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Contents

I *Acts whose publication is obligatory*

Commission Regulation (EEC) No 1274/85 of 20 May 1985 fixing the import levies on cereals and on wheat or rye flour, groats and meal	1
Commission Regulation (EEC) No 1275/85 of 20 May 1985 fixing the premiums to be added to the import levies on cereals, flour and malt	3
Commission Regulation (EEC) No 1276/85 of 20 May 1985 amending Regulation (EEC) No 569/85 increasing to 106 000 tonnes the quantity of barley held by the Irish intervention agency for which a standing invitation to tender for export has been opened	5
Commission Regulation (EEC) No 1277/85 of 20 May 1985 opening an invitation to tender for the sale for export of baled tobacco held by the Greek intervention agency	7
Commission Regulation (EEC) No 1278/85 of 20 May 1985 opening an invitation to tender for the sale for export of baled tobacco held by the Italian intervention agency	9
Commission Regulation (EEC) No 1279/85 of 20 May 1985 opening a standing invitation to tender for the export of 40 000 tonnes of durum wheat held by the Greek intervention agency	11
Commission Regulation (EEC) No 1280/85 of 20 May 1985 on the issue of import licences for high-quality fresh, chilled or frozen beef and veal	13
Commission Regulation (EEC) No 1281/85 of 20 May 1985 introducing a counter-vailing charge on apples originating in Poland	14
Commission Regulation (EEC) No 1282/85 of 20 May 1985 introducing a counter-vailing charge on tomatoes originating in Morocco	16

(Continued overleaf)

Contents (continued)

Commission Regulation (EEC) No 1283/85 of 20 May 1985 abolishing the counter- vailing charge on courgettes originating in Spain	18
Commission Regulation (EEC) No 1284/85 of 20 May 1985 fixing the import levies on white sugar and raw sugar	19
Commission Regulation (EEC) No 1285/85 of 20 May 1985 altering the import levies on products processed from cereals and rice	20
Commission Regulation (EEC) No 1286/85 of 20 May 1985 fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 29 April to 5 May 1985	22

II Acts whose publication is not obligatory

European Parliament

85/258/ECSC, EEC, Euratom :

- ★ **Decision of the European Parliament of 16 April 1985 on the discharge
granted to the Commission in respect of the implementation of the budget
of the European Communities for the 1983 financial year concerning
Sections I — Parliament, II — Council, III — Commission, IV — Court of
Justice, V — Court of Auditors** 24

**Resolution embodying comments forming part of the decision granting a discharge
to the Commission in respect of the implementation of the budget of the European
Communities for the 1983 financial year** 26

85/259/EEC :

- ★ **Decision of the European Parliament of 16 April 1985 on the discharge
granted to the Management Board of the European Centre for the Develop-
ment of Vocational Training in respect of the implementation of its appro-
priations for the 1983 financial year** 35

85/260/EEC :

- ★ **Decision of the European Parliament of 16 April 1985 on the discharge
granted to the Administrative Board of the European Foundation for the
Improvement of Living and Working Conditions in respect of the imple-
mentation of its appropriations for the 1983 financial year** 36

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1274/85

of 20 May 1985

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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 3131/84⁽⁵⁾ and subsequent amending Regulations;

Whereas, if the levy system is to operate normally, levies 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 central rate, multiplied by the coefficient

provided for in Article 2b (2) of Regulation (EEC) No 974/71⁽⁶⁾, as last amended by Regulation (EEC) No 855/84⁽⁷⁾,

- 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, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 17 May 1985;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 3131/84 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 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 293, 10. 11. 1984, p. 1.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 20 May 1985 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)		
CCT heading No	Description	Levies
10.01 B I	Common wheat, and meslin	99,54
10.01 B II	Durum wheat	142,75 ⁽¹⁾ ⁽²⁾
10.02	Rye	93,07 ⁽⁶⁾
10.03	Barley	92,68
10.04	Oats	77,19
10.05 B	Maize, other than hybrid maize for sowing	81,26 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	62,11 ⁽⁴⁾
10.07 C	Grain sorghum	99,17 ⁽⁴⁾
10.07 D I	Triticale	⁽⁷⁾
10.07 D II	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	154,89
11.01 B	Rye flour	145,84
11.02 A I a)	Durum wheat groats and meal	235,84
11.02 A I b)	Common wheat groats and meal	164,48

⁽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⁾ In accordance with Regulation (EEC) No 486/85 the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

⁽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.

⁽⁷⁾ The levy applicable to rye shall be charged on imports of the product falling within subheading 10.07 D I (triticale).

COMMISSION REGULATION (EEC) No 1275/85

of 20 May 1985

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 1018/84 ⁽²⁾, and in particular
Article 15 (6) thereof,

Having regard to Council Regulation No 129 on the
value of the unit of account and the exchange rates to
be applied for the purposes of the common agricul-
tural policy ⁽³⁾, as last amended by Regulation (EEC)
No 2543/73 ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
2222/84 ⁽⁵⁾ and subsequent amending Regulations;

Whereas, if the levy system is to operate normally,
levies 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 central rate, multiplied by the coefficient
provided for in Article 2b (2) of Regulation (EEC)

No 974/71 ⁽⁶⁾, as last amended by Regulation (EEC)
No 855/84 ⁽⁷⁾,

- 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, and the aforesaid coeffi-
cient;

Whereas these exchange rates being those recorded on
17 May 1985;

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 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 205, 1. 8. 1984, p. 4.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 20 May 1985 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 5	1st period 6	2nd period 7	3rd period 8
10.01 B I	Common wheat, and meslin	0	1,46	1,46	2,59
10.01 B II	Durum wheat	0	0,66	0,66	1,99
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	1,33	1,33	1,33
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
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	2,05	2,05	3,63

B. Malt

CCT heading No	Description	(ECU/tonne)				
		Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	2,60	2,60	4,61	4,61
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	1,94	1,94	3,44	3,44
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 1276/85

of 20 May 1985

amending Regulation (EEC) No 569/85 increasing to 106 000 tonnes the quantity of barley held by the Irish intervention agency for which a standing invitation to tender for export has been opened

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 1018/84 ⁽²⁾, and in particular
Article 7 (5) thereof,

Having regard to Commission Regulation (EEC) No
1836/82 of 7 July 1982 laying down the procedure
and conditions for the disposal of cereals held by the
intervention agencies ⁽³⁾,

Whereas Commission Regulation (EEC) No 569/85 ⁽⁴⁾,
as last amended by Regulation (EEC) No 1019/85 ⁽⁵⁾,
opened a standing invitation to tender for the export
of 91 000 tonnes of barley held by the Irish interven-
tion agency; whereas, in a communication of 6 May
1985, Ireland informed the Commission of the inten-
tion of its intervention agency to increase by 15 000
tonnes the quantity for which a standing invitation to
tender for export has been opened; whereas the total
quantity of barley held by the Irish intervention
agency for which a standing invitation to tender for
export has been opened should be increased to
106 000 tonnes;

Whereas this increase in the quantity put out to tender
makes it necessary to alter the list of regions and
quantities in store; whereas Annex I to Regulation
(EEC) No 569/85 must therefore be amended;

Whereas the last partial invitation to tender under
Regulation (EEC) No 569/85 should be postponed;

Whereas the measures provided for in this Regulation
are in accordance with the opinion of the Management
Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EEC) No 569/85 is replaced
by the following:

Article 2

1. The invitation to tender shall relate to a maximum quantity of 106 000 tonnes of barley to be exported to all third countries.
2. The regions in which the 106 000 tonnes of barley are stored are listed in Annex I.

Article 2

Annex I to Regulation (EEC) No 569/85 is replaced by the Annex hereto.

Article 3

Article 4 of Regulation (EEC) No 569/85 is replaced by the following:

Article 4

1. The time limit for submission of tenders under the first partial invitation to tender shall expire on 20 March 1985 at 1 p.m. (Brussels time).
2. The time limit for submission of tenders under the subsequent partial invitations to tender shall expire each Wednesday at 1 p.m. (Brussels time).
3. The last partial invitation to tender shall expire on 26 June 1985.
4. The tenders shall be lodged with the Irish intervention agency.

Article 4

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No L 202, 9. 7. 1982, p. 23.

⁽⁴⁾ OJ No L 65, 6. 3. 1985, p. 11.

