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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 2551/79**of 19 November 1979****fixing the import levies on cereals and on wheat or rye flour, groats and meal**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1547/79⁽²⁾, and in particular
Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 1658/79⁽³⁾ and subsequent amending
Regulations;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 1658/79 to today's

offer prices and quotations known to the Commission
that the levies at present in force should be altered to
the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products listed in
Article 1 (a), (b) and (c) of Regulation (EEC) No
2727/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 20
November 1979.

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No L 193, 1. 8. 1979, p. 5.

ANNEX

to the Commission Regulation of 19 November 1979 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	68.43
10.01 B	Durum wheat	93.83 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	55.98 ⁽⁶⁾
10.03	Barley	61.93
10.04	Oats	68.97
10.05 B	Maize, other than hybrid maize for sowing	79.16 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	39.23 ⁽⁴⁾
10.07 C	Grain sorghum	75.51 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	109.37
11.01 B	Rye flour	91.92
11.02 A I a)	Durum wheat groats and meal	158.60
11.02 A I b)	Common wheat groats and meal	117.47

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments the levy is reduced by 7.25 ECU/tonne as provided for in Regulation (EEC) No 706/76.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.81 ECU/tonne.

⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1180/77 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 2552/79
of 19 November 1979

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 1547/79 ⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
1659/79 ⁽³⁾ and subsequent amending Regulations ;

Whereas on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in

force, which are to be added to the levies, should be
altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

The premiums referred to in Article 15 of Regulation
(EEC) No 2727/75 to be added to the import levies
fixed in advance in respect of cereals and malt shall
be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 20
November 1979.

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No L 193, 1. 8. 1979, p. 7.

ANNEX

to the Commission Regulation of 19 November 1979 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(ECU/tonne)

CCT heading No	Description	Current 11	1st period 12	2nd period 1	3rd period 2
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	1.45	1.45	2.18
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	12.34
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

(ECU/tonne)

CCT heading No	Description	Current 11	1st period 12	2nd period 1	3rd period 2	4th period 3
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 2553/79

of 19 November 1979

adopting protective measures with regard to the import of garlic originating in Spain

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1301/79⁽²⁾, and in particular Article 29 (2) thereof,

Whereas on 13 November 1979 France requested the Commission to take protective action over imports of garlic originating in Spain for sale on the French market; whereas on 16 November 1979 this request was supplemented by additional information;

Whereas, despite almost stable production, production prices on the French garlic market, in particular during September, October and November 1979 are markedly lower than the levels which they have reached since 1975 during the same months;

Whereas this situation is due to the very marked increase in imports of garlic originating in Spain, the only significant supplier of the French market during this period, these imports having more than doubled by comparison with the average of previous years and having been sold at prices which have led to a general decline in French market prices;

Whereas in view of supplies of the Spanish product, it is to be feared that French market prices will decline still further and the difficulty of disposing of the French product will increase;

Whereas the brief assessment of the market situation set out above leads to the conclusion that the French garlic market is experiencing serious disturbances which may endanger the objectives set out in Article 39 of the Treaty; whereas in these circumstances protective measures should be taken;

Whereas for this purpose imports of garlic into France should be suspended for as long as is strictly necessary to remove the aforesaid disturbances;

Whereas it appears that the markets in other regions of the Community have until now not experienced any disturbances by reason of these imports; whereas the protective measure should therefore be limited in its application to imports into France,

HAS ADOPTED THIS REGULATION:

Article 1

The entry into free circulation in France of fresh or chilled garlic (subheading ex 07.01 H of the Common Customs Tariff) originating in Spain is hereby suspended from 24 November to 31 December 1979.

Article 2

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

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 162, 30. 6. 1979, p. 26.

