Regulation (EU) No 1229/2011 of the European Parliament and of the Council of 16 November 2011 repealing certain obsolete Council acts in the field of the common agricultural policy

REGULATION (EU) No 1229/2011 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 16 November 2011

repealing certain obsolete Council acts in the field of the common agricultural policy

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first paragraph of Article 42 and Article 43(2) thereof,

Having regard to the 1979 Act of Accession, and in particular Article 60, Article 61(5) and Article 72(1) thereof,

Having regard to the 1985 Act of Accession, and in particular Article 234(3) thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Having regard to the opinion of the European Economic and Social Committee[(1)],

Acting in accordance with the ordinary legislative procedure and the requirement for unanimity in the Council provided for in Article 234(3) of the 1985 Act of Accession[(2)],

Whereas:

(1) Improving the transparency of Union law is an essential element of the better lawmaking strategy that the institutions of the Union are implementing. In that context it is appropriate to remove from the legislation in force those acts which no longer have real effect.

(2) A number of regulations relating to the common agricultural policy have become obsolete, even though formally they are still in force.

(3) Regulation (EEC) No 2052/69 of the Council of 17 October 1969 on the Community financing of expenditure arising from the implementation of the Food Aid Convention[(3)] has exhausted its effects since its content has been taken up by successive acts.

(4) Regulation (EEC) No 1467/70 of the Council of 20 July 1970 fixing certain general rules governing intervention on the market in raw tobacco[(4)] has exhausted its effects as a result of successive reforms of the tobacco sector since 1992.

(5) Regulation (EEC) No 3279/75 of the Council of 16 December 1975 on the standardization of the treatment applied by the individual Member States to imports from non-member countries of live trees and other plants, bulbs, roots and the like, cut

flowers and ornamental foliage[5] has exhausted its effects since its content has been taken up by successive acts.

(6) Council Regulation (EEC) No 1078/77 of 17 May 1977 introducing a system of premiums for the non-marketing of milk and milk products and for the conversion of dairy herds[6] introduced measures applicable until 1981 and has therefore exhausted its effects.

(7) Council Regulation (EEC) No 1853/78 of 25 July 1978 adopting general rules in connection with special measures for castor seeds[7] introduced measures for the application of Council Regulation (EEC) No 2874/77 of 19 December 1977 laying down special measures in respect of castor seeds[8] whose validity ended on 30 September 1984, and has therefore exhausted its effects.

(8) Council Regulation (EEC) No 2580/78 of 31 October 1978 extending the 1977/78 marketing year for olive oil, providing for special measures for this sector, and amending Regulation (EEC) No 878/77 as regards the exchange rates to be applied in agriculture[9] covered only the 1977/78 and 1978/79 marketing years and has therefore exhausted its effects.

(9) Council Regulation (EEC) No 1/81 of 1 January 1981 laying down general rules for the system of accession compensatory amounts for cereals[10] was intended for application in the transitional period following the accession of Greece to the European Communities and has therefore exhausted its effects.

(10) Council Regulation (EEC) No 1946/81 of 30 June 1981 restricting investment aids for milk production[11] has exhausted its effects since its content has been taken up by successive acts.

(11) Council Regulation (EEC) No 2989/82 of 9 November 1982 on the granting of aid for the consumption of butter in Denmark, Greece, Italy and Luxembourg[12] introduced only temporary measures and has therefore exhausted its effects.

(12) Council Regulation (EEC) No 3033/83 of 26 October 1983 abolishing the ‘accession’ compensatory amount applicable to liqueur wines[13] was intended for application in the transitional period following the accession of Greece to the European Communities and has therefore exhausted its effects.

(13) Council Regulation (EEC) No 564/84 of 1 March 1984 on suspension of aids for investments in the field of milk production[14] covered only the year 1984 and has therefore exhausted its effects.

(14) Council Regulation (EEC) No 2997/87 of 22 September 1987 laying down, in respect of hops, the amount of aid to producers for the 1986 harvest and providing for special measures for certain regions of production[15] introduced a special measure applicable until the year 1995 and has therefore exhausted its effects.

(15) Council Regulation (EEC) No 1441/88 of 24 May 1988 amending Regulation (EEC) No 822/87 on the common organization of the market in wine[16] gave the Council power to adjust certain transitory provisions resulting from the accession of Portugal to the European Communities and has therefore exhausted its effects.

(16) Council Regulation (EEC) No 1720/91 of 13 June 1991 amending Regulation (EC) No 136/66/EEC on the establishment of a common organization of the market in oils and fats[(17)] introduced several exceptional measures in the common organisation of the market in oils and fats, which were applicable until 30 June 1992 at the latest, and has therefore exhausted its effects.

(17) Council Regulation (EEC) No 740/93 of 17 March 1993 setting Community compensation for definitive discontinuation of milk production in Portugal[(18)] introduced a special measure to be implemented until 1996 and has therefore exhausted its effects.

(18) Council Regulation (EEC) No 741/93 of 17 March 1993 on application of the common intervention price for olive oil in Portugal[(19)] was intended for application in the transitional period following the accession of Portugal to the European Communities and has therefore exhausted its effects.

(19) Council Regulation (EEC) No 744/93 of 17 March 1993 laying down general rules for applying the supplementary trade mechanism to deliveries in Portugal of products other than fruit and vegetables[(20)] concerned the applicability to Portugal of Council Regulation (EEC) No 3817/92 of 28 December 1992 laying down general rules for applying the supplementary trade mechanism to imports into Spain of products other than fruit and vegetables[(21)], which was subsequently repealed, and has therefore exhausted its effects.

(20) Council Regulation (EC) No 2443/96 of 17 December 1996 providing for additional measures for direct support of producers' incomes or for the beef and veal sector[(22)] covered only the year 1997 and has therefore exhausted its effects.

(21) Council Regulation (EC) No 2200/97 of 30 October 1997 on the improvement of the Community production of apples, pears, peaches and nectarines[(23)] was intended to introduce a special premium for the 1997/1998 marketing year and has therefore exhausted its effects.

(22) Council Regulation (EC) No 2330/98 of 22 October 1998 providing for an offer of compensation to certain producers of milk and milk products temporarily restricted in carrying out their trade[(24)] covered only a special temporary measure and has therefore exhausted its effects.

(23) Council Regulation (EC) No 2800/98 of 15 December 1998 on transitional measures to be applied under the common agricultural policy with a view to the introduction of the euro[(25)] was meant to provide only for transitional measures and has therefore exhausted its effects.

(24) Council Regulation (EC) No 2802/98 of 17 December 1998 on a programme to supply agricultural products to the Russian Federation[(26)] was intended to provide for a single, one-off measure and has therefore exhausted its effects.

(25) Council Regulation (EC) No 660/1999 of 22 March 1999 amending Regulation (EEC) No 2075/92 and fixing the premiums and guarantee thresholds for leaf tobacco by