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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1297/85

of 23 May 1985

amending Regulation (EEC) No 1223/83 on the exchange rates to be applied in agriculture

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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 ⁽¹⁾, as last amended by Regulation (EEC) No 2543/73 ⁽²⁾, and in particular Article 3 thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Having regard to the opinion of the European Parliament ⁽⁴⁾,

Having regard to the opinion of the Monetary Committee,

Whereas the representative rates now in force were fixed by Regulation (EEC) No 1223/83 ⁽⁵⁾, as last amended by Regulation (EEC) No 855/84 ⁽⁶⁾; whereas new representative rates, more closely reflecting current economic conditions, are now needed for the French franc, the Greek drachma and the Italian lira; whereas, furthermore, the date on which the new rate takes effect should be advanced for the seeds sector in Belgium and Denmark;

Whereas a measure adapting the rates must allow for the effects of adaptation, particularly on prices, and for current conditions in the Member States concerned;

Whereas, on this occasion, all the representative rates can conveniently be republished together in a single text,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Annexes to Regulation (EEC) No 1223/83 are hereby replaced by the Annexes to this Regulation.

2. Wherever they do not conflict with the provisions of this Regulation, all provisions establishing representative rates previously adopted shall remain valid.

Article 2

This Regulation shall enter into force on 27 May 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽²⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 74.

⁽⁴⁾ OJ No C 94, 15. 4. 1985.

⁽⁵⁾ OJ No L 132, 21. 5. 1983, p. 33.

⁽⁶⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX I

BELGIUM/LUXEMBOURG

1 ECU = 46,4118 Belgian francs/Luxembourg francs.

For the seeds sector, this rate shall apply as from 1 July 1985.

ANNEX II

DENMARK

1 ECU = 8,41499 Danish kroner.

For the seeds sector, this rate shall apply as from 1 July 1985.

ANNEX III

FEDERAL REPUBLIC OF GERMANY

1. 1 ECU = 2,38516 German marks.

2. However:

- (a) with regard to the milk and milk products sector, the following rate shall apply:
1 ECU = 2,41047 German marks;
 - (b) with regard to the cereals sector, the following rate shall apply:
1 ECU = 2,39792 German marks.
-

ANNEX IV

FRANCE

1. 1 ECU = 7,10590 French francs.

This rate shall apply in the pigmeat and wine sectors and from 27 May 1985 for the milk and milk products sector.

2. 1 ECU = 7,00089 French francs.

This rate shall apply from:

- 27 May 1985 for the beef and veal, and sheepmeat and goatmeat sectors,
 - 1 July 1985 for the sugar and isoglucose sector, and for durum wheat and durum wheat groats and meal,
 - 1 August 1985 for the cereals sector, except durum wheat and durum wheat groats and meal, and for the eggs and poultry, egg albumin and milk albumin sectors,
 - 1 January 1986 for the fishery products sector,
 - 1 July 1986 for the seeds sector,
 - the beginning of the 1985/86 marketing year for the other products for which there is a marketing year which has not yet begun on 27 May 1985,
 - 27 May 1985 in all other cases.
-

ANNEX V

GREECE

1 ECU = 102,345 Greek drachmas.

This rate shall apply from:

- 27 May 1985 for the milk and milk products, beef and veal, and sheepmeat and goatmeat sectors,
- 1 July 1985 for the sugar and isoglucose sector, and for durum wheat and durum wheat groats and meal,
- 1 August 1985 for the cereals sector, except durum wheat and durum wheat groats and meal, and for the eggs and poultry, egg albumin and milk albumin, and pigmeat sectors,
- 1 January 1986 for the tobacco and fishery products sectors,
- 1 July 1986 for the seeds sector,
- the beginning of the 1985/86 marketing year for other products for which there is a marketing year which has not yet started on 27 May 1985,
- 27 May 1985 in all other cases.

ANNEX VI

IRELAND

1 ECU = 0,750110 Irish pound.

For the seeds sector, this rate shall apply as from 1 July 1986.

ANNEX VII

ITALY

1 ECU = 1 482,00 Italian lire:

This rate shall apply from:

- 27 May 1985 for the milk and milk products, beef and veal, and sheepmeat and goatmeat sectors,
 - 1 July 1985 for the sugar and isoglucose sector, and for durum wheat and durum wheat groats and meal,
 - 1 August 1985 for the cereals sector, except durum wheat and durum wheat groats and meal, and for the eggs and poultry, egg albumin and milk albumin, and pigmeat sectors,
 - 1 January 1986 for the fishery products sectors,
 - 1 July 1986 for the seeds sector,
 - the beginning of the 1985/86 marketing year for other products for which there is a marketing year which has not yet started on 27 May 1985,
 - 27 May 1985 in all other cases.
-

*ANNEX VIII***NETHERLANDS**

1. 1 ECU = 2,68749 Dutch guilders.
2. However:
 - (a) with regard to the milk and milk products sector, the following rate shall apply:
1 ECU = 2,71620 Dutch guilders;
 - (b) with regard to the cereals sector, the following rate shall apply:
1 ECU = 2,70178 Dutch guilders.

*ANNEX IX***UNITED KINGDOM**

1 ECU = 0,618655 pound sterling.

COUNCIL REGULATION (EEC) No 1298/85

of 23 May 1985

amending Regulation (EEC) No 804/68 on the common organization of the market in milk and milk products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas in view of experience gained, the Community reserve fixed for the first period of application of the system should be adjusted;

Whereas the income from the additional levy provided for in Article 5c of Regulation (EEC) No 804/68 ⁽²⁾, as last amended by Regulation (EEC) No 591/85 ⁽³⁾, is allocated to the financing of Community expenditure in the milk sector; whereas, however, in certain cases, there may be justification for derogating from this principle in order to allow, under certain conditions, for the financing of specific national measures in this sector;

Whereas, to take account of objective statistical data and of the structural development of deliveries and direct sales of milk and milk products in the various Member States, provision should be made for a procedure enabling the quantities fixed for each of these forms of marketing to be adjusted; whereas, moreover, the adjustments must not bring about a situation where the sum total of these quantities is exceeded,

HAS ADOPTED THIS REGULATION:

Article 1

Article 5c of Regulation (EEC) No 804/68 is hereby amended as follows:

1. In the second subparagraph of paragraph 4 '335 000 tonnes' is replaced by '393 000 tonnes'.
2. The following subparagraph is added to paragraph 5: 'The Council, in accordance with the procedure referred to in paragraph 6, may decide that the income from the levies be allocated, under certain conditions, to the financing of national measures for the definitive cessation of milk production.'
3. The following subparagraphs are added to paragraph 7:
'According to the same procedure, the quantities indicated in the second and third subparagraphs of paragraph 3 may be adjusted on the basis of objective and duly justified statistical data to take account of structural changes affecting, on the one hand, deliveries to purchasers and, on the other hand, direct sales to the consumer.'

These adjustments may not result in, for each Member State concerned, an increase in the sum total of the overall guaranteed quantity indicated in paragraph 3 and the total quantity fixed for direct sales.'

Article 2

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

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 94, 15. 4. 1985.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽³⁾ OJ No L 68, 8. 3. 1985, p. 5.

COUNCIL REGULATION (EEC) No 1299/85

of 23 May 1985

fixing the target price for milk and the intervention prices for butter, skimmed-milk powder and Grana Padano and Parmigiano Reggiano cheeses for the 1985/86 milk year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Articles 3 (4), 5 (1) and 5b (1) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Having regard to the opinion of the European Parliament ⁽⁴⁾,

Whereas, when fixing the common agricultural prices, account should be taken of the objectives of the common agricultural policy and of the contribution which the Community wishes to make to the harmonious development of world trade; whereas the objectives of the common agricultural policy are in particular to secure a fair standard of living for the agricultural community and to ensure that supplies are available and that they reach the consumers at reasonable prices;

Whereas the target price for milk should bear a balanced relationship to the prices for other agricultural products and in particular to the prices for beef and veal, and be consistent with the desired general pattern of cattle farming; whereas it is also necessary, in fixing that price, to take account of the Community's efforts to establish a long-term balance between supply and demand on the milk market, allowing for external trade in milk and milk products;

Whereas the intervention prices for butter and for skimmed-milk powder are intended to contribute to the achievement of the target price for milk; whereas it is necessary to determine price levels in the light of the overall supply and demand situation on the Community market in milk and the opportunities for disposal of butter and

skimmed-milk powder on the Community and world markets;

Whereas the intervention prices for Grana Padano and Parmigiano Reggiano cheeses must be fixed in accordance with the criteria laid down in Article 5 (2) of Regulation (EEC) No 804/68;

Whereas, under Article 5b of Regulation (EEC) No 804/68, the Council, when fixing the target price for milk and the intervention prices, fixes a guarantee threshold for milk; whereas, however, the initial objective in fixing a guarantee threshold should be achieved *inter alia* by introducing a system of quotas, together with an additional levy on deliveries of milk or milk products which exceed certain reference quantities,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1985/86 milk year, the target price for milk and the intervention prices for milk products shall be as follows:

	ECU/100 kg
(a) target price for milk	27,84
(b) intervention price:	
butter	313,20
skimmed-milk powder:	174,04
Grana Padano cheese:	
— of an age of between 30 to 60 days	388,93
— of an age of at least six months	480,33
Parmigiano Reggiano cheese of an age of at least six months	529,19

Article 2

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

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 59.

⁽⁴⁾ OJ No C 94, 15. 4. 1985.

