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COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 319 final

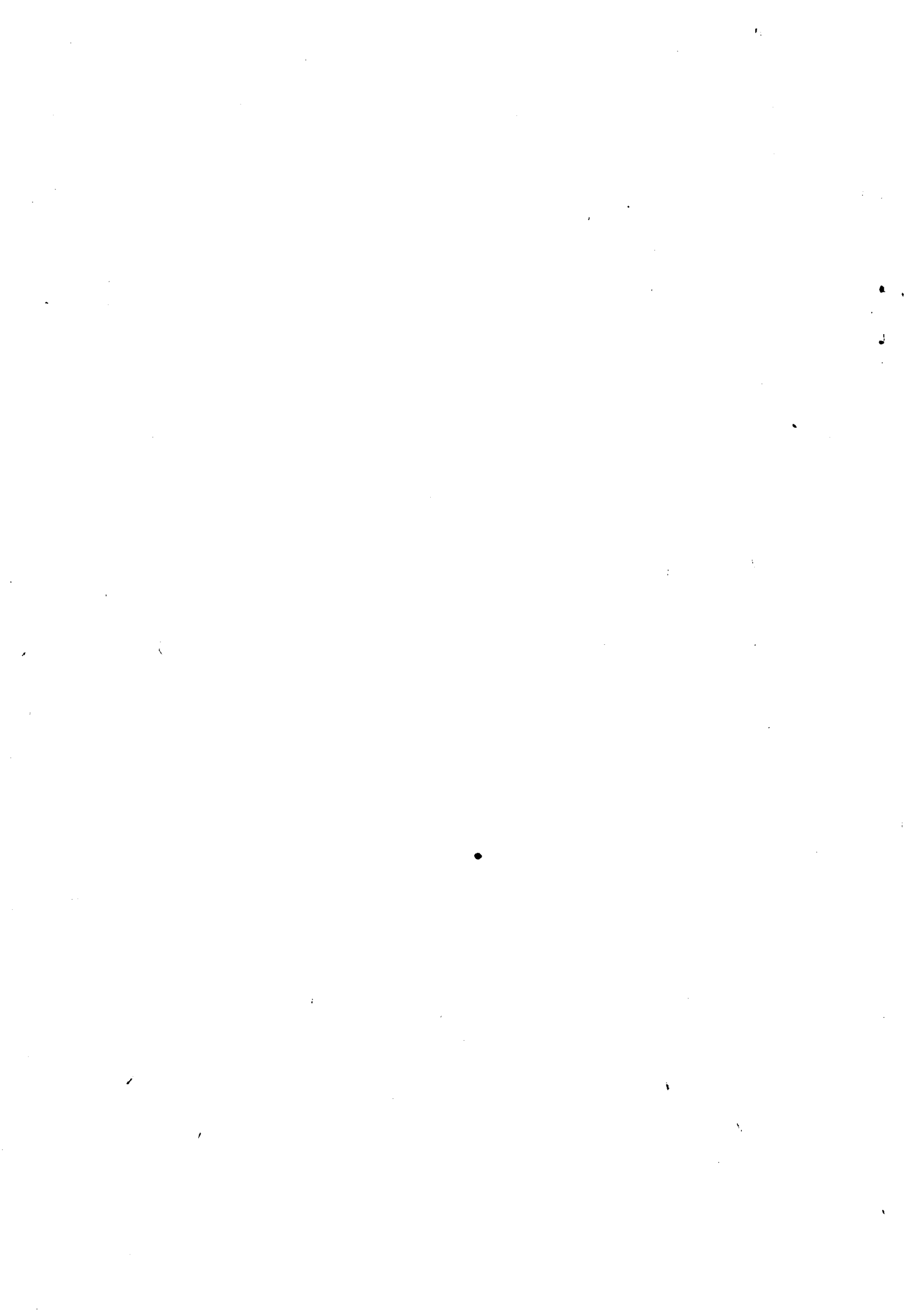
Brussels, 24 June 1976

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2893/74 on sparkling wines produced in the Community and defined in item 12 of Annex II to Regulation (EEC) No 816/70 and Regulation (EEC) No 817/70 laying down special provisions relating to quality wines produced in specified regions

