Commission Regulation (EC) No 1137/2004 of 21 June 2004 amending Regulation (EC) No 43/2003 laying down detailed rules for applying Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001 as regards aid for the local production of crop products in the outermost regions of the European Union

COMMISSION REGULATION (EC) No 1137/2004

of 21 June 2004

amending Regulation (EC) No 43/2003 laying down detailed rules for applying Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001 as regards aid for the local production of crop products in the outermost regions of the European Union

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1453/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the Azores and Madeira and repealing Regulation (EEC) No 1600/92 (Poseima)[(1)], and in particular Article 5(3) thereof,

Whereas:

(1) Annex IV to Commission Regulation (EC) No 43/2003[(2)] laid down the amounts and maximum quantities applicable to aid for the local marketing of products referred to in Article 5(1) of Regulation (EC) No 1453/2001.

(2) Implementation of this measure in 2003 showed that the use made of the maximum quantities varies widely among products. It was noted that the quantities set for some products are systematically under-used, while applications for other products exceed the maximum quantities, resulting in a reduction coefficient being applied. It would seem justified, therefore, to redistribute the quantities among products in such a way as to follow the trends observed and adjust the amounts of aid for certain products, in accordance with the experience gained and results recorded, in order to make better use of resources.

(3) Regulation (EC) No 43/2003 should be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinion of all the management committees for the products concerned,

HAS ADOPTED THIS REGULATION:

Article 1

Annex IV to Regulation (EC) No 43/2003 is hereby replaced by the Annex to this Regulation.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 1137/2004. (See end of Document for details)*

Article 2

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

It shall apply:

(a) as regards the quantities laid down in column III of the new Annex IV, from 1 January 2004;

(b) as regards the amounts of aid laid down in columns IV and V of the new Annex IV, to contracts concluded after its entry into force.

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

Done at Brussels, 21 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission