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## REGULATION (EEC) No 1700/70 OF THE COMMISSION

of 25 August 1970

on the control of wines suitable for yielding table wines

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 816/70<sup>1</sup> of 28 April 1970 laying down additional provisions for the common organisation of the market in wine, as amended by Regulation (EEC) No 1253/70,<sup>2</sup> and in particular Article 26 (6), Article 27 (5) and Article 35 thereof;

Whereas Articles 26 (6) and 27 (5) of Regulation (EEC) No 816/70 provide for the adoption of provisions for controlling the use and movement of wines suitable for yielding table wines; whereas this control may be aligned with that laid down for the other products covered by Regulation (EEC) No 816/70, the control of whose use is provided for by Commission Regulation (EEC) No 1699/70<sup>3</sup> of 25 August 1970 on the control of certain products in the wine sector;

Whereas, when the wines referred to above are dispatched from one Member State to another, use should be made of the documents designed for this purpose and referred to in Article 39 of Council Regulation No 542/69<sup>4</sup> of 18 March 1969 on Community transit and in Article 1 of Commission Regulation (EEC) No 2313/69<sup>5</sup> on the internal Community transit document laid down for the purpose of substantiating the Community nature of goods;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Wine;

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Member States shall take all measures necessary to ensure control of the storage, movement, destination or use of wines suitable for yielding table wines.

2. Where, for the purposes of dispatching the wines referred to in paragraph 1 from one Member State to another, document T2 referred to in Article 39 of Regulation (EEC) No 542/69 or document T2L referred to in Article 1 of Regulation (EEC) No 2313/69 is used, Section 31 of the document shall include, in addition to the description of goods and the indication of the wine-growing zone where the suitable wine in question was produced, one of the following statements:

(a) if the wine suitable for yielding table wine does not leave the wine-growing zone where it was produced:

'non admis en l'état à la consommation humaine directe',

'nicht zugelassen zum unmittelbaren menschlichen Verbrauch in unverändertem Zustand',

'non ammesso allo stato al consumo umano diretto',

'niet toegelaten in ongewijzigde staat voor rechtstreekse menselijke consumptie',

('not for direct human consumption in the unaltered state');

(b) if the wine suitable for yielding table wine leaves the wine-growing zone where it was produced:

'non admis à la consommation humaine directe',

'nicht zugelassen zum unmittelbaren menschlichen Verbrauch',

'non ammesso al consumo umano diretto',

'niet toegelaten voor rechtstreekse menselijke consumptie',

('not for direct human consumption').

<sup>1</sup> OJ No L 99, 5.5.1970, p. 1.

<sup>2</sup> OJ No L 143, 1.7.1970, p. 1.

<sup>3</sup> OJ No L 190, 26.8.1970, p. 6.

<sup>4</sup> OJ No L 77, 29.3.1969, p. 9.

<sup>5</sup> OJ No L 295, 24.11.1969, p. 8.

*Article 2*

1. Any natural or legal person who produces, markets or uses wines suitable for yielding table wines shall be required to keep turnover records in respect of the product in question, indicating its nature and volume.
2. Any quantity produced shall be entered as a receipt on the day of its production.
3. Any use made of a wine suitable for yielding table wine shall be considered as a withdrawal from stock. The nature of this use shall be indicated in the records.

*Article 3*

Member States shall notify the Commission, not later than 31 October 1970, of the provisions which they have made in order to ensure that the measures provided for in this Regulation are observed.

*Article 4*

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.

Done at Brussels, 25 August 1970.

*For the Commission*

*The President*

Franco M. Malfatti

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