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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1167/77

of 17 May 1977

amending the Annex to Regulation (EEC) No 2358/71 on the common organization of the market in seeds

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2358/71 of 26 October 1971 on the common organization of the market in seeds⁽¹⁾, as last amended by Regulation (EEC) No 671/75⁽²⁾, and in particular Article 3 (4) thereof,

Having regard to the proposal from the Commission,

Whereas, as a result of the very high costs involved in the cultivation of this high quality species, the production of certified linseed does not at present make it possible to ensure producers a fair income, nor to meet existing market demand;

Whereas provision should therefore be made for encouraging the production of basic and certified linseed by the granting of aid; whereas this product

should be included, to this end, in the Annex to Regulation (EEC) No 2358/71,

HAS ADOPTED THIS REGULATION:

Article 1

The following product is added to the Annex to Regulation (EEC) No 2358/71 under subheading ex 12.01 A of the Common Customs Tariff:

CCT heading No	Description of goods	
ex 12.01 A	Linum usitatissimum L. partim	Linseed

Article 2

This Regulation shall enter into force on 1 July 1977.

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

Done at Brussels, 17 May 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 246, 5. 11. 1971, p. 1.

⁽²⁾ OJ No L 72, 20. 3. 1975, p. 21.

COUNCIL REGULATION (EEC) No 1168/77**of 17 May 1977****fixing, for the 1977/78 marketing year, the amounts of aid granted for seeds**

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 2358/71 of 26 October 1971 on the common organization of the market in seeds⁽¹⁾, as last amended by Regulation (EEC) No 1167/77⁽²⁾, and in particular Article 3 (3) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas the market situation within the Community and the foreseeable market trends with regard to the seeds which are listed in the Annex to Regulation

(EEC) No 2358/71 and which will be marketed during the 1977/78 marketing year do not ensure fair returns for the producer; whereas part of the production costs should be offset by aid;

Whereas Article 3 (2) of Regulation (EEC) No 2358/71 provides that, when the aid is being fixed, account must be taken of, on the one hand, the need to ensure a balance between the volume of production required in the Community and the possible outlets for that production and, on the other, the price of the products concerned on external markets,

HAS ADOPTED THIS REGULATION:

Sole Article

For the 1977/78 marketing year, the amounts of the aid granted for seeds provided for in Article 3 of Regulation (EEC) No 2358/71 shall be as shown in the Annex hereto.

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

Done at Brussels, 17 May 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 246, 5. 11. 1971, p. 1.

⁽²⁾ See page 1 of this Official Journal.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

ANNEX

CCT heading No	Description of goods	Amount of aid in u.a./100 kg
ex 12.01 A	Linum usitatissimum L. partim (textile flax)	13.1
	Linum usitatissimum L. partim (linseed)	10.1
	Cannabis sativa L. (monoica)	9.0
	1. GRAMINEAE	
ex 12.03 C	Arrhenatherum elatius (L.) J. and C. Presl.	31.2
	Dactylis glomerata L.	27.1
	Festuca arundinacea Schreb.	27.1
	Festuca ovina L.	19.1
	Festuca pratensis Huds.	21.1
	Festuca rubra L.	18.1
	Lolium multiflorum Lam.	11.1
	Lolium perenne L. :	
	— of high persistence, late or medium late	17.1
	— new varieties and others	13.1
	— of low persistence, medium late, medium early or early	10.1
	Lolium × Lybridum Hausskn.	11.1
	Phleum pratense L.	33.2
	Poa nemoralis L.	19.1
	Poa pratensis L.	19.1
	Poa trivialis L.	19.1
	2. LEGUMINOSAE	
ex 07.05 A I	Pisum arvense L.	4.0
ex 07.05 A III	Vicia faba L. ssp. faba var. equina Pers.	4.0
	Vicia faba L. var. minor (Peters.) bull	4.0
ex 12.03 C	Medicago sativa L. (ecotypes)	8.0
	Medicago sativa L. (varieties)	13.1
	Trifolium pratense L.	22.1
	Trifolium repens L.	24.1
	Trifolium repens L. var. giganteum	25.1
	Vicia sativa L.	14.1

COUNCIL REGULATION (EEC) No 1169/77**of 17 May 1977****fixing, for the 1977 harvest, the norm and intervention prices and the premiums granted to purchasers of leaf tobacco, and the derived intervention prices for baled tobacco**

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 727/70 of 21 April 1970 on the common organization of the market in raw tobacco⁽¹⁾, as last amended by the Act of Accession⁽²⁾, and in particular Articles 2 (5), 4 (4) and 6 (8) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas, when fixing the prices for raw tobacco, account should be taken both of the objectives of the common agricultural policy and of the contribution which the Community intends to make to the harmonious growth of world trade; whereas the aims of the common agricultural policy are, in particular, to provide the agricultural population with a reasonable standard of living, guarantee security of supplies and ensure fair prices for consumers;

Whereas the norm and intervention prices for leaf tobacco must be fixed in accordance with the criteria laid down in Article 2 (2) of Regulation (EEC) No 727/70 in order, in particular, to encourage producers to convert to the cultivation of those varieties which are most competitive and most in demand;

