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▶ **B****COMMISSION REGULATION (EC) No 2300/97**

of 20 November 1997

on detailed rules to implement Council Regulation (EC) No 1221/97 laying down general rules for the application of measures to improve the production and marketing of honey

(OJ L 319, 21.11.1997, p. 4)

Amended by:

	Official Journal		
	No	page	date
▶ <u>M1</u> Commission Regulation (EC) No 758/98 of 3 April 1998	L 105	5	4.4.1998
▶ <u>M2</u> Commission Regulation (EC) No 1472/98 of 9 July 1998	L 194	8	10.7.1998
▶ <u>M3</u> Commission Regulation (EC) No 2633/98 of 8 December 1998	L 333	23	9.12.1998
▶ <u>M4</u> Commission Regulation (EC) No 2767/98 of 21 December 1998	L 346	13	22.12.1998
▶ <u>M5</u> Commission Regulation (EC) No 1479/1999 of 6 July 1999	L 171	9	7.7.1999
▶ <u>M6</u> Commission Regulation (EC) No 1438/2000 of 30 June 2000	L 161	65	1.7.2000
▶ <u>M7</u> Commission Regulation (EC) No 704/2001 of 6 April 2001	L 98	14	7.4.2001
▶ <u>M8</u> Commission Regulation (EC) No 1336/2001 of 2 July 2001	L 180	21	3.7.2001
▶ <u>M9</u> Commission Regulation (EC) No 1216/2002 of 5 July 2002	L 177	4	6.7.2002

▼B**COMMISSION REGULATION (EC) No 2300/97****of 20 November 1997****on detailed rules to implement Council Regulation (EC) No 1221/97 laying down general rules for the application of measures to improve the production and marketing of honey**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1221/97 of 25 June 1997 laying down general rules for the application of measures to improve the production and marketing of honey⁽¹⁾, and in particular Article 5 thereof,

Whereas Regulation (EC) No 1221/97 lays down measures for the purpose of improving the conditions under which honey is produced and marketed in the Community; whereas Article 1 of that Regulation states that Member States may establish national programmes; whereas it is necessary to specify the basic elements that these programmes are required to contain and the time limit for their transmission to the Commission;

Whereas the Community's financial contribution to national programmes should be restricted, by reference to each Member State's share of the total number of hives in the Community;

Whereas the Member States are to monitor programmes implemented pursuant to this Regulation; whereas those monitoring measures are to be notified to the Commission;

Whereas, although measures included in operational programmes under Objectives 1, 5 (b) and 6 cannot be financed pursuant to this Regulation, a list of such measures should also be notified to the Commission;

Whereas common criteria should be laid down to ensure that the studies referred to in Article 2 of Regulation (EC) No 1221/97 are carried out in a consistent fashion;

Whereas rules should be adopted for setting the agricultural conversion rates to be applied to the financing of national programmes;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The national annual programmes referred to in Article 1 of Regulation (EC) No 1221/97 (hereinafter referred to as 'the programmes') shall:

- (a) describe the situation in the sector; the description must make it possible to update regularly the structural data in the study referred to in Article 2 of Regulation (EC) No 1221/97;
- (b) state its aims;
- (c) give a detailed description of the measures involved, with unit costs where appropriate;
- (d) state the estimated costs and financing plan at national and regional level;
- (e) refer to the applicable laws, regulations and administrative provisions;
- (f) list the representative organizations and bee-keeping cooperatives that collaborated in drawing up the programmes;

⁽¹⁾ OJ L 173, 1. 7. 1997, p. 1.

▼B

(g) set up the monitoring and assessment arrangements.

▼M1*Article 2***▼M7**

1. Member States shall notify their programmes to the Commission before 15 April of each year. However, Member States may simply notify any amendments or adjustments to programmes notified the previous year.

▼M1

2. As from the second year, the programme measure shall be entirely executed before 31 August of the year following that of notification of the programme. Payments shall be carried out before 15 October of the same year.

