COMMISSION REGULATION (EEC) No 3087/88

of 6 October 1988

amending Regulation (EEC) No 2083/80 laying down detailed rules of application concerning the economic activity of producer groups and associations thereof

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1360/78 of 19 June 1978 on producer groups and associations thereof [1], as last amended by Regulation (EEC) No 1760/87 [2], and in particular the second indent of Article 6 (3) thereof,

Whereas Commission Regulation (EEC) No 2083/80 [3], as last amended by Regulation (EEC) No 2777/88 [4], must be supplemented in order to take account of the amendments made to Regulation (EEC) No 1360/78 by Regulation (EEC) No 1760/87; whereas the experience gained in implementing this common measures has shown that a number of the rules must also be amended in the interests of more efficient application;

Whereas, in addition, Council Regulation (EEC) No 2658/87 [5], as last amended by Regulation (EEC) No 1858/88 [6], instituted a combined goods nomenclature, based on the Harmonized Commodity Description and Coding System, to take effect from 1 January 1988; whereas the descriptions of goods and tariff codes appearing in Regulation (EEC) No 2083/80 must therefore be amended to conform with the Combined Nomenclature;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2083/80 is hereby amended as follows:

1. In Article 1 (1):

(i) the following subparagraph is inserted after the first subparagraph: 'In the Italian administrative regions in which average production is lower than the minimum volume of production or minimum turnover provided for in the Annex, the minimum volume of production and number of members required of a producer group shall be reduced by 50 %.'

(ii) in the last subparagraph, the words 'second subparagraph' are replaced by 'third subparagraph'.

2. Article 3 is replaced by the following:

'Article 3

1. For the purposes of Article 6 (1) of Regulation (EEC) No 1360/78, and without prejudice to paragraph 2, associations must account for a combined volume of production or turnover which:

(a) is at least three times the minimum size laid down for groups in the region in which they are registered;

(b) is no lower than 5 % of national production or, in the case of France, no lower than 5 % of:

— either the production of the metropolitan regions covered by Regulation (EEC) No 1360/78,

— or the production of a given overseas department.

2. Notwithstanding paragraph 1 of this Article:

(a) in the case of Italy, associations must be composed of at least five recognized producer groups operating in five different administrative regions, this threshold being changed to:

— ten recognized producer groups active in five administrative regions for olive oil producers;

— four recognized producer groups active in two administrative regions for producers of tropical fruit, medicinal plants and rice;

— three recognized producer groups active in two administrative regions for producers of buffalo meat;

(b) in the case of France, associations must consist of at least five recognized producer groups operating in two departments. In the olive oil sector, associations must number at least 5 000 producers and produce at least 1 000 tonnes of oil; in the table wine and musts sector associations must consist of at least three recognized groups and number at least 600 members;

(1) OJ No L 166, 23. 6. 1978, p. 1.
(2) OJ No L 167, 26. 6. 1987, p. 1.
(3) OJ No L 203, 5. 8. 1980, p. 5.
(4) OJ No L 249, 8. 9. 1988, p. 13.
(5) OJ No L 256, 7. 9. 1987, p. 1.
(6) OJ No L 166, 1. 7. 1988, p. 10.

(c) in the case of Belgium, associations must comply with the minimum requirements as regards area cultivated, turnover, share of national production and number of recognized producer groups laid down in point 1b of the Annex, and must cover at least one province;

(d) in the case of Greece, associations must comply with the minimum requirements as regards area cultivated (or equivalent), turnover, share of national production and number of recognized producer groups laid down in point II of the Annex. For products not listed in the Annex, associations must consist of at least three recognized gruoups. The minimum area covered by the associations must be at least ten communes situated within a homogeneous area;

(e) in the case of Spain, associations must comply with the minimum requirements as regards area cultivated, turnover and share of national production laid down in point III of the Annex. Both for products listed in the Annex and for other products, associations must consist of at least five recognized groups and cover at least the area of one autonomous community;

(f) in the case of Portugal, associations must comply with the minimum requirements as regards area cultivated, turnover, share of national production and number of recognized producer groups laid down in point IV of the Annex. For products not listed in the Annex, associations must consist of at three recognized groups and cover at least the area of one district.'