Whereas Council Regulation (EEC) No 339/77 of 14 February 1977 laying down special measures in the tobacco sector in respect of the Beneventano variety of tobacco⁽⁵⁾ has provided for a reduction of the intervention price of these tobaccos;

Whereas it is desirable to fix, in respect of the 1977 harvest, derived intervention prices both for the varieties which, before the common organization of the market came into force, were subject to a price

guarantee at the baled tobacco stage, and for the varieties which are principally grown in Germany, in order to take account of marketing practices in that country; whereas, to this end, both increased costs and increased productivity should be taken into consideration;

Whereas the premium granted to purchasers of Community tobacco is intended to enable them to pay producers of leaf tobacco a price which is at the level of the norm price; whereas the amount of the premium should reflect the alterations to the norm price and the costs of first processing adopted for the 1977 harvest, account being taken of the trend in world market prices and the level of prices established by supply and demand on the Community market;

Whereas the abovementioned prices and the amount of the premium must be fixed in relation to a reference quality defined in such a way that as objective as possible an assessment can be made of the quality of the tobacco; whereas it is possible to adopt, for the 1977 harvest, the reference qualities defined by Council Regulation (EEC) No 673/75 of 4 March 1975 fixing, for the 1975 harvest, the norm prices, the intervention prices and the reference qualities for leaf tobacco⁽⁶⁾, and by Council Regulation (EEC) No 674/75 of 4 March 1975 fixing the derived intervention prices and the reference qualities for baled tobacco from the 1975 harvest⁽⁷⁾;

Whereas Council Regulation (EEC) No 878/77 of 26 April 1977 on the exchange rates to be applied in agriculture⁽⁸⁾ provides that, from 1 May 1977, a new representative rate shall be applied to the currencies of certain Member States; whereas this provision should lead, from that date, to a reduction, in national currency terms, of the premiums fixed in units of account for a substantial part of the harvest in those Member States whose representative rate is revalued; whereas it seems more appropriate to the nature of this sector that the same conditions should apply to the entire harvest in a given year; whereas this objective can be achieved if the former rate of exchange for the Member States concerned were to remain applicable to premiums paid for the 1976 harvest;

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 1.

⁽²⁾ OJ No L 73, 27. 3. 1972, p. 14.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

⁽⁵⁾ OJ No L 48, 19. 2. 1977, p. 4.

⁽⁶⁾ OJ No L 72, 20. 3. 1975, p. 25.

⁽⁷⁾ OJ No L 72, 20. 3. 1975, p. 32.

⁽⁸⁾ OJ No L 106, 29. 4. 1977, p. 27.

Whereas the Monetary Committee shall be consulted on the exchange rates; whereas, in view of the urgency, the measures envisaged should be adopted under the conditions provided for in Article 3 (2) of Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽¹⁾, as last amended by Regulation (EEC) No 2543/73⁽²⁾,

HAS ADOPTED THIS REGULATION :

Article 1

For the 1977 harvest, the norm and intervention prices and the premiums granted to purchasers of leaf tobacco referred to in Articles 2 and 3 of Regulation (EEC) No 727/70, and the derived intervention prices for baled tobacco referred to in Article 6 of that Regulation, shall be as shown in the Annex hereto.

Article 2

1. For the 1977 harvest, the reference qualities referred to in Article 2 (3) (c) of Regulation (EEC) No 727/70, for each of the tobacco varieties produced in the Community, shall be those laid down in Regulation (EEC) No 673/75.

2. For the 1977 harvest, the reference qualities referred to in Article 6 (3) (c) of Regulation (EEC) No 727/70, for each of the baled tobacco varieties produced in the Community for which a derived intervention price is fixed, shall be those laid down in Regulation (EEC) No 674/75.

Article 3

The exchange rates to be applied in Germany and the Benelux countries for the purposes of the premiums for the 1976 harvest shall, until 31 December 1977, be the representative rates applicable to the currencies in question prior to 1 May 1977.

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

Done at Brussels, 17 May 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽²⁾ OJ No L 263, 19. 9. 1973, p. 1.

ANNEX

(u.a./kg)

Serial No	Varieties	Norm price	Intervention price	Amount of premium	Derived intervention price
1	(a) Badischer Geudertheimer (b) Forchheimer Havanna II (c)	2.335	2.102	1.582	3.194
2	Badischer Burley E	2.790	2.511	1.623	3.590
3	Virgin D (Virgin SCR)	2.687	2.418	1.576	3.197
4	(a) Paraguay and hybrids thereof (b) Dragon vert and hybrids thereof	2.040	1.836	1.270	—
5	Nijkerk	1.987	1.788	1.230	—
6	Burley (Burley × Bel)	2.229	2.006	1.078	—
7	(a) Misionero and hybrids thereof (b) Rio Grande and hybrids thereof	1.844	1.660	1.260	—
8	(a) Philippin (b) Petit Grammont (Flobecq) (c) Burley (Ergo × 6410 and Ergo × Bursana)	1.583	1.425	0.911	—
9	(a) Semois (b) Appelterre	1.897	1.707	1.091	—
10	Bright	2.235	2.012	1.277	2.831
11 (a)	Burley I	1.667	1.500	0.793	2.257
11 (b)	Maryland	1.935	1.742	0.994	2.535
12	(a) Kentucky and hybrids thereof (b) Moro di Cori (c) Salento	1.703	1.533	0.763	2.195
13	(a) Nostrano del Brenta (b) Resistente 142 (c) Gojano	1.659	1.493	1.202	2.243
14	Beneventano	1.295	1.036	0.904	1.582
15	Xanti-Yakà	2.434	2.191	1.474	3.477
16	Perustitza	2.305	2.075	1.399	3.053
17	Erzegovina and hybrids thereof	2.070	1.863	1.254	2.751
18	(a) Round Tip (b) Scafati (c) Sumatra I	10.856	9.770	5.400	14.793
19	(a) Brasile Selvaggio (b) Other varieties	1.114	1.003	0.320	—