COMMISSION REGULATION (EEC) No 2554/79

of 19 November 1979

introducing a countervailing charge on tomatoes originating in Romania

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1035/72 of 18 May 1972 on the common organization
of the market in fruit and vegetables⁽¹⁾, as last
amended by Regulation (EEC) No 1301/79⁽²⁾, and in
particular the second subparagraph of Article 27 (2)
thereof,

Whereas Article 25 (1) of Regulation (EEC) No
1035/72 provides that, if the entry price of a product
imported from a third country remains at least 0.50
unit of account below the reference price for two
consecutive market days, a countervailing charge must
be introduced in respect of the exporting country
concerned, save in exceptional circumstances;
whereas this charge is equal to the difference between
the reference price and the arithmetic mean of the
last two entry prices available for that exporting
country;

Whereas Commission Regulation (EEC) No 827/79 of
26 April 1979 fixing until the end of the 1979
marketing year the reference price for tomatoes⁽³⁾
fixed the reference price for products of Class I for the
period 1 October to 20 December 1979 at 30.79 ECU
per 100 kilograms net;

Whereas the entry price for a given exporting country
is equal to the lowest representative prices recorded
for at least 30 % of the quantities from the exporting
country concerned which are marketed on all repre-
sentative markets for which prices are available, less
the duties and the charges indicated in Article 24 (3)
of Regulation (EEC) No 1035/72; whereas the
meaning of representative price is defined in Article
24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regula-
tion (EEC) No 2118/74⁽⁴⁾, as last amended by Regula-
tion (EEC) No 668/78⁽⁵⁾, the prices to be taken into

consideration must be recorded on the representative
markets or, in certain circumstances, on other
markets; whereas it is necessary to multiply the prices
with the coefficients fixed in Article 1 (2) (b) of Regula-
tion (EEC) No 827/79;

Whereas, for Romanian tomatoes, the entry price
calculated in this way has remained at least 0.50 unit
of account below the reference price for two consecu-
tive market days; whereas a countervailing charge
should therefore be introduced for these tomatoes;

Whereas if the system is to operate normally the entry
price should be calculated on the following basis:

- in the case of currencies which are maintained in
relation to each other at any given moment within
a band of 2.25 %, a rate of exchange based on
their effective parity;
- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each
of these currencies recorded for a given period in
relation to the Community currencies referred to
in the previous indent;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979⁽⁶⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 3.80 ECU per 100 kilo-
grams net is applied to tomatoes (subheading 07.01 M
of the Common Customs Tariff) originating in
Romania.

Article 2

This Regulation shall enter into force on 21
November 1979.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 162, 30. 6. 1979, p. 26.

⁽³⁾ OJ No L 105, 27. 4. 1979, p. 20.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 90, 5. 4. 1978, p. 5.

⁽⁶⁾ OJ No L 84, 4. 4. 1979, p. 1.

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2555/79
of 19 November 1979
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 1396/78⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1328/79⁽³⁾, as last amended by Regulation (EEC) No 2550/79⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1328/79 to the information known to the Commission that the levies

at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies referred to in Article 15 (1) of Regulation (EEC) No 3330/74 shall be, in respect of white sugar and standard quality raw sugar, as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 20 November 1979.

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

- (¹) OJ No L 359, 31. 12. 1974, p. 1.
 (²) OJ No L 170, 27. 6. 1978, p. 1.
 (³) OJ No L 162, 30. 6. 1979, p. 85.
 (⁴) OJ No L 290, 17. 11. 1979, p. 53.

ANNEX

to the Commission Regulation of 19 November 1979 fixing the import levies on white sugar and raw sugar

<i>(ECU / 100 kg)</i>		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	20.36
	B. Raw sugar	18.27 (¹)

(¹) Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

COMMISSION REGULATION (EEC) No 2556/79

of 19 November 1979

altering the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organi-
zation of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1547/79⁽²⁾, and in particular
Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice⁽³⁾, as last amended by Regu-
lation (EEC) No 1552/79⁽⁴⁾, and in particular Article
12 (4) thereof,

Whereas the import levies on products processed
from cereals and rice were fixed by Regulation (EEC)
No 2371/79⁽⁵⁾, as last amended by Regulation (EEC)
No 2512/79⁽⁶⁾;

Whereas the levy on the basic product as last fixed
differs from the average levy by more than 3.02 ECU

per tonne of basic product; whereas, pursuant to
Article 1 of Regulation (EEC) No 1579/74⁽⁷⁾, the
levies at present in force must therefore be altered to
the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products
processed from cereals and rice covered by Regulation
(EEC) No 2744/75⁽⁸⁾, as last amended by Regulation
(EEC) No 2245/78⁽⁹⁾, as fixed in the Annex to
amended Regulation (EEC) No 2371/79, are hereby
altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 20
November 1979.