COUNCIL REGULATION (EEC) No 1300/85

of 23 May 1985

amending Regulation (EEC) No 2915/79 with regard to reduced levies for certain cheeses

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 14 (6) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Whereas Council Regulation (EEC) No 2915/79 of 18 December 1979 determining the groups of products and the special provisions for calculating levies on milk and milk products and amending Regulation (EEC) No 950/68 on the Common Customs Tariff ⁽⁴⁾, as last amended by Regulation (EEC) No 3340/84 ⁽⁵⁾, fixes in Article 11 (1) the amounts to be deducted from the threshold price in calculating the levies on imported Tilsit and Kashkaval cheese and cheeses made from sheep and buffalo milk, provided that their prices on import are not less than the said amounts;

Whereas, in order to take account of the pattern of trade with third countries, it is advisable to maintain at the present level, the import levies on the said cheeses; whereas the amounts referred to in Article 11 (1) of Regulation (EEC) No 2915/79 should therefore be adjusted to take account of the threshold prices for the 1985/86 milk year,

Article 1

Article 11 (1) of Regulation (EEC) No 2915/79 is hereby replaced by the following:

'1. Without prejudice to paragraphs 2, 3 and 4, the levy on 100 kilograms of the products belonging to group 11 shall be equal to the threshold price, less:

- 249,04 ECU per 100 kilograms in respect of the product described under (i) in Annex II,
- 249,04 ECU per 100 kilograms plus a component equal to 24,18 ECU in respect of the product described under (k) in Annex II,
- 261,13 ECU per 100 kilograms in respect of the products described under (l) and (m) in Annex II,

provided the import price is not less than the amount deducted from the threshold price. The import price for the product described under (m) in Annex II must not, however, be less than 243,00 ECU per 100 kilograms.

Moreover, it must be established that the products correspond to the description in Annex II.'

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 from the beginning of the 1985/86 milk year.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 61.

⁽⁴⁾ OJ No L 329, 24. 12. 1979, p. 1.

⁽⁵⁾ OJ No L 312, 30. 11. 1984, p. 5.

COUNCIL REGULATION (EEC) No 1301/85

of 23 May 1985

fixing the threshold prices for certain milk products for the 1985/86 milk year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 4 thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Whereas threshold prices should be fixed so that, taking account of the protection required for the Community processing industry, the prices of imported milk products correspond to the level of the target price for milk; whereas, consequently, the threshold price should be fixed on the basis of the target price for milk, taking into account the relationship which should be established between the value of milkfat and that of skimmed milk, as well as the standardized costs and yields for each of the milk products in question; whereas a fixed amount should be included to ensure adequate protection of the Community processing industry,

HAS ADOPTED THIS REGULATION:

Article 1

1. The threshold prices for the 1985/86 milk year shall be as follows:

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

Done at Brussels, 23 May 1985.

*For the Council**The President*

C. SIGNORILE

Pilot product of the group of products	ECU/100 kg
1	57,08
2	195,57
3	277,27
4	102,63
5	136,02
6	351,01
7	396,13
8	327,44
9	608,17
10	355,41
11	326,74
12	94,56

2. The pilot products referred to in paragraph 1 are those specified in Annex I to Council Regulation (EEC) No 2915/79 of 18 December 1979 determining the groups of products and the special provisions for calculating levies on milk and milk products ⁽⁴⁾, as last amended by Regulation (EEC) No 1300/85 ⁽⁵⁾.

Article 2

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

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 60.

⁽⁴⁾ OJ No L 329, 24. 12. 1979, p. 1.

⁽⁵⁾ See page 7 of this Official Journal.

COUNCIL REGULATION (EEC) No 1302/85

of 23 May 1985

amending Regulation (EEC) No 1079/77 in respect of the co-responsibility levy on milk and milk products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

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

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

Whereas Regulation (EEC) No 1079/77 ⁽³⁾, as last amended by Regulation (EEC) No 1206/84 ⁽⁴⁾, introduced a co-responsibility levy to apply until the end of the 1984/85 milk year and covering, in principle, all milk supplied to dairies and certain sales of milk products at the farm;

Whereas this levy was designed to establish a better balance on the milk market by creating a more direct link between production and outlets for milk products while taking account of the importance of the interests of the public; whereas the information and forecasts currently available indicate that the aforesaid aims will probably not be reached at the end of the period provided for; whereas it is necessary on the one hand to extend the application of the said levy for the 1985/86 milk year and on the other hand to fix the rate of the levy at 2 % of the target price for milk; whereas provision should be made for application of the said rate from 1 April 1985, the date on which a reduction was made in the total

quantities guaranteed under the arrangements for controlling milk production provided for in Article 5d of Regulation (EEC) No 804/68 ⁽⁵⁾, as last amended by Regulation (EEC) No 1298/85 ⁽⁶⁾,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1079/77 is hereby amended as follows:

1. In Article 1 (1), 'during the 1980/81, 1981/82, 1982/83, 1983/84 and 1984/85 milk years' is replaced by 'during the 1980/81, 1981/82, 1982/83, 1983/84, 1984/85 and 1985/86 milk years'.
2. The following is added to Article 2:
'7. As from 1 April 1985 and until the end of the 1985/86 milk year, the levy shall be 2 % of the target price for milk.'

Article 2

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

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 62.

⁽²⁾ OJ No C 94, 15. 4. 1985.

⁽³⁾ OJ No L 131, 26. 5. 1977, p. 6.

⁽⁴⁾ OJ No L 115, 1. 5. 1984, p. 73.

⁽⁵⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽⁶⁾ See page 5 of this Official Journal.

COUNCIL REGULATION (EEC) No 1303/85

of 23 May 1985

amending Regulation (EEC) No 3667/83 relating to the continuing of the import of New Zealand butter into the United Kingdom on special terms

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the 1972 Act of Accession, and in particular Article 5 (2) of Protocol 18 annexed thereto,

Article 1

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

The special levy of 77,98 ECU per 100 kilograms provided for in Article 3 (1) of Regulation (EEC) No 3667/83 is hereby replaced by 76,39 ECU per 100 kilograms.

Whereas Regulation (EEC) No 3667/83 ⁽²⁾, as last amended by Regulation (EEC) No 2007/84 ⁽³⁾, gave the United Kingdom temporary authorization to import a quantity of New Zealand butter on special terms until 31 December 1988;

Article 2

Whereas, since the intervention price for butter is fixed from 27 May 1985 at 313,20 ECU per 100 kilograms, in accordance with the provisions of Article 3 of Regulation (EEC) No 3667/83, the rate of the special levy should be adjusted in line with the change in the level of the intervention price,

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

It shall apply from the beginning of the 1985/86 milk year.

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

Done at Brussels, 23 May 1985.

*For the Council**The President*

C. SIGNORILE

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 63.

⁽²⁾ OJ No L 366, 28. 12. 1983, p. 16.

⁽³⁾ OJ No L 187, 14. 7. 1984, p. 6.

COUNCIL REGULATION (EEC) No 1304/85

of 23 May 1985

amending Regulation (EEC) No 986/68 laying down general rules for granting aid for skimmed milk and skimmed-milk powder for use as feed

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 10 (2) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Whereas Article 2a (3) of Regulation (EEC) No 986/68 ⁽⁴⁾, as last amended by Regulation (EEC) No 2128/84 ⁽⁵⁾, lays down a margin within which the aid for skimmed-milk powder and powdered buttermilk and the aid for the milk powder referred to in Article 2 (1) (e) and (f) may be fixed; whereas, in view of the criteria set out in the first paragraph of Article 2a, the limits of that margin should be adjusted,

Article 1

The first subparagraph of Article 2a (3) of Regulation (EEC) No 986/68 is hereby replaced by the following:

'3. The amount of aid for skimmed-milk powder and buttermilk powder shall be fixed within a band of 60 to 90 ECU per 100 kilograms. The total amount of aid referred to in Article 2 (1) (e) and (f) shall be fixed within a band of 80 to 110 ECU per 100 kilograms.'

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 from the beginning of the 1985/86 milk year.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 63.

⁽⁴⁾ OJ No L 169, 18. 7. 1968, p. 4.

⁽⁵⁾ OJ No L 196, 26. 7. 1984, p. 6.

COUNCIL REGULATION (EEC) No 1305/85

of 23 May 1985

amending Regulation (EEC) No 857/84 adopting general rules for the application of the levy referred to in Article 5c of Regulation (EEC) No 804/68 in the milk and milk products sector

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 5c (6),

Having regard to the proposal from the Commission,

Whereas certain producer groups and associations thereof, recognized under Regulation (EEC) No 1360/78 ⁽³⁾, should be treated in the same way as the producer within the meaning of Article 12 (c) of Regulation (EEC) No 857/84 ⁽⁴⁾, as last amended by Regulation (EEC) No 590/85 ⁽⁵⁾; whereas, in order to obtain equivalence in the effects of the arrangements for managing milk production, a higher levy should be fixed when it is due by these groups or their associations; whereas, moreover, for reasons of sound administration, the levy should in this case be paid to a body designated by the Member State concerned;

Whereas in order to take into account the particular situation of certain producers a system for the adjustment of reference quantities is provided for in Article 3 (3) of Regulation (EEC) No 857/84; whereas in Italy there are economic structures which are more than usually fragmented into small production units; whereas that situation is the source of considerable difficulties for the implementation of the aforesaid adjustment system; whereas that Member State should therefore be permitted to postpone temporarily the application of certain aspects of the said adjustment system in such regions;

Whereas the difficulties encountered for the implementation of the arrangements for managing milk production are likely to become worse in several Member States because of the reduction in the overall guaranteed quantities for deliveries in the second period of 12 months; whereas consequently it is appropriate to extend, for this period, the application of Article 4a of Regulation (EEC) No 857/84, authorizing Member States to allocate on a temporary basis to producers

or purchasers the quantities not used by other producers or purchasers;

Whereas Article 5c (7) of Regulation (EEC) No 804/68 provides for a procedure for the adjustment of overall guaranteed quantities for deliveries to purchasers; whereas provision should be made for a similar and complementary measure enabling the total quantities relating to direct sales to be adjusted according to the same procedure;

Whereas experience has shown that the provisional quarterly levies should be abolished and provision made for one annual payment only; whereas, however, the obligation to make periodical statements must be retained, in order to follow the trend in deliveries and to allow producers to exercise better control over their production;

Whereas during the period of application of Article 4a, Member States who have adopted programmes of aid for the definitive abandonment of milk production should be authorized to finance those programmes by using the revenue from the levies collected; whereas, however, such authorization can be valid only to the extent that the quantities actually delivered to purchasers and the quantities of direct sales actually effected do not exceed, for the Member State concerned, the overall quantity established respectively for deliveries and direct sales,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 857/84 is hereby amended as follows:

1. The following subparagraph is added to Article 1 (1):
'However, the levy shall be fixed at 100 % of the target price for milk, where formula A is applied, when the reference quantities are allocated to producer groups and associations thereof as referred to in Article 12 (c).'
2. In Article 3 (3) the following subparagraph is added:
'For the first three periods of 12 months, Italy shall be authorized to postpone application of the first subparagraph.'
3. In Article 4a (1) 'For the first period of 12 months' is replaced by 'For the first two periods of 12 months'.
4. The following subparagraph is added to Article 6 (2):

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No L 166, 23. 6. 1978, p. 1.

