

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(94) 536 final

Brussels, 29.11.1994

Proposal for a

COUNCIL REGULATION (EC)

amending Regulation (EEC) No 2261/84 laying down general rules
on the granting of aid for the production of olive oil and
of aid to olive oil producer organizations

(presented by the Commission)

EXPLANATORY MEMORANDUM

When the prices for 1994/95 were adopted the Council took account, in the final compromise, of a statement by the Commission to the effect that it intended to submit an appropriate proposal for an amendment to Regulation (EEC) No 2261/84 which involved altering the deadline for determining the estimated volume of production and the percentage of the aid which can be paid in advance. This would enable aid to be paid in advance in respect of 100% of the quantity covered by an application instead of 90%, and the advance to be paid would be raised to 85-90% from 75-80%.

In addition, to take account of the Council's decision to postpone the payment of production aid for olive oil to 16 October of each marketing year, this draft Regulation proposes altering the dates for determining estimated production, the advance on the aid and yields.

These dates, however, should be determined in such a way as to prevent any risk of undue payment when the advance is paid.

Proposal for a
COUNCIL REGULATION (EC) No /94

of

amending Regulation (EEC) No 2261/84 laying down general rules
on the granting of aid for the production of olive oil and
of aid to olive oil producer organizations

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation 136/66/EEC of 22 September 1966 on the
establishment of a common organization of the market in oils and fats⁽¹⁾,
as last amended by Regulation (EC) No 3179/93⁽²⁾, and in particular
Article 5(4) thereof,

Having regard to the proposal from the Commission,

Whereas, in accordance with Article 17a of Council Regulation (EEC)
No 2261/84⁽³⁾, as last amended by Regulation (EEC) No 3500/90⁽⁴⁾, for the
current marketing year the averages of the olive and oil yields for the
last four marketing years must be set before 1 December and estimated
production and the unit amount of the production aid that can be paid in
advance must be determined before 1 April; whereas, in accordance with
Article 18 of that Regulation, the olive yields and oil yields must be
fixed by homogeneous production zones at the latest by 31 May of each year;

Whereas, now that Commission Regulation (EEC) No 3061/84 has been amended by
Regulation (EEC) No, production aid is paid to olive growers whose
average production is less than 500 kg, and advances are paid to olive
growers whose production is at least 500 kg, from 16 October of each
marketing year;

(1) OJ No L 172, 30.9.1966, p. 3025/66.
(2) OJ No L 285, 20.11.1993, p. 9.
(3) OJ No L 208, 3.8.1984, p. 3.
(4) OJ No L 338, 5.12.1990, p. 3.

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[REDACTED]

Whereas, with a view to improving the administration of the olive oil production aid scheme, estimated production and yields should be determined at the same time and later in each marketing year so that the information on them is more up to date; whereas the deadline for determining the average of the yields for the last four marketing years should also be extended so as to facilitate the work involved;

Whereas, in view of the fact that more reliable data are now available for the payment of advances, the amount of aid which may be advanced and the quantity taken into consideration for the advance should be increased as a result, but in such a way that any risk of incorrect payment is excluded;

Whereas, therefore, Regulation (EEC) No 2261/84 should be amended,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2261/84 is hereby amended as follows:

1. In Article 12:

- paragraph 2 is replaced by the following:

"2. The advance:

- (a) shall be equal to the amount obtained by multiplying the unit amount of the aid fixed pursuant to Article 17a(2) by the quantity of oil stated in the aid application;

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(b) may not be granted unless:

- the olive yields and oil yields have been fixed for the current marketing year in accordance with Article 18,
- the checks referred to in Article 8(1) and the on-the-spot checks referred to in Article 14(3a), without prejudice to other checks, if necessary, have been carried out."

- paragraph 3 is deleted.

2. In Article 17a:

- in paragraph 1, the date "1 December" is replaced by "1 March",
- in paragraph 2, the date "1 April" is replaced by "1 August",
- in paragraph 4, the date "15 March" is replaced by "15 July".

3. In Article 18, the date "31 May" is replaced by "31 July" and the date "30 April" by "30 June".

Article 2

This Regulation shall enter into force on the seventh 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,

For the Council

F i n a n c i a l S t a t e m e n t

Date : [REDACTED]

1. BUDGET HEADING : 1210 Production aid

APPROPRIATIONS : ECU 528m

2. TITLE : Council Regulation amending Regulation (EEC) No 2261/84 laying down general rules on the granting of aid for the production of olive oil and of aid to olive oil producer organizations

3. LEGAL BASIS : Article 5(4) of Council Regulation No 136/66/EEC

4. AIMS: To improve the administration of the production aid scheme for olive oil by determining simultaneously estimated production, the standard yields and the amount of production aid which may be advanced

| 5. FINANCIAL IMPLICATIONS | PERIOD OF 12 MONTHS | CURRENT FINANCIAL YEAR (95) | FOLLOWING FINANCIAL YEAR (96) |
|--|--|----------------------------------|------------------------------------|
| | 5.0 EXPENDITURE - CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS) - NATIONAL AUTHORITIES - OTHER | nil | nil |
| 5.1 REVENUE - OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) - NATIONAL | | | |

| | 1997 | 1998 | 1999 | 2000 |
|-----------------------------|------|------|------|------|
| 5.0.1 ESTIMATED EXPENDITURE | nil | nil | nil | nil |
| 5.1.1 ESTIMATED REVENUE | | | | |

5.2 METHOD OF CALCULATION

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET ?
YES/NO

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET ?
YES/NO

6.2 WILL A SUPPLEMENTARY BUDGET BE NECESSARY ?
YES/NO

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY ?
YES/NO

COMMENTS : In view of the fact that from 1994/95 advances and balances will be paid in the same budget year (1996 budget for the 1994/95 harvest) this measure has no financial impact on the Community budget. Appraisal of this measure was included in the overall appraisal of the decision on the 1994/95 prices package indicated to the Council when the compromise of 18-19.7.94 was adopted.

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DOCUMENTS

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