⁽⁵⁾ OJ No L 110, 23. 4. 1985, p. 7.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

ANNEX I

(tonnes)	
Place of storage	Quantity
Carlow	10 800
Cork	9 822
Dublin	600
Kildare	18 800
Kilkenny	13 700
Laois	3 725
Offaly	6 830
Tipperary	1 200
Waterford	500
Westmeath	4 540
Wexford	24 400
Wicklow	6 900
Louth	4 260

COMMISSION REGULATION (EEC) No 1277/85

of 20 May 1985

opening an invitation to tender for the sale for export of baled tobacco held by
the Greek intervention agency

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 727/70
of 21 April 1970 on the common organization of the
market in raw tobacco ⁽¹⁾, as last amended by Regula-
tion (EEC) No 1461/82 ⁽²⁾, and in particular Article 7
(4) thereof,

Whereas Commission Regulation (EEC) No
3389/73 ⁽³⁾, as last amended by Regulation (EEC) No
313/79 ⁽⁴⁾, lays down the procedure and conditions for
the sale of tobacco held by intervention agencies;

Whereas, on account of the problems caused by the
storage of baled tobacco, and in particular the costs of
storage, an invitation to tender should be opened for
the sale of the tobacco in lots; whereas this tobacco
should be intended for export, without refund;

Whereas payment for all these lots is made before the
tobacco is removed; whereas it should be provided
that, at the request of the successful tenderer, the secu-
rity should be released progressively as the quantities
of tobacco are exported;

Whereas the measures provided for in this Regulation
are in accordance with the opinion of the Management
Committee for Tobacco,

HAS ADOPTED THIS REGULATION:

Article 1

Four lots of baled raw tobacco from the 1982 harvest,
held by the Greek intervention agency, with a total
weight of 4 246 018 kilograms divided by varieties as
shown in the Annex hereto, shall be sold for export.

Article 2

The sale shall take place in accordance with the
tendering procedure provided for in Regulation (EEC)
No 3389/73.

Article 3

The deadline for the submission of tenders at the
headquarters of the Commission of the European
Communities shall be at 12 noon, local time, on 18
July 1985.

Article 4

The closing date referred to in Article 9 (1) of Regula-
tion (EEC) No 3389/73 for removal of the tobacco by
the successful tenderer shall be:

- (a) at the end of the fourth month following the date
of publication of the result of the tendering proce-
dure in the *Official Journal of the European
Communities*, in respect of at least one-third of the
lots;
- (b) at the end of the sixth month following the said
date for the remaining tobacco.

Article 5

1. The security specified in Article 5 of Regulation
(EEC) No 3389/73 must be lodged with and by the
Ypiresia Diachirisis Agoron Georgikon Proionton
(YDAGEP) Acharnon 5, GR-Athens 108.

2. The Commission shall inform the relevant inter-
vention agency forthwith of the result of the sale by
tender. The agency shall immediately release the secu-
rities of tenderers whose tenders were inadmissible or
who were unsuccessful.

Save as otherwise provided in the second subparagraph
of Article 7 of Regulation (EEC) No 3389/73, the secu-
rities of the successful tenderer or tenderers shall be
released once the conditions laid down in Article 7 (c)
of that Regulation have been fulfilled.

3. On application by the person concerned, the
security shall be released by instalments in proportion
to the quantities of tobacco in respect of which the
proof referred to in Article 7 (c) of the said Regulation
has been furnished.

Article 6

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

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 1.

⁽²⁾ OJ No L 164, 14. 6. 1982, p. 27.

⁽³⁾ OJ No L 345, 15. 12. 1973, p. 47.

⁽⁴⁾ OJ No L 43, 20. 2. 1979, p. 5.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

Lot No	Variety	Harvest	Weight (kilograms)
1	Kaba Koulak classic	1982	760 417
2	Kaba Koulak non classic Basma Virginia	1982	814 141
3	Tsebelia	1982	1 597 077
4	Mavra	1982	1 074 383
Total			4 246 018

COMMISSION REGULATION (EEC) No 1278/85

of 20 May 1985

opening an invitation to tender for the sale for export of baled tobacco held by
the Italian intervention agency

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 727/70
of 21 April 1970 on the common organization of the
market in raw tobacco ⁽¹⁾, as last amended by Regula-
tion (EEC) No 1461/82 ⁽²⁾, and in particular Article 7
(4) thereof,

Whereas Commission Regulation (EEC) No
3389/73 ⁽³⁾, as last amended by Regulation (EEC) No
313/79 ⁽⁴⁾, lays down the procedure and conditions for
the sale of tobacco held by intervention agencies;

Whereas, on account of the problems caused by the
storage of baled tobacco, and in particular the costs of
storage, an invitation to tender should be opened for
the sale of the tobacco in lots; whereas this tobacco
should be intended for export, without refund;

Whereas payment for all these lots is made before the
tobacco is removed; whereas it should be provided
that, at the request of the successful tenderer, the secu-
rity should be released progressively as the quantities
of tobacco are exported;

Whereas the measures provided for in this Regulation
are in accordance with the opinion of the Management
Committee for Tobacco,

HAS ADOPTED THIS REGULATION:

Article 1

Three lots of baled raw tobacco from the 1982 harvest,
held by the Italian intervention agency, with a total
weight of 4 137 365 kilograms divided by varieties as
shown in the Annex hereto, shall be sold for export.

Article 2

The sale shall take place in accordance with the
tendering procedure provided for in Regulation (EEC)
No 3389/73.

Article 3

The deadline for the submission of tenders at the
headquarters of the Commission of the European
Communities shall be at 12 noon, local time, on 19
July 1985.

Article 4

The closing date referred to in Article 9 (1) of Regula-
tion (EEC) No 3389/73 for removal of the tobacco by
the successful tenderer shall be:

- (a) at the end of the fourth month following the date
of publication of the result of the tendering proce-
dure in the *Official Journal of the European
Communities*, in respect of at least one-third of the
lots;
- (b) at the end of the sixth month following the said
date for the remaining tobacco.

Article 5

1. The security specified in Article 5 of Regulation
(EEC) No 3389/73 must be lodged with and by the
Azienda di Stato per gli interventi nel mercato agri-
colo, sezione specializzata per il tabacco (AIMA), via
Duccio Galimberti 47, 00136 I-Roma.

2. The Commission shall inform the relevant inter-
vention agency forthwith of the result of the sale by
tender. The agency shall immediately release the secu-
rities of tenderers whose tenders were inadmissible or
who were unsuccessful.

Save as otherwise provided in the second subparagraph
of Article 7 of Regulation (EEC) No 3389/73, the secu-
rities of the successful tenderer or tenderers shall be
released once the conditions laid down in Article 7 (c)
of that Regulation have been fulfilled.

3. On application by the person concerned, the
security shall be released by instalments in proportion
to the quantities of tobacco in respect of which the
proof referred to in Article 7 (c) of the said Regulation
has been furnished.

Article 6

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

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 1.

⁽²⁾ OJ No L 164, 14. 6. 1982, p. 27.

⁽³⁾ OJ No L 345, 15. 12. 1973, p. 47.

⁽⁴⁾ OJ No L 43, 20. 2. 1979, p. 5.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

Lot No	Variety	Harvest	Weight (kilograms)
1	Beneventano	1982	39 600
	Forchheimer Havanna	1982	962 325
	Badischer Geudertheimer	1982	416 323
	Kentucky	1982	208 012
			<u>1 626 260</u>
2	Forchheimer Havanna	1982	1 067 507
	Badischer Geudertheimer	1982	44 540
			<u>1 112 047</u>
3	Forchheimer Havanna	1982	1 399 058
Total			4 137 365

COMMISSION REGULATION (EEC) No 1279/85

of 20 May 1985

opening a standing invitation to tender for the export of 40 000 tonnes of durum wheat held by the Greek intervention agency

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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 7 (5) thereof,

Whereas Article 3 of Council Regulation (EEC) No 2738/75 of 29 October 1975 laying down general rules for intervention on the market in cereals⁽³⁾ provides that cereals held by the intervention agencies shall be disposed of by invitation to tender;

Whereas Commission Regulation (EEC) No 1836/82⁽⁴⁾ lays down the procedure and conditions for the disposal of cereals held by intervention agencies;

Whereas there are considerable stocks of durum wheat held by intervention agencies and it is currently opportune to dispose of durum wheat on the world market; whereas 40 000 tonnes of durum wheat held by the Greek intervention agency may be put up for sale for export to third countries;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The Greek intervention agency may, on the conditions laid down in Regulation (EEC) No 1836/82, open a standing invitation to tender for the export of 40 000 tonnes of durum wheat held by it.