⁽⁴⁾ OJ No L 90, 1. 4. 1984, p. 13.

⁽⁵⁾ OJ No L 68, 8. 3. 1985, p. 1.

'These last-mentioned quantities shall, in so far as is necessary, be adjusted according to the conditions referred to in the second and third subparagraphs of Article 5c (7) of Regulation (EEC) No 804/68, according to the procedure provided for in Article 30 of the said Regulation.'

5. The following point is added to Article 8:

'3. The provisions referred to in points 1 and 2 shall also be applicable, where formula A is applied, when the reference quantities are allocated to the producer groups and associations thereof referred to in Article 12 (c).'

6. Article 9 (1) is replaced by the following:

'1. Where formulas A and B are applied, the levy shall be collected by means of annual payments. To this end there shall be adopted, for each person liable, an account after the end of the 12-month period concerned, on the basis of actual excess during this same period beyond his annual reference quantity. Provisional half-yearly statements shall be established according to a procedure to be determined.'

7. The following subparagraph is added to Article 9 (2):

'However, when the reference quantities are allocated to the producer groups and associations thereof as referred to in Article 12 (c), the levy shall be paid to the body designated by the Member State, according to a procedure to be determined.'

8. The following paragraph is added to Article 9:

'4. Member States shall be authorized, for the first two periods of 12 months, to allocate the levy

collected to financing of the measures referred to in Article 4 (1) (a). This provision shall be applicable only to the extent that the quantities actually delivered to purchases and the quantities of direct sales actually effected do not exceed, respectively, the overall guaranteed quantity referred to in Article 5 (c) (3) of Regulation (EEC) No 804/68 and the total quantity referred to in Article 6 (2) of this Regulation for the Member State concerned.

Where one or other of those quantities is exceeded, the amount of the levy collected corresponding to the amount of the excess recorded shall be paid over to the Community.'

9. The first subparagraph of Article 10 is replaced by the following:

'Where formula B is applied, the purchaser liable for the levy shall recover it through the price paid to the producers for the period concerned, by reference to the quantity of milk or milk equivalent by which each of the producers has exceeded a quantity corresponding to that taken for the purposes of establishing the purchaser's reference quantity.'

10. The following subparagraph is added to Article 12 (c):

'Producer groups and associations thereof, recognized under Regulation (EEC) No 1360/78 and the statutes of which provide, in respect of associated producers, for the obligation referred to in the first indent of Article 6 (1) (c) of the said Regulation, shall be deemed to be producers.'

Article 2

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

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

Done at Brussels, 23 May 1985.

For the Council
The President
C. SIGNORILE

COUNCIL REGULATION (EEC) No 1306/85

of 23 May 1985

establishing, for the period running from 1 April 1985 to 31 March 1986, the Community reserve for the application of the levy referred to in Article 5c of Regulation (EEC) No 804/68 in the milk and milk products sector

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

difficulties; whereas, this quantity should be fixed at 393 000 tonnes for the second period of 12 months,

Having regard to the Treaty establishing the European Economic Community,

HAS ADOPTED THIS REGULATION:

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 5c (6) thereof,

Article 1

For the period running from 1 April 1985 to 31 March 1986, the Community reserve provided for in Article 5c (4) of Regulation (EEC) No 804/68 shall be fixed at 393 000 tonnes.

Having regard to the proposal from the Commission,

Whereas Article 5c (4) of Regulation (EEC) No 804/68 lays down that a Community reserve shall be constituted with a view to supplementing, at the beginning of each period of 12 months, the guaranteed quantities of the Member States in which implementation of the levy system raises particular

Article 2

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

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

Done at Brussels, 23 May 1985.

*For the Council**The President*

C. SIGNORILE

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

COUNCIL REGULATION (EEC) No 1307/85

of 23 May 1985

authorizing the Member States to grant a consumption aid for butter

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas the system established by Council Regulation (EEC) No 1269/79 of 25 June 1979 on the marketing of reduced-priced butter for direct consumption ⁽²⁾, as last amended by Regulation (EEC) No 862/84 ⁽³⁾, expires at the end of the 1984/85 milk year; whereas this may entail an increase in the consumer price of butter in certain Member States; whereas the situation on the market in butter continues to be characterized by major surpluses; whereas a sudden increase in the consumer price of butter that could result in a reduction of consumption should be avoided; whereas, for this purpose, the Member States should be authorized until the end of the 1987/88 milk year to grant an aid resulting in a reduction in the price of butter to the final private consumer;

Whereas, for reasons of clarity, Regulation (EEC) No 1269/79 should be repealed,

HAS ADOPTED THIS REGULATION:

Article 1

Member States shall be authorized until the end of the 1987/88 milk year to grant an aid for butter in favour of the final private consumer.

This aid must not exceed 50 ECU per 100 kilograms of butter.

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

Done at Brussels, 23 May 1985.

Article 2

1. Member States shall take whatever measures they may consider appropriate in order to ensure that the aid is granted only for butter purchased for direct consumption and that such aid is passed on to the final private consumers through its incidence on the final selling price.

2. Member States shall communicate to the Commission the measures referred to in paragraph 1 and, in particular, the amount of the aid granted.

Article 3

For the purposes of this Regulation, butter purchased for direct consumption shall mean butter purchased by final private consumers from retail outlets with a view to private consumption, including butter purchased from the retail trade by hotels, restaurants, hospitals, homes, boarding schools, prisons and similar establishments in order to cater for persons fed in such establishments, and excluding butter purchased for sale to the public in the form of other products, for example by cake shops and caterers.

Article 4

Regulation (EEC) No 1269/79 is hereby repealed.

Article 5

This Regulation shall enter into force at the beginning of the 1985/86 milk year.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 94, 15. 4. 1985.

⁽²⁾ OJ No L 161, 29. 6. 1979, p. 8.

⁽³⁾ OJ No L 90, 1. 4. 1984, p. 22.

COUNCIL REGULATION (EEC) No 1308/85

of 23 May 1985

fixing the guide price and the intervention price for adult bovine animals for the 1985/86 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽¹⁾, as last amended by the 1979 Act of Accession, and in particular Articles 3 (3) and 6 (4) thereof,

Having regard to the proposal from the Commission ⁽²⁾,

Having regard to the opinion of the European Parliament ⁽³⁾,

Whereas, when the guide price for adult bovine animals is fixed, account should be taken both of the objectives of the common agricultural policy and of the contribution which the Community wishes to make to the harmonious development of world trade; whereas the common agricultural policy aims *inter alia* to ensure a fair standard of living for the agricultural community, to guarantee the availability of supplies and to ensure that supplies reach consumers at reasonable prices;

Whereas the guide price must be fixed in accordance with the criteria laid down in Article 3 (2) of Regulation (EEC) No 805/68;

Whereas, in view of the current economic situation on the beef and veal market, the intervention price for adult bovine animals for the 1985/86 marketing year should be fixed at the same level, in relation to the guide price, than that adopted for the preceding marketing year;

Whereas Regulation (EEC) No 1208/81 ⁽⁴⁾ provided for and laid down a Community scale for the classification of carcasses of adult bovine animals for recording market prices and applying intervention measures; whereas, by Regulation (EEC) No 869/84 ⁽⁵⁾, a decision was taken to apply the said Community scale to the intervention measures for a three-year period, on an experimental basis; whereas the gradual application of the scale will lead to the fixing of a single price for each quality or group of qualities of meat, eligible for intervention, only at the beginning of the 1986/87 marketing year; whereas, therefore, during the transition period, buying in should be activated and

suspended for the qualities of meat eligible for intervention on the basis of the recording, on the market of each Member State, of the prices of such qualities, as carried out according to the Community scale;

Whereas, bearing in mind the objectives pursued by the intervention arrangements and the financial responsibilities incumbent on the Community, provision should be made for the possibility of limiting intervention purchases to a quality or group of qualities of meat in certain Member States, depending on the production and market features of these Member States,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1985/86 marketing year, the guide price for adult bovine animals shall be 205,02 ECU per 100 kilograms liveweight.

Article 2

For the 1985/86 marketing year, by derogation from the second paragraph of Article 6 (1) of Regulation (EEC) No 805/68:

- (a) the intervention price referred to in the said subparagraph shall be fixed at 184,52 ECU for 100 kilograms liveweight;
- (b) the level of the price fixed in the first sentence of Article 6 (3) of the said Regulation shall be 184,52 ECU for 100 kilograms liveweight.

Article 3

For the 1985/86 marketing year:

1. by derogation from Article 6 (1) and (3) of Regulation (EEC) No 805/68, purchases by intervention agencies of one or more qualities or groups of qualities, to be determined, of fresh or chilled meat falling within subheadings 02.01 A II a) 1, 02.01 A II a) 2 and 02.01 A II a) 3 of the Common Customs Tariff shall be decided upon by the Commission in accordance with the procedure set out in point 5 when the average price of these qualities or groups of qualities recorded on the market of a Member State, or of a region of a Member State, on the basis of the Community scale for the classification of carcasses of adult bovine animals established by Regulation (EEC) No 1208/81 is, for a period of two consecutive weeks, equal to or less than the intervention price fixed at the beginning of the marketing year for such qualities or groups of qualities;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No C 67, 14. 3. 1985, p. 64.