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

Done at Brussels, 19 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 188, 26. 7. 1979, p. 9.

⁽⁵⁾ OJ No L 272, 30. 10. 1979, p. 5.

⁽⁶⁾ OJ No L 288, 15. 11. 1979, p. 22.

⁽⁷⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁸⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁹⁾ OJ No L 273, 29. 9. 1978, p. 1.

ANNEX

to the Commission Regulation of 19 November 1979 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in ECU/tonne	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 A II ⁽²⁾	104.91	98.87
11.02 B II b) ⁽²⁾	76.08	73.06
11.02 C II ⁽²⁾	90.91	87.89
11.02 D II ⁽²⁾	59.05	56.03
11.02 E II b) ⁽²⁾	104.91	98.87
11.02 F II ⁽²⁾	104.91	98.87

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polametric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 12 November 1979

replacing a member of the Advisory Committee on Vocational Training

(79/962/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Council Decision of 18 December 1963 laying down the Rules of the Advisory Committee on Vocational Training⁽¹⁾, as amended by the Decision of 9 April 1968⁽²⁾, and in particular Article 4 thereof,

Having regard to the Council Decision of 16 October 1978 appointing the members and alternates of the Advisory Committee on Vocational Training for the period ending on 15 October 1980,

Whereas one seat for a member of the above Committee in the government category has fallen vacant following the resignation of Mr Estgen, of which the Council was informed on 25 October 1979;

Having regard to the nomination submitted on 25 October 1979,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Paul Lenert is hereby appointed a member of the Advisory Committee on Vocational Training in place of Mr Estgen for the remainder of the latter's term of office, which runs until 15 October 1980.

Done at Brussels, 12 November 1979.

For the Council

The President

J. GIBBONS

⁽¹⁾ OJ No 190, 30. 12. 1963, p. 3090/63.

⁽²⁾ OJ No L 91, 12. 4. 1968, p. 26.

COUNCIL DECISION**of 12 November 1979****replacing a full member and an alternate member of the Committee of the European Social Fund****(79/963/EEC)**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Regulation (EEC) No 2396/71 ⁽¹⁾ concerning the European Social Fund,Having regard to the Rules of the Committee of the European Social Fund ⁽²⁾, as amended by the Council Decision of 9 April 1968 ⁽³⁾, and in particular Article 7 thereof,

Having regard to the Council Decision of 17 April 1978 appointing the members and alternate members of the Committee of the European Social Fund for the period ending on 16 April 1980,

Whereas one seat as full member and one seat as alternate member of the aforesaid Committee in the employers' representatives category have fallen vacant following the resignations of Mr Schade-Poulsen and Mrs Johansen, notified to the Council on 12 October 1979 ;

Having regard to the nominations submitted on 24 October 1979,

HAS DECIDED AS FOLLOWS :

Sole Article

Mrs Birte Johansen is hereby appointed full member and Mr Niels Jørgen Hansen alternate member of the Committee of the European Social Fund in place of Mr Schade-Poulsen and Mrs Johansen for the remainder of their term of office, which runs until 16 April 1980.

Done at Brussels, 12 November 1979.

*For the Council**The President*

J. GIBBONS

⁽¹⁾ OJ No L 249, 10. 11. 1971, p. 54.

⁽²⁾ OJ No 56, 31. 8. 1960, p. 1201/60.

⁽³⁾ OJ No L 91, 12. 4. 1968, p. 25.

