

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM (89) 546 final

Brussels, 7 November 1989

Proposal for a  
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2727/75 on the  
common organization of the market in cereals

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(presented by the Commission)

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EXPLANATORY MEMORANDUM

Council Regulation (EEC) No 2727/75 on the common organization of the market in cereals provides in particular, under the stabilizer arrangements, for the possibility of not reimbursing the additional co-responsibility levy where the latter is very small. However, as legislation stands, it is compulsory to collect even a very small additional co-responsibility levy. For the sake of consistency, the legal basis should be introduced into the present legislation to permit the additional co-responsibility levy not to be collected where it involves a very small amount.

Proposal for a  
COUNCIL REGULATION

amending Regulation (EEC) No 2727/75 on the  
common organization of the market in cereals

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and  
in particular Article 43 thereof,

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the European Parliament (2),

Having regard to the opinion of the Economic and Social Committee (3),

Whereas the stabilizer arrangements provided for in Article 4b of Council  
Regulation (EEC) No 2727/75 (4), as last amended by Regulation (EEC)  
No 2860/89 (5), provide for the application of an additional co-responsibility  
levy where production in a marketing year exceeds the maximum guaranteed  
quantity; whereas those arrangements can only be applied by means of  
administrative measures for the collection and reimbursement of that levy;  
whereas, for the sake of administrative simplification, provision should be  
made for the possibility of not reimbursing the additional co-responsibility  
levy where the amount to be reimbursed is very small; whereas, for the sake of  
consistency, provision should also be made for the levy not to be collected  
where the overrun in the maximum guaranteed quantity results in the collection  
of a very small amount; whereas, moreover, such a decision must result in the  
reimbursement in full of the additional co-responsibility levy collected  
provisionally,

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(1) OJ No

(2) OJ No

(3) OJ No

(4) OJ No L 281, 1.11.1975, p. 1.

(5) OJ No L 274, 23.9.1989, p. 41.

HAS ADOPTED THIS REGULATION:

Article 1

The following sentence is hereby added to the second subparagraph of Article 4b(2) of Regulation (EEC) No 2727/75:

"In accordance with the same procedure, it may be decided that in the case of a very slight overrun in the maximum guaranteed quantity, the additional co-responsibility levy shall be reimbursed in full."

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 the 1989/90 marketing year.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

Date: 23 October 1989

1. Budget heading: 103 Appropriations: 1990 DB: - ECU 1 177 million

2. Title: Amendment to Regulation (EEC) No 2727/75 on the common organization of the market in cereals

3. Legal basis: Treaty establishing the EEC

4. Aims of project: To introduce the possibility of reimbursing the additional co-responsibility levy where the overrun is very slight.

	period of 12 months	current financial year (1989)	following financial year (1990)
5. Financial implications (ECU million)			
5.0 Expenditure			
- charged to the EC budget (refunds/intervention)	+ 56	-	+ 56
- national administration			
- other			
5.1 Receipts			
- own resources of the EC (levies/customs duties)			
- national			
	1991	1992	
5.0.1 Estimated expenditure	p.m.	p.m.	
5.1.1 Estimated receipts			

5.2 Method of calculation: Additional levy:  
+ (ECU 0,54/t x 114,9 million t) - ECU 6,6 million (exemption for small producers) =  
+ ECU 55,4 million (A) x 1,107 (DR) =  
+ ECU 61,3 million (B)  
Aid for small producers:  
ECU (110\* - 63\*\*) million x  $\frac{\text{ECU } 0,54/\text{t} \times 1,113 \text{ (DR)}}{\text{ECU } 5,22/\text{t}}$  = - ECU 54 million (B)  
TOTAL: 61,3 - 5,4 = ECU 55,9 million, rounded up to ECU 56 million

6.0 Can the project be financed from appropriations entered in the relevant chapter of the current budget ? yesXXX

6.1 Can the project be financed by transfer between chapters of the current budget ? XXXXXX

6.2 Is a supplementary budget necessary ? XXXXno

6.3 Will future budget appropriations be necessary ? yesXXX

Observations:

The proposal introduces the possibility of reimbursing in full the additional co-responsibility levy in the case of a very slight overrun. For the 1989/90 marketing year, the additional co-responsibility levy not to be collected is ECU 0,54/tonne.

The aid to small producers must be readjusted following this amendment.

\* Total aid to small producers related to additional levy.

\*\* Exemption of Spanish, Greek and Italian small producers.

I. Quelle est la justification principale de la mesure ?  
Simplification du régime de coresponsabilité supplémentaire.  
Allègement des tâches administratives des entreprises concernées.

II. Caractéristiques des entreprises concernées. En particulier :

(a) Y a-t-il un grand nombre de PME ? OUI      Coopératives  
Négociants

(b) Note-t-on des concentrations dans des régions  
1. éligibles aux aides régionales des Etats membres ? NON

ii. éligibles au Feder ?

III. Quelles sont les obligations imposées directement aux entreprises ?  
Pas d'obligation nouvelle.

IV. Quelles sont les obligations susceptibles d'être imposées indirectement  
aux entreprises via les autorités locales ?

Aucune

V. Y a-t-il des mesures spéciales pour les PME ? NON      Lesquelles ?

VI. Quel est l'effet prévisible

a) sur la compétitivité des entreprises ?    Aucun

b) sur l'emploi ?      Aucun

VII. Les partenaires sociaux ont-ils été consultés ? NON      Quels sont leurs  
avis ?

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# DOCUMENTS

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