⁽³⁾ OJ No C 94, 15. 4. 1985.

⁽⁴⁾ OJ No L 123, 7. 5. 1981, p. 3.

⁽⁵⁾ OJ No L 90, 1. 4. 1984, p. 32.

2. the Commission shall decide on the suspension of the purchases referred to in point 1 when the average price for certain qualities or groups of qualities of meat, recorded on the market of a Member State, or of a region of a Member State, on the basis of the scale referred to in point 1 is, for a period of three consecutive weeks, above the intervention purchase price fixed at the beginning of the marketing year for these qualities or groups of qualities;
3. if the purchases referred to in point 1 have been suspended under the terms of point 2, the Commission shall decide on their resumption when the average price recorded for the qualities or groups of qualities in question has, for a period of two consecutive weeks, been equal to or less than the intervention purchase price fixed for the same qualities or groups of qualities at the beginning of the marketing year;
4. the Commission, in accordance with the procedure provided for in point 5, may, in one or more Member

States, limit the list of qualities or groups of qualities of meat eligible for intervention;

5. the Commission, in accordance with the procedure provided for in Article 27 of Regulation (EEC) No 805/68, shall:

- (a) establish the intervention purchase prices;
- (b) adopt procedures for applying this Article.

Article 4

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

It shall apply from 27 May 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

COUNCIL REGULATION (EEC) No 1309/85

of 23 May 1985

amending Regulation (EEC) No 1199/82 on the granting of an additional premium for maintaining suckler cows in Ireland and Northern Ireland

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

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

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

Whereas provision was made in Regulation (EEC) No 1199/82 ⁽³⁾, as last amended by Regulation (EEC) No 870/84 ⁽⁴⁾, for the granting of an additional premium for maintaining suckler cows in Ireland and Northern Ireland, in so far as the Member States concerned did not grant nationally the additional premium referred to in Article 3 (2) of Regulation (EEC) No 1357/80 of 5 June 1980 introducing a system of premiums for maintaining suckler cows ⁽⁵⁾, as last amended by Regulation (EEC) No 1198/82 ⁽⁶⁾;

Whereas the situation of farmers in those regions of the Community has not improved appreciably during the

1984/85 marketing year and an identical measure should accordingly be adopted for the 1985/86 marketing year;

Whereas Article 1 of Regulation (EEC) No 1199/82 should therefore be amended,

HAS ADOPTED THIS REGULATION:

Article 1

In the second paragraph of Article 1 of Regulation (EEC) No 1199/82, '1984/85 marketing year' is hereby replaced by '1985/86 marketing year'.

Article 2

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

It shall apply from 27 May 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 66.

⁽²⁾ OJ No C 94, 15. 4. 1985.

⁽³⁾ OJ No L 140, 20. 5. 1982, p. 30.

⁽⁴⁾ OJ No L 90, 1. 4. 1984, p. 34.

⁽⁵⁾ OJ No L 140, 5. 6. 1980, p. 1.

⁽⁶⁾ OJ No L 140, 20. 5. 1982, p. 28.

COUNCIL REGULATION (EEC) No 1310/85

of 23 May 1985

on the granting of a calf birth premium in Greece, Ireland, Italy and Northern Ireland and on the granting of an additional national premium in Italy

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas the intervention price applicable in the beef and veal sector has been fixed at a level lower than that resulting from the application of Article 6 of Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽²⁾, as last amended by the 1979 Act of Accession; whereas Greece, Ireland, Italy and the United Kingdom (in respect of Northern Ireland only), which have applied the system of a premium for the birth of calves provided for in Regulation (EEC) No 1201/82 ⁽³⁾, should continue to grant this premium until 6 April 1986;

Whereas this premium constitutes intervention on the internal market within the meaning of Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽⁴⁾, as last amended by Regulation (EEC) No 3509/80 ⁽⁵⁾;

Whereas Italy should be authorized to grant an additional national premium,

HAS ADOPTED THIS REGULATION:

Article 1

1. Until 6 April 1986, Greece, Ireland, Italy and the

United Kingdom (in respect of Northern Ireland only) shall be authorized to grant a premium for every calf born on their territories during the application of this Regulation and still alive six months after its birth.

2. The amount of the said premium shall be 9 ECU payable by the EAGGF Guarantee Section. It shall be paid in a single instalment.

Article 2

Until 6 April 1986, Italy shall be authorized to grant an additional national premium of not more than 23 ECU per calf still alive six months after its birth. The granting of this premium must not lead to any discrimination between livestock farmers.

Article 3

Detailed rules for implementing this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68.

Article 4

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

It shall apply from 27 May 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 94, 15. 4. 1985.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 26.

⁽³⁾ OJ No L 140, 20. 5. 1982, p. 34.

⁽⁴⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁵⁾ OJ No L 367, 31. 12. 1980, p. 87.

COUNCIL REGULATION (EEC) No 1311/85

of 23 May 1985

on the granting of a premium for the slaughter of certain adult bovine animals
in the United Kingdom

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas the United Kingdom has applied the slaughtering premium system in respect of certain adult bovine animals; whereas the United Kingdom should be authorized to continue granting this premium until 6 April 1986;

Whereas, in order to prevent the variable slaughter premium granted in the United Kingdom alone from having the effect of an export subsidy and disturbing the markets and the conditions of competition in the other Member States, provision must be made for the levying of an amount equal to that premium when animals or meat or meat preparations from such animals on which it has been given are consigned to other Member States or to non-member countries;

Whereas such a premium constitutes intervention on the internal market within the meaning of Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽²⁾, as last amended by Regulation (EEC) No 3509/80 ⁽³⁾; whereas, however, participation by the European Agricultural Guidance and Guarantee Fund in the financing of this premium should be limited,

HAS ADOPTED THIS REGULATION:

Article 1

1. The United Kingdom is authorized to grant, until 6 April 1986, a premium to producers for the slaughter of certain adult bovine animals, other than cows, of Community origin.

2. The amount of the premium, which may be seasonally varied, may not exceed 65 ECU per adult bovine animal of an average weight to be determined.

⁽¹⁾ OJ No C 94, 15. 4. 1985.

⁽²⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽³⁾ OJ No L 367, 31. 12. 1980, p. 87.

It shall be calculated in such a way that, when a premium is granted, the sum of the market price recorded in the United Kingdom for all adult bovine animals, other than cows, and the amount of the premium actually granted does not exceed, on average and for the duration of application of this Regulation, 85 % of the guide price. It may not at any point exceed 88 % of that price.

Article 2

The intervention purchase price for meat obtained from animals for which a premium has been granted shall be reduced by the amount of the premium actually granted.

Article 3

Where the premium referred to in Article 1 has been paid, an amount equivalent to the amount of that premium shall be levied on live animals or on meat and meat preparations from such animals on which it has been paid, when they are consigned to other Member States or to non-member countries.

Article 4

By way of derogation from Article 3 (1) of Regulation (EEC) No 729/70 financing by the EAGGF Guarantee Section shall be limited to 40 % of the premium amounts actually granted.

Article 5

1. Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68 ⁽⁴⁾, as last amended by the 1979 Act of Accession.

2. The detailed rules referred to in paragraph 1 may include *inter alia*:

- (a) a definition of the categories and qualities of animals for which a premium may be granted;
- (b) the conditions under which premiums may be granted when adult bovine animals, other than cows, for slaughter are first put on the market;

⁽⁴⁾ OJ No L 148, 28. 6. 1968, p. 24.

- (c) measures necessary to prevent, for live animals and meat and meat preparations, disturbance of trade resulting from the application of this premium arrangement;

Article 6

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

- (d) rules on the calculation and the conditions for levying the amount referred to in Article 3.

It shall apply from 27 May 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

COUNCIL REGULATION (EEC) No 1312/85

of 23 May 1985

amending Regulation (EEC) No 1837/80 on the common organization of the market in
sheepmeat and goatmeat

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

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

Article 1

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

Article 3 (4) of Regulation (EEC) No 1837/80 is hereby replaced by the following:

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

'4. Save where a Decision to the contrary is taken by the Council, acting by a qualified majority on a proposal from the Commission, the marketing year shall begin on the first Monday in January and end on the day preceding that day in the following year. This provision shall be applicable for the first time on 6 January 1986.'

Whereas the coincidence of the beginning of the marketing year with the beginning of the calendar year means that the prices for each marketing year can be fixed at a time when the seasonally adjusted basic price and, in most cases, the Community's average market price, are moving upwards;

Article 2

Whereas Regulation (EEC) No 1837/80 ⁽³⁾, as last amended by Regulation (EEC) No 871/84 ⁽⁴⁾, should be amended as a result,

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

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 66

⁽²⁾ OJ No C 94, 15. 4. 1985.

⁽³⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽⁴⁾ OJ No L 90, 1. 4. 1984, p. 35.