3. Points I and II of the Annex are replaced by those in points I, Ia, Ib and II in 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.*

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

Done at Brussels, 6 October 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

'I. Producer groups in Italy

CN code	Product	Producer groups	
		Volume of production or turnover	Minimum membership
0102 ex 0201 ex 0202	Live bovine animals; Meat of bovine animals, fresh, chilled or frozen (1)		
	(a) buffaloes	3 000 LU	100
	(b) other bovine animals	5 000 LU	200
0103 ex 0203	Live swine (1); Meat of swine, fresh, chilled or frozen	25 000 head	200
0104 ex 0204	Live sheep and goats (1); Meat of sheep or goats, fresh, chilled or frozen	12 000 head	150
0105 91 00 ex 0207	Live poultry, that is to say, fowls of the species *Gallus domesticus,* ducks, geese, turkeys and guinea fowls; meat and edible, offal thereof, fresh, chilled or frozen	220 000 places	200
0106 00 10 0208 10 10	Live domestic rabbits and meat and edible offal thereof, fresh, chilled or frozen (2)		
0407 00	Birds' eggs, in shell, fresh, preserved or cooked (2)	80 000 layers	200
ex 0401 ex 0403 ex 0404 0406	Milk, cheese and curd		
	(a) cows' (3)	15 000 tonnes	200
	(b) buffaloes' (3)	5 000 tonnes	100
	(c) ewes' or goats' (3)	2 000 tonnes	100
0409 00 00	Natural honey	150 000 ECU	50
Chapter 6	Live plants and floricultural products	2 500 000 ECU (4):	100
0701 90 51 0701 90 59 0701 90 90	Potatoes, fresh or chilled (5)		
	(a) main crop	10 000 tonnes	300
	(b) early	5 000 tonnes	
0803 00 0804 30 00 0804 40	30 ha	10	
1001 90 1005 1001 10 1006	Cereals (6)		
	(a) Common wheat and meslin, maize	15 000 tonnes	300
	(b) Durum wheat	12 000 tonnes	300
	(c) Rice	10 000 tonnes	150
ex 1201 to ex 1207	Oilseeds and oleaginous fruits, other than for sowing	2 000 000 ECU (4)	200

CN code	Product	Producer groups	
		Volume of production or turnover	Minimum membership
1211 and 1212 20 00	Plants and parts of plants (including seeds and fruits), of a kind used primarily in perfumery, in pharmacy or for insecticidal, fungicidal or similar purposes, fresh or dried, whether or not cut, crushed or powdered	800 000 ECU (*)	25
1509 1510 00	Olive oil	1 200 tonnes	300
2204 21	Wine of fresh grapes, including fortified wines		
	(a) table wine	150 000 hl	300
	(b) quality wines produced in specified regions (quality wines psr)	30 % of the total for the quality wine psr area	30 % of producers in the quality wine psr area
2401	Unmanufactured tobacco; tobacco refuse	1 000 tonnes	300

Ia. Producer groups in France

CN code	Product	Producer groups	
		Volume of production or turnover	Minimum membership
0102	Live bovine animals;	200 LU	20
ex 0201 ex 0202	Meat of bovine animals, fresh, chilled or frozen (1)		
	Tropical fruit		
0803 00	Bananas, including plantains, fresh or dried	30 ha	10
0804 30 00	Pineapples	30 ha	10
0804 40	Avocados	30 ha	5
ex 1211	Lavender and perfumery plants	100 000 ECU	40
1509 1510 00	Olive oil	60 tonnes	200
ex 2204 21 ex 2204 29	Table wine	150 000 hl	300

Ib. Producer groups and associations of producer groups in Belgium

CN code	Product	Producer groups		Associations			
		Volume of production or turnover	Minimum membership	Minimum area or equivalent	Turnover (million ECU)	Share of national production %	Minimum membership
0102 ex 0201 ex 0202	Live bovine animals Meat of bovine animals, fresh, chilled or frozen (1)	1 000 LU	25	4 000 LU	3,45	0,5	4
0103 ex 0203	Live swine (1) (8) Meat of swine, fresh, chilled or frozen	15 000 head (piglets)	10	50 000 head (piglets)	2,3	0,5	3
1001 to 1005	Cereals (6)	3 500 tonnes	20	15 000 tonnes	3,45	1,0	3
ex 1214 90 90	Lucerne	0,23 million ECU	20	6 000 tonnes	0,69	0,5	3