COUNCIL REGULATION (EEC) No 1170/77**of 17 May 1977****amending Regulation (EEC) No 1696/71 on the common organization of the market in hops**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 42, 43, 113 and 235 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽¹⁾,

Having regard to the opinion of the Economic and Social Committee⁽²⁾,

Whereas, since the implementation of Council Regulation (EEC) No 1696/71 of 26 July 1971 on the common organization of the market in hops⁽³⁾, as amended by the Act of Accession⁽⁴⁾, the situation in the market in hops, both world-wide and at the Community level, has changed radically as shown by the imbalance between supply and demand which has led to a slump in prices; whereas this imbalance is the result partly of an excessive increase in the area under hops, particularly of certain varieties, and partly of the use of smaller quantities of hops in the manufacture of beer, which have led to the formation of large stocks of hop powder and hop extract; whereas, therefore, certain Community rules should be amended with a view to securing better stabilization of the market;

Whereas a policy of quality should be adopted by laying down minimum quality characteristics and by applying a certification system to cover at least the place of production, the year of harvest and the variety; whereas the marketing of non-certified products and the import of products that do not meet the equivalent minimum characteristics should be prohibited;

Whereas to prevent underestimation of producers' incomes, an essential factor in fixing the amount of aid, the average income should be calculated solely on the basis of areas in full production;

Whereas, to reinforce the role of aid as a factor in channelling production, such aid should be deter-

mined not by variety but by groups of varieties having common characteristics and the same ultimate use;

Whereas hop producers should be capable of exerting their influence in achieving a balance between supply and demand, which is necessary if prices and incomes are to be stabilized; whereas this object could more easily be achieved and producers could have more impact on production policy and the management of supply if they formed producer groups; whereas, to provide recognized producer groups with the means to achieve this object, one of the conditions of recognition should be that the groups should market the entire production of their members and should divide their production aid among their members proportionately to areas under hops and having regard to the market situation;

Whereas, in view of the present state of the market, any increase in the area under hops should be prohibited for a specified period so as to prevent the creation of structural surpluses; whereas, moreover, the qualitative adjustment of Community production to market trends should be pursued by continuing, during the same period, the granting of aid to producer groups for conversion to other varieties and the reorganization of hop gardens; whereas, however, the granting of this aid should be subject to a substantial reduction in the area converted;

Whereas the experience gained through the application of Regulation (EEC) No 1696/71 has shown the need for instruments, other than adjustments to the amount of production aid, to enable preventive measures to be taken when there is a risk of structural surpluses or market disturbances;

Whereas it may be necessary to introduce transitional measures in respect of the application of the amendments contained in this Regulation; whereas, for administrative reasons, the measures concerning aid to production should not be applicable until the 1977 harvest, but on account of present market trends the other amendments and particularly those concerning aid for varietal conversion should be applied at once,

⁽¹⁾ OJ No C 6, 10. 1. 1977, p. 142.

⁽²⁾ OJ No C 56, 7. 3. 1977, p. 23.

⁽³⁾ OJ No L 175, 4. 8. 1971, p. 1.

⁽⁴⁾ OJ No L 73, 27. 3. 1972, p. 14.

HAS ADOPTED THIS REGULATION :

Article 1

Regulation (EEC) No 1696/71 is amended as indicated in the following Articles.

Article 2

Article 1 shall be completed as follows :

'4. Within the meaning of Article 12 (5) :

- (a) hops at the first stage of preparation are hops which have passed the first drying treatment, and are packed and ready for sale ;
- (b) areas in full production :
areas in full production from the third year of production.'

Article 3

Article 2 is hereby replaced by the following :

'Article 2

1. The products referred to in Article 1, harvested within the Community or prepared from hops harvested within the Community or imported from third countries shall be subject to a certification procedure.

2. The certificate may be issued only for products having the minimum quality characteristics appropriate to a specific stage of marketing.

3. The certificate must show at least :

- (a) the place(s) of production of the hops ;
- (b) the year(s) of harvesting ;
- (c) the variety or varieties.

4. The Council, acting by qualified majority on a proposal from the Commission, shall adopt, for each product, general rules for the application of this Article and the date from which it shall be applied.

