

Commission Regulation (EC) No 1216/2005 of 28 July 2005 amending Regulation (EC) No 1227/2000 laying down detailed rules for the application of Council Regulation (EC) No 1493/1999 on the common organisation of the market in wine, as regards production potential

COMMISSION REGULATION (EC) No 1216/2005

of 28 July 2005

amending Regulation (EC) No 1227/2000 laying down detailed rules for the application of Council Regulation (EC) No 1493/1999 on the common organisation of the market in wine, as regards production potential

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine<sup>(1)</sup>, and in particular Article 80(b) thereof,

Whereas:

- (1) Several Member States are having serious difficulties applying the provisions of Article 2(3) of Regulation (EC) No 1493/1999 concerning the regularisation of illegal plantation. These difficulties concern, in particular, the date from which the procedure in question is to commence. Applying the various provisions regarding the grant of the derogation imposes a serious and complex administrative burden, particularly as regards checks and penalties.
- (2) To overcome these difficulties, the provisions on the regularisation of illegal plantation need to be amended. Pending the submission of an appropriate proposal to the Council and in the interests of sound administration, the date for the closure of the procedure laid down in Commission Regulation (EC) No 1227/2000<sup>(2)</sup> should therefore be postponed definitively to 31 December 2007.
- (3) Regulation (EC) No 1227/2000 should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

---

**Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 1216/2005, Introductory Text. (See end of Document for details)

---

- (1) [OJ L 179, 14.7.1999, p. 1](#). Regulation last amended by Commission Regulation (EC) No 1795/2003 ([OJ L 262, 14.10.2003, p. 13](#)).
- (2) [OJ L 143, 16.6.2000, p. 1](#). Regulation last amended by Regulation (EC) No 1074/2005 ([OJ L 175, 8.7.2005, p. 12](#)).

**Changes to legislation:**

There are currently no known outstanding effects for the Commission Regulation (EC) No 1216/2005, Introductory Text.