Article 2

1. The invitation to tender shall cover a maximum of 40 000 tonnes of durum wheat to be exported to all third countries.

2. The regions in which the 40 000 tonnes of durum wheat are stored are given in Annex I to this Regulation.

Article 3

The export licences shall be valid from their date of issue, within the meaning of Article 9 of Regulation (EEC) No 1836/82, until the end of the second month following.

Article 4

1. The time limit for submission of tenders under the first partial invitation to tender shall expire on 5 June 1985 at 12 noon (Brussels time).

2. The time limit for submission of tenders under the subsequent partial invitations to tender shall expire each Wednesday at 12 noon (Brussels time).

3. The last partial invitation to tender shall expire on 26 June 1985.

4. The tenders shall be lodged with the Greek intervention agency.

Article 5

1. The Greek intervention agency shall notify the Commission of the tenders received not later than two hours after expiry of the time limit for the submission thereof. Notification shall be given as specified in the table in Annex II to this Regulation.

2. It will keep an extra sample of each lot to be available for the Commission which will be taken and sealed in the presence of the successful tenderer or his representative.

Article 6

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 9. 1984, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 49.

⁽⁴⁾ OJ No L 202, 9. 7. 1982, p. 23.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESSEN

Member of the Commission

ANNEX I

<i>(tonnes)</i>	
Place of storage	Quantity
Alexandroupoli	2 800
Anthia	200
Komotini	5 000
Kallikratia	2 370
Elanomi	2 780
Vasilika	1 760
Messimvria	1 090
Thessaloniki	5 000
Giannitsa	3 000
Kilkis	400
Kristoni	5 000
Galliko	1 600
Thiba	5 000
Livadia	4 000

ANNEX II

Standing invitation to tender for the export of 40 000 tonnes of durum wheat held by the Greek intervention agency

(Regulation (EEC) No 1279/85)

1	2	3	4	5	6	7
Tender No	Consignment No	Quantity (tonnes)	Offer price (ECU/tonne)	Price increases (+) or reductions (—) (ECU/tonne)	Commercial costs (ECU/tonne)	Destination
1						
2						
3						
etc.						

COMMISSION REGULATION (EEC) No 1280/85

of 20 May 1985

on the issue of import licences for high-quality fresh, chilled or frozen beef and veal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 106/85 of 14 January 1985 opening a Community tariff quota for high-quality fresh, chilled or frozen beef and veal falling within subheadings 02.01 A II a) and 02.01 A II b) of the Common Customs Tariff⁽¹⁾, and in particular Article 2 thereof,

Whereas Commission Regulation (EEC) No 142/85 of 18 January 1985 laying down detailed rules for the application of import arrangements provided for by Regulations (EEC) No 106/85 and (EEC) No 3688/84 in the beef and veal sector⁽²⁾, as amended by Regulation (EEC) No 951/85⁽³⁾, provides in Article 7, that applications for and the issue of import licences for the meat referred to in Article 1 (1) (d) thereof are to be effected in accordance with the provisions of Articles 12 and 15 of Regulation (EEC) No 2377/80 on special detailed rules for the application of the system of import and export licences in the beef and veal sector⁽⁴⁾, as last amended by Regulation (EEC) No 552/85⁽⁵⁾;

Whereas Article 1 (1) (d) of Regulation (EEC) No 142/85 fixes the amount of high-quality fresh, chilled or frozen beef and veal originating in and imported

from the United States of America and Canada which may be imported on special terms in 1985 at 10 000 tonnes;

Whereas the applications received in May 1985 cover quantities less than the quota available; whereas, therefore, these applications can be met in full,

HAS ADOPTED THIS REGULATION:

Article 1

All applications for import licences in respect of May 1985 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 1 (1) (d) of Regulation (EEC) No 142/85 are hereby met in full.

Article 2

Applications for licences in respect of the meat referred to in Article 1 may be entered in accordance with Articles 12 and 15 of Regulation (EEC) No 2377/80 during the first 10 days of June 1985, the total quantity available being 9 769 tonnes.

Article 3

This Regulation shall enter into force on 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 14, 17. 1. 1985, p. 3.

⁽²⁾ OJ No L 16, 19. 1. 1985, p. 14.

⁽³⁾ OJ No L 102, 12. 4. 1985, p. 14.

⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁵⁾ OJ No L 63, 2. 3. 1985, p. 13.

COMMISSION REGULATION (EEC) No 1281/85

of 20 May 1985

introducing a countervailing charge on apples originating in Poland

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 1332/84⁽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 0,6 ECU 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 1879/84 of 2 July 1984 fixing for the 1984/85 marketing year the reference prices for apples⁽³⁾ fixed the reference price for products of class I for May 1985 at 54,59 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 representative 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 Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regula-

tion (EEC) No 3110/83⁽⁵⁾, the prices to be taken into consideration must be recorded on the representative markets or, in certain circumstances, on other markets;

Whereas, for Polish apples, the entry price calculated in this way has remained at least 0,6 ECU below the reference price for two consecutive market days; whereas a countervailing charge should therefore be introduced for these apples;

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 central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71⁽⁶⁾, as last amended by Regulation (EEC) No 855/84⁽⁷⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 9,28 ECU per 100 kilograms net is applied to apples (subheading 08.06 A II of the Common Customs Tariff) originating in Poland.

Article 2

This Regulation shall enter into force on 22 May 1985.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No L 176, 3. 7. 1984, p. 19.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 303, 5. 11. 1983, p. 5.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 1282/85

of 20 May 1985

introducing a countervailing charge on tomatoes originating in Morocco

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 1332/84⁽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 0,6
ECU below the reference price for two consecutive
market days, a countervailing charge must be intro-
duced 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 751/85 of
22 March 1985 fixing for the 1985 marketing year the
reference prices for tomatoes⁽³⁾ fixed the reference
price for products of class I for the month of May
1985 at 134,69 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 3110/83⁽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 coefficient fixed in the second indent of
Article 1 (2) of Regulation (EEC) No 751/85;

Whereas, for Moroccan tomatoes the entry price calcu-
lated in this way has remained at least 0,6 ECU below
the reference price for two consecutive 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 central rate, multiplied by the coefficient
provided for in Article 2b (2) of Regulation (EEC)
No 974/71⁽⁶⁾, as last amended by Regulation (EEC)
No 855/84⁽⁷⁾,
- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each of
these currencies recorded over a given period in
relation to the Community currencies referred to
in the previous indent, and the aforesaid coeffi-
cient,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 9,05 ECU per 100 kilo-
grams net is applied to tomatoes (subheading 07.01 M
of the Common Customs Tariff) originating in
Morocco.

Article 2

This Regulation shall enter into force on 22 May 1985.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No L 81, 23. 3. 1985, p. 20.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 303, 5. 11. 1983, p. 5.

⁽⁶⁾ JO No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ JO No L 90, 1. 4. 1984, p. 1.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 1283/85**of 20 May 1985****abolishing the countervailing charge on courgettes 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 1332/84⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 1234/85 of 13 May 1985⁽³⁾ introduced a countervailing charge on courgettes originating in Spain;

Whereas the present trend of prices for these products on the representative markets referred to in Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 3110/83⁽⁵⁾, recorded or calculated in accordance with the provisions of Article 5 of that Regula-

tion, indicates that the application of the first subparagraph of Article 26 (1) of Regulation (EEC) No 1035/72 would result in the countervailing charge being fixed at zero; whereas the conditions specified in the second indent of Article 26 (1) of Regulation (EEC) No 1035/72 are therefore fulfilled and the countervailing charge on imports of these products originating in Spain can be abolished,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1234/85 is hereby repealed.

Article 2

This Regulation shall enter into force on 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No L 128, 14. 5. 1985, p. 5.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 303, 5. 11. 1983, p. 5.

COMMISSION REGULATION (EEC) No 1284/85
of 20 May 1985
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 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector⁽¹⁾, as last amended by Regulation (EEC) No 606/82⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1854/84⁽³⁾, as last amended by Regulation (EEC) No 1261/85⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1854/84 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 16 (1) of Regulation (EEC) No 1785/81 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 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

- ⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.
⁽²⁾ OJ No L 74, 18. 3. 1982, p. 1.
⁽³⁾ OJ No L 172, 30. 6. 1984, p. 53.
⁽⁴⁾ OJ No L 130, 16. 5. 1985, p. 47.