5. Detailed rules for the application of this Article shall be adopted in accordance with the procedure provided for in Article 20.'

Article 4

1. In Article 3 the words 'in respect of the designation of origin' are hereby deleted.

2. Article 4 is hereby repealed.

3. Article 5 (2) is replaced by the following :

'2. The products referred to in Article 1 shall be considered as being of the standard referred to in

paragraph 1 if they are accompanied by an attestation issued by the authorities of the country of origin and recognized as equivalent to the certificate referred to in Article 2. The equivalence of these attestations shall be verified by 31 December 1978 at the latest according to the procedure provided for in Article 20.'

Article 5

Article 7 is hereby replaced by the following :

'Article 7

1. For the purposes of this Regulation, "producer group" means a group consisting exclusively or, when national legislation allows, mainly of hop producers formed on the initiative of the producers for the purpose of, in particular :

- (a) concentrating supply and stabilizing the market by marketing all the produce of the members ;
- (b) adapting such production jointly to the requirements of the market and improving the product by converting to other varieties and by reorganizing hop gardens ;
- (c) promoting the rationalization and mechanization of cultivation and harvesting operations in order to render production more profitable ;
- (d) adopting common rules for production ;
- (e) managing the aid system provided for in Article 12 :
 - by allocating to each member of the group his share of aid in proportion to area cultivated,
 - by taking measures which will permit the attainment of the aims described in (a),

and recognized by a Member State under the provisions of paragraph 3.

2. For the purposes of this Regulation, "union" means a union of recognized producer groups pursuing the same objectives as these groups and recognized by a Member State under the provisions of paragraph 3.

3. Member States shall recognize the producer groups and unions thereof which request recognition and fulfil the following general conditions :

- (a) apply common rules for production and placing on the market (first stage of marketing) ;

- (b) include in their statutes the obligation for producers who are members of groups and for recognized groups which are members of unions :

- to comply with the common rules for production,
- to sell all their produce through the group or the union.

That obligation shall not apply, however, to products for which the producers had concluded sales contracts before joining the group, provided that the group was informed of, and approved, those contracts.

However, such approval shall not be required until 31 December 1980.

It shall be possible for a group or union to authorize its members to market a part of their produce themselves in accordance with rules laid down and supervised by the group or union ;

- (c) provide proof of an economically viable activity ;
- (d) exclude throughout their field of activity any discrimination between Community producers or groups in respect of, in particular, their nationality or place of establishment ;
- (e) guarantee all producers who undertake to comply with the statutes, without discrimination, the right to belong to a group ;
- (f) include in their statutes provisions aimed at ensuring that the members of a group or union who wish to give up their membership may do so after a period of membership of at least three years and provided that they inform the group or union at least one year before they leave of their intention of doing so.

Those provisions shall apply without prejudice to the national laws or regulations designed to protect, in specific cases, the group or union or creditors thereof against the financial consequences which might arise from a member leaving, or to prevent a member from leaving during the budgetary year ;

- (g) have the legal personality or sufficient legal capacity to be subject, under the provisions of national legislation, to rights and obligations ;

- (h) include in their statutes the obligation to keep separate accounts for the activities in respect of which they have been recognized ;

- (i) do not hold a dominant position in the Community.

4. The authority competent to recognize producer groups and unions thereof shall be the Member State within whose territory the producer group or union has its registered office.

5. Rules for the application of this Article, and in particular the management of the aid system laid down in paragraph 1 (e), the definition of "placing on the market" for the purposes of paragraph 3 (a), and rules concerning the provisions laid down in paragraph 3 (f), shall be adopted in accordance with the procedure provided for in Article 20.'

Article 6

Article 8 is hereby replaced by the following :

'Article 8

1. Member States may grant aid to recognized producer groups for three years following the date of their recognition as laid down in Article 7 (3), to encourage their formation and to facilitate their operation. For the first, second and third years respectively, the amount of such aid may not exceed 3, 2 and 1 % of the value of the products to which the recognition refers that are placed on the market. The aid must not, however, exceed during the first year 60 %, during the second year 40 % and during the third year 20 % of the administrative costs of the producer group.

The value of products marketed shall be calculated, for each year, on the basis of :

- the average output marketed by member producers during the three calendar years preceding their joining,
- the average producer prices obtained by those producers during the same period.

2. The Council, acting by a qualified majority on a proposal from the Commission, shall adopt general rules for the application of this Article.

Detailed rules for the application of this Article shall be laid down in accordance with the procedure provided for in Article 20.'

Article 7

Article 9 is hereby replaced by the following :

'Article 9

1. Any increase in the area under hops shall be prohibited from 1 July 1977 until 31 December 1979.

For the purposes of this paragraph, Member States may consider a recognized producer group as a single producer.

2. Member States shall take any measures necessary to verify the application of the prohibition referred to in paragraph 1.

3. Member States may grant to recognized producer groups aid not exceeding 1 800 units of account per hectare for conversion to other varieties and the reorganization of hop gardens as referred to in Article 7 (1) (b), provided that such operations are carried out before 1 July 1979 and entail a reduction of at least 40 % in the area concerned.