COUNCIL REGULATION (EEC) No 1313/85

of 23 May 1985

fixing, for the 1985 and 1986 marketing years, the basic and intervention prices for sheepmeat

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

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

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat ⁽¹⁾, as last amended by Regulation (EEC) No 1312/85 ⁽²⁾, and in particular Articles 3 (1) and 7 (6) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Having regard to the opinion of the European Parliament ⁽⁴⁾,

Whereas the change in the start of the marketing year in accordance with Article 1 (1) of Regulation (EEC) No 1312/85 makes it advisable to fix prices simultaneously for the two marketing years beginning on 1 April 1985 and 6 January 1986;

Whereas, when the basic price for sheep carcasses is fixed, account should be taken both of the objectives of the common agricultural policy and of the contribution the Community wishes to make to the harmonious development of world trade; whereas the main objectives of the common agricultural policy are to ensure a fair standard of living for the agricultural community, to guarantee the availability of supplies and to ensure that supplies reach consumers at reasonable prices;

Whereas the basic price must be fixed in accordance with the criteria laid down in Article 3 (2) of Regulation (EEC) No 1837/80; whereas it should be fixed, for the 1986 marketing year, at a higher level than that fixed for the preceding marketing year; whereas the intervention prices correspond to a percentage of the basic price;

Whereas the marketing year beginning in 1985 runs for only 32 weeks because of the change referred to above; whereas, to ensure that the seasonal adjustments to the basic price always reflect the usual seasonal changes in the Community market, the basic price fixed for the marketing year in question should be multiplied by a correcting factor in calculating any income losses to sheepmeat producers,

Article 1

For the 1985 marketing year in the sheepmeat sector:

1. the basic price is hereby fixed at 428,04 ECU per 100 kilograms carcass weight;
2. the intervention price is hereby fixed at 363,83 ECU per 100 kilograms carcass weight;
3. the derived intervention price applicable in region 4 is hereby fixed at 344,22 ECU per 100 kilograms carcass weight.

Article 2

For the 1986 marketing year in the sheepmeat sector:

1. the basic price is hereby fixed at 432,32 ECU per 100 kilograms carcass weight;
2. the intervention price is hereby fixed at 367,47 ECU per 100 kilograms carcass weight;
3. the derived intervention price applicable in region 4 is hereby fixed at 347,66 ECU per 100 kilograms carcass weight.

Article 3

By way of derogation from Article 5 (2) of Regulation (EEC) No 1837/80, the basic price for the 1985 marketing year as referred to in Article 1 of this Regulation shall be multiplied by a factor of 0,967 in determining any income losses to sheepmeat producers.

Article 4

The prices referred to in Articles 1 and 2 shall be seasonally adjusted in accordance with the tables set out in Annexes I and II.

Article 5

This Regulation shall enter into force on 27 May 1985.

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ See page 22 of this Official Journal.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 69.

⁽⁴⁾ OJ No C 94, 15. 4. 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

ANNEX I

1985 MARKETING YEAR

(ECU/100 kg carcase weight)

Week beginning	Week No	Basic price	Intervention price	Derived intervention price
27 May 1985	9	460,24	391,20	371,59
3 June 1985	10	448,82	381,50	361,89
10 June 1985	11	437,41	371,80	352,19
17 June 1985	12	426,00	362,10	342,49
24 June 1985	13	414,59	352,40	332,79
1 July 1985	14	403,18	342,70	323,09
8 July 1985	15	393,65	334,60	314,99
15 July 1985	16	386,00	328,10	308,49
22 July 1985	17	379,53	322,60	302,99
29 July 1985	18	378,82	322,00	302,39
5 August 1985	19	378,59	321,80	302,19
12 August 1985	20	378,59	321,80	302,19
19 August 1985	21	378,59	321,80	302,19
26 August 1985	22	378,59	321,80	302,19
2 September 1985	23	378,59	321,80	302,19
9 September 1985	24	378,59	321,80	302,19
16 September 1985	25	378,59	321,80	302,19
23 September 1985	26	378,59	321,80	302,19
30 September 1985	27	379,76	322,80	303,19
7 October 1985	28	380,94	323,80	304,19
14 October 1985	29	382,12	324,80	305,19
21 October 1985	30	383,29	325,80	306,19
28 October 1985	31	384,47	326,80	307,19
4 November 1985	32	386,47	328,50	308,89
11 November 1985	33	388,94	330,60	310,99
18 November 1985	34	393,65	334,60	314,99
25 November 1985	35	399,29	339,40	319,79
2 December 1985	36	406,94	345,90	326,29
9 December 1985	37	414,59	352,40	332,79
16 December 1985	38	422,00	358,70	339,09
23 December 1985	39	429,53	365,10	345,49
30 December 1985	40	437,41	371,80	352,19

ANNEX II

1986 MARKETING YEAR

(ECU/100 kg carcase weight)

Week beginning	Week No	Basic price	Intervention price	Derived intervention price
6 January 1986	1	441,74	375,48	355,47
13 January 1986	2	450,24	382,70	362,69
20 January 1986	3	460,37	391,31	371,30
27 January 1986	4	467,12	397,05	377,04
3 February 1986	5	475,63	404,29	384,28
10 February 1986	6	482,27	409,93	389,92
17 February 1986	7	486,00	413,10	393,09
24 February 1986	8	488,68	415,38	395,37
3 March 1986	9	491,59	417,85	397,84
10 March 1986	10	494,04	419,93	399,92
17 March 1986	11	495,55	421,22	401,21
24 March 1986	12	495,55	421,22	401,21
31 March 1986	13	494,62	420,43	400,42
7 April 1986	14	493,99	419,89	399,88
14 April 1986	15	493,47	419,45	399,44
21 April 1986	16	491,20	417,52	397,51
28 April 1986	17	487,80	414,63	394,62
5 May 1986	18	483,82	411,25	391,24
12 May 1986	19	479,79	407,82	387,81
19 May 1986	20	473,28	402,29	382,28
26 May 1986	21	466,78	396,76	376,75
2 June 1986	22	454,24	386,10	366,09
9 June 1986	23	442,60	376,21	356,20
16 June 1986	24	431,18	366,50	346,49
23 June 1986	25	419,65	356,70	336,69
30 June 1986	26	408,12	346,90	326,89
7 July 1986	27	398,33	338,58	318,57
14 July 1986	28	388,87	330,54	310,53
21 July 1986	29	384,98	327,23	307,22
28 July 1986	30	383,09	325,63	305,62
4 August 1986	31	382,38	325,02	305,01
11 August 1986	32	382,38	325,02	305,01
18 August 1986	33	382,38	325,02	305,01
25 August 1986	34	382,38	325,02	305,01
1 September 1986	35	382,38	325,02	305,01
8 September 1986	36	382,38	325,02	305,01
15 September 1986	37	382,38	325,02	305,01
22 September 1986	38	382,38	325,02	305,01
29 September 1986	39	382,90	325,47	305,46
6 October 1986	40	382,91	325,47	305,46
13 October 1986	41	383,21	325,73	305,72
20 October 1986	42	383,70	326,14	306,13
27 October 1986	43	385,68	327,83	307,82
3 November 1986	44	388,65	330,35	310,34
10 November 1986	45	391,67	332,92	312,91
17 November 1986	46	397,31	337,71	317,70
24 November 1986	47	402,95	342,51	322,50
1 December 1986	48	408,60	347,31	327,30
8 December 1986	49	415,09	352,83	332,82
15 December 1986	50	423,61	360,07	340,06
22 December 1986	51	432,12	367,30	347,29
29 December 1986	52	438,64	372,85	352,84

COUNCIL REGULATION (EEC) No 1314/85

of 23 May 1985

amending Regulation (EEC) No 1117/78 on the common organization of markets in dried fodder

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 42 and 43 thereof,

Article 1

Having regard to the proposal from the Commission,

The following shall be substituted for the third paragraph of Article 17 of Regulation (EEC) No 1117/78:

Having regard to the opinion of the European Parliament ⁽¹⁾,

'In the case of the products referred to in Article 1 (a) it shall apply for the 1985/86 marketing year.'

Whereas, when the Council fixed the agricultural prices for the 1985/86 marketing year, it devoted special attention to the dried fodder sector, which contributes towards supplying the Community with protein products;

Article 2

Whereas dehydrated potatoes, referred to in Article 1 of Regulation (EEC) No 1117/78 ⁽²⁾, as last amended by Regulation (EEC) No 1220/83 ⁽³⁾, can contribute to such supplies; whereas provision should therefore be made for aid for that product for the 1985/86 marketing year,

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

It shall apply from 1 July 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No C 94, 15. 4. 1985.

⁽²⁾ OJ No L 142, 30. 5. 1978, p. 1.

⁽³⁾ OJ No L 132, 21. 5. 1983, p. 29.

COUNCIL REGULATION (EEC) No 1315/85

of 23 May 1985

fixing the flat-rate production aid and the guide price for dried fodder for the 1985/86 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 1117/78 of 22 May 1978 on the common organization of the market in dried fodder ⁽¹⁾, as last amended by Regulation (EEC) No 1220/83 ⁽²⁾, and in particular Articles 3 (3), 4 (1) and (3) and 5 (2) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Having regard to the opinion of the European Parliament ⁽⁴⁾,

Whereas Article 3 of Regulation (EEC) No 1117/78 stipulates that the level of the flat-rate production aid for dried fodder must be such as to bring about an improvement in the Community's protein supplies;

Whereas dehydrated potatoes may contribute to the Community's protein supplies; whereas aid should consequently be fixed for this product;

Whereas, under Article 4 of the said Regulation, a guide price must be set for certain dried fodder products at a level which is fair to producers; whereas this price must be set for a standard quality representative of the average quality of dried fodder produced in the Community;

Whereas under Article 5 (2) of Regulation (EEC) No 1117/78 the supplementary aid provided for in paragraph 1 of that Article must be equal to a percentage of the difference between the guide price and the average world market price for the products in question; whereas in view of the characteristics of the market in question the percentage should be set at 100 % for the products referred to in Article 1 (b), first indent, and (c) of Regulation (EEC) No 1117/78 and at 50 % for the products referred to in the second indent of Article 1 (b) of that Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1985/86 marketing year, the flat-rate production aid provided for in Article 3 of Regulation (EEC) No 1117/78 shall be fixed:

- (a) for the products referred to in Article 1 (a) of the said Regulation at 15,78 ECU per tonne;
- (b) for the products referred to in Article 1 (b) and (c) of the said Regulation at 8,49 ECU per tonne.

