

Commission Implementing Regulation (EU) No 340/2014 of 1 April 2014 amending Regulation (EU) No 1272/2009 as regards certain rules on public intervention in respect of certain agricultural products, in accordance with Regulation (EU) No 1308/2013 of the European Parliament and of the Council

Article 1

Regulation (EU) No 1272/2009 is amended as follows:

- (1) the title of Chapter I of Title I is replaced by the following:

Scope, definition and approval of intervention storage places;

- (2) Article 2 is replaced by the following:

Article 2

Intervention storage places

1 Intervention storage places (storage places) where products bought-in are stored shall be under the responsibility of the intervention agencies in accordance with this Regulation and Regulation (EC) No 884/2006, in particular with regard to matters of responsibility and controls, as provided for in Article 2 of that Regulation.

2 The intervention agencies shall ensure that the storage places fulfil at least the conditions laid down in Article 3 of this Regulation. The storage places for cereals and rice shall be subject to approval by the intervention agencies.

3 Information concerning the storage places for cereals and rice shall be updated and made available to the Member States and the public, in accordance with Article 55 of this Regulation.;

- (3) Article 3 is amended as follows:

- (a) the title is replaced by the following:

Requirements for storage places;

- (b) point (a) of paragraph 1 is deleted;

- (c) the second subparagraph of paragraph 1 is replaced by the following:

For the purposes of this paragraph, the “minimum storage capacity” means a minimum capacity which may not be available permanently, but a readily achievable capacity during the period when buying-in might take place. The minimum storage capacity shall apply for all the cereals and varieties of rice to be bought in.;

- (4) in Article 8(1), point (a) is replaced by the following:

- (a) for common wheat, barley and maize: 80 tonnes;;

- (5) Article 10 is amended as follows:

- (a) in paragraph 1(a), point (iv) is replaced by the following:

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- (iv) for cereals and rice, the approved storage place for which the offer or tender is made, at the lowest cost taking into account Article 29; this storage place shall not be the storage place where the product is held at the time of the offer or tender;;
 - (b) in paragraph 2, the reference to ‘Article 2(3)’ is replaced by ‘Article 2(2)’;
- (6) Article 16 is amended as follows:
 - (a) paragraph 2 is amended as follows:
 - (i) point (a) is replaced by the following:
 - (a) the tendering procedure for buying-in of common wheat, butter or skimmed milk powder for amounts in excess of the maximum quantity offered, respectively, of 3 million tonnes, 50 000 tonnes or 109 000 tonnes;;
 - (ii) point (b) is deleted;
 - (b) a new paragraph 2a is inserted:

2a. The Commission may open, without the assistance of the Committee referred to in Article 229(1) of Regulation (EU) No 1308/2013 of the European Parliament and of the Council⁽¹⁾, the tendering procedure for buying-in beef by category and Member State, or region thereof, on the basis of the two most recent weekly market prices recorded, in accordance with Article 13(1)(c) of Regulation (EU) No 1308/2013. That tendering procedure may be closed by the Commission, in accordance with the same procedure, by category and Member State, or region thereof, on the basis of the most recent weekly market prices recorded.;
 - (c) paragraph 5 is replaced by the following:

5. With regard to rice, the tendering procedure may be restricted to specific varieties or one or more types of paddy rice as defined in Part I, I.2 of Annex II to Regulation (EU) No 1308/2013 (“round grain rice”, “medium grain rice”, “long grain rice A” or “long grain rice B”);;
- (7) in Article 21, paragraph 1 is replaced by the following:
 - 1. For beef, tenders shall not be considered if the price offered is higher than the average market price recorded by category in each Member State or region thereof, converted into quality R3 using the coefficients set out in Part II of Annex III.;
- (8) in Article 26, paragraph 1 is replaced by the following:
 - 1. If cereals or rice cannot be delivered to the storage place indicated by the offerer or tenderer, referred to in Article 10(1)(a)(iv), the intervention agency shall designate another storage place to which delivery must take place, at the lowest cost.;
- (9) in Article 31(2), the reference to ‘Article (2)(3)’ is replaced by ‘Article 2(2)’;
- (10) in Article 32(5), point (i) is deleted;
- (11) in Article 47(3), the terms ‘... in accordance with Parts IX, X and XI of Annex I’ are replaced by: ‘... in accordance with Parts IX and XI of Annex I’;

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- (12) Article 55 is amended as follows:
- (a) the title is replaced by the following:

Intervention agencies and storage places for cereals and rice;
 - (b) paragraph 1 is amended as follows:
 - (i) point (b) is deleted;
 - (ii) point (c) is replaced by the following:
 - (c) the approved storage places; and;
 - (c) paragraph 3 is replaced by the following:

3. The list of intervention agencies, the list of storage places and their updates shall be made available to the Member States and to the public by every appropriate means via the information systems put in place by the Commission, including publication on the internet.;
- (13) Annex I is amended in accordance with Part A of the Annex to this Regulation;
- (14) Annex III is amended in accordance with Part B of the Annex to this Regulation;
- (15) the list of Annexes is amended in accordance with Part C of the Annex to this Regulation.

Article 2

Regulations (EU) No 1125/2010 and (EU) No 162/2011 are repealed.

Article 3

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, 1 April 2014.

For the Commission

The President

José Manuel BARROSO

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(1) OJ L 347, 20.12.2013, p. 671.;

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Changes and effects yet to be applied to :

- Regulation implicit repeal by [EUR 2016/1238](#) Regulation