II. Producers groups and associations of producer groups in Greece

CN code	Product	Producer groups		Associations			
		Volume of production or turnover	Minimum membership	Minimum area or equivalent	Turnover (million ECU)	Share of national production %	Minimum membership
0102 ex 0201 ex 0202	Live bovine animals Meat of bovine animals, fresh, chilled or frozen (1)	500 LU	50	5 000 LU or 8 000 calves	6,0	2	10
0103 ex 0203	Live swine (1) Meat of swine, fresh, chilled or frozen	10 000 head	20	120 000 head	15,0	5	10
0104 ex 0204	Live sheep and goats (1) Meat of sheep or goats, fresh, chilled or frozen	3 000 head	50	110 000 head	5,0	1	10
0105 91 00 ex 0207	Live poultry, that is to say, fowls of the species *Gallus domesticus*, ducks, geese, turkeys and guinea fowls; meat and edible offal thereof, fresh, chilled or frozen	200 000 head	20	1 200 000 head	3,0	1	3
0106 00 10 0208 10 10	Live domestic rabbits and meat and edible offal thereof, fresh, chilled or frozen (2)						
0407 00	Birds' eggs, in shell, fresh, preserved or cooked (2)	60 000 layers	20	500 000 layers	12,0	5	3

CN code	Product	Producer groups		Associations			
		Volume of production or turnover	Minimum membership	Minimum area or equivalent	Turnover (million ECU)	Share of national production %	Minimum membership
ex 0401 ex 0403 ex 0404 0406	Milk, cheese and curd						
	(a) cows' [3]	1 000 tonnes	50	15 000 tonnes	4,0	2	10
	(b) ewes' or goats' [3]	150 tonnes	30	12 000 tonnes	7,0	1	10
0409 00 00	Natural honey [4]	12 000 ECU	20	—	0,6	1	5
Chapter 6	Live plants and floricultural products	100 000 ECU	10	—	0,6	1	5
0701 90 51 0701 90 59 0701 90 90	Potatoes, fresh or chilled [5]						
	(a) main crop	2 000 tonnes	50	1 000 ha	4,0	3	5
	(b) early	1 000 tonnes	50	500 ha	2,0	3	5
0803 00	Tropical fruit : bananas	10 ha	30	35 ha	2,0	10	3
	Cereals [6]						
1001 90	(a) Common wheat and meslin	2 000 tonnes	100	13 100 ha	8,0	2,5	10
1001 10	(b) Durum wheat	1 000 tonnes	50	9 400 ha	6,0	2,5	10
1005	(c) Maize	1 000 tonnes	50	5 100 ha	9,0	2,5	10
1006	(d) Rice	500 tonnes	30	400 ha	1,0	2,5	5
ex 1201 to ex 1207	Oil seeds and oleaginous fruits, other than for sowing	20 000 ECU	40	—	0,7	1,0	5
1211 and 1212 20 00	Plants and parts of plants (including seeds and fruits), of a kind used primarily in perfumery, in pharmacy or for insecticidal, fungicidal or similar purposes, fresh or dried, whether or not cut, crushed or powdered	30 000 ECU	10	—	0,5	5,0	5
1509 1510 00	Olive oil	50 tonnes	100	7 700 ha or 3 000 tonnes	7,0	1,0	10
2204 21 2204 29	Wine of fresh grapes, including fortified wines :						
	(a) table wine	10 000 hl	100	140 000 hl	5,0	3,0	10
	(b) quality wines produced in specified regions (quality wines psr)	30 % of the total for the quality wine psr area	30 % of producers in the quality wine psr area	40 000 hl	0,5	1,0	10
2401	Unmanufactured tobacco ; tobacco refuse	60 tonnes	50	1 000 ha	5,0	1,0	10