Article 2

For the 1985/86 marketing year, the guide price for the products referred to in the first indent of Article 1 (b) of Regulation (EEC) No 1117/78 shall be 178,92 ECU per tonne.

This price refers to a product with:

- a moisture content of 11 %,
- a total gross protein content of 18 % of the dry weight.

Article 3

For the 1985/86 marketing year, the percentages to be used to calculate the supplementary aid referred to in Article 5 of Regulation (EEC) No 1117/78 shall be:

- 100 % for the products referred to in Article 1 (b), first indent, and (c) of that Regulation, and
- 50 % for the products referred to in the second indent of Article 1 (b) of that Regulation.

Article 4

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

It shall apply with effect from 1 April 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 142, 30. 5. 1978, p. 1.

⁽²⁾ OJ No L 132, 21. 5. 1983, p. 29.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 26.

⁽⁴⁾ OJ No C 94, 15. 4. 1985.

COUNCIL REGULATION (EEC) No 1316/85

of 23 May 1985

fixing the amount of aid in respect of silkworms for the 1985/86 rearing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 845/72 of 24 April 1972 laying down special measures to encourage silkworm rearing ⁽¹⁾, and in particular Article 2 (3) thereof,

Having regard to the proposal from the Commission ⁽²⁾,

Having regard to the opinion of the European Parliament ⁽³⁾,

Whereas Article 2 of Regulation (EEC) No 845/72 provides that the amount of aid for silkworms reared within the Community must be fixed each year in such a way as to help ensure a fair income for silkworm rearers, taking into account the state of the market in cocoons and raw silk, of foreseeable trends on that market and of import policy;

Whereas application of the abovementioned criteria entails fixing the amount of aid at the level mentioned below,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1985/86 rearing year, the amount of aid in respect of silkworms as referred to in Article 2 of Regulation (EEC) No 845/72 shall be fixed per box of silkworm eggs used, at 108,67 ECU.

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 1 April 1985.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 100, 27. 4. 1972, p. 1.

⁽²⁾ OJ No C 67, 14. 3. 1985, p. 29.

⁽³⁾ OJ No C 94, 15. 4. 1985.

COUNCIL REGULATION (EEC) No 1317/85
of 23 May 1985

fixing certain prices and other amounts applicable in the fruit and vegetables sector for the 1985/86 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the 1979 Act of Accession, and in particular Article 72 (1) thereof,

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 Article 16 (1) thereof,

Having regard to Council Regulation (EEC) No 2511/69 of 9 December 1969 laying down special measures for improving the production and marketing of Community citrus fruit ⁽³⁾, as last amended by Regulation (EEC) No 2004/83 ⁽⁴⁾, and in particular Article 7 (2) thereof,

Having regard to the proposal from the Commission ⁽⁵⁾,

Having regard to the opinion of the European Parliament ⁽⁶⁾,

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price are to be fixed for each marketing year for each of the products listed in Annex II to the said Regulation; whereas, in accordance with Article 1 (3) of the above Regulation, the marketing years for the products in question are as follows:

- for cauliflowers, from 1 May to 30 April,
- for tomatoes, from 1 January to 31 December,
- for peaches, from 1 May to 31 October,
- for lemons, from 1 June to 31 May,
- for pears, from 1 June to 31 May,
- for table grapes, from 1 May to 30 April,
- for apples, from 1 July to 30 June,
- for mandarins, from 1 October to 15 May,
- for oranges, from 1 October to 15 July,
- for aubergines, from 1 January to 31 December,
- for apricots, from 1 May to 31 August;

Whereas, however, pursuant to the third subparagraph of Article 16 (1) of Regulation (EEC) No 1035/72, no basic price or buying-in price must be fixed for the slack marketing periods at the beginning and at the end of the marketing year;

Whereas, when the basic prices and buying-in prices for fruit and vegetables are fixed, account should be taken of the aims of the common agricultural policy and the contribution which the Community desires to make to the harmonious development of world trade; whereas the objectives of the common agricultural policy are, in particular, to ensure a fair standard of living for the agricultural community, to assure the availability of supplies and to ensure that supplies reach consumers at reasonable prices;

Whereas the basic prices must be fixed by reference to the trend in the average prices recorded during the three preceding years on the most representative producer markets within the Community for a product with defined commercial characteristics, such as a variety or type, quality class, size and packaging; whereas the buying-in prices must be fixed by reference to the basic price in accordance with Article 16 (3) of Regulation (EEC) No 1035/72;

Whereas in order to facilitate the application of Article 19 of Regulation (EEC) No 1035/72 in certain Member States in which the most representative varieties of oranges are different from those taken as the reference for calculating the basic prices and buying-in prices, these representative varieties should also be taken into consideration for the purpose of applying the said Article 19;

Whereas, as regards Greece, in accordance with Article 74 of the 1979 Act of Accession, moves towards alignment of basic prices and buying-in prices should be made in accordance with Article 59 (2) (a) (3) (a) and (b) of that Act;

Whereas the amount of the financial compensation for oranges, mandarins, clementines and lemons must be fixed in accordance with the criteria laid down in Article 7 (2) of Regulation (EEC) No 2511/69; whereas, pursuant to Article 76 of the 1979 Act of Accession, such compensation is to be introduced in Greece according to the timetable laid down in Article 68 (2) (b) of the said Act,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1985/86 marketing year, the basic prices and the buying-in prices for fruit and vegetables, the periods during which they apply and the standard qualities to which they relate shall be as set out in Annex I.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No L 318, 18. 12. 1969, p. 1.

⁽⁴⁾ OJ No L 198, 21. 7. 1983, p. 2.

⁽⁵⁾ OJ No C 67, 14. 3. 1985, p. 31.

⁽⁶⁾ OJ No C 94, 15. 4. 1985.

Article 2

For the 1985/86 marketing year, the financial compensation for oranges, mandarins, clementines and lemons shall be as set out in Annex II.

Article 3

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

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

Done at Brussels, 23 May 1985.

For the Council
The President
C. SIGNORILE

ANNEX I

BASIC PRICES AND BUYING-IN PRICES

CAULIFLOWERS

For the period 27 May 1985 to 30 April 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
May	21,45	9,34
June	24,75	10,73
July	21,96	9,46
August	21,96	9,46
September	23,73	10,10
October	24,62	10,47
November	20,69	8,95
December	20,69	8,95
January	20,69	8,95
February	19,29	8,32
March	20,30	8,70
April	20,55	8,95

These prices relate to the following packed products:

- cauliflowers 'with leaves' of quality class I, for the months of May, November, December, January, February, March and April,
- 'trimmed' cauliflowers of quality class I, for the months of June, July, August, September and October.

TOMATOES

For the period 11 June to 30 November 1985

	Basic price ECU/100 kg net		Buying-in price ECU/100 kg net	
	Greece	Other Member States	Greece	Other Member States
June: (from 11 to 20)	24,17	28,45	10,11	11,84
(from 21 to 30)	22,65	25,91	9,65	11,08
July	21,13	23,38	8,82	9,70
August	19,68	20,97	8,28	8,81
September	20,44	22,24	8,58	9,31
October	20,88	23,57	8,67	9,71
November	24,10	28,32	10,41	12,36

These prices relate to packed 'round' and 'ribbed' tomatoes of quality class I, size 57/67 mm.

AUBERGINES

For the period 1 July to 31 October 1985

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
July to October	17,59	7,05

These prices relate to the following packed products:

- elongated aubergines of quality class I, size over 40 mm,
- globus aubergines of quality class I, size over 70 mm.

PEACHES

(excluding nectarines)

For the period 1 June to 30 September 1985

	Basic price ECU/100 kg net		Buying-in price ECU/100 kg net	
	Greece	Other Member States	Greece	Other Member States
June	42,57	47,68	26,07	29,07
July to September	41,15	45,29	25,32	27,94

These prices relate to the following packed products:

- peaches of the Fior di Maggio (May Flower) variety, quality class I, size 51/61 mm, for the month of June,
- peaches of the Amsden, Charles Ingouf and Sant'Anna varieties, quality class I, size 61/67 mm, for the month of July,
- peaches of the Red Haven and Fair Haven varieties, quality class I, size 61/67 mm, for the month of August,
- peaches of the J. H. Hale variety, quality class I, size 61/67 mm for the month of September.

APRICOTS

For the period 1 June to 31 July 1985

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
June and July	43,94	26,37

These prices relate to packed products of quality class I of a size over 30 mm.

LEMONS

For the period 1 June 1985 to 31 May 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
June	44,73	27,05
July	45,74	27,68
August	45,31	27,55
September	40,93	26,15
October	38,76	25,90
November	37,75	22,85
December	37,12	22,60
January	38,13	23,11
February	36,87	22,48
March	38,26	23,11
April	39,91	24,12
May	40,79	24,63

These prices relate to packed lemons of quality class I, size 53/62 mm.

PEARS

(other than perry pears)

For the period 1 July 1985 to 30 April 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
July	28,67	14,75
August	26,77	14,36
September	25,62	13,74
October	26,64	13,74
November	27,03	13,99
December	27,40	14,36
January to April	27,65	14,62

These prices relate to the following packed products:

- (a) pears of the Dr Jules Guyot and Coscia varieties, quality class I, size 60 mm or more, for the month of July;
- (b) pears of the Dr Jules Guyot, Clapp's favourite, Bon Chrétien Williams, Coscia and Crystallis varieties, quality class I, size 60 mm or more, for the month of August;
- (c) — pears of the Bon Chrétien Williams, Conférence, Beurre Hardy and Crystallis varieties, quality class I, size 60 mm or more, for the months of September and October,
— pears of the Empereur Alexandre variety, quality class I, size 70 mm or more, for the months of September and October;
- (d) — pears of the Conférence, Alexandrine Douillard and Crystallis varieties, quality class I, size 60 mm or more, for the month of November,
— pears of the Passe-Crassane variety, quality class I, size 70 mm or more, for the month of November;
- (e) — pears of the Conférence and Crystallis varieties, quality class I, size 60 mm, or more, for the months December to April,
— pears of the Passe-Crassane variety, quality class I, size 70 mm or more, for the months December to April.