ANNEX

to the Commission Regulation of 20 May 1985 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar : flavoured or coloured sugar	48,04
	B. Raw sugar	45,26 ⁽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 1285/85

of 20 May 1985

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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 1025/84⁽⁴⁾, and in particular Article 12 (4) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽⁵⁾, as last amended by Regulation (EEC) No 2543/73⁽⁶⁾, and in particular Article 3 thereof,

Having regard to the advice of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Regulation (EEC) No 1079/85⁽⁷⁾, as last amended by Regulation (EEC) No 1262/85⁽⁸⁾;

Whereas Council Regulation (EEC) No 1027/84 of 31 March 1984⁽⁹⁾ amended Regulation (EEC) No 2744/75⁽¹⁰⁾ as regards products falling within sub-heading 23.02 A of the Common Customs Tariff;

Whereas, if the levy system is to operate normally, levies 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 central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71⁽¹¹⁾ as last amended by Regulation (EEC) No 855/84⁽¹²⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 17 May 1985;

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⁽¹³⁾ 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, as last amended by Regulation (EEC) No 1027/84, as fixed in the Annex to amended Regulation (EEC) No 1079/85 are hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 May 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 107, 19. 4. 1984, p. 13.

⁽⁵⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁶⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁷⁾ OJ No L 114, 27. 4. 1985, p. 20.

⁽⁸⁾ OJ No L 130, 16. 5. 1985, p. 48.

⁽⁹⁾ OJ No L 107, 19. 4. 1984, p. 15.

⁽¹⁰⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽¹¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽¹²⁾ OJ No L 90, 1. 4. 1984, p. 1.

⁽¹³⁾ OJ No L 168, 25. 6. 1974, p. 7.

ANNEX

to the Commission Regulation of 20 May 1985 altering the import levies on products processed from cereals and rice

(ECU/tonne)

CCT heading No	Import levies	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 B II a) ⁽²⁾	136,53	133,51
11.02 C I ⁽²⁾	163,63	160,61
11.02 D I ⁽²⁾	105,41	102,39
11.02 E II a) ⁽²⁾	186,72	180,68
11.02 F I ⁽²⁾	186,72	180,68
11.02 G I	81,33	75,29
11.07 A I a)	189,56	178,68
11.07 A I b)	144,39	133,51
11.08 A III	180,25	159,70
11.09	471,70	290,36
23.02 A I a)	44,60	38,60
23.02 A I b)	88,72	82,72
23.02 A II a)	44,60	38,60
23.02 A II b)	88,72	82,72

⁽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 polarimetric 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.

COMMISSION REGULATION (EEC) No 1286/85

of 20 May 1985

fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 29 April to 5 May 1985

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1063/84 of 16 April 1984 on the granting of a premium for the slaughter of certain adult bovine animals in the United Kingdom during the 1984/85 marketing year⁽¹⁾, and in particular Article 5 thereof,

Whereas, under Article 3 of Regulation (EEC) No 1063/84, an amount equivalent to the amount of the variable slaughter premium granted in the United Kingdom is levied on meat and meat preparations from animals on which it has been paid, when they are consigned to other Member States or to non-member countries;

Whereas, under Article 7 (1) of Commission Regulation (EEC) No 1355/84 of 16 May 1984 laying down detailed rules for the application of the premium for the slaughter of certain adult bovine animals for slaughter in the United Kingdom during the 1984/85 marketing year⁽²⁾, as amended by Regulation (EEC) No 2018/84⁽³⁾, the amounts to be charged on departure from the territory of the United Kingdom of the

products listed in the Annex to the said Regulation must be fixed each week by the Commission;

Whereas, accordingly, the amounts to be levied on products which left the United Kingdom during the week 29 April to 5 May 1985 should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 3 of Regulation (EEC) No 1063/84, the amounts to be levied on the products referred to in Article 7 (1) of Regulation (EEC) No 1355/84 which left the territory of the United Kingdom during the week 29 April to 5 May 1985 shall be those set out in the Annex.

Article 2

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

It shall apply with effect from 29 April 1985.

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

Done at Brussels, 20 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 105, 18. 4. 1984, p. 1.

⁽²⁾ OJ No L 131, 17. 5. 1984, p. 19.

⁽³⁾ OJ No L 187, 14. 7. 1984, p. 46.

ANNEX

Amounts to be levied on products which left the territory of the United Kingdom during
the week 29 April to 5 May 1985

(ECU/100 kg net weight)

CCT heading No	Description	Amount
1	2	3
ex 02.01 A II a) and ex 02.01 A II b)	Meat of adult bovine animals, fresh, chilled or frozen :	
	1. Carcases, half-carcases or 'compensated' quarters	26,26474
	2. Separated or unseparated forequarters	21,01179
	3. Separated or unseparated hindquarters	31,51769
	4. Other :	
	aa) Unboned (bone-in)	21,01179
	bb) Boned or boneless	35,98269
ex 02.06 C I a)	Meat salted, in brine, dried or smoked, of adult bovine animals :	
	1. Unboned (bone-in)	21,01179
	2. Boned or boneless	29,94180
ex 16.02 B III b) 1	Other prepared or preserved meat or meat offal, containing meat or offal of adult bovine animals :	
	aa) Uncooked ; mixtures of cooked meat or offal and uncooked meat or offal :	
	11. Containing 80 % or more by weight of beef meat excluding offals and fat	29,94180
	22. Other	21,01179

II

(Acts whose publication is not obligatory)

EUROPEAN PARLIAMENT

DECISION OF THE EUROPEAN PARLIAMENT

of 16 April 1985

on the discharge granted to the Commission in respect of the implementation of the budget of the European Communities for the 1983 financial year concerning Sections I — Parliament, II — Council, III — Commission, IV — Court of Justice, V — Court of Auditors

(85/258/ECSC, EEC, Euratom)

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the ECSC, and in particular Article 78g thereof,
- having regard to the Treaty establishing the EEC, and in particular Article 206b thereof,
- having regard to the Treaty establishing the EAEC, and in particular Article 180b thereof,
- having regard to the budget and the two amending and supplementary budgets for the 1983 financial year,
- having regard to the revenue and expenditure account and the balance sheet relating to the 1983 financial year,
- having regard to the report of the Court of Auditors concerning the 1983 financial year and the replies of the institutions to the report ⁽¹⁾,
- having regard to the Council recommendation on the granting of a discharge to the Commission (Doc. C 2-3/85),
- having regard to the report of the Committee on Budgetary Control, the annexed working documents on the various Community policy sectors and the opinions of the Committee on Agriculture, Fisheries and Food ; Committee on Energy, Research and Technology ; Committee on Social Affairs and Employment ; Committee on Regional Policy and Regional Planning ; Committee on the Environment, Public Health and Consumer Protection ; Committee on Youth, Culture, Education, Information and Sport ; Committee on Development and Cooperation and Committee on Women's Rights (Doc. A 2-10/85),

1. Grants discharge to the Commission in respect of the implementation of the 1983 budget on the basis of the following amounts :

⁽¹⁾ OJ No C 348, 31. 12. 1984.

A. Revenue and expenditure for the financial year 1983

1. Revenue	(ECU)
Revenue for the year 1983	24 765 506 220
Carryovers from 1982 which have lapsed	302 061 138
Exchange gains	47 947 118
Total	25 115 514 476
2. Expenditure	(ECU)
Payments made for the year	23 101 563 603
Appropriations carried over to 1984	1 706 775 258
Unused balance to be repaid	70 766
Total	24 808 409 627
3. Balance for the year (1-2)	307 104 849

B. Balance sheet at 31 December 1983

Assets	(ECU)
Fixed assets	9 623 277 814
Inventories	27 554 032
Current assets	251 609 588
Cash accounts	3 338 525 231
Prepaid expenses	166 621 719
Total	13 407 588 384
Liabilities	
Fixed capital	10 487 402 170
Current liabilities	2 705 466 385
Accrued expenses	214 719 829
Total	13 407 588 384

2. Records its comments in the resolution which forms part of this decision.
3. Instructs its President to forward this decision and the resolution embodying its comments to the Commission, the Council, the Court of Justice, the Court of Auditors, the Economic and Social Committee, the European Investment Bank and the Parliaments of Member States and to ensure that they are published in the *Official Journal of the European Communities* ('L' series).

Strasbourg, 16 April 1985.

