

# HILLMAN

## COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 327 final.

Brussels, 23 June 1976.

Proposal for a  
COUNCIL REGULATION (EEC)  
concerning the allocation of a quota  
of wine of fresh grapes, intended for fortifying,  
originating in Algeria.

(transmitted by the Commission to the Council)

COM(76) 327 final.



### EXPLANATORY MEMORANDUM

The Cooperation Agreement and the Interim Agreement signed on 26 April 1976 by the European Economic Community and Algeria make provision for a tariff concession, for four years, consisting of an 80 % reduction in the customs duties for imports of wine of fresh grapes, intended for fortifying and originating in Algeria, subject to an annual quota of 500.000 hectolitres, on condition that a special import price is observed.

Article 3 (1) of Council Regulation (EEC) No /76 on imports into the Community of wine of fresh grapes, intended for fortifying, originating in Algeria lays down that the allocation of the quota is to be effected by the Council, acting by a qualified majority on a proposal from the Commission. Such allocation must be effected in proportion to Member States' requirements, calculated on the basis of statistics of imports of the said wines originating in Algeria and the economic prospects for the quota period under consideration. However, in this particular case, there are no statistics - either Community or national - for the wines in question. In these circumstances, it would seem advisable, for the first year of application, to lay down the Member States' quota shares on the basis of the capacity of the markets of the Member States to absorb the said wines.

The Commission therefore proposes that the Council should adopt the following proposal for a regulation concerning the allocation of a quota of wine of fresh grapes, intended for fortifying, originating in Algeria.

### FINANCIAL IMPLICATION

This regulation does not involve any financial implications.



Proposal for  
COUNCIL REGULATION (EEC) No .... /76

OF

concerning the allocation of a quota  
of wine of fresh grapes, intended for fortifying,  
originating in Algeria.

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No     /76 of     on imports  
of wine of fresh grapes, intended for fortifying, originating in Algeria<sup>1</sup>,  
and in particular Article 3 (1) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No     /76 lays down that, pursuant to the Cooperation Agreement and the Interim Agreement signed on 26 April 1976 by the European Economic Community and the People's Democratic Republic of Algeria, wines of fresh grapes, intended for fortifying, falling within subheadings 22.05 C I ex b) and C II ex b) of the Common Customs Tariff, originating in Algeria, may be imported into the Community with a tariff concession consisting of an 80% reduction in the customs duties and within the limits of a Community quota subject to observance of a special price; whereas the annual quota is 500 000 hectolitres per year for four years from the entry into force of the Interim Agreement; whereas the first annual Community quota should therefore run from 1 July 1976 to 30 June 1977;

Whereas it is     necessary to ensure the equal and uninterrupted access of all Community importers to the abovementioned quota and the uninterrupted application of the concessions attaching to this quota to all imports into the Member States of the products concerned until the quota is exhausted; whereas, having regard to the principles mentioned above, the Community nature of the quota can be respected by allocating the Community quota among the Member States; whereas, in order to follow as closely as possible the actual development of the market in the products in question, such allocation must be effected in proportion to Member-States' requirements, calcu-

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<sup>1</sup> Cf. No

lated on the basis of the statistics on imports of the said products from Algeria during a representative period and also on the basis of the economic prospects for the tariff period under consideration;

Whereas, however, in this case, there are no Community or national statistics for the wines in question; whereas, in these circumstances, provision should be made for allocating the total quota according to the capacity of the markets of the Member States to absorb the said wines;

Whereas, in view of the special uses of the products concerned, it is possible, without however derogating from the Community nature of that quota, to establish in this case a system of use based on a single allocation;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions relating to the administration of allocations granted to the abovementioned Economic Union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

For the period from 1 July 1976 to 30 June 1977, a Community quota shall be opened for wine of fresh grapes intended for fortifying, originating in Algeria, under the conditions laid down in Regulation (EEC) No - /76.

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## Article 2

The quota referred to in Article 1 shall be allocated as follows among the Member States:

	hectolitres
Benelux	60,000
Denmark	2,500
Germany	250,000
France	85,000
Ireland	2,500
Italy	85,000
United Kingdom	15,000

## Article 3

1. Member States shall guarantee to importers of the product concerned, established on their territory, free access to their allocation.
2. The extent to which the allocations of the Member States have been used up shall be ascertained on the basis of the imports of the product concerned, cleared through customs accompanied by customs authorities for home use.

## Article 4

Member States shall inform the Commission, at its request, of imports actually charged against their allocation.

## Article 5

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

## Article 6

This Regulation shall enter into force on 1 July 1976.

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

Done at

For the Council,

The President.

5