4. The Council, acting by a qualified majority on a proposal from the Commission, may extend the period of application of the measures referred to in this Article.'

Article 8

Article 12 is hereby replaced by the following :

'Article 12

1. A system of aid shall be instituted for hops produced in the Community.

2. Aid may be granted to producers to enable a fair income to be realized.

3. In those Community regions in which recognized producer groups are able to ensure a fair income for their members and to achieve rational management of supply, the aid shall be granted to such producer groups alone.

In the other regions, aid shall be granted to individual producers.

4. The Council, acting on a proposal from the Commission based on the information communicated to it by the Member States, shall adopt in good time by a qualified majority the list of the regions which are referred to in the first subparagraph of paragraph 3.

5. (a) The amount of this aid per hectare, which will differ according to groups of varieties, shall be fixed taking into account, in particular :

- for each group of varieties, the average return obtained by producer groups at

the first stage of preparation of hops, and calculated at this stage, for areas in full production in comparison with the average returns for previous harvests,

- the current position and foreseeable trend of the market in the Community,
- external market trends and world market prices,
- costs trends.

(b) The different groups of hop varieties shall be the following :

- Group 1 : aromatic hops,
- Group 2 : bitter hops,
- Group 3 : others.

6. Where the report referred to in Article 11 shows that there is a risk of creating structural surpluses or a disturbance in the supply structure of the Community hop market :

- (a) the granting of aid may be limited to part of the area under hops registered for the year in question ;
- (b) those areas under hops which are in their first and/or second year of production may be declared ineligible for aid.

When the development of the area under hops in relation to the progress made in the marketing of the products, as measured in particular by contracts, the level of prices and the state of stocks, has been examined, a decision shall be taken to apply the measures described under (a) and (b) to all groups of varieties or to one or more groups of varieties only.

7. The amount of aid applicable to areas under hops in respect of the harvest of the preceding calendar year shall be fixed in the two months following the submission of the report referred to in Article 11 and before 30 June, in accordance with the procedure laid down in Article 43 (2) of the Treaty.

8. The arrangements for implementing this Article shall be adopted in accordance with the procedure laid down in Article 20.'

Article 9

Article 13 (1) is hereby replaced by the following :

'1. Subject to Article 12 (6), aid shall be granted for registered areas on which the crop has been harvested.

Member States shall designate the bodies which are competent to register, for each producer, the areas under hops, and which are responsible for control and maintenance of the register.'

Article 10

The following Article shall be inserted :

'Article 16a

In cases where there is a danger of creating surpluses or of a disturbance in the supply structure of the market, the Council, acting by a qualified majority on a proposal from the Commission, may take appropriate measures to prevent market imbalance. Such measures may, for instance, take the form of action affecting :

- the production potential,
- the volume of supply,
- the marketing conditions.'

Article 11

Article 17 (5) is hereby replaced by the following :

'5. The estimated total cost of the common measures to the EAGGF is two million units of account.'

Article 12

Article 23 is hereby replaced by the following :

'Article 23

Should transitional measures be necessary to facilitate the transition to the system, as amended by Regulation (EEC) No 1170/77, in particular if the introduction of the amended system on the date laid down meets with substantial difficulties, such measures shall be adopted in accordance with the procedure laid down in Article 20. They shall remain applicable until 31 December 1980 at the latest.

Until this date the United Kingdom shall be authorized to pay producers the amount of production aid through the intermediary of a body it shall appoint.'

Article 13

This Regulation shall enter into force on 1 July 1977.

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

Done at Brussels, 17 May 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 1171/77

of 17 May 1977

fixing, for the period 16 December 1977 to 15 December 1978, the guide prices
for wine

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
816/70 of 28 April 1970 laying down additional provi-
sions for the common organization of the market in
wine ⁽¹⁾, as last amended by Regulation (EEC) No
528/77 ⁽²⁾, and in particular Article 2 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parlia-
ment ⁽³⁾,

Having regard to the opinion of the Economic and
Social Committee ⁽⁴⁾,

Whereas, when the guide prices for the various types
of table wine are fixed, account should be taken both
of the objectives of the common agricultural policy
and of the contribution which the Community wishes
to make to the harmonious development of world
trade; whereas the objectives of the common agricul-
tural policy are, in particular, to ensure a fair standard
of living for the agricultural community, to ensure
that supplies are available and that they reach
consumers at reasonable prices;

Whereas, to that end, the prices valid for the period
16 December 1977 to 15 December 1978 should be
fixed at higher levels than those adopted for the
proceeding period, particularly in view of recent price
trends;

Whereas the guide prices must be fixed for each type
of table wine representative of Community production
as defined in Council Regulation (EEC) No 945/70 ⁽⁵⁾,

HAS ADOPTED THIS REGULATION:

Sole Article

For the period 16 December 1977 to 15 December
1978, the guide prices for table wines shall be:

Type of wine	Guide price
R I	2.03 u.a./degree/hl
R II	2.03 u.a./degree/hl
R III	31.65 u.a./hl
A I	1.90 u.a./degree/hl
A II	42.18 u.a./hl
A III	48.16 u.a./hl

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

Done at Brussels, 17 May 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 69, 16. 3. 1977, p. 1.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

⁽⁵⁾ OJ No L 114, 27. 5. 1970, p. 1.