COUNCIL DECISION**of 12 November 1979****appointing a full member and an alternate member of the Advisory Committee
on Social Security for Migrant Workers**

(79/964/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons and their families moving within the Community ⁽¹⁾, and in particular Article 82 thereof,

Having regard to the Council Decision of 15 October 1979 appointing the members and alternate members of the Advisory Committee on Social Security for Migrant Workers for the period ending 14 October 1981,

Whereas one seat as full member and one seat as alternate member of the aforesaid Committee in the employers' representatives category have fallen vacant following the resignations of Mr Christensen and Mrs Johansen, notified to the Council on 12 October 1979 ;

Having regard to the nominations submitted on 24 October 1979,

HAS DECIDED AS FOLLOWS :

Sole Article

Mrs Birte Johansen is hereby appointed full member and Mr Jørgen Tejlgaard Petersen alternate member of the Advisory Committee on Social Security for Migrant Workers in place of Mr Christensen and Mrs Johansen for the remainder of their term of office, which runs until 14 October 1981.

Done at Brussels, 12 November 1979.

*For the Council**The President*

J. GIBBONS

⁽¹⁾ OJ No L 149, 5. 7. 1971, p. 2.

COUNCIL DECISION
of 12 November 1979
appointing two members of the Economic and Social Committee
(79/965/EEC, Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 193 to 195 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Articles 165 to 167 thereof,

Having regard to the Convention on certain Institutions common to the European Communities, and in particular Article 5 thereof,

Having regard to the Council Decision of 19 September 1978 appointing the members of the Economic and Social Committee for the period ending on 18 September 1982,

Whereas two seats have become vacant on the Economic and Social Committee following the resignations of Mr Jenkins and Mr de Ferranti, which were notified to the Council on 15 May 1979 and 2 July 1979 respectively ;

Having regard to the nominations submitted on 5 November 1979,

Having obtained the opinion of the Commission of the European Communities,

HAS DECIDED AS FOLLOWS :

Sole Article

Mr Michael T. Walsh and Mr Michael Hicks-Beach are hereby appointed members of the Economic and Social Committee in place of Mr Jenkins and Mr de Ferranti for the remainder of their term of office, which runs until 18 September 1982.

Done at Brussels, 12 November 1979.

For the Council

The President

J. GIBBONS

COUNCIL DECISION
of 12 November 1979
appointing three members of the Economic and Social Committee
(79/966/EEC, Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 193 to 195 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Articles 165 to 167 thereof,

Having regard to the Convention on certain Institutions common to the European Communities, and in particular Article 5 thereof,

Having regard to the Council Decision of 19 September 1978 appointing the members of the Economic and Social Committee for the period ending on 18 September 1982,

Whereas three seats have become vacant on the Economic and Social Committee following the resignations of Mrs Baduel Glorioso and Messrs Bonaccini and Didò, which were notified to the Council on 10 July 1979;

Having regard to the nominations submitted on 23 October 1979,

Having obtained the opinion of the Commission of the European Communities,

HAS DECIDED AS FOLLOWS:

Sole Article

Messrs Cavazzuti, Masucci and Militello are hereby appointed members of the Economic and Social Committee in place of Mrs Baduel Glorioso and Messrs Bonaccini and Didò for the remainder of their term of office, which runs until 18 September 1982.

Done at Brussels, 12 November 1979.

For the Council

The President

J. GIBBONS

COUNCIL DIRECTIVE

of 12 November 1979

amending Directives 66/403/EEC, 70/457/EEC and 70/458/EEC on the marketing of seed potatoes, the common catalogue of varieties of agricultural plant species and the marketing of vegetable seed

(79/967/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas Member States may subdivide the categories of seed potatoes into grades satisfying different requirements; whereas it seems appropriate to provide that Community grades and their requirements may be established in an accelerated procedure; whereas in this respect it should be left to Member States to decide the extent to which they apply these grades to their own production;

Whereas the provisions of the common catalogues of varieties of agricultural plant species and of vegetable species permit Member States to allow in respect of their own territory a period for the disposal of seed or propagating materials of varieties whose acceptance has expired; whereas it is appropriate to provide for a disposal period at Community level in the case of seed or propagating materials of varieties which were listed in one of the two common catalogues;