The Secretary-General

H.-J. OPITZ

The President

Pierre PFLIMLIN

RESOLUTION

embodying comments forming part of the decision granting a discharge to the Commission in respect of the implementation of the budget of the European Communities for the 1983 financial year

THE EUROPEAN PARLIAMENT,

- having regard to Articles 137 and 206b of the Treaty establishing the European Economic Community,
- having regard to Article 85 of the Financial Regulation of 21 December 1977, which requires each of the Community institutions to take all appropriate steps to act upon the comments appearing in the decisions giving discharge,
- noting that the same Article also requires the institutions, at the request of the European Parliament, to report on the measures taken in the light of Parliament's comments and, in particular, on the instructions given to those of their departments which are responsible for the implementation of the budget,
- deciding to make the comments mentioned in Article 85 in the form of this resolution, which is part of the discharge decision in respect of the implementation of the budget of the European Communities for the 1983 financial year,
- adopting this resolution also, in exercise of powers necessary for the fulfilment of its supervisory role, in order to remedy weaknesses found during its discharge investigation and to achieve better management of the Community budget,
- having regard to the refusal of discharge for the previous financial year,
- having regard to the report of the Committee on Budgetary Control and other documents mentioned in the Decision granting discharge (Doc. A 2-10/85),

Form of the discharge decision

1. Decides to standardize the language in which it expresses its comments in order to achieve greater clarity and thus adopts the following terminology:

'calls upon' means that the institution concerned is required to take the action called for,

'recommends' means that the institution concerned is required to consider the recommendation and to implement it unless there are strong reasons to modify

or reject it, which the institutions must explain to the European Parliament,

'proposes' means that the institution concerned is required to consider the proposal and to give its reasoned response to the European Parliament,

all other comments are to be treated as an assessment of the actions of the institution concerned or of the needs of the Community, which the institutions are required to note and to which they are invited to respond to the European Parliament;

2. — Regrets that the Council in its recommendation of 11 March 1985 has made only very general observations without going into the essence of the problems raised;
 - disagrees fundamentally with Council's observation that the problems raised by the Court of Auditors on the unsuitability of the present budgetary and legislative framework for the control of commitments (4.51 — 4.61) 'stem from a political evaluation', 'for which the discharge procedure is not the appropriate framework';
 - calls upon the Council to present to the European Parliament its recommendation relating to the discharge no later than 15 March;
3. Notes that each year the Court of Auditors lists quantifiable cases which it considers should lead to adjustments of the revenue and expenditure account but observes that no definitive procedure has been established for Parliament to make such changes when granting discharge; accordingly intends urgently to consider the issues involved in order to improve the discharge procedure for future years;

4. Intends to include a summary of the balance sheet in future discharge decisions, thus indicating the importance which it attaches to this document; therefore proposes to the Commission and to the Court of Auditors that they should include the balance sheet figures which they suggest for this purpose with the revenue and expenditure figures which they put forward annually as a basis for the grant of discharge;

Documents

5. Calls upon the Commission to make available, upon request, to Parliament's Committee on Budgetary Control the documents upon which any decision

of the Commission having financial implications was based, so that the powers of discharge may be exercised on the basis of the relevant information ;

6. Recognizes the need to preserve the confidentiality of certain of these documents and for this purpose requests its Committee on Rules of Procedure and Petitions to propose to Parliament appropriate provisions, implementing Rule 8 of the Rules of Procedure ;

7. Proposes to the Commission that, pending the adoption of satisfactory rules, documents of exceptional confidentiality need not be produced but that it should assert confidentiality only in truly exceptional cases and then by a Member of the Commission appearing in person to explain the reasons at a meeting of the Committee on Budgetary Control ;

Balance sheet

8. Notes that outstanding commitments totalled almost 8 900 million ECU at the end of 1983, of which over 7 800 million ECU were not covered by payment appropriations carried over, and that the cumulative nature of commitments makes further growth inevitable ; concerned that the Commission does not publish figures showing the rate at which it forecasts these outstanding commitments will fall due for payment ; therefore calls upon the Commission to expand the relevant note to the annual balance sheet to include a table showing, title by title, the amount of outstanding commitments, the years when they were entered into and the years when it is forecast they will fall due for payment ;

9. Calls upon the Commission to add a note to the annual balance sheet showing clearly the amount of the Community's contingent liabilities, including particularly those estimated to arise on the disposal of intervention stocks ;

10. Records that the following items represented, as at 31 December 1983, potential charges against future Community budgets for which corresponding revenue would have to be found : (a) deferment of EAGGF Guarantee Section expenditure — 825 million ECU, (b) commitments not covered by payment appropriations carried forward and other commitments not included in the balance sheet — 7 884 million ECU, (c) obligations relating to the cost of mobilizing food aid not covered by payment appropriations carried forward, estimated by the Court of Auditors at — 500 million ECU, and (d) contingent liabilities arising out of the costs of storage and the losses on sale of intervention stocks : the value of these stocks at the end of

1983 amounted to 7 036 million ECU and the Court of Auditors estimated, on the basis of past experience, that the future budgetary costs would be — 2 800 million ECU ; these items together total 12,009 million ECU ;

Audit

11. Requests the Court of Auditors to present its annual report in two parts, the first containing the Court of Auditors' observations and the second the replies of the institutions, so that the observations and the replies may be read together more easily, but also requests that on the front cover of each part a clear reference should be made to the other part ;

12. Proposes to the Court of Auditors, in order to achieve a clearer sense of priorities in its annual reports, that more use should be made of the procedures of direct notification set out in paragraphs 2.2 and 2.3 of its current report ⁽¹⁾, particularly where sums under 50 000 ECU are involved, and that Chapter 1 should contain lists of (a) each suggestion which would result in a potential saving of 50 million ECU or more, (b) each suggestion of equivalent importance but where the potential savings are unquantifiable, and also invites the Court of Auditors to consider other ways in which greater differentiation could be shown between matters of greater or lesser value and importance ;

13. While accepting that the Court of Auditors has final responsibility under the Treaties for auditing the accounts of all Community institutions and bodies (including its own accounts), notes that no independent audit takes place of the Court of Auditors' own accounts (covering expenditure of some 18 million ECU of Community funds) and proposes that this problem be further examined by the Committee on Budgetary Control ;

Accounting problems

14. Calls upon the Commission (a) to implement the four recommendations of the Court of Auditors in paragraph 2.19 of their annual report ⁽¹⁾ relating to the recovery of taxes and duties, and (b) to recover immediately from all the relevant Member States the taxes and duties still outstanding ;

15. Recommends to the Commission that they should initiate discussions with the other Community

⁽¹⁾ OJ No C 348, 31. 12. 1984, p. 21.

institutions and bodies so that uniform accounting principles and methods may be agreed, commencing with the valuation of fixed assets and stocks;

Three-year financial forecasts

16. Calls upon the Commission to make the three-year financial forecast a more meaningful document as was envisaged in Parliament's resolution on the draft budget of 1978⁽¹⁾ by including a table showing the forecast rate of liquidation of outstanding commitments and also by assessing the financial impact of proposed new policies;

Utilization problems

17. Decides to create procedures designed to overcome the grave problems relating to utilization of appropriations, to which it has drawn attention in previous discharge resolutions;

18. Recommends the Commission to propose greater use of dissociated appropriations so as to achieve greater flexibility in budgetary management and reduce the present large amounts of unused payment appropriations;

19. Calls upon the Commission to submit a written report on utilization of part B of its section of the budget to both arms of the budgetary authority by 30 September each year (a) listing all lines where the Commission expects utilization of either commitment or payment appropriations to be less than 90 % and (b) showing against such line its estimate of probable utilization, brief reasons for the under-utilization and its proposals as to how the balance should be dealt with;

20. Calls upon the Commission to submit such applications for transfer of appropriations as it considers necessary simultaneously with the report on utilization or as soon as possible thereafter;

21. Calls upon the Commission to reassess its needs for the following year's budget in the light of the abovementioned report and to advise both arms of the budgetary authority at all appropriate times where there is a risk that they may provide (a) too little in payments to meet the Community's commitments or (b) excessive appropriations which cannot be used if the Commission exercises proper financial management;

22. Calls upon the Commission to submit a written summary of such advice, preferably in tabular form, to both arms of the budgetary authority each year before the Council's second reading of the budget;

23. Calls upon the Council to present a written report to the European Parliament by 10 November each year explaining the Council's position on each line where the Commission claims, in its report on utilization, lack of legislative or other action by the Council as the reason for anticipated failure to fully implement the budget;

