# COMMISSION REGULATION (EC) No 2365/95

## of 9 October 1995

## amending Regulation (EEC) No 3105/88 laying down detailed rules for the application of compulsory distillation as provided for in Articles 35 and 36 of Regulation (EEC) No 822/87

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 822/87 of 16 March 1987 on the common organization of the market in wine [1], as last amended by Regulation (EC) No 1544/95 [2], and in particular Article 36 (2) thereof,

Whereas Article 8 (3) of Commission Regulation (EEC) No 3105/88 [3], as last amended by Regulation (EEC) No 3186/92 [4], laying down detailed rules for the application of compulsory distillation as provided for in Articles 35 and 36 of Regulation (EEC) No 822/87 should be adapted to take account of the quantity of wine made from grapes classified as both wine-grape varieties and varieties for other uses in Austria;

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*

In Article 8 (3) of Regulation (EEC) No 3105/88, the first subparagraph is hereby replaced by the following:

'For each administrative unit, the total quantity of wine normally produced shall, in the case of wine produced from grape varieties classified as both wine-grape varieties and varieties for other uses, be the average quantity produced in the following wine years:

— 1974/75 to 1979/80 in the Community of Ten,
— 1978/79 to 1983/84 in Spain,
— 1988/89 to 1993/94 in Austria.'

*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, 9 October 1995.

*For the Commission*
Franz FISCHLER
*Member of the Commission*

---

[1] OJ No L 84, 27. 3. 1987, p. 1.
[2] OJ No L 148, 30. 6. 1995, p. 31.
[3] OJ No L 277, 8. 10. 1988, p. 21.
[4] OJ No L 317, 31. 10. 1992, p. 73.