TABLE GRAPES

For the period 1 August to 31 October 1985

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
August	36,31	23,35
September and October	32,51	19,92

These prices relate to packed table grapes of the Regina dei Vigneti, Soultanine and Regina (Mennavacca bianca, Rosaki, Dattier de Beyrouth) varieties, quality class I.

APPLES

(other than cider apples)

For the period 1 August 1985 to 31 May 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
August	26,51	13,51
September	26,51	13,51
October	26,51	13,63
November	27,22	14,06
December	29,61	15,17
January to May	32,01	16,27

These prices relate to the following packed products:

- (a) apples of the James Grieve variety, quality class I, size 70 mm or more, for the month of August;
- (b) — apples of the James Grieve, Golden Delicious, Red Delicious and Starking Delicious varieties, quality class I, size 70 mm or more, for the month of September,
— apples of the Reine des reinettes variety, quality class I, size 65 mm or more, for the month of September;
- (c) apples of the Golden Delicious, Red Delicious and Starking Delicious varieties, quality class I, size 70 mm or more, for the months October to March;
- (d) apples of the Golden Delicious variety, quality class I, size 70 mm or more, for the months of April and May.

MANDARINS

For the period 16 November 1985 to 28 February 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
16 to 30 November	45,31	29,80
December	44,93	29,29
January	44,43	28,53
February	42,77	28,02

These prices relate to packed mandarins of quality class I, size 54/64 mm.

SWEET ORANGES

For the period 1 December 1985 to 31 May 1986

	Basic price ECU/100 kg net	Buying-in price ECU/100 kg net
December	41,10	26,75
January	37,55	24,98
February	38,17	25,49
March	40,08	25,74
April and May	40,71	25,99

These prices refer to the following packed products:

- oranges of the Moro variety, quality class I, size 67/80 mm, for the month of December;
However, the recordings referred to in Article 19 (1) and (3) of Regulation (EEC) No 1035/72 shall also be made on the basis of prices registered in representative markets at production, for packed oranges of the Navel variety, quality class I, size 67/80 mm; in such a case the prices, possibly reduced by the cost of packaging which is included, shall be subject to a coefficient of 1,11,
- oranges of the Moro Sanguinello and Navel varieties, quality class I, size 67/80 mm, for the months January to May.

NB: The prices quoted in this Annex do not include the cost of packaging in which the product is presented.

ANNEX II

Amount of financial compensation for the 1985/86 marketing year

15,38 ECU per 100 kilograms net for oranges of the Moro, Tarocco, Ovale Calabrese, Belladonna, Navel and Valencia late varieties

13,20 ECU per 100 kilograms net for oranges of the Sanguinello variety

8,69 ECU per 100 kilograms net for oranges of the Sanguigno and Biondo comune varieties

12,95 ECU per 100 kilograms net for mandarins

1,61 ECU per 100 kilograms net for clementines

3,93 ECU per 100 kilograms net for lemons.

NB: Financial compensation is granted only in respect of products belonging to quality classes Extra and I.

COUNCIL REGULATION (EEC) No 1318/85

of 23 May 1985

amending Regulation (EEC) No 1035/77 laying down special measures to encourage the marketing of products processed from lemons

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

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

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

Whereas Regulation (EEC) No 1035/77 ⁽³⁾, as last amended by Regulation (EEC) No 3487/80 ⁽⁴⁾, introduced a system of aid for products processed from lemons harvested within the Community, based on contracts between Community producers and processors;

Whereas, with a view to encouraging the processing of greater quantities of lemons within the context of existing market outlets, the minimum price paid by processors to producers should be made more attractive;

Whereas it also appears appropriate to harmonize the terms on which financial compensation is granted to the various processors in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1035/77 is hereby amended as follows:

1. Article 1 (3) is replaced by the following:

'3. A minimum price to be paid to producers by processors for deliveries under the contracts shall be fixed. This price shall be based on the buying-in price for quality class II plus 5 % of the basic price. It shall be fixed before the start of each marketing year.'

2. Article 2 is replaced by the following:

'Article 2

1. Member States shall grant financial compensation to processors who have signed contracts in accordance with Article 1. This financial compensation may not exceed the difference between the minimum purchase price referred to in Article 1 (3) and prices charged for the raw material in non-member producer countries.

2. Financial compensation shall be granted for 85 % of Community produce bought at the minimum purchase price.

However, financial compensation shall be granted for a higher percentage of such produce where applicants provide evidence, in respect of a given marketing year, that the amount of juice they have marketed outside Italy exceeds 85 % of the total quantity they have marketed.

3. Financial compensation shall be paid to processors in respect of products of Community origin upon application provided that:

- (a) a processor provides evidence for a given marketing year that a quantity of juice corresponding to 85 % of total production has been manufactured from lemons covered by contracts as referred to above and purchased at a price equivalent to at least the minimum price;
- (b) in the case of quantities exceeding the amount of juice referred to in (a), the evidence referred to in (a) has been provided and the monitoring authorities in the Member State in which processing has taken place have determined that the said quantities have been marketed outside Italy.

4. The amount of financial compensation shall be fixed before the start of each marketing year.'

Article 2

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

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 37.

⁽²⁾ OJ No C 94, 15. 4. 1985.

⁽³⁾ OJ No L 125, 19. 5. 1977, p. 3.

⁽⁴⁾ OJ No L 365, 31. 12. 1980, p. 3.

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

COUNCIL REGULATION (EEC) No 1319/85

of 23 May 1985

on the reinforcement of supervision of the application of Community rules on fruit and vegetables

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

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

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

Whereas the Community rules on fruit and vegetables, and in particular Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables ⁽³⁾, as last amended by Regulation (EEC) No 1332/84 ⁽⁴⁾, contain provisions on the supervision of conformity with quality standards and the recording of prices which it is particularly necessary to apply correctly and uniformly in order to ensure smooth market management;

Whereas conformity with Community rules in the matter of quality standards and the recording of prices must be subjected to thorough inspections; whereas, in addition to the inspections carried out by the Member States on their own initiative which remain essential, provision should be made for inspections to be carried out by servants of the Commission and for the latter to call on the services of the Member States;

Whereas the competence of the servants of the Commission and the limits within which they may operate should be defined,

HAS ADOPTED THIS REGULATION:

Article 1

1. Without prejudice to inspections carried out by the authorities of the Member States, the Commission may decide to have inspections carried out, together with officials of the Member State concerned, in the following areas:

- inspection of the conformity with quality standards of products marketed fresh within the Community and traded with third countries,

- inspection of the conformity with quality standards, or certain quality requirements of products listed in Annex II to Regulation (EEC) No 1035/72 which are withdrawn from the market in accordance with Articles 15 and 15a or bought in in accordance with Articles 19 and 19a of the said Regulation,
- inspection of the quality of fruit and vegetables supplied to the processing industries in cases where common quality standards or classes have been adopted for such products, in particular for the purposes of granting Community aid,
- verification of the recording of the prices referred to in Articles 17 and 24 of the said Regulation.

2. The Commission decision shall indicate the subject and purpose of the inspection and shall fix the date on which it will begin.

Article 2

The Commission shall give due warning, before the beginning of the inspection operations referred to in Article 1, to the Member State in whose territory these operations will take place. It shall indicate the most appropriate places where the inspections must be carried out and shall determine the practical arrangements in cooperation with the competent authorities of the Member State.

Article 3

1. For the purpose of carrying out the inspections together with officials of the Member State concerned, the Commission inspectors shall produce a written authorization specifying their identity and status together with the subject and purpose of such inspections.

2. In carrying out their duties, in accordance with Article 1, the Commission inspectors shall have the following rights and powers:

- (a) they shall have access to all premises, sites, plants and means of transport which the inspection operations may concern;
- (b) they may request any explanations from the operators concerned;
- (c) they shall have access as necessary to documents relating to the products and to the prices referred to in Article 1.

3. The Commission inspectors shall:

- (a) in the course of the inspections, adopt an attitude compatible with the rules and practices which officials of the Member States have to follow;
- (b) be bound by professional secrecy.

⁽¹⁾ OJ No C 67, 14. 3. 1985, p. 38.

⁽²⁾ OJ No C 94, 15. 4. 1985.

⁽³⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽⁴⁾ OJ No L 130, 16. 5. 1984, p. 1.

Article 4

1. Producers of fruit and vegetables, their organizations and associations of their organizations, traders in fruit and vegetables and any organization concerned with buying and selling fruit and vegetables shall be required to submit to the verification referred to in Article 1.

2. For the purpose of carrying out the inspections jointly, in accordance with Article 3 (1), officials of the competent authority of the Member State in whose territory the inspection is to be carried out shall assist the Commission inspectors in the performance of their duties.

Article 5

Detailed rules for the application of this Regulation shall, where necessary, be adopted by the Council, acting on a proposal from the Commission, in accordance with the

voting procedure laid down in Article 43 (2) of the Treaty.

Article 6

At the conclusion of the inspections carried out on the basis of this Regulation, the Commission shall forward a report on its findings to the Member States in whose territory the inspection has been carried out, at the latter's request.

Before 1 July each year the Commission shall present to the European Parliament and the Council a report on the inspections carried out pursuant to this Regulation.

Article 7

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

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

Done at Brussels, 23 May 1985.