24. Calls upon the Commission to include each year in volume I of the revenue and expenditure account and balance sheet (a) a table such as that annexed to the explanatory statement of this report, showing the utilization of appropriations added by the European Parliament through amendments during the budgetary procedure, in the context of the overall utilization rates of the lines concerned, so that the significance of Parliament's amendments can be better appreciated, (b) details, similar to those already included for the first time, of the budget headings where there has been a legislative delay affecting implementation, and (c) explanations in the case of any other amendments where there has been no implementation;

Joint Declaration

25. Notes that the Council has failed to adhere to the Joint Declaration of 30 June 1982, in particular by failing to use its best endeavours to adopt regulations for significant new Community actions by the end of May at the latest, and warns the Council that, if this attitude persists, Parliament will have to re-assert its view that the budget is normally a sufficient legal base and take action accordingly;

Revenue

26. Notes that there are significant differences between the levels of gross domestic product or consumption in the Member States and the respective levels of VAT payments, the discrepancy appearing to show *prima facie* evidence of substantial under-collection of VAT;

27. Notes also that the trade statistics of the Member States do not appear to correspond with the Community's revenue from customs duties and levies, although this may be partly explained by onward shipment within the Community;

⁽¹⁾ OJ No C 280, 21. 11. 1977, p. 26.

28. Observes that under-collection could undermine the reliability of the VAT base and the yield of revenue from customs duties and levies and gives rise to unequal distribution of the tax burden ;

29. Notes that varying degrees of stringency in the assessment and collection of taxation by the Member States result in differing tax burdens ; therefore, recommends the Commission to examine the possibilities of achieving a fairer system ;

30. Requests the Court of Auditors to prepare a special report on the implementation of the own resources system relating to customs duties and levies, taking account of the trade statistics of the Member States, the estimates of duties paid in respect of goods consumed in other Member States, and also loss of revenue due to faulty procedures, an insufficient customs establishment or variations in methods of valuation as between Member States and between collecting points in Member States ;

31. Considers that the introduction of a new computerized revenue accounting system by the Commission should improve the administration of Community revenue and calls upon the Commission to keep the Committee on Budgetary Control informed of progress ;

32. Regrets that there is no provision for the regular, systematic and obligatory transmission to the Commission of information on frauds and irregularities concerning own resources, because the Council has failed to act on proposals placed before it in 1979, 1982 and 1983 ;

33. Recommends the Council to adopt these proposals without further delay so that some of the present weaknesses in the system can be removed, and also to deal with future proposals to strengthen the own resources system with due speed ;

EAGGF clearance problems

34. Notes with grave concern that only the 1976 and 1977 EAGGF accounts were cleared in 1983 and that delays of more than five years in the clearance of these accounts, which represent more than half the entire annual budget, have become habitual, with the result that the work becomes more difficult and less efficient because officials move, documents are lost and memories are unreliable ;

35. Notes also that clearance is often subject to reservations, whereby the Commission postpones some of the more difficult problems, which should be

resolved speedily and decisively, causing the cumulative sums involved to become much greater and the problems harder to resolve ;

36. Calls upon the Commission to take the following remedial steps :

- (a) to commence the work of on-the-spot verification during the financial year concerned, as is the case at present with the verification of refunds and MCAs ;
- (b) to raise with the Member States points relating to their management and control of expenditure and differences in the interpretation of regulations as such points arise during the checking process, so that the Member States may rectify the errors before their consequences become even greater ;
- (c) to encourage the process of speedy rectification by the Member States by not imposing penalties on clearance, where there have been errors other than those of gross negligence, if the Member State concerned remedied the problem promptly on being notified ;
- (d) to create the conditions whereby the Member States are enabled and required to submit their final accounts by the following 31 March, as provided in the relevant regulation, by :
 - (i) specifying not later than the preceding 30 September its precise requirements for the statistics to be collected during the operations of the financial year and making subsequent changes only when they are the unavoidable result of new legislative requirements, and
 - (ii) proposing an amendment to the regulations whereby claims made by the Member States for rectifications in their favour made after 31 March, the date when their accounts are due, are normally disallowed ;

37. Decides that the only practicable way to bring clearance work up-to-date is to give priority to the current year ; therefore calls on the Commission to implement these new procedures as fully as possible during 1985 and to complete the changes in time for them to be operative throughout 1986 ;

38. Calls upon the Commission to clear the 1985 accounts without reservation by 30 June 1987 and then those of succeeding years also without reservation within 12 months of the close of the year concerned ; and further calls upon the Commission, if any of these dates cannot be met, to submit to the European Parliament :

- (a) within the said deadlines a full written report of the circumstances causing the delay, the measures

taken to end it and the further time which it estimates as necessary to complete the clearance without reservation; and

- (b) thereafter each month until clearance without reservation is completed a further progress report;

39. Calls upon the Commission to make proposals for a working method and timetable to clear the accounts for 1980 to 1984 as soon as possible, while giving priority to ensuring that current clearance work does not fall behind the above schedule;

Common agricultural policy

40. Draws attention to the increasing lack of coherence in the common agricultural policy, partly as a result of the demands of individual Member States and their abuse of the practice of unanimity in the Council and partly in consequence of the changes in the patterns of supply and consumption in recent years;

41. Notes that the Commission has established working groups to study the main sectors of the common agricultural policy and calls for early reports on their recommendations;

42. Recommends to the Commission that in future proposals and other documents they should distinguish clearly and explicitly between the economic, social and environmental objectives of agricultural policy, so that each of these respective needs can be met more effectively and economically;

43. Notes that the Commission's action in deferring EAGGF guarantee expenditure of some 825 million ECU to 1984 was contrary to the principle of annuality and illustrates that at present the budget is ineffective as an instrument of control over such expenditure; therefore calls upon the Commission to monitor closely the trends and, in any year when an over-run of guarantee expenditure appears likely, to propose in a timely manner (a) such legislative or other action necessary to contain the expenditure within its budgetary limits and (b) a preliminary draft supplementary budget where such containment cannot be fully achieved;

44. Calls upon the Commission to dispose of intervention stocks at the most favourable time and, if necessary, to propose transfers or a preliminary draft supplementary budget in order to do so, since delay merely distorts the annuality of the budget and adds to costs;

45. Recognizes, nevertheless, that the Community must adhere to its international trade obligations and calls upon the Commission to take account of the

legitimate interests of developing countries when conducting de-stocking operations, even where this involves a budgetary cost;

46. Calls upon the Commission to propose measures which would ensure that the loss in value of intervention stocks is included, according to consistent principles, in the annual budget and accounts, since the present practice of postponing or bringing forward a large part of this expenditure distorts the annuality of the budget;

47. Calls upon the Commission to fulfil its responsibility as guardian of the Treaties to ensure that Community law is upheld in the agricultural sector and that appropriate action, both financial and legal, is taken against those Member States who fail to comply;

48. Recommends the Commission to conduct cost-benefit analyses and then review policy relating to the following matters:

- (a) the use of private storage as compared with purchases into the public intervention stock;
- (b) the possible limitation of sales into intervention to the end of the marketing season;
- (c) the enforcement of Community quality requirements for fresh fruit and vegetables at all major points of public sale and where withdrawals take place;
- (d) the distillation of alcohol from grapes and other fruit;
- (e) production aids for processed tomato products;
- (f) the methods of supporting tobacco;
- (g) the growing budgetary costs relating to oil seeds;

49. Calls upon the Commission, working together with Member States, to see to it that the distribution of intervention fruit and vegetables to social institutions is organized more efficiently;

Common fisheries policy

50. Recommends to the Commission that they should not pay advances to Member States in respect of market intervention and refunds for quantities in excess of the total allowable catch of that species of fish allocated to that Member State;

Regional policy

51. Recognizes the need for the Community budget to promote convergence of the economies of the Member States, particularly by re-distributing resources

to the Community's less prosperous regions, but regrets that it is failing in this purpose because (a) Member States simply use ERDF money to replace national resources by means of their control over the applications submitted, (b) the ERDF is far too small to have a major regional impact, and (c) much larger Community funds flow to more prosperous regions ;

52. Deplores the fact that the Council has failed to give an adequate follow-up to the Court of Auditors' special report in response to the conclusions of the European Council of 18 June 1983 ⁽¹⁾ and strongly recommends it to take the necessary steps (a) to ensure adequate coordination of the Community structural funds, (b) to enable a more systematic appraisal of policies to be carried out, and (c) to facilitate a continuing assessment by the Commission of the effectiveness of Community expenditure ;

