

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 522 final.

Brussels, 24 October 1977

Proposal for a  
COUNCIL REGULATION (EEC)  
amending Regulation (EEC) No 316/68 fixing quality standards  
for fresh cut flowers and fresh ornamental foliage

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(submitted to the Council by the Commission)

COM(77) 522 final.



EXPLANATORY MEMORANDUM

Council Regulation (EEC) No 316/68 of 12 March 1968 introduced quality standards for fresh cut flowers and fresh ornamental foliage as from 1 July 1968. The Regulation lays down that produce subject to it may not, within the Community, be put on sale or sold at the wholesale stage either by traders or directly by the producers, if it does not comply with the quality standards.

Many quality inspections are carried out during transport of the produce, and they are not in all cases covered by the provisions of the Regulation. In order to provide a legal basis for these inspections, the relevant provisions of Regulation No 316/68 should be amplified.

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THE COUNCIL OF THE EUROPEAN COMMUNITIES

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 234/68 of 27 February 1968  
on the establishment of a common organization of the market in olive  
trees and other plants, bulbs, roots and the like, cut flowers and  
ornamental foliage<sup>1</sup>, and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas the first indent of Article 2(1) of Council Regulation (EEC) No  
316/68 of 12 March 1968 fixing quality standards for fresh cut flowers  
and fresh ornamental foliage<sup>2</sup>, as last amended by Regulation (EEC) No  
1155/76<sup>3</sup>, lays down that the produce specified in Article 1 which does  
not comply with quality standards may not, within the Community, be put  
on sale or sold at the wholesale stage either by traders or directly by  
the producers; whereas the above provision should be added to in order  
also to permit inspection during transport;

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<sup>1</sup>OJ No L 55, 2.3.1968, p. 1

<sup>2</sup>OJ No L 71, 21.3.1968, p. 8

<sup>3</sup>OJ No L 130, 19.5.1976, p. 26

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HAS ADOPTED THIS REGULATION :

Article 1

The first indent of Article 2 (1) of Regulation (EEC) No 316/68 is hereby amended to read as follows :

"- within the Community, be displayed for sale, put on sale, sold, delivered  
" or otherwise marketed at the wholesale stage either by traders or directly  
" by the producers,"

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,

For the Council

The President