COMMISSION REGULATION (EEC) No 3508/89

of 23 November 1989

on the natural alcoholic strength by volume of Procsecco di Conegliano Valdobbladene and Prosecco del Montello Colli Asolani produced during the 1989/90 wine year and on the minimum total alcoholic strength by volume of the cuvées used to produce them

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 823/87 of 16 March 1987 laying down special provisions relating to quality wines produced in specified regions (1), as last amended by Regulation (EEC) No 2403/89 (2), and in particular Article 7 (2) and the second subparagraph of Article 8 (6) thereof,

Whereas Article 7 (2) of Regulation (EEC) No 823/87 allows for derogations to be granted in regard to the minimum alcoholic strength by volume laid down in the Member States for quality wines psr; whereas the second subparagraph of Article 13 (1) of Council Regulation (EEC) No 358/79 of 5 February 1979 on sparkling wines produced in the Community as defined in point 15 of Annex I to Council Regulation (EEC) No 822/87 (3), as last amended by Regulation (EEC) No 2044/89 (4), provides that cuvées intended for the preparation of certain quality sparkling wines psr, the designation of which refers to a variety of vine, may have a total alcoholic strength by volume below that stipulated;

Whereas weather conditions in the 1989/90 wine year were particularly damaging to the Prosecco vine variety in wine-growing zone C II; whereas, as a result, the cuvées for the production of quality sparkling wines psr made from grapes of this variety do not reach the minimum total alcoholic strength by volume of 9 % vol specified in the first subparagraph of Article 13 (1) of Regulation (EEC) No 358/79; whereas, in order to prevent serious losses to the producers in question, a lower minimum total alcoholic strength by volume should be fixed for cuvées for the wine year in question and the Member State concerned should be allowed to fix a minimum natural alcoholic strength by volume lower than that laid down in Article 7 (2) of Regulation (EEC) No 823/87 for the quality sparkling wines psr produced from them;

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

HAS ADOPTED THIS REGULATION:

Article 1

For production in the 1989/90 wine year:

— the minimum natural alcoholic strength by volume of the quality sparkling wine psr Prosecco di Conegliano Valdobbiadene, including wine of the subdesignation Prosecco di Cartizze, and of the quality sparkling wine psr Prosecco del Montello Coli Asolani may, by way of derogation from Article 7 (2) of Regulation (EEC) No 823/87 be set by Italy at a level lower than 9,5 % vol but not lower than 8,5 % vol,

— the minimum total alcoholic strength by volume of the cuvées for the production of the said quality sparkling wines psr is hereby fixed at 8,5 % vol.

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, 23 November 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

(1) OJ No L 84, 27. 3. 1987, p. 59.
(2) OJ No L 202, 14. 7. 1989, p. 1.
(3) OJ No L 54, 5. 3. 1979, p. 130.
(4) OJ No L 202, 14. 7. 1989, p. 8.