53. Recommends to the Commission that it should expand the role of its Regional Policy Directorate-General so that it can appraise systematically the likely regional impact of legislative or other proposals before they are adopted by the Commission and thereafter to monitor adequately the regional impact of the Community budget as a whole ;

54. Recommends to the Commission that they should delay the approval of further ERDF commitments to Member States who persistently fail to supply on time information which they are required to provide by the Fund Regulation and which is important for the assessment of Community objectives ;

55. Stresses the importance of ERDF expenditure being used to create or maintain employment, even if this objective is sometimes attained paradoxically by the introduction of new technology which requires fewer workers ; calls upon the Commission to scrutinize employment forecasts in ERDF applications carefully and to withhold payment or refuse subsequent applications where these are later found to have been deliberately misleading ;

Social Fund

56. Considers that the high level of carryovers from year to year in the Social Fund reflects weaknesses in the procedures that should have been corrected by earlier amendments to the regulations, notes that the

situation should improve considerably under the new Fund provisions, and calls upon the Commission to put forward speedily, in future, proposals for amendments to rules which distort budgetary decisions ;

57. Deplores the Commission's failure in 1983 to use fully the monies made available by Parliament in the social sector of the budget, especially in view of the worsening employment situation and insists that, henceforth, the Commission keep Parliament informed, on a regular basis during the financial year, of difficulties in implementing budget amendments ;

58. Observes the undesirable tendency for applications to be submitted rather tardily and recommends that Member States be strongly encouraged to transmit applications earlier ; believes that the large number of recoveries of excessive advances in 1983 indicated a lack of care on the part of the national bureaucracies and urges them to pay closer attention to detail when processing applications ; and calls upon the Commission to report to Parliament on any reforms achieved at the national level ;

59. Recommends to the Commission that it should delay the approval of further ESF commitments to Member States who persistently fail to supply on time the information which is important for the assessment of Community objectives ;

60. Recommends the Commission to introduce an official manual to enable its staff and applicants to process applications and relevant associated documents in a streamlined, coherent and standardized manner ;

61. Considers that there is need for a far more thorough monitoring of effectiveness and efficiency in the social sector if the budgetary authority is to be assured that the criteria of sound management and value for money are respected in this domain ; and recommends that the Commission carry out a comprehensive appraisal ;

Investing in the future of Europe

62. Identifies research and technological cooperation as areas where major benefits can be attained by action at Community level, welcomes the successes already achieved with relatively small programmes and points out that Community expenditure on these activities is highly cost-effective ;

63. Calls upon the Council to recognize the urgent need for Europe to meet the technological challenge

⁽¹⁾ OJ No C 287, 24. 10. 1983.

of the United States and Japan and, in this context, to review and streamline its decision-making procedures relating to research and technological cooperation ;

64. Points out that speedy decisions cannot be achieved when various advisory committees, groups of experts and working groups within the Council take many months separately considering the technical, budgetary and political aspects or when Member States insist on unanimous decisions, which leads to further delay and unsatisfactory compromises ;

65. Condemns the Council's long history of delay concerning energy demonstration projects, its present abuse of the Committee procedure to block Commission decisions and its failure to respect the 40-day deadline relating to appeals ;

66. Observes that, at present, research is by far the largest part of the expenditure under this heading and, recalling its previous criticisms of Community research, welcomes the far-reaching reforms carried out between 1981 and 1984, which have led both to closer integration of the Community's own research activities with those of other research bodies in Europe and also to regular evaluation by independent scientists ;

67. Calls upon the Commission to keep the research sector under close and continuing review because of its importance for the future of Europe, and decides to re-assess the management and cost-effectiveness of the Joint Research Centre on the basis of the evaluation report to be produced mid-way through the present four-year (1984 to 1987) programme ;

68. Recommends to the Commission that they should remedy defects in the functional accounting system, so that decisions as to whether to proceed by direct, indirect or concerted action can be taken on the basis of comparable financial, as well as scientific, information ;

69. Stresses the importance of small and medium-sized enterprises, particularly in creating new jobs, and proposes to the Commission that they should monitor more closely the effects of all Community measures on these enterprises and apply the techniques of cost-benefit analysis for this purpose ;

Food aid

70. Reaffirms that food aid must form part of a wider policy to encourage agricultural production in

countries which suffer from food shortage and that food-aid decisions should not be determined by the need to dispose of the Community's agricultural surpluses ;

71. Calls upon the Commission to analyze the real value of intervention stocks, and to make proposals for the food-aid budget to be charged with more realistic amounts for intervention stocks used as food aid ;

72. Calls upon the Commission to investigate, as an urgent interim measure, the possibility of charging EAGGF stocks used as emergency food aid at reduced values ;

73. Identifies the lengthy and cumbersome procedures imposed by the Council in Regulation (EEC) No 3331/82, after it had unilaterally abandoned the conciliation procedure, as another major constraint on the attainment of a fully effective food-aid policy ; therefore recommends to the Commission that it should propose a new framework Regulation, to replace Regulation (EEC) No 3331/82, so as to streamline food-aid decision-taking and implementation ;

74. Warns the Council that it regards the practice of overriding budgetary decisions on food aid by more restrictive quantitative limits, imposed by Council Regulation, as a fundamental breach of the Joint Declaration of 30 June 1982, and that, if it persists in this practice, the inevitable result will be a breakdown in the cooperation between the two arms of the budgetary authority envisaged by that agreement ;

75. Notes that there are only eight officials whose duties are exclusively concerned with food aid and that they are split between the Agriculture and Development Directorates-General ; identifies shortage of staff, exacerbated by divisions of responsibility, as another principal constraint on the effective management of food aid ; calls upon the Commission to remedy the lack of staff devoted to food aid and proposes that the Development Directorate-General should assume more responsibility ;

76. Identifies the failure to correlate the times for action dictated by Third World harvests with the Community's annual food-aid programme as a cause of slow utilization of the food-aid budget ; calls upon the Commission to provide a food-aid timetable showing for each recipient country the months of the annual harvest, the month when the Commission is normally able to assess the consequent need of food aid, and the months when delivery is most appropriate ; thereafter calls upon the Commission to draw

the necessary budgetary and programming conclusions, so that food aid is delivered in the years for which the budgetary appropriations were granted;

77. Calls upon the Commission to take action to ensure that the transport costs of each food-aid delivery are shown separately; recommends that it should analyze the costs and benefits, including reliability and speed of delivery, of undertaking more of the transport management itself compared with the present system under which responsibility is devolved to the Member States; and recommends that the appropriate action is then taken;

78. Expresses concern at the reports of unfit products being dispatched by the intervention agencies of Member States as Community food aid; notes that the Commission used only 0,1 million ECU of the 1,5 million ECU available in 1983 for quality control and recommends the Commission to make a major effort to ensure systematic quality control;

Cooperation with developing countries

79. Observes that some of the world's poorest countries are in Asia and that the size and effectiveness of the Community's aid programme in that region is hampered by the lack of permanent Community representation to carry out the identification, appraisal and follow-up of projects; notes also the criticisms of the Court of Auditors relating to the employment of consultants in these and other countries; therefore, recommends to the Commission that it reviews its present arrangements and thereafter that it ensures stricter supervision of any consultants employed;

80. Calls upon the Commission to investigate and remedy the causes of the inadequate rate of take-up and the excessive rates of cancellation of appropriations entered under the Protocol with the Maghreb countries;

81. Notes with concern the Commission's failure to make available to the Court of Auditors its files relating to about 130 trade promotion projects and its abstention from comment in answer to the Court of Auditors' observations; therefore asks the Court of Auditors to continue this investigation and calls upon the Commission to make the relevant files available for the purpose;

Commission staff and administration

82. Recommends the Commission:

(a) to employ expert consultants, with relevant experience of public service as well as private sector

environments, to assist them in the complex task of formulating both methods of assessing workloads and also operational criteria for determining the posts required; and

(b) to proceed in the meantime with policies to create greater flexibility and meet priority needs by internal re-deployment;

83. Recommends to the Commission that it should conduct an urgent assessment of the staff levels in its Directorate-General for Development by reference to staff levels in other aid administrations and other Commission departments and then take appropriate action;