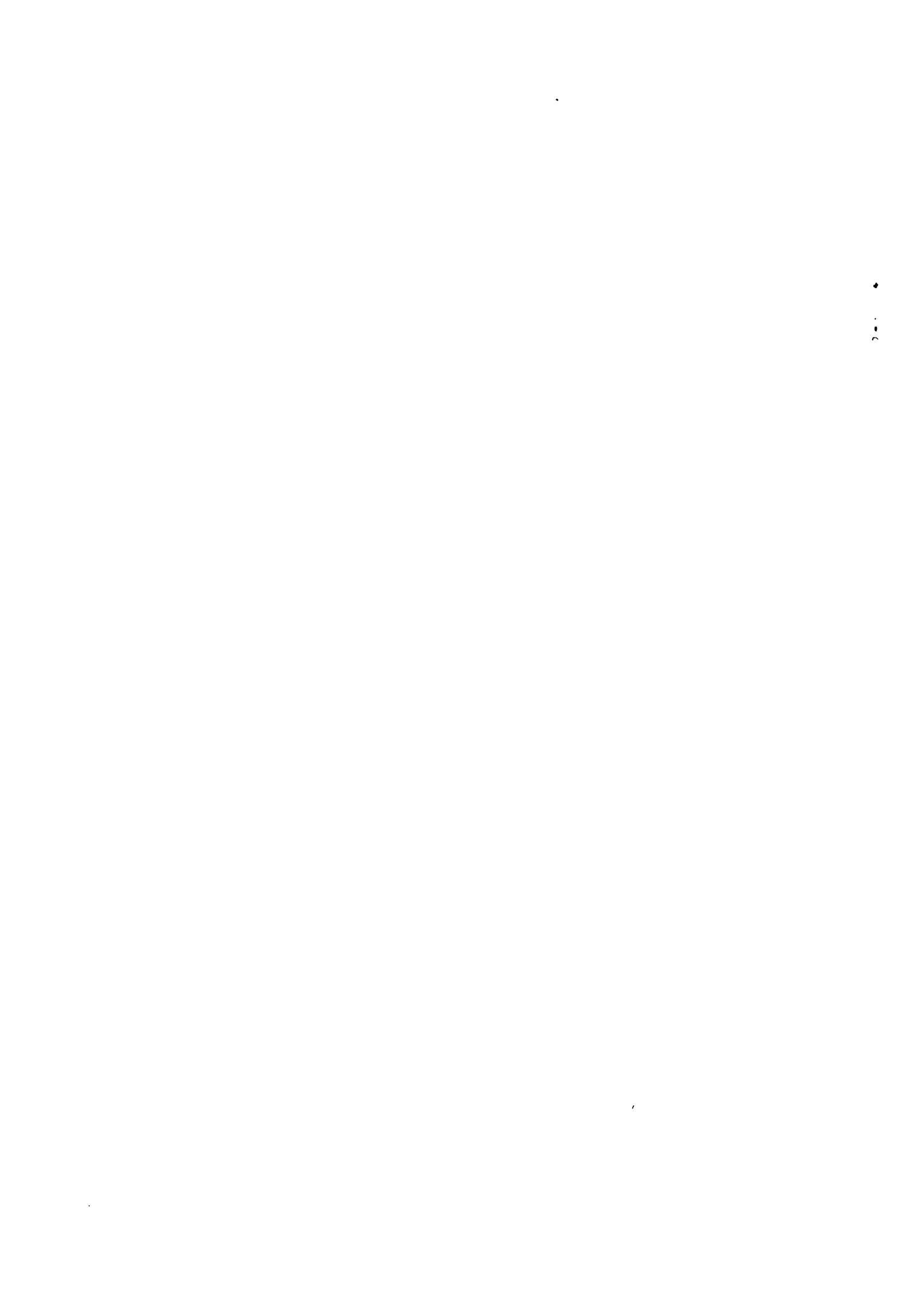
(submitted to the Council by the Commission)

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EXPLANATORY MEMORANDUM

By Regulations (EEC) Nos 2003/74 and 2004/74 amending Regulation (EEC) No 317/70 laying down special provisions in respect of quality wines, the Council adopted rules for the production of sparkling wines in the Community. The Regulations in question were applicable as from 1 September 1975, but because of measures taken by way of derogation they will actually become effective as from 1 September 1976. The proposed Regulation is to enable sparkling wines produced before these two Regulations are implemented to be marketed until they are exhausted.



PROPOSAL FOR A
COUNCIL REGULATION (EEC)

amending Regulations (EEC) Nos 2893/74 on sparkling wines
produced in the Community and defined in item 12 of
Annex II to Regulation (EEC) No 816/70 and
817/70 laying down special provisions relating
to quality wines produced in specified regions

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 the proposal from the Commission,

Having regard to the Opinion of the European Parliament,

Having regard to the Opinion of the Economic and Social Committee,

Whereas Council Regulations (EEC) Nos 2893/74 of 18 November 1974 on sparkling wines
produced in the Community and defined in item 12 of Annex II to Regulation (EEC)
N° 816/70¹ and 816/70 of 28 April 1970 laying down special provisions relating to
quality wines produced in specified regions², as last amended by Regulation (EEC)
N° 1161/76³, introduced rules with effect from 1 September 1975, for the production
of sparkling wines ;

whereas Commission Regulation (EEC) No 2152/75 of 15 August 1975 on detailed
rules for the application of Regulations (EEC) No 2893/74 and (EEC) No 2894/74
in respect of sparkling wines⁴ laid down provisions permitting the marketing
until 31 August 1976 of sparkling wines not conforming to the new rules and
produced before such rules became applicable :

Whereas large stocks of these sparkling wines will not have been
marketed by 31 August 1976 ; whereas provision should be made for these
stocks to be marketed until they are exhausted,

.../...

¹ OJ No L 310, 21.11.1974, p. 1

² OJ No L 89, 5.5.1970, p. 20

³ OJ No L 135, 24.5.1976, p. 27

⁴ OJ No L 219, 19.8.1975, p. 7

Article 1

Article 22 of Regulation (EEC) No 2093/74 is hereby amended to read as follows :

- " 1. Sparkling wines within the meaning of item 12 of Annex II to Regulation (EEC) No 316/70 in respect of which proof can be supplied that they were produced before 1 September 1975 and which do not conform to the provisions of Titles II, III and III of this Regulation or of Regulation (EEC) No 317/70 may be marketed provided that they conform to the previous national provisions with regard to production.
2. Without prejudice to other national provisions of the producer Member State in respect of designation, they may not bear the description "quality sparkling wines".

Article 2

Article 17 of Regulation (EEC) No 317/70 is hereby amended to read as follows :

- " Sparkling wines produced in specified regions in respect of which proof can be supplied that they were produced before 1 September 1975 but which do not conform to the provisions laid down in the fourth paragraph of Article 1 may be marketed bearing either the name of a specified region or any of the specific descriptions traditionally used which are referred to in Article 12 (2a), provided that they conform to the previous national provisions. "

Article 3

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

It shall apply with effect from 1 September 1976.

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

Done at Brussels,

For the Council
The President