

COUNCIL REGULATION (EC) No 2323/2003
of 17 December 2003
setting aid rates in the seeds sector for the 2004/05 marketing year

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 37 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Having regard to the opinion of the European Economic and Social Committee ⁽²⁾,

Having regard to the opinion of the Committee of the regions,

Whereas:

- (1) Article 3 of Council Regulation (EEC) No 2358/71 of 26 October 1971 on the common organisation of the market in seeds ⁽³⁾ has been abolished with effect from the 2005/06 marketing year by Council Regulation (EC) No 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers ⁽⁴⁾. Accordingly, by way of derogation from Article 3(1) of Regulation (EEC) No 2358/71, any production aid for seeds should be set solely for the 2004/05 marketing year.

- (2) Since the situation on the European Union market and its probable development are not such as to ensure producers a fair income, production aid should be granted for the marketing year in question.

- (3) Article 3(2) of Regulation (EEC) No 2358/71 requires the aid rates to reflect, on the one hand, the need to ensure a balance between the volume of production required in the Community and the amount that can be marketed and, on the other hand, prices for these products on third-country markets.

- (4) Application of those criteria gives the aid rates for the 2004/05 marketing year set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 3(1) of Regulation (EEC) No 2358/71, aid rates in the seeds sector for the 2004/05 marketing year shall be as specified in the Annex hereto.

Article 2

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

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

Done at Brussels, 17 December 2003.

For the Council

The President

G. ALEMANNO

⁽¹⁾ Opinion of 16 December 2003 (not yet published in the Official Journal).

⁽²⁾ Opinion of 1 December 2003 (not yet published in the Official Journal).

⁽³⁾ OJ L 246, 5.11.1971, p. 1. Regulation as last amended by Regulation (EC) No 154/2002 (OJ L 25, 29.1.2002, p. 18).

⁽⁴⁾ OJ L 270, 21.10.2003, p. 1.

ANNEX

2004/05 MARKETING YEAR

Aid rates applicable in the Community

		(EUR/100 kg)
CN code	Description	Aid rate
	1. CERES	
1001 90 10	<i>Triticum spelta</i> L.	14,37
1006 10 10	<i>Oryza sativa</i> L.	
	— Long-grain varieties the grains of which are of a length exceeding 6,0 millimetres and of a length/width ratio of not less than 3	17,27
	— Other varieties the grains of which are of a length exceeding, not exceeding or equal to 6,0 millimetres and of a length/width ratio of less than 3	14,85
	2. OLEAGINEAE	
ex 1204 00 10	<i>Linum usitatissimum</i> L. (fibre flax)	28,38
ex 1204 00 10	<i>Linum usitatissimum</i> L. (linseed)	22,46
ex 1207 99 10	<i>Cannabis sativa</i> L. (varieties with a tetrahydrocannabinol content not exceeding 0,2 %)	20,53
	3. GRAMINEAE	
ex 1209 29 10	<i>Agrostis canina</i> L.	75,95
ex 1209 29 10	<i>Agrostis gigantea</i> Roth.	75,95
ex 1209 29 10	<i>Agrostis stolonifera</i> L.	75,95
ex 1209 29 10	<i>Agrostis capillaris</i> L.	75,95
ex 1209 29 80	<i>Arrhenatherum elatius</i> (L.) P. Beauv. ex J.S. and K.B. Presl.	67,14
ex 1209 29 10	<i>Dactylis glomerata</i> L.	52,77
ex 1209 23 80	<i>Festuca arundinacea</i> Schreb.	58,93
ex 1209 23 80	<i>Festuca ovina</i> L.	43,59
1209 23 11	<i>Festuca pratensis</i> Huds.	43,59
1209 23 15	<i>Festuca rubra</i> L.	36,83
ex 1209 29 80	<i>Festulolium</i>	32,36
1209 25 10	<i>Lolium multiflorum</i> Lam.	21,13
1209 25 90	<i>Lolium perenne</i> L.	30,99
ex 1209 29 80	<i>Lolium x boucheanum</i> Kunth	21,13
ex 1209 29 80	<i>Phleum Bertolinii</i> (DC)	50,96
1209 26 00	<i>Phleum pratense</i> L.	83,56
ex 1209 29 80	<i>Poa nemoralis</i> L.	38,88
1209 24 00	<i>Poa pratensis</i> L.	38,52
ex 1209 29 10	<i>Poa palustris</i> and <i>Poa trivialis</i> L.	38,88
	4. LEGUMINOSAE	
ex 1209 29 80	<i>Hedysarum coronarium</i> L.	36,47
ex 1209 29 80	<i>Medicago lupulina</i> L.	31,88
ex 1209 21 00	<i>Medicago sativa</i> L. (ecotypes)	22,10
ex 1209 21 00	<i>Medicago sativa</i> L. (varieties)	36,59
ex 1209 29 80	<i>Onobrichis viciifolia</i> Scop.	20,04
ex 0713 10 10	<i>Pisum sativum</i> L. (partim) (field peas)	0
ex 1209 22 80	<i>Trifolium alexandrinum</i> L.	45,76

(EUR/100 kg)		
CN code	Description	Aid rate
ex 1209 22 80	<i>Trifolium hybridum</i> L.	45,89
ex 1209 22 80	<i>Trifolium incarnatum</i> L.	45,76
1209 22 10	<i>Trifolium pratense</i> L.	53,49
ex 1209 22 80	<i>Trifolium repens</i> L.	75,11
ex 1209 22 80	<i>Trifolium repens</i> L. var. <i>giganteum</i>	70,76
ex 1209 22 80	<i>Trifolium resupinatum</i> L.	45,76
ex 0713 50 10	<i>Vicia faba</i> L. (partim) (field beans)	0
ex 1209 29 10	<i>Vicia sativa</i> L.	30,67
ex 1209 29 10	<i>Vicia villosa</i> Roth.	24,03