

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 127 final

Brussels, 31 March 1978

Proposal for a  
REGULATION (EEC OF THE COUNCIL

repealing Regulation (EEC) No 2713/72 and amending Regulation  
(EEC) No 1569/72 laying down special measures for colza and rape  
seed

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(submitted to the Council by the Commission)

COM(78) 127 final



EXPLANATORY MEMORANDUM

1. Regulation (EEC) No 2713/72 restricted intervention in Denmark and in the United Kingdom to colza and rape seed harvested in each of these countries respectively as long as the intervention prices applying in those two countries were lower than those applying in the other Member States. Since the level of the intervention prices in the two Member States in question has now reached the common price level, Regulation (EEC) No 2713/72 must be repealed.
2. In view of the absence of monetary compensatory amounts in trade in colza seed, and so as to avoid any incentive to present colza and rape seed harvested in weak currency States for intervention in strong currency States, Article 6 of Regulation (EEC) No 1569/72 has restricted intervention in Germany and in the Benelux to seed harvested in each of these States respectively.

In view of the repeal of the abovementioned Regulation (EEC) No 2713/72, the provisions of Article 6 of Regulation (EEC) No 1569/72 should be extended to all Member States.

These are the objectives of this draft Regulation.

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repealing Regulation (EEC) No 2713/72 and amending Regulation (EEC) No 1569/72 laying down special measures for colza and rape seed

THE COUNCIL 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<sup>(1)</sup>, as last amended by Regulation (EEC) No 2560/77<sup>(2)</sup>, and in particular Article 36 thereof;

Having regard to the proposal from the Commission;

Whereas Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza and rape seed<sup>(3)</sup>, as last amended by Regulation (EEC) No 3477/73<sup>(4)</sup>, introduced a system of differential amounts for the said seed processed in the Community or exported to third countries; whereas, having regard to the absence of monetary compensatory amounts in this sector, and with a view to avoiding any incentive to offer seed harvested in weak currency States for intervention in strong currency States, Article 6 of that Regulation restricts intervention in Germany and in the Benelux to seed harvested in each of those States respectively;

Whereas Council Regulation (EEC) No 2713/72 of 19 December 1972 on intervention in colza and rape seed harvested in Denmark and the United Kingdom<sup>(5)</sup> also restricts intervention in Denmark and the United Kingdom to colza and rape seed harvested in each of those countries respectively as long as the intervention prices applying in these two countries are lower than those applying in the other Member States; whereas the intervention prices applying in the two States in question have now reached the common price level; whereas Regulation (EEC) No 2713/72 should therefore be repealed;

Whereas, so as to avoid the distortions described above, intervention in each Member State should be limited to seed harvested on its territory,

HAS ADOPTED THIS REGULATION :

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(1) OJ No 172, 30.9.1966, p. 3025/66

(2) OJ No L 303, 28.11.1977, p. 1

(3) OJ No L 167, 25.7.1972, p. 9

(4) OJ No L 357, 28.12.1973, p. 6

(5) OJ No L 291, 28.12.1972, p. 14

Article 1

Article 6 of Regulation (EEC) No 1569/72 is amended to read as follows:

Article 6

"Colza and rape seed harvested in a Member State may be presented for intervention only on the territory of that Member State".

Article 2

Regulation (EEC) No 2713/72 is hereby repealed.

Article 3

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 .....

For the Council