

REGULATION (EEC) No 3576/73 OF THE COUNCIL

of 28 December 1973

on the extension and modification of the arrangements made by Regulation (EEC) No 1253/73 on imports of the wine product exported under the label of 'Cyprus Sherry', originating in and coming from Cyprus, and the introduction of subsidies for similar wine products produced in the Community as originally constituted and exported to Ireland and the United Kingdom

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;

Whereas Regulation (EEC) No 1253/73⁽¹⁾ introduced arrangements for imports of the wine product exported under the label of 'Cyprus Sherry', originating in and coming from Cyprus, and made provisions for subsidies for similar wine products produced in the Community as originally constituted and exported to Ireland and the United Kingdom;

Whereas these arrangements are applicable until 31 December 1973; but whereas under Article 6 of Regulation (EEC) No 1253/73, if, before 1 September 1973, the Republic of Cyprus enacts legislation on wine production which is in conformity with Community rules applicable to products similar to those specified in Article 1, the Council, acting on a proposal from the Commission in accordance with the voting procedure laid down in Article 43 (2) of the Treaty, may take all necessary steps to ensure that the arrangements are extended in accordance with the terms of the exchange of letters annexed to the Protocol⁽²⁾ laying down certain provisions relating to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus following the Accession of new Member States to the European Economic Community;

Whereas on 31 August 1973 the Republic of Cyprus adopted new rules governing wine production and on 16 October 1973 sent texts for perusal by the Commission;

Whereas, however, consideration of these texts is not yet far enough advanced for a decision finally to be taken on whether the legislation enacted by Cyprus is in conformity with Community rules;

Whereas the legislation enacted should therefore be examined with the authorities of Cyprus with a view to making any necessary changes thereto; whereas the Cypriot authorities have declared their willingness to collaborate with the Commission in order to seek the best ways of applying the exchange of letters referred to above;

Whereas in the meantime any interruption in the arrangements applicable to imports of the relevant products into Ireland and the United Kingdom should be avoided,

HAS ADOPTED THIS REGULATION:

Article 1

For the period from 1 January to 31 December 1974, the countervailing charge provided for in the first subparagraph of Article 9 (3) of Council Regulation (EEC) No 816/70⁽³⁾ of 28 April 1970 laying down additional provisions for the common organization of the market in wine as last amended by Regulation (EEC) No 2591/73⁽⁴⁾ shall not be levied on imports into Ireland and the United Kingdom of the wine product exported under the label of 'Cyprus Sherry' originating in and coming from Cyprus up to a maximum amount of 200 000 hectolitres.

Article 2

1. The amount of 200 000 hectolitres fixed in Article 1 shall be divided into two shares, the one of 2 000 hectolitres for Ireland and the other of 198 000 hectolitres for the United Kingdom.
2. The Member States named in paragraph 1 shall ensure that importers of the relevant product established in their territory have free access to the shares attributed to them.
3. The extent to which the Member States named in paragraph 1 have used up their shares shall be

⁽¹⁾ OJ No L 133, 21. 5. 1973, p. 115.

⁽²⁾ OJ No L 133, 21. 5. 1973, p. 95.

⁽³⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽⁴⁾ OJ No L 259, 26. 9. 1973, p. 1.

determined on the basis of imports of the product in question entered for home use.

4. The Member States named in paragraph 1 shall inform the Commission at regular intervals of imports from Cyprus actually set off against their shares.

Article 3

Wine products imported into Ireland and the United Kingdom free of countervailing charge, pursuant to Article 1, may not be exported to other Member States.

Article 4

1. Subsidies shall be granted in respect of exports effected from 1 February 1973 to 31 December 1974 to Ireland and the United Kingdom of wine products produced in the Community as originally constituted which are similar to the wine product exported under the label of 'Cyprus Sherry'.

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

Done at Brussels, 28 December 1973.

2. The subsidies referred to in paragraph 1 shall be calculated on the basis of the difference, on the markets of the Member States referred to in paragraph 1, between the prices of these Community wine products and the price of the wine product exported under the label of 'Cyprus Sherry'.

Article 5

Detailed rules for the application of this Regulation, in particular those concerning the amount of the subsidy and the Community wine products eligible for aid, shall be adopted in accordance with the procedure laid down in Article 7 of Regulation No 24 ⁽¹⁾ on the progressive establishment of a common organization of the market in wine.

Article 6

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

For the Council
The President
Ove GULDBERG

⁽¹⁾ OJ No 30, 20. 4. 1962, p. 989/62.