For the Council
The President
C. SIGNORILE

COUNCIL REGULATION (EEC) No 1320/85

of 23 May 1985

on temporary measures for production aid to processed tomato products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 988/84 ⁽²⁾, and in particular Article 3 (3) thereof,

Having regard to the proposal from the Commission ⁽³⁾,

Whereas Council Regulation (EEC) No 989/84 of 31 March 1984 introducing a system of guarantee thresholds for certain processed fruit and vegetable products ⁽⁴⁾ provides in Article 2 (1) that the production aid shall be reduced if the guarantee threshold for the processed tomato products is exceeded;

Whereas the production of processed tomato products has increased spectacularly in the last two marketing years, as a result of which the fixed guarantee thresholds have been substantially exceeded;

Whereas under these circumstances more restrictive measures should be introduced for a limited period to ensure that production aid is granted only in respect of the quantities which do not exceed the guarantee threshold; whereas production during the 1982/83 marketing year constitutes a quantity which corresponds to the aim of the production aid system for processed tomato products; whereas that year should be used as a reference for determining the quantities for which each processing enterprise may attract production aid;

Whereas these quantities may be increased to a certain extent when, in a Member State, production is limited by an interprofessional agreement or another national measure; whereas, however, in this case provision should be made for the aid to be reduced proportionally to the rate at which these quantities are exceeded;

Whereas, to avoid unjustified hardship for processing enterprises which started their activities after the 1982/83 marketing year or have increased their production capacity to a significant extent since that marketing year, specific measures should be applied to such undertakings;

Whereas the present situation does not justify an increase in the processing capacity for processed tomato products;

whereas new enterprises should therefore be temporarily excluded from production aid;

Whereas, during the period of application of the measures limiting the grant of production aid, there is justification for providing that the guarantee threshold excess should be assessed on the basis of those quantities alone which actually benefited from the production aid,

HAS ADOPTED THIS REGULATION:

Article 1

1. During the 1985/86, 1986/87 and 1987/88 marketing years, the granting of production aid shall be limited, for all the processing enterprises of each Member State, to the quantities of processed tomato products obtained from the following quantities in tonnes of fresh tomatoes:

All enterprises situated in	Intended for the manufacture of		
	Tomato concentrate	Preserved whole peeled tomatoes	Other tomato products
France	298 622	58 628	35 156
Greece	982 068	12 881	18 647
Italy	1 707 160	1 235 641	351 197

2. Without prejudice to paragraph 3, the quantities referred to in paragraph 1 shall be fairly allocated by the Member States among the processing enterprises in proportion to the quantities produced by each of them during the 1982/83 marketing year.

The competent authorities of the Member State may allow a transfer of up to 20 % from the quantities of peeled tomatoes expressed as quantities of fresh tomatoes allocated to an enterprise to the quantities allocated to it for tomato concentrate and other tomato products.

3. The granting of production aid to processing enterprises which started their activities during the 1983/84 or 1984/85 marketing years or will commence such activities during the 1985/86 marketing year shall be limited, for each Member State and for each group of processed tomato products, to 20 % of the quantities referred to in paragraph 1. These quantities shall be fairly allocated among the enterprises concerned as follows:

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 1.

⁽²⁾ OJ No L 103, 16. 4. 1984, p. 11.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 41.

⁽⁴⁾ OJ No L 103, 16. 4. 1984, p. 19.

- for processing enterprises which commenced their activities during the 1983/84 or 1984/85 marketing years, in proportion to the quantities produced by each of them during the 1984/85 marketing year,
- for processing enterprises which commenced their activities during the 1985/86 marketing year, in proportion to the production capacity of each of them.

At all events, the percentage allocated to each enterprise may not exceed the percentage resulting from the application of paragraph 2 to the enterprises referred to in that paragraph.

In cases where the total quantities have not been allocated, the remaining part shall be fairly allocated among the processing enterprises covered by paragraph 2, bearing in mind in particular those enterprises which make use of new production technology.

4. Processing enterprises commencing their activities during the 1986/87 and 1987/88 marketing years shall not benefit from production aid.

Article 2

1. The measures provided for in Article 1 (1) shall be suspended where, in a Member State, production is limited by an interprofessional agreement or a national measure providing for the allocation, to each processing enterprise, of a raw material quantity intended for the production of each tomato product within the limits of the quantities resulting from the application of Article 1, increased by a maximum of 20%.

2. In this context and by way of derogation from the provisions of Article 1 (3), enterprises which commenced their activities during the 1983/84 or 1984/85 marketing years, or which will commence their activities during the 1985/86 marketing year may receive quantities lower than those provided for in that Article.

3. When paragraph 1 is applicable, the grant of production aid shall be limited, for all the processing

enterprises of each Member State, to the quantities referred to in that paragraph.

4. For each processing enterprise, the aid to be paid for its production, within the limit of the quantities allocated to it, shall be reduced on the basis of the extent to which the total of these quantities is exceeded as compared with the quantity resulting from the application of Article 1 (1).

Application of this provision may not result in the granting, to those enterprises, of a total amount of aid less than the total amount of aid which they would have received had their production been equal to the quantities resulting for them from the application of Article 1.

5. The Commission shall fix, at the same time as it fixes the production aid applicable to the enterprises whose production does not exceed the quantities referred to in Article 1 (1), the amount of reduction of the aid referred to in paragraph 4.

Article 3

By way of derogation from Article 2 (2) of Regulation (EEC) No 989/84, the production to be adopted under the 1985/86, 1986/87 and the 1987/88 marketing years to determine the amount by which the guarantee threshold is exceeded shall be that having benefited from production aid, except for quantities resulting from the possible increase of up to 20% referred to in Article 2 (1)

Article 4

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 20 of Regulation (EEC) No 516/77. They shall comprise, in particular, the rules applicable in cases of merger and change of ownership of enterprises.

Article 5

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

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

Done at Brussels, 23 May 1985.

For the Council
The President
C. SIGNORILE

COUNCIL REGULATION (EEC) No 1321/85**of 23 May 1985****derogating from Regulation (EEC) No 989/84 concerning the application of the guarantee threshold for currants for the 1985/86 marketing year**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in processed fruit and vegetable products ⁽¹⁾, as last amended by Regulation (EEC) No 988/84 ⁽²⁾, and in particular Article 3 (3) thereof,

Having regard to the Commission proposal,

Whereas Regulation (EEC) No 516/77 introduced a system of production aid for some processed fruit and vegetable products; whereas, should the situation provided for in Article 3 (3) arise, appropriate measures may be taken;

Whereas Regulation (EEC) No 989/84 ⁽³⁾ introduced a system of guarantee thresholds for certain processed fruit and vegetable products, and in particular currants;

Whereas the guarantee threshold for currants has been exceeded for the three-year period from 1982 to 1984; whereas, however, the price of currants is increasing on the world market in this marketing year; whereas it is therefore advisable to limit, for the 1985/86 marketing year, the consequences of exceeding the guarantee threshold for the minimum price level,

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 3 (1) of Regulation (EEC) No 989/84, for the 1985/86 marketing year the reduction in the minimum price to be paid to producers of currants in the light of the amount by which the guaranteed threshold is exceeded shall be fixed at 3 %.

Article 2

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

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

Done at Brussels, 23 May 1985.

For the Council

The President

C. SIGNORILE

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 1.

⁽²⁾ OJ No L 103, 16. 4. 1984, p. 11.

⁽³⁾ OJ No L 103, 16. 4. 1984, p. 19.

COUNCIL REGULATION (EEC) No 1322/85

of 23 May 1985

on the transfer to the Greek intervention agency of skimmed-milk powder held by the intervention agencies of other Member States

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 7 ⁽⁴⁾ thereof,

Having regard to Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽³⁾, as last amended by Regulation (EEC) No 3509/80 ⁽⁴⁾, and in particular Article 3 ⁽²⁾ thereof,

Having regard to the proposal from the Commission,

Whereas there are large stocks of skimmed-milk powder on the Community market; whereas these stocks are mainly held by Member States other than Greece which possesses no such stocks because of the particular nature of its milk production;

Whereas, in contrast to the Member States concerned, which are encountering difficulties in marketing their surpluses of skimmed-milk powder, Greece is experiencing supply difficulties in regard to the said product; whereas, having regard to the present economic situation in Greece, part of the stocks of skimmed-milk powder which are held in intervention in other Member States should be made available to the Greek intervention agency; whereas this skimmed-milk powder is intended for sale on the Greek market for use as animal feed in order to help stabilize prices somewhat;

Whereas provision should be made for this operation to be taken into account in accordance with the arrangements provided for in Council Regulation (EEC) No 1883/78 of

2 August 1978 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Fund, Guarantee Section ⁽⁵⁾, as last amended by Regulation (EEC) No 1262/82 ⁽⁶⁾,

HAS ADOPTED THIS REGULATION:

Article 1

1. A quantity of 7 000 tonnes of skimmed-milk powder held by the intervention agencies of Member States other than Greece shall be made available to the Greek intervention agency.
2. The Greek intervention agency shall take over the skimmed-milk powder before the end of the 1985/86 milk year and shall sell it for use in Greece as animal feed.
3. Rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68. These rules shall determine *inter alia* which intervention agencies shall make the skimmed-milk powder available and what provision shall be made for transport.

Article 2

1. The intervention agencies holding the product referred to in Article 1 shall enter the quantities of skimmed-milk powder transferred as a zero debit in the account referred to in Article 4 of Regulation (EEC) No 1883/78.
2. The Greek intervention agency shall enter the quantities of skimmed-milk powder of which it has taken delivery as a zero credit in the account referred to in paragraph 1 and shall value them at the end of each month at the price fixed pursuant to Article 8 of Regulation (EEC) No 1883/78 for stocks carried forward to the financial year in question.
3. The cost of transporting the quantities of skimmed-milk powder referred to in Article 1 shall be entered in the account referred to in paragraph 1.

Article 3

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

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ See page 5 of this Official Journal.

⁽³⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁴⁾ OJ No L 367, 31. 12. 1980, p. 87.

⁽⁵⁾ OJ No L 216, 5. 8. 1978, p. 1.

⁽⁶⁾ OJ No L 148, 27. 5. 1982, p. 1.

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

Done at Brussels, 23 May 1985.

For the Council
The President
C. SIGNORILE

COMMISSION OF THE EUROPEAN COMMUNITIES

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