



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 27.11.1995  
COM(95) 592 final

95/0296 (CNS)

Proposal for a

COUNCIL REGULATION (EC)

**amending Regulation (EEC) No 2075/92 on the common organisation  
of the market in raw tobacco, and fixing the guarantee thresholds  
for leaf tobacco by group of tobacco varieties  
for the 1996 and 1997 harvests**

(presented by the Commission)



## **EXPLANATORY MEMORANDUM**

The Council is requested to adopt this proposal for a Regulation which amends Council Regulation (EEC) No 2075/92 on the common organisation of the market in raw tobacco and fixes the guarantee thresholds for leaf tobacco by group of varieties for the 1996 and 1997 harvests.

Fixing the guarantee thresholds for the 1996 and 1997 harvests in advance of the fixing of the premiums is intended to allow producers to plan their production for those harvests in good time.

The purpose of amending Regulation (EEC) No 2075/92 is to allow Member States to transfer their guarantee threshold quantities from one group of varieties to other groups of varieties without financial consequences.

This measure introduces a degree of flexibility into the administration of guarantee thresholds, and this may prove vital given the unpredictability of trends in market conditions.

Proposal for a  
**COUNCIL REGULATION (EC) No**  
**of**  
**amending Regulation (EEC) No 2075/92 on the common organisation**  
**of the market in raw tobacco, and fixing the guarantee thresholds**  
**for leaf tobacco by group of tobacco varieties**  
**for the 1996 and 1997 harvests**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Regulation (EEC) No 2075/92 of 30 June 1992 on the common organisation of the market in raw tobacco<sup>1</sup>, as last amended by Regulation (EC) No 711/95<sup>2</sup>, and in particular the second paragraph of Article 8 and Article 9(2) thereof,

Having regard to the proposal from the Commission<sup>3</sup>,

Having regard to the opinion of the European Parliament<sup>4</sup>,

Having regard to the opinion of the Economic and Social Committee<sup>5</sup>,

Whereas the second paragraph of Article 8 and Article 9(2) of Regulation (EEC) No 2075/92 provide for the annual allocation among producer Member States of guarantee thresholds for each group of varieties; whereas the level of those thresholds should be fixed for the 1996 and 1997 harvests taking particular account of market conditions and socio-economic and agronomic conditions in the production areas concerned; whereas fixing should be effected in good time in order to allow producers to plan their production for the above harvests;

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<sup>1</sup> OJ No L 215, 30.7.1992, p. 70.

<sup>2</sup> OJ No L 73, 1.4.1995, p. 13.

<sup>3</sup> OJ No L

<sup>4</sup> OJ No L

<sup>5</sup> OJ No L

Whereas, for certain groups of varieties, guarantee threshold quantities may remain available after allocation in accordance with Article 9(3) of Regulation (EEC) No 2075/92 is completed; whereas, on the other hand, guarantee threshold quantities for other groups of varieties may not be sufficient to cover market demand; whereas, therefore, provision should be made for Member States to transfer quantities from the guarantee threshold for one group of varieties to other groups of varieties, while ensuring that an increase in the guarantee threshold for one group of varieties as a result of the transfer does not generate additional expenditure for the European Agricultural Guidance and Guarantee Fund (EAGGF); whereas Regulation (EEC) No 2075/92 should therefore be amended,

HAS ADOPTED THIS REGULATION:

#### Article 1

For the 1996 and 1997 harvests, the guarantee thresholds referred to in Articles 8 and 9 of Regulation (EEC) No 2075/92 by group of varieties and by Member State shall be those fixed in the Annex hereto.

#### Article 2

Article 9 of Regulation (EEC) No 2075/92 is hereby amended as follows:

1. The first sentence of paragraph 3 is replaced by the following:
  - "3. On the basis of the quantities fixed pursuant to paragraph 2 and without prejudice to the application of paragraphs 4 and 5, Member States shall distribute production quotas to producers in proportion to the average quantities delivered for processing during the three years preceding the year of the last harvest, broken down by group of varieties."