Whereas, in order to improve the functioning of the system of the common catalogue of varieties of vegetable species, certain provisions relating to the acceptance of varieties at national level, to the names of varieties and to the exchange of information between the Member States should be adapted to internationally established rules, given the fact that certain provisions on the common catalogue of varieties of agricultural plant species have already been similarly adapted by Council Directive 79/692/EEC of 24 July 1979 amending Directives 66/401/EEC, 66/402/EEC, 70/458/EEC and 70/457/EEC on the marketing of fodder plant seed, cereal seed and vegetable seed and

on the common catalogue of varieties of agricultural plant species ⁽⁴⁾,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The following paragraph shall be added to Article 3 of Council Directive 66/403/EEC of 14 June 1966 on the marketing of seed potatoes ⁽⁵⁾, as last amended by Directive 78/816/EEC ⁽⁶⁾:

'3. For seed potatoes which have been officially certified, the following may be determined in accordance with the procedure laid down in Article 19:

- Community grades,
- the conditions applicable to such grades,
- designations applicable to such grades.

Member States may prescribe the extent to which they apply these Community grades in certifying their own production.'

Article 2

Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species ⁽⁷⁾, as last amended by Directive 79/692/EEC, is hereby amended as follows:

1. Article 14(2) shall be replaced by the following:

'2. Member States may, in respect of their own territory, allow a period for the certification and marketing of seed or propagating material up to 30 June of the third year at the most after expiry of the acceptance.

In the case of varieties that were listed pursuant to Article 15(1) in the common catalogue of varieties referred to in Article 18, the period which expires last among those granted by the various Member States of acceptance under the first subparagraph shall apply to marketing in all the Member States, provided that the seed or propagating material of the variety concerned has not been subject to any marketing restriction as regards the variety.'

⁽¹⁾ OJ No C 130, 3. 6. 1977, p. 2 and OJ No C 174, 21. 7. 1978, p. 8.

⁽²⁾ OJ No C 183, 1. 8. 1977, p. 64 and OJ No C 239, 9. 10. 1978, p. 54.

⁽³⁾ OJ No C 180, 28. 7. 1977, p. 29 and OJ No C 114, 7. 5. 1979, p. 26.

⁽⁴⁾ OJ No L 205, 13. 8. 1979, p. 1.

⁽⁵⁾ OJ No 125, 11. 7. 1966, p. 2320/66.

⁽⁶⁾ OJ No L 281, 6. 10. 1978, p. 18.

⁽⁷⁾ OJ No L 225, 12. 10. 1970, p. 1.

2. Article 18 shall be supplemented as follows :

'The published notice shall list those varieties for which a period has been applied in accordance with the second subparagraph of Article 14(2). This shall indicate the length of the period and, where appropriate, the Member States to which the period does not apply.'

Article 3

Council Directive 70/458/EEC of 29 September 1970 on the marketing of vegetable seed ⁽¹⁾, as last amended by Directive 79/692/EEC, is hereby amended as follows :

1. Article 5(1) shall be replaced by the following :

'1. A variety shall be regarded as distinct if, whatever the origin, artificial or natural, of the initial variation from which it has resulted, it is clearly distinguishable in one or more important characteristics from any other variety known in the Community.

The characteristics must be capable of precise recognition and of precise definition.

A variety in the Community shall be any variety which, at the time when the application for the acceptance of the variety to be assessed is duly made, is :

- either listed in the common catalogue of varieties of vegetable species or in the common catalogue of varieties of agricultural plant species,
- or, without being listed in one of those catalogues, has been accepted or has been submitted for acceptance in the Member State in question or in another Member State, either for certification and marketing, or for certification for other countries, or for checking as standard seed,

unless the aforementioned conditions are no longer fulfilled in all the Member States concerned before the decision on the application for acceptance of the variety to be assessed is taken.'

2. In the first subparagraph of Article 7(1) the following sentences shall be inserted after the second sentence :

'In order to establish distinctness, the growing trials shall include at least the available comparable varieties which are varieties known in the Community within the meaning of Article 5(1). For the purpose of applying Article 10, other available comparable varieties shall be included.'

