Commission Regulation (EC) No 1572/2006 of 18 October 2006 amending Regulation (EC) No 824/2000 establishing procedures for the taking-over of cereals by intervention agencies and laying down methods of analysis for determining the quality of cereals

COMMISSION REGULATION (EC) No 1572/2006

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals[(1)], and in particular Article 6 and the second paragraph of Article 24(2) thereof,

Whereas:

(1) The conditions under which cereals are offered to and taken over by the intervention agencies must be as uniform as possible throughout the Community in order to avoid any discrimination between producers. Commission Regulation (EC) No 824/2000[(2)] does not explicitly specify the deadline for taking over cereals offered into intervention. This deadline should be specified in order to avoid any ambiguity.

(2) Cereals of inadequate quality for use or storage should not be accepted into intervention. To this end, account should be taken of the new situation regarding intervention, in particular the long-term storage of certain cereals and its effects on product quality.

(3) Therefore, in order to protect intervention products from deterioration and to maintain their suitability for subsequent use, the quality criteria for maize set out in Annex I to Regulation (EC) No 824/2000 should be upgraded. To this end, the maximum moisture content and the maximum percentage of broken grains and grains overheated during drying should be reduced. Given the agronomic similarities of sorghum and maize, and in the interests of consistency, the same measures should be laid down for sorghum. Moreover, in the interests of consistency with the other cereals that are eligible for the intervention scheme, a new specific minimum weight criterion should be laid down for maize.

(4) The level of price increases and reductions applicable to maize and sorghum set out in Tables I, II and III of Annex VII to Regulation (EC) No 824/2000 should also be amended accordingly.

(5) Details should be given of the information that Member States must forward to the Commission so that a fortnightly statistical report on the state of intervention stocks of cereals can be compiled.

Changes to legislation: *Commission Regulation (EC) No 1572/2006 is up to date with all changes known to be in force on or before 27 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(6) Specific information should be obtained and listed on a standard regional basis, in the interests of sound management of the cereals intervention scheme. To this end, the regional levels set out in council Regulation (EEC) No 837/90 of 26 March 1990 concerning statistical information to be supplied by the Member States on cereals production[3] should be used, and Member States should be asked to forward this information to the Commission.

(7) In the interests of sound management of the system, the information required by the Commission should be sent by electronic means.

(8) Regulation (EC) No 824/2000 should therefore be amended accordingly.

(9) The amendments provided for in this Regulation should apply to cereals offered into intervention as from 1 November 2006. This Regulation should therefore enter into force on the date of its publication in the *Official Journal of the European Union*.

(10) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 824/2000 is hereby amended as follows:

1. In Article 3, point 3.9 is replaced by the following:

   3.9. the standard method for determining the specific weight shall comply with ISO 7971/2:1995 and, in the case of maize, with the traditional methods applied.

2. In Article 5, the following paragraph 6 is added:

6. The last take-over shall take place at the latest at the end of the second month following the month of the final delivery referred to in the third subparagraph of Article 4(3), and in any event not later than 31 July in Spain, Greece, Italy and Portugal and 31 August in the other Member States.

3. In Article 9, points (a) and (b) are replaced by the following:

   (a) where the moisture content of cereals offered for intervention is less than 13 % for maize and sorghum and 14 % for other cereals, the price increases to be applied shall be those listed in Table I of Annex VII. Where the moisture content of these cereals offered for intervention is higher than 13 % and 14 % respectively, the price reductions to be applied shall be those listed in Table II of Annex VII;

   (b) where the specific weight of cereals offered for intervention differs from the weight/volume ratio of 76 kg/hl for common wheat, 73 kg/hl for maize and 64 kg/hl for barley, the reductions to be applied shall be those listed in Table III of Annex VII.

4. The following Article 11a is inserted:

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Article 11a

Each Member State shall forward by electronic means, for every cereal listed in Article 5(1) of Regulation (EC) No 1784/2003:

(a) information on the state of intervention stocks by 12.00 (Brussels time) every Wednesday, in particular concerning:

(i) the quantities offered into intervention during the previous week, in accordance with Article 2 of this Regulation;

(ii) the quantities offered, where the tender is withdrawn by the tenderer after the start of the intervention period;

(iii) the total quantities offered for intervention after the start of the intervention period, net of the quantities referred to in point (ii);

(iv) the total quantity taken over since the start of the intervention period, in accordance with Article 5 of this Regulation;

(b) the quantities put up for tender in accordance with Article 2(2) of Commission Regulation (EEC) No 2131/93[(4)] on the Wednesday following the publication of the invitation to tender;

(c) the quantities intended for distribution free of charge to the most deprived persons in the Community in accordance with Council Regulation (EEC) No 3730/87[(5)] on the Wednesday following the date on which the member state defines the lots concerned;

(d) the average results of specific weight, moisture content, percentage of broken grains and protein content recorded for the lots of cereals taken over, by region set out in Annex III to Council Regulation (EEC) No 837/90[(6)], by the end of the month following the take-over deadline referred to in Article 5(6) of this Regulation.

5. Annexes I and VII are hereby amended in accordance with the Annex to this Regulation.

Article 2

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

It shall apply from 1 November 2006.

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

Done at Brussels, 18 October 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

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