3. The results of the applied research studies into varroasis prevention shall be sent to the Commission two months after the date laid down in Article 3 of Regulation (EC) No 1221/97 so that they can be included in the exchange of information on concerted action No FAIR5-PL97-3686 applying point 3 of Annex III to Council Decision 94/805/EC of 23 November 1994 adopting a specific programme of research, technological development and demonstration in the field of agriculture and fisheries, including agro-industry, food technologies, forestry, aquaculture and rural development (1994 to 1998)⁽¹⁾.

▼B*Article 3*

Community part-financing of programmes, as referred to in Article 3 of Regulation (EC) No 1221/97, shall be restricted for each Member State to an amount corresponding to its share of the total number of beehives in the Community, as shown in Annex I to this Regulation.

However, if one or more Member States does not notify its programme within the time limits laid down in Article 2, or does not use all of the amount of part-financing referred to in the first paragraph, the shares of the other Member States may be increased in proportion to their share.

Article 4

1. Member States shall forward to the Commission, together with their programmes, documents specifying how the programmes are to be monitored. The monitoring checks shall be designed to verify compliance with the terms on which aid is granted under the national programmes. These shall consist of both administrative and on-the-spot checks.

2. Member States shall communicate to the Commission the list of measures included in national operational programmes under Objectives 1, 5 (b) and 6, before the date laid down in Article 2.

▼M3

3. The same measure may not be the subject of payments simultaneously under Regulation (EC) No 1221/97 and under another Community aid scheme in respect of Council Regulations (EC) No 950/97⁽²⁾, (EC) No 951/97⁽³⁾ and (EC) No 952/97⁽⁴⁾ as well as Community programmes of research, technological development and demonstration provided for in Article 2(3) of this Regulation.

▼M4*Article 4a*

The financial limits for each measure may be increased or reduced by a maximum of 10 % provided that the overall ceiling for the annual

⁽¹⁾ OJ L 334, 22. 12. 1994, p. 73.

⁽²⁾ OJ L 142, 2.6.1997, p. 1.

⁽³⁾ OJ L 142, 2.6.1997, p. 22.

⁽⁴⁾ OJ L 142, 2.6.1997, p. 30.

▼ M4

programme is not exceeded and the Community contribution to financing of the programme referred to in Article 3 does not exceed 50 % of the expenditure borne by the Member State concerned.

▼ M2

Article 5

The agricultural conversion rate to be applied to the amount referred to in Article 3 shall be the rate in force on 1 May of the year in which the programme is notified.

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Article 6

The studies referred to in Article 2 of Regulation (EC) No 1221/97 shall cover the points indicated in Annex II to this Regulation.

Article 7

This Regulation shall enter into force on the third 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.

▼ **M9***ANNEX I*

Member State	No of hives
B	100 000
DK	155 000
D	900 000
GR	1 380 000
E	2 314 494
F	1 297 000
IRL	20 000
I	1 100 000
L	10 213
NL	80 000
A	343 906
P	632 500
FIN	42 000
S	145 000
UK	273 750
EUR 15	8 793 863

▼B

ANNEX II

STUDY ON THE STRUCTURE OF THE HONEY SECTOR**1. Hives and bee keepers**

Professional beekeeper's hives:

Total hives:

Professional beekeepers (*):

Total beekeepers:

2. Marketing structures

Production (*): Direct sales to consumers
 Direct sales to retailers
 Sales for market preparation/to dealers
 Sales to industry

Imports: Sales to dealers/for market preparation/to industry

Exports:

3. Prices**4. Production and market preparation costs**

Fixed costs:

Variable costs:

- Detailed breakdown if available covering:
 - varroasis control costs
 - winter feeding
 - packaging (containers)
 - transhumance

5. Honey quality

Certificates of specific character:	Council Regulation (EEC) No 2082/92 ⁽¹⁾
Designation of origin:	Council Regulation (EEC) No 2081/92 ⁽²⁾
Geographical indication:	Regulation (EEC) No 2081/92

Notes:

(*) A professional beekeeper is one running more than 150 hives.

(¹) Where possible please indicate type of honey and size of holding.

⁽¹⁾ OJ L 208, 24. 7. 1992, p. 9.

⁽²⁾ OJ L 208, 24. 7. 1992, p. 1.