COUNCIL REGULATION (EEC) No 1172/77

of 1 June 1977

extending the application of Regulation (EEC) No 194/77 laying down certain measures for the conservation and management of fishery resources applicable to vessels flying the flag of Poland, the GDR or the USSR

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to the Act of Accession ⁽¹⁾,

Having regard to the proposal from the Commission,

Whereas the Council adopted, on 3 November 1976, a
set of resolutions concerning certain external and
internal aspects of the common fisheries policy;

Whereas, in Regulation (EEC) No 194/77 ⁽²⁾, the
Council laid down, for the period 1 January to 31
March 1977, certain interim measures for the conserva-
tion and management of fishery resources applicable
to vessels flying the flag of Poland, the GDR or the
USSR;

Whereas, since the adoption of that Regulation, those
countries have requested the opening of negotiations
with the Community for the conclusion of framework
agreements on fisheries and these negotiations are still
in progress; whereas, therefore, the consultations
which should be held pursuant to the framework
agreements in order to lay down the rules governing
fishing, in particular in the Community fishing zone,
have not yet been started;

Whereas, consequently, pending these consultations,
the application of Regulation (EEC) No 194/77 and
the period of validity of the licences granted to vessels
flying the flag of the countries in question was
extended by Regulation (EEC) No 745/77 ⁽³⁾ for a
period of two months, subject to any provisions which
might be adopted by the Council in the light of the
outcome of the consultations to be held following the
conclusion of framework agreements;

Whereas a further extension of Regulation (EEC) No
194/77 is necessary, together with the appropriate
modifications,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 7 of Regulation (EEC) No 194/77 '31 May
1977' shall be replaced by '30 June 1977'.

Article 2

1. The fishing quotas granted to Poland, the GDR
and the USSR for the period 1 to 30 June 1977 shall
be the same, on a *pro rata* basis, as those granted to
them during the period 1 January to 31 March 1977.

2. The fishing quotas shall be granted subject to
compliance with the conservation measures and super-
visory measures and other provisions governing
fishing in the zones referred to in Article 1 of Regula-
tion (EEC) No 194/77.

Article 3

The period of validity of the licences granted to
vessels flying the flag of the countries in question
pursuant to Regulation (EEC) No 194/77 shall be
extended for the period of application of this Regula-
tion. The maximum number of vessels flying the flag
of the USSR permitted to fish at the same time in a
given zone for which a licence has been obtained is
fixed in the Annex hereto.

Article 4

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

It shall apply until 30 June 1977.

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

Done at Brussels, 1 June 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

⁽²⁾ OJ No L 25, 29. 1. 1977, p. 46.

⁽³⁾ OJ No L 90, 8. 4. 1977, p. 7.

ANNEX*

Maximum number of vessels of between 2 000 and 3 500 GRT permitted to fish at the same time in a given zone for which a licence has been obtained

ICES or ICNAF sub-area		USSR
IV	ICES	6
VI	ICES	1
VII	ICES	5
VIII	ICES	2
XIV	ICES	1
1	ICNAF	2
		17

COMMISSION REGULATION (EEC) No 1173/77**of 2 June 1977****fixing the import levies on cereals and on wheat or rye flour groats and meal**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 3138/76⁽²⁾, and in particular
Article 13(5) thereof,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 1882/76⁽³⁾ and subsequent amending
Regulations;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1882/76 to the

offer prices and today's quotations known to the
Commission that the levies at present in force should
be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products listed in
Article 1(a), (b) and (c) of Regulation (EEC) No
2727/75 are hereby fixed as shown in the table
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 3 June 1977.

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

Done at Brussels, 2 June 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 354, 24. 12. 1976, p. 1.

⁽³⁾ OJ No L 206, 31. 7. 1976, p. 62.

ANNEX

to the Commission Regulation of 2 June 1977 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./tonne)		
CCT heading No	Description of goods	Levies
10.01 A	Common wheat, and meslin	97.26
10.01 B	Durum wheat	142.35 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	76.15 ⁽⁶⁾
10.03	Barley	61.83
10.04	Oats	58.21
10.05 B	Maize, other than hybrid maize for sowing	67.82 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	77.52 ⁽⁴⁾
10.07 C	Grain sorghum	76.41 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	148.33
11.01 B	Rye flour	118.76
11.02 A I a)	Durum wheat groats and meal	231.14
11.02 A I b)	Common wheat groats and meal	158.50

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./tonne as provided for in Regulation (EEC) No 706/76.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.50 u.a./tonne.

⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 2754/75 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 1174/77**of 2 June 1977****fixing the premiums to be added to the import levies on cereals, flour and malt**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 3138/76 ⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
1883/76 ⁽³⁾ and subsequent amending Regulations ;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in

force, which are to be added to the levies, should be
altered as shown in the tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation (EEC) No 2727/75, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 3 June 1977.

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

Done at Brussels, 2 June 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 354, 24. 12. 1976, p. 1.