3. Article 10(3) shall be replaced by the following :

'3. In taking into account the information available, Member States shall also ensure that a variety which is not clearly distinguishable :

- from a variety previously accepted in the Member State in question or in another Member State, or
- from another variety which has been assessed with regard to distinctness, stability and uniformity in accordance with rules corresponding to those of this Directive, without, however, being a variety known in the Community within the meaning of Article 5(1),

bears the name of that variety. This provision shall not apply if this name is likely to mislead or cause confusion concerning the variety in question, or if, pursuant to all the provisions of the Member State concerned governing the names of varieties, other facts prevent its utilization, or if the rights of third parties impede the free use of that name in connection with the variety in question.'

4. Former Article 10(3) shall become Article 10(4).

5. Article 11(1) shall be replaced by the following :

'1. Any application or withdrawal of an application for acceptance of a variety, any entry in a catalogue of varieties as well as any amendment thereto shall be notified forthwith to the other Member States and the Commission.'

6. The following Article shall be inserted :

'Article 13a

1. Member States shall ensure that any doubts which arise after the acceptance of a variety concerning the appraisal of its distinctness or of its name at the time of acceptance are removed.

2. Where, after acceptance of a variety, it is established that the condition concerning distinctness within the meaning of Article 5 was not fulfilled at the time of acceptance, acceptance shall be replaced by another decision or, where appropriate, a revocation, which conforms with this Directive.

By this other decision, the variety shall, with effect from the date of its initial acceptance, no longer be regarded as a variety known in the Community within the meaning of Article 5(1).

3. Where, after acceptance of a variety, it is established that its name within the meaning of Article 10 was not acceptable when the variety was accepted, the name shall be adapted in such a way that it conforms with this Directive. Member States may permit the previous name to be used temporarily as an additional name. The detailed arrangements in accordance with which the previous name may be used as an additional name may be laid down in accordance with the procedure provided for in Article 40.'

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 7.

7. Article 15(2) shall be replaced by the following :

'2. Member States may, in respect of their own territory, allow a period for certification, checking as standard seed and marketing of seed up to 30 June of the third year at the most after expiry of the acceptance.

In the case of varieties that were listed pursuant to Article 16(1) in the common catalogue of varieties referred to in Article 17, the period which expires last among those granted by the various Member States of acceptance under the first subparagraph shall apply to marketing in all the Member States, provided that the seed of the variety concerned has not been subject to any marketing restriction as regards the variety.'

8. Article 17 shall be supplemented as follows :

'The published notice shall list those varieties for which a period has been applied in accordance with the second subparagraph of Article 15(2). This list shall indicate the length of the period and, where appropriate, the Member States to which the period does not apply.'

Article 4

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply :

- with Article 1, on 1 January 1980,
- with the other provisions of this Directive, on 1 July 1982.

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 12 November 1979.

For the Council

The President

J. GIBBONS

COUNCIL DECISION

of 12 November 1979

adopting a multiannual research and development programme (1979 to 1982) for the European Economic Community in the field of the recycling of urban and industrial waste (secondary raw materials)

(79/968/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas, pursuant to Article 2 of the Treaty, the Community has as its task the promotion throughout the Community of a harmonious development of economic activities, a continuous and balanced expansion and an accelerated raising of the standard of living;

Whereas, in its resolution of 14 January 1974 on an initial outline programme of the European Communities in the field of science and technology ⁽⁴⁾, the Council stressed that appropriate use should be made of the whole range of available ways and means;

Whereas it is to the Community's advantage to reduce as far as possible its dependence on third countries for its supplies of raw materials; whereas waste recovery, recycling and re-use are ways of reducing that dependence;

Whereas, on 17 May 1977, the Council of the European Communities and the Representatives of the Governments of the Member States meeting within the Council, adopted a resolution on the continuation and implementation of a European Community policy and action programme on the environment ⁽⁵⁾, which calls in particular for a campaign against waste;

Whereas a Community research programme on secondary raw materials is likely to contribute effectively to the achievement of the abovementioned aims by helping to solve technical problems arising in the use of waste;

Whereas on 19 April 1977 the European Parliament adopted a resolution on the Community's raw material supplies;

Whereas the Treaty does not provide the specific powers necessary for this purpose;

Whereas the Scientific and Technical Research Committee (CREST) has given its opinion on the Commission proposal,

HAS DECIDED AS FOLLOWS:

Article 1

For a four year period from 1 November 1979 the Community shall carry out a research and development programme on the recycling of urban and industrial waste (secondary raw materials) as described in Annex I.

