

Commission Regulation (EC) No 826/2008 of 20 August 2008 laying down common rules for the granting of private storage aid for certain agricultural products (repealed)

## CHAPTER I

### Introductory provisions

#### Section 1

#### Scope and general rules for granting of private storage aid

##### *Article 1*

#### Scope and definition

1 This Regulation lays down common rules for the granting of an aid for private storage for products listed in Articles 28 and 31 of Regulation (EC) No 1234/2007.

It shall apply without prejudice to the specific provisions laid down in Commission Regulations either opening a tendering procedure or fixing in advance the private storage aid.

2 For the purposes of this Regulation ‘the competent authorities of the Member States’ shall mean the departments or bodies accredited by the Member States as paying agencies which fulfil the conditions laid down in Article 6 of Council Regulation (EC) No 1290/2005<sup>(1)</sup>.

##### *Article 2*

#### Eligibility of products

1 In order to qualify for private storage aid, in addition to the requirements laid down in Regulation (EC) No 1234/2007, the products shall fulfil the requirements listed in Annex I to this Regulation.

[<sup>F12</sup> Butter and skimmed milk powder shall fulfil the additional requirements set out in Annex II to this Regulation.]

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#### **Textual Amendments**

- F1** Substituted by [Commission Delegated Regulation \(EU\) No 501/2014 of 11 March 2014 supplementing Regulation \(EU\) No 1308/2013 of the European Parliament and of the Council by amending Commission Regulation \(EC\) No 826/2008 as regards certain requirements related to the agricultural products benefiting from private storage aid.](#)

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**Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 826/2008 (repealed), CHAPTER I. (See end of Document for details)

### <sup>F2</sup>Article 3

## <sup>F2</sup>Conditions for granting aid for white sugar]

### Textual Amendments

- F2** Deleted by [Commission Delegated Regulation \(EU\) No 501/2014 of 11 March 2014 supplementing Regulation \(EU\) No 1308/2013 of the European Parliament and of the Council by amending Commission Regulation \(EC\) No 826/2008 as regards certain requirements related to the agricultural products benefiting from private storage aid.](#)

### <sup>F3</sup>Article 4

## Conditions for granting aid for olive oil

1 For the purposes of application of Article 33 of Regulation (EC) No 1234/2007, the average price shall be recorded on the representative markets during a period of two weeks at least and notified to the Commission by producing Member States as laid down in Part A of Annex III to this Regulation.

2 The notifications referred to in paragraph 1 shall be made in accordance with Commission Regulation (EC) No 792/2009<sup>(2)</sup>.]

### Textual Amendments

- F3** Substituted by [Commission Regulation \(EU\) No 557/2010 of 24 June 2010 amending Regulations \(EC\) No 1518/2003, \(EC\) No 596/2004, \(EC\) No 633/2004, \(EC\) No 1345/2005, \(EC\) No 2014/2005, \(EC\) No 239/2007, \(EC\) No 1299/2007, \(EC\) No 543/2008, \(EC\) No 589/2008, \(EC\) No 617/2008 and \(EC\) No 826/2008 as regards the notification obligations within the common organisation of agricultural markets.](#)

### <sup>F2</sup>Article 5

## <sup>F2</sup>Conditions for granting aid for beef]

### Textual Amendments

- F2** Deleted by [Commission Delegated Regulation \(EU\) No 501/2014 of 11 March 2014 supplementing Regulation \(EU\) No 1308/2013 of the European Parliament and of the Council by amending Commission Regulation \(EC\) No 826/2008 as regards certain requirements related to the agricultural products benefiting from private storage aid.](#)

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## Section 2

### General rules for fixing the private storage aid

#### Article 6

##### Procedure for fixing the aid

To establish the amount of aid for private storage for the products listed in Articles 28 and 31 of Regulation (EC) No 1234/2007, the Commission shall either open a tendering procedure for a limited period in accordance with Article 9 of this Regulation or fix in advance the aid in accordance with Article 16 of this Regulation.

#### Article 7

##### Tenders and applications for private storage aid

[<sup>X1</sup> An operator seeking aid shall either lodge a tender in accordance with Article (10)(1), or an application in accordance with Article 17(1) with the competent authorities of the Member States where the products are stored or will be stored.]

2 In sectors where the storage scheme is open only to one or several regions or Member States, tenders and applications may be lodged only in those regions or Member States.

[<sup>F13</sup> Tenders or applications for private storage aid for butter, skimmed milk powder, and cheeses shall relate to products which have been fully placed in storage, unless otherwise specified in the Regulation opening the tendering procedure or in the Regulation fixing the amount of aid in advance.]

4 Tenders and applications for private storage aid for fresh or chilled meat of bovine animals, pig, sheep, goat and olive oil shall relate to quantities of those products which have not yet been placed in storage.

5 Tenders or applications for private storage aid for sugar shall relate to sugar which is already placed into storage or which will be placed in storage.

#### Editorial Information

**X1** Substituted by [Corrigendum to Commission Regulation \(EC\) No 826/2008 of 20 August 2008 laying down common rules for the granting of private storage aid for certain agricultural products](#) (Official Journal of the European Union L 223 of 21 August 2008).

#### Textual Amendments

**F1** Substituted by [Commission Delegated Regulation \(EU\) No 501/2014 of 11 March 2014 supplementing Regulation \(EU\) No 1308/2013 of the European Parliament and of the Council by amending Commission Regulation \(EC\) No 826/2008 as regards certain requirements related to the agricultural products benefiting from private storage aid.](#)

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## Article 8

### Conditions related to the eligibility of operators

1 Operators applying or submitting a tender for private storage aid shall be established and registered for VAT purposes in the Community.

2 In the case of olive oil, operators applying or submitting a tender for private storage aid shall fulfil the conditions laid down in paragraph 1 and the additional requirements laid down in Annex IV.

3 In the case of sugar, operators applying or submitting a tender for an aid for private storage shall fulfil the conditions laid down in paragraph 1 and shall be sugar manufacturers as referred to in point (a) of Article 7(1) of Regulation (EC) No 952/2006.

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**Status:** Point in time view as at 23/05/2014.

**Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 826/2008 (repealed), CHAPTER I. (See end of Document for details)

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- (1) OJ L 209, 11.8.2005, p. 1.  
(2) [<sup>F3</sup>OJ L 228, 1.9.2009, p. 3.]

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**Textual Amendments**

- F3** Substituted by Commission Regulation (EU) No 557/2010 of 24 June 2010 amending Regulations (EC) No 1518/2003, (EC) No 596/2004, (EC) No 633/2004, (EC) No 1345/2005, (EC) No 2014/2005, (EC) No 239/2007, (EC) No 1299/2007, (EC) No 543/2008, (EC) No 589/2008, (EC) No 617/2008 and (EC) No 826/2008 as regards the notification obligations within the common organisation of agricultural markets.

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