

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 195 final

Brussels, 17 May 1978

Proposal for a  
COUNCIL REGULATION (EEC)  
amending for the fifth time Regulation (EEC) No 1163/76 on the  
granting of a conversion premium in the wine sector

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(submitted to the Council by the Commission)



## EXPLANATORY MEMORANDUM

The purpose of this proposal for a regulation is to amend the provisions in the first indent of Article 3 (2) (b) of Council Regulation (EEC) No 1163/76, of 17 May 1976, on granting of a conversion premium in the wine sector, where it is stipulated that the grant of the premium is subject to an undertaking by the applicant to grub or have grubbed up before 1 April 1978 the vines in the areas for which the premium has been requested for the 1977/1978 wine year.

Commission Regulation (EEC) No 2034/76 provides that the competent authorities of the Member States have the obligation to carry out on-the-spot checks to ascertain that the conditions for granting the premium have been satisfied, and to fix the amount to be granted.

Recent unfavourable weather in one Member State having delayed the normal progress of these checks, the deadline of 1 April 1978 cannot be observed despite the undertaking given by those concerned before 31 December 1977 to carry out grubbing by 1 April 1978.

Therefore it is proposed that the grubbing of vines can take place until 16 June 1978.

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of  
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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 Council Regulation (EEC) No 1163/76 of 17 May 1976 on the  
granting of a conversion premium in the wine sector (1), as last amended by  
Regulation (EEC) No 1056/77 (2), and in particular Article 4 (5) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 1163/76 provides for the granting of a conversion  
premium in the wine sector ; whereas, under the first indent of Article 3  
(2) (b) thereof, the applicant must undertake to grub up or have grubbed up  
by 1 April 1978, in the case of the 1977/78 wine year, the vines on the  
areas for which the premium has been requested ; whereas various operations  
covered by the said Regulation have been delayed by unfavourable weather  
conditions ;

Whereas the time limit for grubbing up of the vines in question should there-  
fore be extended in order to help applicants,

HAS ADOPTED THIS REGULATION :

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<sup>1</sup>OJ No L 135, 24.5.1976, p. 34

<sup>2</sup>OJ No L 128, 24.5.1977, p. 3

Article 1

The following paragraph is added to Article 3 of Regulation (EEC) No 1163/76 :

"2a. For the 1977/78 wine year the undertaking in accordance with the first indent in paragraph 2(b) shall be deemed to have been discharged by the applicant if the grubbing up is done before 16 June 1978."

Article 2

This Regulation shall enter into force on the 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