Article 2

The appropriations necessary to implement the programme, the amount of which shall be fixed at nine million European units of account, including the expenditure covering a staff of five employees, shall be entered in the budget of the European Communities.

The European unit of account is as defined in Article 10 of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽⁶⁾.

Article 3

The Commission shall ensure the implementation of the indirect actions and be responsible for the coordination of the activities the allocation of which is set out in Annex II. To assist it in these tasks, an Advisory Committee on a Multiannual Management Programme for Research and Development in Urban and Industrial Waste Recycling (secondary raw materials) (hereinafter referred to as 'the Committee') is hereby set up.

The Committee shall also assume the tasks laid down in Article 3 of Council Decision 78/384/EEC of 17

⁽¹⁾ OJ No C 233, 3. 10. 1978, p. 2 and OJ No C 81, 20. 3. 1979, p. 5.

⁽²⁾ OJ No C 6, 8. 1. 1979, p. 23.

⁽³⁾ OJ No C 128, 21. 5. 1979, p. 7.

⁽⁴⁾ OJ No C 7, 29. 1. 1974, p. 6.

⁽⁵⁾ OJ No C 139, 13. 6. 1977, p. 1.

⁽⁶⁾ OJ No L 356, 31. 12. 1977, p. 1.

April 1978 adopting a multiannual research and development programme (1978 to 1980) for the European Economic Community in the field of paper and board recycling (indirect action)⁽¹⁾.

The terms of reference and the composition of the Committee shall be defined in accordance with the Council resolution of 18 July 1977 on advisory committees on research programme management⁽²⁾.

Article 4

The programme shall be reviewed at the end of the second year; this review may result in a revision of the programme during the third year in accordance with the appropriate procedures after the Committee has been consulted. The European Parliament shall be informed of the results of the review.

Article 5

The information resulting from the execution of the indirect actions in the programme shall be disseminated in accordance with Council Regulation (EEC) No 2380/74 of 17 September 1974 adopting provisions for the dissemination of information relating to research programmes for the European Economic Community⁽³⁾.

Article 6

1. In accordance with a procedure to be laid down by the Commission in agreement with the Committee, the Member States taking part in coordination activities and the Community shall regularly exchange all useful information concerning the execution of the research covered by such activities. The Member States shall provide the Commission with all information relevant for coordination purposes. They shall also endeavour to provide the Commission with information on similar research planned or carried out by bodies which are not under their authority. Any information shall be treated as confidential if so requested by the Member State which provides it.

2. The Commission shall prepare annual progress reports on the basis of the information supplied, and

shall forward them to the Member States and the European Parliament.

3. At the end of the coordination period the Commission, in agreement with the Committee, shall forward to the Member States and the European Parliament a comprehensive report on the execution and results of the coordination activities. The Commission shall publish this report six months after it has been sent to the Member States, except where a Member State objects. In that case the report shall be forwarded, with the agreement of the Committee, solely to the institutions and undertakings which so request and whose research or production activities justify access to the results of the research covered by the coordinated activities. The Commission may make arrangements to ensure that the report remains confidential and is not divulged to third parties.

Article 7

1. In accordance with Article 228 of the Treaty, the Community may conclude cooperation agreements with third countries, in particular with those taking part in European cooperation in the field of scientific and technical research (COST), with a view to their association in the programme covered by this Decision.

2. The Commission is hereby authorized to negotiate with agreements referred to in paragraph 1. The agreements with third countries taking part in COST shall be negotiated in accordance with the conclusions approved by the Council on 18 July 1978, with regard to European cooperation in the field of scientific and technical research (COST).

