COMMISSION REGULATION (EEC) No 2891/92

of 2 October 1992

amending Reglation (EEC) No 2295/92 laying down detailed rules for the application of the support system for producers of the protein crops referred to in Council Regulation (EEC) No 1765/92

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1765/92 of 30 June 1992 establishing a support system for producers of certain arable crops (1), as amended by Commission Regulation (EEC) No 2467/92 (2) and in particular Article 12 thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy (3), as last amended by Regulation (EEC) No 2205/90 (4), and in particular Article 5 (3) thereof,

Whereas producers of protein crops may apply for the compensatory payments under either the general scheme or the simplified scheme laid down by Regulation (EEC) No 1765/92; whereas certain criteria should be common to both schemes and certain conditions different between the two schemes; whereas the criteria for eligibility to receive support for the cultivation of protein crops under the simpliefied scheme shall be based on both those for their cultivation under the general scheme and those for the production of cereals under the general scheme; whereas the agricultural conversion rate used in applications made under the simplified scheme should be that for cereals;

Whereas, to avoid the risk of an increase in the area under protein crops, access to compensatory payments should be restricted to producers sowing crops in climatically and agronomically suitable regions;

Whereas in consequence Commission Regulation (EEC) No 2295/92 (5) should be amended;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 5 of Regulation (EEC) No 2295/92 shall be replaced by the following:

'*Article 5*

1. The agricultural conversion rate to be used for the compensatory payment shall be that in force on the first day of the relevant marketing year.

2. (a) In the case of producers applying for support under the "simplified scheme" referred to in Article 2 (5) (b) of Regulation (EEC) No 1765/92 the provisions of:

(i) Regulation (EEC) No 2293/92;

(ii) Article 2 (b) and (e); and

(iii) paragraph 1 of this Article,

shall not apply.

(b) Such producers shall be eligible to receive the compensatory payment provided for in Article 8 (3) of Regulation (EEC) No 1765/92 provided that they respect:

(i) the provisions of this Regulation, other than those at paragraph (a), and

(ii) the provisions of Article 4 (3) of Commission Regulation (EEC) No 2780/92 (*).

(c) The agricultural conversion rate to be used for the compensatory payment made under the "simplified scheme" shall be that for cereals in force on the first day of the relevant marketing year.

(*) OJ No L 281, 25. 9. 1992, p. 5.'

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 181, 1. 7. 1992, p. 12.
(2) OJ No L 246, 27. 8. 1992, p. 11.
(3) OJ No L 164, 24. 6. 1985, p. 1.
(4) OJ No L 201, 31. 7. 1990, p. 9.
(5) OJ No L 221, 6. 8. 1992, p. 28.

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

Done at Brussels, 2 October 1992.

For the Commission
Ray MAC SHARRY
Member of the Commission