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(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 2796/94**

of 14 November 1994

**amending Regulation (EEC) No 3677/89 as regards the total alcoholic strength by volume of certain quality wines imported from Hungary and Romania**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 822/87 of 16 March 1987 on the common organization of the market in wine <sup>(1)</sup>, and in particular Article 70 (2) thereof,

Having regard to the proposal from the Commission,

Whereas pursuant to Article 70 (1) (b) of Regulation (EEC) No 822/87, wines intended for direct human consumption, other than sparkling wines and liqueur wines, originating in third countries may not be imported into the Community if they have a total alcoholic strength by volume exceeding 15 % vol ;

Whereas pursuant to Council Regulation (EEC) No 3677/89 of 7 December 1989 on the total alcoholic strength by volume and the total acidity of certain imported quality wines and repealing Regulation (EEC) No 2931/80 <sup>(2)</sup>, a derogation was granted from this principle for certain third-country wines pursuant to Article 70 (2) (a) of Regulation (EEC) No 822/87 ; whereas the derogation applicable to certain Hungarian wines was granted for a trial period which expired on 31 August 1994 ;

Whereas on conclusion of the Agreements between the European Community and Hungary and Romania on the reciprocal protection and control of wine names <sup>(3)</sup>, the Community undertook to grant the derogation applicable to Hungarian wines for an indefinite period and to grant a similar derogation for certain high-quality wines origina-

ting in Romania ; whereas Regulation (EEC) No 3677/89 must therefore be amended accordingly,

HAS ADOPTED THIS REGULATION :

*Article 1*

Article 1 of Regulation (EEC) No 3677/89 is hereby amended as follows :

1. The following point shall be added to paragraph 1 :

'(d) wines originating in Romania, whose total alcoholic strength by volume exceeds 15 % vol, without enrichment, where they are designated by "VSOC" or "Vinuri de calitate superioara cu denumire de origine si trepte de calitate" and having one of the following geographic indications :

- Cernavoda,
- Cotnari,
- Medgidia,
- Murfatlar,
- Nazarcea,
- Pietroasa.'

2. In paragraph 2, 'For the purposes of paragraph 1 (b) and (c)', shall be replaced by 'For the purposes of paragraph 1 (b), (c) and (d)'.

3. Paragraph 3 shall be deleted.

*Article 2*

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

Article 1 (3), however, shall apply from 1 September 1994.

<sup>(1)</sup> OJ No L 84, 27. 3. 1987, p. 1. Regulation as last amended by Regulation (EC) No 1891/94 (OJ No L 197, 30. 7. 1994, p. 42).

<sup>(2)</sup> OJ No L 360, 9. 12. 1989, p. 1. Regulation as last amended by Regulation (EEC) No 2606/93 (OJ No L 239, 24. 9. 1993, p. 6).

<sup>(3)</sup> OJ No L 337, 31. 12. 1993, pp. 94 and 178.

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

Done at Brussels, 14 November 1994.

*For the Council*

*The President*

J. BORCHERT

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