⁽³⁾ OJ No L 206, 31. 7. 1976, p. 64.

ANNEX

to the Commission Regulation of 2 June 1977 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./tonne)

CCT heading No	Description of goods	Current 6	1st period 7	2nd period 8	3rd period 9
10.01 A	Common wheat, and meslin	0	0.37	0.37	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0.23	0.23	0
10.04	Oats	0	0.37	0.37	0.37
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.52	0.52	0

B. Malt

(u.a./tonne)

CCT heading No	Description of goods	Current 6	1st period 7	2nd period 8	3rd period 9	4th period 10
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.66	0.66	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.49	0.49	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0.41	0.41	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0.31	0.31	0	0
11.07 B	Roasted malt	0	0.36	0.36	0	0

COMMISSION REGULATION (EEC) No 1175/77
of 2 June 1977
fixing the minimum import levies on olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1707/73⁽²⁾,

Having regard to Council Regulation No 162/66/EEC of 27 October 1966 on trade in oils and fats between the Community and Greece⁽³⁾,

Having regard to Council Regulation (EEC) No 2843/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the world market⁽⁴⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 2844/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the Greek market⁽⁵⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil from Algeria⁽⁶⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil from Morocco⁽⁷⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil from Tunisia⁽⁸⁾, and in particular Article 5 thereof,

Whereas, in Regulation (EEC) No 1362/76 of 14 June 1976⁽⁹⁾, the Commission decided to use the tendering procedure to fix the levies on olive oil;

Whereas Article 4 of Commission Regulation (EEC) No 3188/76 of 23 December 1976 on detailed rules

for the implementation of the special measures for the determination of offers of olive oil on the world market and the Greek market⁽¹⁰⁾, as last amended by Regulation (EEC) No 983/77⁽¹¹⁾, lays down the criteria for fixing the rate of the minimum levy;

Whereas that rate must be fixed for each of the products concerned on the basis of an examination of the world or Greek markets and of the Community market, and also of the levy rates indicated by the tenderers;

Whereas account should be taken of the oil content of products other than olive oil; whereas, however, no levies are applied to imports of oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 %;

Whereas account should be taken in applying the levy of the provisions of the agreements between the Community and certain non-member countries; whereas, in particular, the levy must be calculated on the basis of the levy to be collected on imports from non-member countries;

Whereas the application of the rules described above to the levy rates submitted by tenderers on 30 and 31 May 1977 results in the fixing of the minimum levies as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The minimum levies on imports of olive oil shall be as shown in the Annex.

Article 2

This Regulation shall enter into force on 3 June 1977.

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No 197, 29. 10. 1966, p. 3393/66.

⁽⁴⁾ OJ No L 327, 26. 11. 1976, p. 4.

⁽⁵⁾ OJ No L 327, 26. 11. 1976, p. 6.

⁽⁶⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁸⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁹⁾ OJ No L 154, 15. 6. 1976, p. 13.

⁽¹⁰⁾ OJ No L 359, 30. 12. 1976, p. 26.

⁽¹¹⁾ OJ No L 118, 11. 5. 1977, p. 7.

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

Done at Brussels, 2 June 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 2 June 1977 fixing the minimum import levies on olive oil

(u.a. / 100 kg)

CCT heading No	Greece	Non-member countries
07.01 N II	7.00	9.00
07.03 A II	7.00	8.00
15.07 A I a)	35.00	49.00 ⁽¹⁾
15.07 A I b)	54.00	101.00 ⁽²⁾
15.07 A II a)	27.00 ⁽³⁾	43.50 ⁽³⁾
15.07 A II b)	35.00 ⁽³⁾	54.00 ⁽³⁾
15.17 A I	16.00	21.00
15.17 A II	26.00	34.00
23.04 A	3.00	3.00 ⁽⁴⁾

⁽¹⁾ For imports of oil falling within this tariff subheading and produced entirely in Algeria, Morocco or Tunisia and transported directly from those countries to the Community, the levy to be collected is reduced by 3.20 u.a. / 100 kg.

⁽²⁾ For imports of oil falling within this tariff subheading and produced entirely in Algeria, Morocco or Tunisia and transported directly from those countries to the Community, the levy to be collected is reduced by 6 u.a. / 100 kg.

⁽³⁾ For imports of oil falling within this tariff subheading and produced entirely in one of the countries listed below and transported directly from those countries to the Community, the levy to be collected is reduced by :

(a) Greece and Spain : 0.50 u.a. / 100 kg ;

(b) Turkey : 0.50 u.a. / 100 kg ; in addition, and provided that the operator furnishes proof of having paid the export tax applied by Turkey, the levy is reduced by 4.5 u.a. / 100 kg ;

(c) Algeria, Morocco, Tunisia : 20.50 u.a. / 100 kg provided that the operator furnishes proof of having paid the export tax applied by those countries ; however, the repayment may not exceed the amount of the tax in force.

⁽⁴⁾ Pursuant to Article 3 of Regulations (EEC) No 2843/76 and (EEC) No 2844/76, no import levy is collected on oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 %.