84. Recommends to the Commission that it should conduct a radical reappraisal of its policies both on studies and on pilot projects, so that the results can be more widely known and have greater influence on the formulation of policy at Member State level, and calls upon it to present a full report to Parliament within 12 months;

85. Calls upon the Commission to act upon the detailed comments contained in paragraph 45 of the Working Document on staff, operating expenditure and premises of the Commission as if they were included in this resolution;

86. Recommends the Commission to place more of its contracts by competitive tendering rather than by private treaty, to introduce systematic evaluation of the performance of contractors and take the necessary organizational measures for coordinating practice and for disseminating the lessons of experience;

Institutions other than the Commission

87. Recommends that the institutions create the conditions needed to ensure that their financial controller is able to work independently and efficiently, notably by guaranteeing his independence *vis-à-vis* the other services of the institution and by giving him a sufficiently senior position in the administration;

88. Draws attention to the value of the reports of the Court of Auditors on specific administration problems encountered by the institutions, and considers that these reports have made a constructive contribution to the management of administrative expenditure;

89. Draws the attention of the other institutions to comments in this resolution directed to the Commission which may also affect them and invites their response ;

European Schools

90. Finds that the Court of Auditors' latest report on the European Schools, which is for the 1982 financial year, reveals a number of disturbing factors which, by their nature, oblige the European Parliament to place a reservation against the use of funds of the European Schools ;

External bodies

91. Calls on the Commission to publish in its analysis of financial management accompanying the annual revenue and expenditure account particulars of subsidies paid to external bodies under Articles 290, 291, 292, 293 and 299 and corresponding budget items, showing the name of the beneficiaries and the amounts paid ;

Borrowing and lending

92. Calls upon the Commission and the European Investment Bank to ensure that more comprehensive information is provided on borrowing and lending operations, so as to permit evaluation, in the framework of parliamentary supervision, of the financial risk and the economic implications and to ensure that Community priorities are observed ;

93. Calls upon the Commission systematically to remove the sources of error in its accounting procedure, so that uniform and reliable statistics are available to enable accurate assessment of the financial and economic implications of the operations ;

94. Welcomes the priority accorded in the granting of loans under the NCI mechanism to small and medium-sized undertakings and trusts that this funding activity, for which there is a vigorous demand, will continue ;

95. Recognizes that investment in the service sector creates approximately 10 times as many jobs as new investment in manufacturing and recommends that the future lending policy of the NCI for small and medium-sized enterprises should extend to tourism, which creates even more jobs than the service sector as a whole ;

Working documents

96. Draws attention to the working documents on specific sectors prepared by individual members of the

Committee on Budgetary Control and by the specialist Committees of Parliament, all of which illuminate policy and its implementation in the sectors concerned and make valuable and constructive criticisms ;

97. Decides to examine the following matters in separate reports by its Committee on Budgetary Control :

- (a) the procedure for dealing with irregular expenditure and possible adjustments to the revenue and expenditure account and balance sheet in the context of the discharge ;
- (b) frauds, irregularities and allied problems affecting own resources ;
- (c) budgetary control aspects of Community data-processing ;
- (d) control of the subsidy of the European Schools ;
- (e) budgetary control aspects of staff management policy ;

98. Recalls the resolution adopted by Parliament on 14 February 1985 concerning alleged Mafia fraud at the Community's expense⁽¹⁾, which instructed the Committee on Budgetary Control 'to monitor extremely closely any developments in the investigations under way in Sicily, and to scrutinize thoroughly whatever action the Commission takes to ensure the fair and equitable allocation of funds within the Community', and instructs the Committee on Budgetary Control to report to Parliament on the follow-up given to this instruction ;

Reports on implementation of this resolution

99. Calls upon the Commission and the Council to report in writing to the European Parliament on the measures taken in the light of this resolution and, in the case of the Commission, on the instructions given to those departments responsible for the implementation of the budget :

- (a) by interim reports before 30 September 1985 ; and
- (b) by reports annexed to the revenue and expenditure account for the 1985 financial year ;

and also requests the Court of Auditors to report on the measures taken in the light of this resolution in their next annual report ;

100. Intends to appraise the implementation of this resolution in a detailed manner on the basis of these reports and to comment by further resolutions at the interim and final stages.

⁽¹⁾ PE 95.544 (PV 52), 14. 2. 1985, p. 21.

DECISION OF THE EUROPEAN PARLIAMENT

of 16 April 1985

on the discharge granted to the Management Board of the European Centre for the Development of Vocational Training in respect of the implementation of its appropriations for the 1983 financial year

(85/259/EEC)

THE EUROPEAN PARLIAMENT

- (a) having regard to the Treaty establishing the EEC, and in particular Article 206b thereof,
 - (b) having regard to the revenue and expenditure accounts of the European Centre for the Development of Vocational Training for the 1983 financial year, and the report of the Court of Auditors on these accounts (Doc. 2-1790/84),
 - (c) having regard to the report of the Committee on Budgetary Control (Doc. 2-1800/84),
1. Notes the following figures for the accounts for the 1983 financial year of the European Centre for the Development of Vocational Training :

Financial year 1983	(ECU)
<i>Receipts</i>	3 870 992,72
1. Subsidy from the Commission of the EC	3 841 449,70
2. Bank interest	12 012,00
3. Exchange gains	—
4. Other	17 531,02
<i>Expenditure</i>	
1. Final budget appropriations	4 210 000,00
2. Commitments	3 870 992,72
3. Appropriations unused	339 007,28
4. Payments	3 071 288,00
5. Appropriations brought forward	609 736,83
6. Payments from appropriations brought forward	497 405,00
7. Appropriations brought forward and cancelled (5-6)	112 331,83
8. Appropriations carried forward to 1984	799 704,72
9. Appropriations cancelled (1-4-8)	339 007,28

- 2. Grants a discharge to the Management Board of the European Centre for the Development of Vocational Training, on the basis of the report of the Court of Auditors, in respect of the accounts for the 1983 financial year.
- 3. Asks its President to communicate this decision to the Management Board of the European Centre for the Development of Vocational Training, to the Council, to the Commission and to the Court of Auditors and to arrange for its publication in the *Official Journal of the European Communities* ('L' series).

Strasbourg, 16 April 1985.

The Secretary-General

H.-J. OPITZ

The President

Pierre PFLIMLIN

DECISION OF THE EUROPEAN PARLIAMENT**of 16 April 1985****on the discharge granted to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions in respect of the implementation of its appropriations for the 1983 financial year****(85/260/EEC)****THE EUROPEAN PARLIAMENT**

- (a) having regard to the Treaty establishing the European Economic Community, and in particular Article 206b thereof,
 - (b) having regard to the revenue and expenditure accounts of the European Foundation for the Improvement of Living and Working Conditions for the 1983 financial year, and the report of the Court of Auditors on these accounts (Doc. 2-1791/84),
 - (c) having regard to the report of the Committee on Budgetary Control (Doc. 2-1800/84),
1. Notes the following figures for the accounts for the 1983 financial year of the European Foundation for the Improvement of Living and Working Conditions :

Financial year 1983	(ECU)
<i>Receipts</i>	3 664 927
1. Subsidy from the Commission of the EC	3 596 486
2. Bank interest	47 516
3. Other	20 925
<i>Expenditure</i>	
1. Final budget appropriations	3 960 600
2. Commitments	3 664 927
3. Appropriations unused (1-2)	295 673
4. Payments	2 708 062
5. Appropriations brought forward	918 052
6. Payments from appropriations brought forward	839 347
7. Appropriations brought forward and cancelled (5-6)	78 705
8. Appropriations carried forward to 1984	956 865

2. Grants a discharge to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions, on the basis of the report of the Court of Auditors, in respect of the accounts for the 1983 financial year.
3. Asks its President to communicate this decision to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions, to the Council, to the Commission and to the Court of Auditors and to arrange for its publication in the *Official Journal of the European Communities* (*L'series*).

*Strasbourg, 16 April 1985.**The Secretary-General*

H.-J. OPITZ

The President

Pierre PFLIMLIN

NOTICE

The indexes of the *Official Journal of the European Communities* have been produced since 1 January 1984 on the basis of the *Eurovoc Thesaurus*. The *Eurovoc Thesaurus* contains a list of standardized terms covering the various fields of Community language in a controlled vocabulary.

Interested readers may order these thesauri in the form of annexes to the indexes of the Official Journal (alphabetical and subject-oriented) from the Office for Official Publications of the European Communities, Sales Department, L-2985 Luxembourg.

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