of Regulation (EEC) No 3024/86:

— 13 hl/ha for the French part of wine-growing zone B and wine-growing zones C I, C II and C III.

However as regards the cooperatives or producer groups located in the Spanish part of the wine-growing zones, the total quantity of table wines or wines suitable for yielding table wine for which contracts may be concluded or declarations submitted may in no circumstances exceed 26 % of the output of table wine of the members in question;

— 6 hl/ha for wine growing zone A and the German part of wine-growing zone B;

(d) for the cooperatives or producer groups referred to in Article 2 (1) (d) of Regulation (EEC) No 3024/86:

— 26 % of the output concerned as regards the Greek part of wine-growing zones C III,

— 20 % of the output concerned as regards the Spanish part of the wine-growing zones,

— 13 % of the output concerned as regards the other wine-growing zones.

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, 13 October 1986.

For the Commission

Frans ANDRIESSEN

Vice-President