COMMISSION REGULATION (EEC) No 1176/77**of 31 May 1977****submitting to authorization imports into the United Kingdom of certain articles of clothing originating in Macao**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1439/74 of 4 June 1974 on common rules for imports⁽¹⁾, and in particular Article 12 thereof,

Having consulted the Advisory Committee set up under Article 5 of the said Regulation,

Whereas imports into the Community of jackets and of blouses and shirt-blouses originating in Macao have increased sharply and substantially in recent months;

Whereas this trend has manifested itself mainly in the United Kingdom where, from 1975 to 1976, imports of blouses increased from 150 000 items to nearly 1 000 000 items, and imports of jackets increased from approximately 100 000 items to nearly 400 000 items;

Whereas, according to the information available to the Commission, imports of these products from all third countries already represented in 1975 a share of the market bordering on 64 % of the United Kingdom's consumption of blouses and 46 % of its consumption of jackets; whereas that market share has since become even greater;

Whereas this increase in imports has taken place to the detriment of the Community industry, particularly that in the United Kingdom, where the production of the articles of clothing in question has fallen appreciably in recent years with, consequently, a substantial reduction in employment in that industry;

Whereas all these factors have caused market disruption and serious damage to Community producers;

Whereas, in the light of the above situation, the Commission, at the request of the authorities of the

Member State in question, initiated consultations with the authorities of Macao under Article 4 of the Agreement between Macao and the Community on trade in textile products⁽²⁾ with a view to achieving a reduction in imports of the products in question;

Whereas, at the conclusion of those consultations, the Macao authorities stated their readiness to introduce voluntary restraint for exports of the products in question into the United Kingdom;

Whereas the effectiveness of the voluntary restraint measures introduced by the Macao authorities is dependent on the establishment of a system of control by the Community; whereas the introduction of that control makes it necessary for imports of the products in question into the United Kingdom to be subject to authorization;

Whereas the voluntary restraint measures provide for quantitative limits for exports effected during 1977;

Whereas the above system of import authorization must be established as soon as possible so that it is not by-passed by anticipatory consignments or indirect imports which would be liable to cause damage to Community producers that would be difficult to repair,

HAS ADOPTED THIS REGULATION :

Article 1

1. The importation into the United Kingdom of the goods listed in Annex A originating in Macao and exported from that country in 1977 shall be subject to the presentation of an import authorization issued by the competent authorities of the United Kingdom.

2. The import authorizations shall be issued for a quantity which will be fixed so as to ensure that the

⁽¹⁾ OJ No L 159, 15. 6. 1974, p. 1.

⁽²⁾ OJ No L 47, 18. 2. 1977, p. 7.

total volume of the imports referred to in paragraph 1 will be limited to the quantities indicated in Annex A.

3. The import authorization shall be issued within the limits indicated in paragraph 2 automatically and without delay either on presentation of a bill of lading proving that the goods were placed on board in Macao for export to the United Kingdom before the date of entry into force of this Regulation or on presentation of an export licence granted by the competent authority in Macao ⁽¹⁾ setting out the items of information listed in Annex B.

Article 2

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

2. It shall apply up to the entry into force of appropriate measures to be taken by the Council in accordance with Articles 12 (6) and 13 of Regulation (EEC) No 1439/74 and at the latest until the expiry of a period of six weeks after its entry into force.

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

Done at Brussels, 31 May 1977.

For the Commission
Wilhelm HAFERKAMP
Vice-President

⁽¹⁾ Repartição provincial de serviços de economia de Macao.

ANNEX A

CCT heading No	NIMEXE code (1977)	Description	Unit	Quantitative limit
61.01	61.01-34 ; 36 ; 37 ; ex 38	Men's and boys' outer garments : — Jackets and blazers other than of silk, of noil or other silk waste or of flax or ramie	items	400 000
61.02	61.01-78 ; 82 ; ex 84	Women's, girls' and infants' outer garments : ex B. Other than babies' garments : — Blouses and shirt-blouses other than of silk, of noil or other silk waste or of flax or ramie	items	1 000 000

*ANNEX B***Items of information referred to in Article 1 (3)**

The export licences issued by the Macao authorities in respect of the products covered by this Regulation shall state or include :

1. destination ;
 2. serial number ;
 3. importer's name and address ;
 4. exporter's name and address ;
 5. quantity, in number of items, of products covered by the licence ;
 6. certification that the quantity in question has been debited against the quantitative limit for exports to the United Kingdom.
-

CORRIGENDA

Corrigendum to Commission Regulation (EEC) No 1004/77 of 12 May 1977 amending the Annex to Regulation (EEC) No 368/77 on the sale by tender of skimmed-milk powder for use in feed for pigs and poultry

(Official Journal of the European Communities No L 120 of 13 May 1977)

Page 8, Article 1 :

1. *for:* '(b) in the seventh paragraph the expression "referred to in formula I D" is hereby deleted ;',
read: '(b) in the seventh paragraph the expression "referred to in formula I D" and the expression "to give a minimum crude fibre content in dry matter of at least 8.0 %" are hereby deleted ;'.
 2. Under (c):
for: '8 %',
read: '8.0 %'.
-