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COMMISSION REGULATION (EC) No 180/2001

of 29 January 2001

derogating from Regulation (EC) No 2316/1999 laying down detailed rules for the application of Council Regulation (EC) No 1251/1999 with regard to set-aside as a result of the adverse weather conditions in some Community regions

(OJ L 27, 30.1.2001, p. 15)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Regulation (EC) No 546/2001 of 20 March 2001	L 81	22	21.3.2001
►**M2**	Commission Regulation (EC) No 733/2001 of 11 April 2001	L 102	36	12.4.2001

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1251/1999 of 17 May 1999 establishing a support system for producers of certain arable crops [1], as last amended by Regulation (EC) No 1672/2000 [2], and in particular Article 9 thereof,

Whereas:

(1) Eligibility for the area aid under the general scheme referred to in Article 2(3) of Regulation (EC) No 1251/1999 is subject to an obligation to set land aside.

(2) The detailed rules of application fixed by Commission Regulation (EC) No 2316/1999 [3], as last amended by Regulation (EC) No 2860/2000 [4], stipulate that the set-aside period must begin no later than 15 January and that no agricultural production is authorised on the land set aside.

(3) As a result of adverse weather conditions the producers in various regions of some Member States cannot harvest their crops, especially of potatoes, sugar beet, fodder beet, carrots and parsnips, before 15 January 2001, on lands to be set aside in the 2001/02 marketing year. Under the circumstances, and as an exceptional measure, where growers so request they should be authorised to harvest their crops no later than 28 February 2001 without this affecting recognition of the lands in question as properly set aside, provided that they prove that the applicable conditions have been complied with.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

Where a producer, upon application to the competent authority of the Member State concerned, can prove that:

— harvesting could not take place before 15 January 2001 as a result of adverse weather conditions,

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— harvesting, where done, was done no later than 30 April 2001,

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— all the other conditions applying to set-aside land have been complied with,

the lands in question shall be considered, notwithstanding Article 19(2) and (3) of Regulation (EC) No 2316/1999, as properly set aside for the 2001/02 marketing year.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply from 15 January 2001.

(1) OJ L 160, 26.6.1999, p. 1.
(2) OJ L 193, 29.7.2000, p. 13.
(3) OJ L 280, 30.10.1999, p. 43.
(4) OJ L 332, 28.12.2000, p. 63.

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