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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(73) 2092 final

Strasbourg, 12 December 1973

PROPOSAL FOR A

Regulation (EEC) of the Council

on agriculture in the Grand Duchy of Luxembourg

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

1. Article 2 of Regulation (EEC) No 541/70¹ of the Council of 20 March 1970 on agriculture in the Grand Duchy of Luxembourg provides that the provisions of the second subparagraph of Article 1(1) of the Protocol on the Grand Duchy of Luxembourg are to remain applicable until full harmonization of specific duties on wine in the Community is achieved;

The second subparagraph of Article 1(1) of the Protocol referred to above provides that Belgium, the Grand Duchy of Luxembourg and the Netherlands are to apply the system provided for in the third paragraph of Article 6 of the Convention of the Economic Union of Belgium and Luxembourg of 25 July 1921;

The second paragraph of Article 2 of Regulation (EEC) No 541/70 provides that if such harmonization is not achieved, and in any event not later than 31 December 1973, the Council, acting by a qualified majority on a proposal from the Commission, is to decide to what extent these provisions must be retained, amended or abolished;

2. With regard to specific duties, the Commission has submitted to the Council a proposal for a Directive² on the harmonization of excise duties on wine, but the Council has not yet taken any decision in this matter;

¹
OJ No L 68, 25 March 1970.

²
OJ No C 43, 27 April 1972.

3. In 1970 the Council adopted Regulation (EEC) No 816/70¹ laying down additional provisions for the common organization of the market in wine, which includes, inter alia, rules governing intervention measures for table wines. For the next few years, however, it will continue to benefit the agricultural income of the Grand Duchy of Luxembourg in the sector concerned if wines of Luxembourg origin remain exempt from excise duties on the Benelux market.

The more favourable treatment granted to Luxembourg has not had any appreciable effect on the free circulation of wines of other origins in the Benelux countries. On the contrary, these markets are showing an ever-growing capacity for absorption.

Pending Community decisions in this matter, and so that the Grand Duchy of Luxembourg may continue its efforts to improve production and marketing in its wine industry, it is proposed that the derogation provided for in the second subparagraph of Article 1(1) of the Protocol should remain in force until the harmonization of specific duties on wines in the Community takes place, or until 31 December 1974 at the latest.

4. Should the harmonization of specific duties on wine not take place before 31 December 1974, it is proposed that the Council, acting by a qualified majority on a proposal from the Commission, should decide to what extent these provisions must be retained, amended or abolished.

¹

OJ No L 99, 5 May 1970.

Proposal for a
Regulation (EEC) of the Council

on agriculture in the Grand Duchy of Luxembourg

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Protocol on the Grand Duchy of Luxembourg;

Having regard to Regulation (EEC) No 541/70¹ of the Council of 20 March 1970 on agriculture in the Grand Duchy of Luxembourg, and in particular the second paragraph of Article 2 thereof;

Having regard to the proposal from the Commission;

Whereas, under the second subparagraph of Article 1(1) of the Protocol on the Grand Duchy of Luxembourg, Belgium, Luxembourg and the Netherlands are to apply the system provided for in the third paragraph of Article 6 of the Convention on the Economic Union of Belgium and Luxembourg of 25 July 1921; whereas Regulation (EEC) No 541/70 provides that such system is to remain applicable until full harmonization of specific duties on wine in the Community is achieved; whereas, however, if such harmonization is not achieved, the Council is to decide, not later than 31 December 1973, to what extent these provisions must be retained, amended or abolished;

Whereas at the present time the harmonization of specific duties on wine in the Community has not been achieved; whereas the application of the said system in favour of Luxembourg wines will continue to be of considerable benefit in the next few years to the agricultural income of the Grand Duchy of Luxembourg in the sector concerned;

1

OJ No L 68, 25 March 1970, p.3.

Whereas, for the other reasons also, which were given in the abovementioned Regulation, the said system should now continue to be applicable for the period during which it is expected that the Directive on the harmonization of excise duties on wine will be brought into operation;

HAS ADOPTED THIS REGULATION:

Article 1

The provisions of the second subparagraph of Article 1(1) of the Protocol on the Grand Duchy of Luxembourg shall remain applicable until full harmonization of specific duties on wine in the Community is achieved, and in any event not later than 31 December 1974.

The Council, acting by a qualified majority on a proposal from the Commission, shall decide to what extent these provisions must be retained, amended or abolished from that date.

Article 2

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels,

For the Council,

The President.