2. The following paragraph is added:

"5. Before the deadline laid down for the conclusion of cultivation contracts Member States shall be authorised to transfer guarantee threshold quantities remaining available after the distribution of quotas in accordance with paragraph 3 above to another group of varieties.

Without prejudice to the application of paragraph 3 above, a reduction of one tonne in the threshold quantity for one group of varieties shall give rise to an increase of one tonne in the other group of varieties.

Transfers of guarantee threshold quantities from one group of varieties to another shall not give rise to additional expenditure for the EAGGF.

Detailed rules for the application of this Title shall be adopted in accordance with the procedure laid down in Article 23. They shall include the definition of the quantities referred to in subparagraph 1."

### Article 3

This Regulation shall enter into force on the day of 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

For the Council

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## ANNEX

## GUARANTEE THRESHOLDS FOR 1996

	I Flue- cured	II Light air- cured	III Dark air- cured	IV Fire- cured	V Sun- cured	Other			Total
						VI Basmas	VII Katerini	VIII K.Koulak	
Italy	48 000	46 500	17 400	6 900	14 000				132 800
Greece	30 700	12 400			15 700	26 100	22 250	19 550	126 700
Spain	29 000	2 470	10 800	30					42 300
Portugal	5 500	1 200							6 700
France	8 430	7 000	12 170						27 600
Germany	3 000	4 500	4 500						12 000
Belgium		200	1 700						1 900
Austria	30	470	100						600
	124 660	74 740	46 670	6 930	29 700	26 100	22 250	19 550	350 600

## GUARANTEE THRESHOLDS FOR 1997

	I Flue- cured	II Light-air- cured	III Dark air- cured	IV Fire- cured	V Sun- cured	Other			Total
						VI Basmas	VII Katerini	VIII K.Koulak	
Italy	48 000	46 500	17 400	6 900	14 000				132 800
Greece	30 700	12 400			15 700	26 100	22 250	19 550	126 700
Spain	29 000	2 470	10 800	30					42 300
Portugal	5 500	1 200							6 700
France	8 430	7 000	12 170						27 600
Germany	3 000	4 500	4 500						12 000
Belgium		200	1 700						1 900
Austria	30	470	100						600
	124 660	74 740	46 670	6 930	29 700	26 100	22 250	19 550	350 600

# FINANCIAL STATEMENT

DATE: [REDACTED]

1. BUDGET HEADING: 171 and 175  
 APPROPRIATIONS:  
 ECU 1 040 + 9 m

2. TITLE:  
 Proposal for a Council Regulation amending Council Regulation (EEC) No 2075/92 on the common organization of the market in raw tobacco and fixing the guarantee thresholds for leaf tobacco by group of tobacco varieties for the 1996 and 1997 harvests

3. LEGAL BASIS: Articles 42 and 43 of the Treaty

4. AIMS OF PROJECT:  
 To fix the guarantee thresholds for the 1996 and 1997 harvests

5. FINANCIAL IMPLICATIONS	PERIOD OF 12 MONTHS	CURRENT FINANCIAL YEAR (96)	FOLLOWING FINANCIAL YEAR (97)	
	million ecu	million ecu	million ecu	
5.0. EXPENDITURE - CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTION) - NATIONAL ADMINISTRATION - OTHER	1 005.7	60	1 006	
5.1. REVENUE - OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) - NATIONAL				
	1998	1999	2000	2001
5.0.1. ESTIMATED EXPENDITURE	ECU 945m	-	-	-
5.1.1. ESTIMATED REVENUE				

5.2. METHOD OF CALCULATION:  
 See Annex

- 6.0. CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET? YES/NO
- 6.1. CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET? YES/NO
- 6.2. IS A SUPPLEMENTARY BUDGET NECESSARY? YES/NO
- 6.3. WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY? YES/NO

OBSERVATIONS: The calculation is based on the premiums in force for the 1995 harvest. Around ECU 9m annually will go to the Research Fund.





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# DOCUMENTS

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