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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 638 final.

Brussels, 24 November 1976.

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 947/70 laying down general
rules for fixing the reference price and levying the
countervailing charge for wine

(submitted to the Council by the Commission)

COM(76) 638 final.

EXPLANATORY MEMORANDUM

In Article 9 of Council Regulation (EEC) No 1160/76 of 17 May 1970 amending Regulation (EEC) No 816/70 laying down additional provisions for the common organization of the market in wine the Council provided that the reference prices originally introduced for wine only should be extended to grape must and grape juice whether or not concentrated and to wines in containers of up to 2 litres. In view of the new provisions, it is essential to add to Council Regulation (EEC) No 947/70 of 26 May 1970 laying down general rules for fixing the reference price and levying the countervailing charge for wine, so that general rules are also laid down for the products in question.

Adoption of this Regulation is urgent as the reference price should come into effect on 15 December 1976.

Proposal for
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 947/70 laying down general
rules for fixing the reference price and levying the
countervailing charge for wine

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970 laying
down additional provisions for the common organization of the market in wine (1),
as last amended by Regulation (EEC) No 1167/76,⁽²⁾ and in particular Article 9(5)
thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 947/70 (3) of 26 May 1970 lays down gene-
ral rules for fixing reference prices and levying the countervailing charge for
wine ; whereas Regulation (EEC) No 1160/76 (4) amended Article 9 of Regulation
(EEC) No 816/70, in particular by extending the obligation to fix a reference
price to certain grape juice and must ; whereas in these circumstances Regul-
ation (EEC) No 947/70 should be amended, in particular by the inclusion of
criteria for fixing the reference prices for the products in question,

HAS ADOPTED THIS REGULATION :

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- (1) OJ No L 99, 5.5.1970, p. 1
(2) OJ No L 135, 24.5.1976, p. 42
(3) OJ No L 114, 27.5. 1970, p. 4
(4) OJ No L 135, 24.5.1976, p. 1

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Article 1

Regulation (EEC) No 947/70 is amended as follows :

1. Two further paragraphs as follows are added to Article 1 :

"The reference prices for the products referred to in the first, second third and fourth indents of the third subparagraph of Article 9(1) of Regulation (EEC) No 816/70 shall be fixed on the basis of the guide prices for red or white wines multiplied by a coefficient taking account of the relationship on the Community market between the prices of red or white wines as the case may be and of the products in question, plus an amount equal to the costs incurred in bringing similar Community products to the same marketing stage as the corresponding imported products.

The reference prices for the products referred to in the fifth indent of the third subparagraph of Article 9(1) of Regulation (EEC) No 816/70 shall be fixed on the basis of the prices obtaining in the Community for the wines in question".

2. Article 3 is replaced by the following :

"In fixing special reference prices for the products referred to in the first and third subparagraphs of Article 9(1) of Regulation (EEC) No 816/70 in accordance with their special characteristics or uses, the level of the said prices shall be established by reference to the level of the prices ruling within the Community for the products in question".

3. Article 4 is replaced by the following :

"The costs incurred in bringing Community products to the same marketing stage as the corresponding imported products shall comprise the following :

- a) brokerage costs ;
- b) loading costs ;
- c) insurance costs ;
- d) transport costs ;
- e) losses.

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