Done at Brussels, 12 November 1979.

For the Council

The President

J. GIBBONS

⁽¹⁾ OJ No L 107, 21. 4. 1978, p. 12.

⁽²⁾ OJ No C 192, 11. 8. 1977, p. 1.

⁽³⁾ OJ No L 255, 20. 9. 1974, p. 1.

ANNEX I

RESEARCH AND DEVELOPMENT PROGRAMME

Research topics	Activities to be coordinated	Indirect Actions
RESEARCH AREA I		
Sorting of household waste		
1. Assessment of waste sorting projects	×	—
2. Methods for sampling and analysis of household waste	×	—
3. Evaluation of health hazards	×	—
4. Technology for the sorting of bulk waste	×	×
5. Materials recovery		
5.1. Paper	×	×
5.2. Plastics	×	×
5.3. Non-ferrous metals	×	—
6. Energy recovery	×	×
7. New collection and transport systems	×	—
RESEARCH AREA II		
Thermal treatment of waste		
1. Firing of waste derived fuel	See I.6.	See I.6.
2. Pyrolysis and gaseification	×	×
3. Recovery of metal and glass from residue	×	—
RESEARCH AREA III		
Fermentation and hydrolysis		
1. Anaerobic digestion	×	×
2. Carbohydrate hydrolysis	×	×
3. Composting	×	—
RESEARCH AREA IV ⁽¹⁾		
Recovery of rubber waste		
1. Retreading	×	—
2. Size reduction	×	—
3. Reclaiming and recycling of rubber powder	×	—
4. Pyrolysis	×	—

Allocation of resources for the guidance of the Commission and the Committee for the execution of the programme :

I	45 % — 50 %
II	15 % — 25 %
III	20 % — 40 %
IV ⁽¹⁾	5 % — 15 %

⁽¹⁾ The possibility of indirect actions in this area will be reviewed in the light of experience. If such actions are decided upon the minimum allocation for research area IV will need to be raised to 10 %

ANNEX II

ACTIVITIES TO BE COORDINATED
PARTICIPATION OF THE MEMBER STATES PER RESEARCH TOPIC

Research topics	Allocation of activities to be coordinated							
	B/L	DK	D	F	IRL	I	NL	UK
RESEARCH AREA I								
Sorting of household waste								
1. Assessment of waste sorting projects	x		x		x	x	x	x
2. Methods for sampling and analysis of household waste	x	x	x	x	x	x	x	x
3. Evaluation of health hazards			x		x	x		x
4. Technology for the sorting of bulk waste	x	x	x			x	x	
4.1. Air classification				x		x		
4.2. Comminution-Liberation				x		x		x
4.3. Novel separation techniques				x		x		
5. Materials recovery						x	x	
5.1. Paper	x		x	x		x	x	
5.2. Plastics	x	x	x	x		x	x	
5.3. Non-ferrous metals	x		x	x		x	x	
6. Energy recovery	x		x		x	x	x	
7. New collection and transport systems			x			x	x	
RESEARCH AREA II								
Thermal treatment of waste								
1. Firing of waste derived fuel	x		x		x	x	x	
2. Pyrolysis and gaseification	x		x			x	x	x
3. Recovery of metal and glass from residue	x		x	x		x	x	
RESEARCH AREA III								
Fermentation and hydrolysis								
1. Anaerobic digestion	x	x	x	x	x	x		x
2. Carbohydrate hydrolysis	x	x	x		x	x		x
3. Composting	x	x	x	x		x		x
RESEARCH AREA IV								
Recovery of rubber waste								
1. Retreading		x	x	x		x	x	
2. Size reduction			x	x		x	x	
3. Reclaiming and recycling of rubber powder			x	x		x	x	
4. Pyrolysis	x		x			x	x	

NOTICE TO READERS

As a result of the increase in production costs, the prices for the calendar year 1980 of subscriptions to the Official Journal and its Supplement, have been determined as follows :

Official Journal L + C : Bfrs 4 000 / £ 61 / £Irl 66.40

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