

given its flexibility, this arrangement should be retained, in view of certain situations, as long as the additional levy is chargeable;

Whereas the first subparagraph of Article 5c(1) of Regulation (EEC) No 804/68 introduces the additional levy system for eight consecutive 12-month periods; whereas the amount of the guaranteed overall quantity of direct sales by Member States until 31 March 1992 should be established accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC) No 857/84 is hereby amended as follows:

1. In Article 4a(1), 'For the five additional-levy application periods' is replaced by 'For the eight additional-levy application periods'.
2. In the first subparagraph of Article 9(4), 'For the five additional-levy application periods' is replaced by 'For the eight additional-levy application periods'.
3. The Annex is replaced by the following:

*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.

**Proposal for a Council Regulation (EEC) amending Regulation (EEC) No 775/87 temporarily withdrawing a proportion of the reference quantities mentioned in Article 5c(1) of Regulation (EEC) No 804/68 on the common organization of the market in milk and milk products**

*COM(88) 84 final*

*(Submitted by the Commission to the Council of 25 February 1988)*

(88/C 84/14)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products <sup>(1)</sup>, as last amended by Regulation (EEC) No .../88, and in particular Article 5c(6) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 775/87 <sup>(2)</sup> provided for the temporary withdrawal of a proportion of the reference quantities referred to in Article 5c of Regulation (EEC) No 804/68 from the fourth period of application of the additional-levy arrangements onwards; whereas these arrangements were renewed for three 12-month periods by Regulation (EEC) No .../88; whereas, accordingly, the amount of the compensation for the quantities withdrawn

during these three periods should be fixed;

Whereas the third subparagraph of Article 2(1) of Regulation (EEC) No 775/87 states that the temporary withdrawal of quantities of a further 1,5 % during the fifth 12-month period can be compensated by the payment of compensation or by an appropriate reduction in the co-responsibility levy rate; whereas since this withdrawal of quantities can be compensated until the end of the eighth period of the additional-levy arrangements by the direct payment of compensation, the alternative provided for in the abovementioned provision is no longer needed;

Whereas, in view of the changes in the additional-levy arrangements, certain provisions of Regulation (EEC) No 775/87 should be adapted,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC) No 775/87 is hereby amended as follows:

1. In the second subparagraph of Article 1(1), 'for the fifth period' is replaced by 'for each of the next four periods'.

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 78, 20. 3. 1987, p. 5.

2. Article 2(1) is replaced by the following:

'1. Compensation shall be paid to the producers concerned for the quantities withdrawn. Such compensation shall be:

- for the fourth and fifth 12-month periods, 10 ECU per 100 kg,
- for the sixth 12-month period, 8 ECU per 100 kg,
- for the seventh 12-month period, 7 ECU per 100 kg,
- for the eighth 12-month period, 6 ECU per 100 kg.

For each 12-month period, the compensation shall be paid to those entitled during the last quarter of the relevant 12-month period.'

3. In the second subparagraph of Article 4, 'in the fourth and fifth 12-month periods' is deleted.

4. In Article 5, paragraph 2 is replaced by the following:

'2. At the end of the fourth 12-month period and at the end of each of the following periods of application of the additional-levy arrangements, the Commission shall assess the results obtained from the application of Articles 3 and 4 and shall, if necessary, submit appropriate proposals to the Council.'

5. Article 8 is deleted.

#### 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.

### Proposal for a Council Regulation (EEC) amending Regulation (EEC) No 777/87 as regards the period of application of the intervention measures for butter and skimmed-milk powder

COM(88) 84 final

(Submitted by the Commission to the Council on 25 February 1988)

(88/C 84/15)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products <sup>(1)</sup>, as last amended by Regulation (EEC) No .../88, and in particular the first subparagraph of Article 7a(1) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 777/87 of 16 March 1987 modifying the intervention arrangements for butter and skimmed-milk powder <sup>(2)</sup> provides that the measures covered by that Regulation are to apply to the end

of the fifth 12-month period of application of the supplementary levy arrangements provided for in Article 5c of Regulation (EEC) No 804/68; whereas, in view of the extension of those arrangements for an additional period of three 12-month periods, the period of application of the measures provided for in Regulation (EEC) No 777/87 should also be extended,

HAS ADOPTED THIS REGULATION:

#### Article 1

Regulation (EEC) No 777/87 is hereby amended as follows:

1. Article 1(2) is replaced by the following:

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 78, 20. 3. 1987, p. 10.