

COMMISSION REGULATION (EEC) No 1381/85**of 24 May 1985****reducing the quantities of table wine covered by contracts and declarations
approved for the distillation provided for in Regulation (EEC) No 584/85**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 337/79
of 5 February 1979 on the common organization of
the market in wine ⁽¹⁾, as last amended by Regulation
(EEC) No 798/85 ⁽²⁾, and in particular Article 15 ⁽⁹⁾
and Article 65 thereof,

Whereas Article 5 (2) of Commission Regulation
(EEC) No 584/85 of 6 March 1985 providing for the
1984/85 wine year, for the distillation of table wine
referred to in Article 15 (1) of Regulation (EEC) No
337/79 ⁽³⁾, as amended by Regulation (EEC) No
905/85 ⁽⁴⁾, makes provision for a mechanism enabling
the total quantity of table wine which may be sent for
distillation to be kept within a given limit;

Whereas the data communicated to the Commission
by the Member States show that, on expiry of the time
limit laid down for the submission of delivery
contracts and declarations to the intervention agencies,
the total quantity of table wine covered by such
contracts and declarations exceeds by approximately
62 % the quantity referred to in Article 5 (2) of Regu-
lation (EEC) No 584/85 and considered sufficient to
improve market conditions; whereas, in these circum-
stances, the provision enabling distillation to be
limited to the quantity laid down should be applied
and, consequently, the quantities covered by each
contract and declaration should be reduced propor-
tionately;

Whereas the last subparagraph of Article 3 (1) of the
same Regulation provides that the minimum quantity
of wine which may be delivered by a producer is 5
hectolitres; whereas, consequently, provision should
be made, in cases where the reduction applicable to a
contract would lead to the delivery of a quantity less
than this minimum, for the quantity which may be
delivered to be 5 hectolitres;

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

The quantity of table wine which may be delivered for
distillation as referred to in Regulation (EEC) No
584/85 shall be 62 % of the quantity covered by any
contract or declaration submitted for approval.

However, if the quantity resulting from the application
of this percentage is less than 5 hectolitres, the quan-
tity which may be delivered shall, by way of deroga-
tion from the preceding paragraph, be 5 hectolitres.

Article 2

This Regulation shall enter into force on the day of its
publication in the *Official Journal of the European
Communities*.

It shall apply with effect from 15 May 1985.

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

Done at Brussels, 24 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 54, 5. 3. 1979, p. 1.

⁽²⁾ OJ No L 89, 29. 3. 1985, p. 1.

⁽³⁾ OJ No L 67, 7. 3. 1985, p. 19.

⁽⁴⁾ OJ No L 97, 4. 4. 1985, p. 26.