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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 3766/85**of 20 December 1985****on the disposal by the Kingdom of Spain of the raw tobacco stored in that country from harvests prior to accession**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 91 thereof,

Having regard to the proposal from the Commission,

Whereas pursuant to Article 86 of the Act of Accession, any stock of products in free circulation in Spanish territory on 1 March 1986 which in quantity exceeds what may be considered representative of a normal carry-over stock must, under Community procedures to be specified and within time-limits to be determined under the conditions provided for in Article 91 of that Act, be eliminated by and at the expense of the Kingdom of Spain; whereas the concept of normal carry-over stock is defined for each product on the basis of criteria and objectives particular to each common organization of the market;

Whereas some of the tobacco grown in Spain is of a variety or quality for which there is, generally speaking, no market demand; whereas some tobaccos which cannot be disposed of have, in quantities which vary according to the harvest and variety, been bought in or held in storage by the Spanish State monopoly for several years; whereas, accordingly, since those quantities are not used for the purposes of regulating the market, and since the concept of normal carry-over stock does not correspond to the conditions of operation of the common organization of the market, any tobacco which was harvested prior to the accession and which is stored in Spain should be eliminated by and at the expense of that country;

Whereas the first harvest subject to the common organization of the market is the 1986 harvest;

Whereas the tobacco stocks withdrawn from the market which are at present in storage in Spain have been bought in or are held by Tabacalera or the Servicio Nacional de Cultivo

y Fermentación del Tabaco, as the case may be; whereas the Spanish authorities have made a survey of stocks from harvests prior to the 1985 harvest; whereas it is at present possible to do no more than estimate stocks from the 1985 harvest;

Whereas these stocks may be disposed of in accordance with Spanish legislation, subject to provisions allowing the Commission to maintain the balance of the Community market;

Whereas, having regard to the large stocks to be disposed of, it should be laid down that the quantities which have been bought in or are held by Tabacalera and the Servicio Nacional de Cultivo y Fermentación del Tabaco which may be put up for sale during a given period may not exceed a certain limit; whereas, for those reasons it seems appropriate to fix a five-year period for the disposal of these stocks, to begin as from accession;

Whereas only tobacco which meets the minimum quality requirements for disposal will be eligible; whereas some of the tobacco stored in Spain will, because of its characteristics, fail to attract a buyer; whereas accordingly provision should be made for the Kingdom of Spain physically to destroy the tobacco in such cases;

Whereas pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Community may adopt before accession the measures referred to in Article 91 of the Act of Accession, these measures entering into force only subject to and on the date of entry into force of that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

This Regulation lays down general rules for applying Article 86 of the Act of Accession.

Article 2

1. This Regulation applies to raw tobacco falling within heading No 24.01 of the Common Customs Tariff which:

- originates in Spain,
- was harvested from 1971 to 1985 and has been bought in or is held by Tabacalera or the Servicio Nacional de Cultivo y Fermentación del Tabaco.

2. For the purposes of this Regulation, the Kingdom of Spain shall notify the Commission, not later than 31 July 1986, of the quantities of tobacco from the 1985 harvest bought in or held by Tabacalera or the Servicio Nacional de Cultivo y Fermentación del Tabaco, broken down by variety, and the date of the last withdrawal of tobacco by the agency concerned.

3. The date relating to the stock from harvests prior to 1985 and the estimates for the 1985 harvest are specified in the Annex.

Article 3

1. The disposal of the stocks referred to in Article 2 shall be effected in accordance with Spanish legislation, and in compliance with this Regulation.

Disposal shall be managed in such a way that no disturbance of the Community market takes place.

2. The stocks referred to in Article 2 and belonging to Tabacalera and the Servicio Nacional de Cultivo y Fermentación del Tabaco on 31 December 1985 shall be disposed of before 1 January 1991.

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

Done at Brussels, 20 December 1985.

3. Not more than one quarter of the quantities referred to in the Annex shall be disposed of in any one year.

4. The stocks shall be disposed of on the markets of third countries. However, the Commission shall determine each year, on the basis of all the information at its disposal and of the information supplied by the Kingdom of Spain, in accordance with the procedure laid down in Article 4, whether the stocks to be disposed of for the year in question may be placed on the Community market and, if so, the quantities and varieties thereof.

5. The Spanish authorities may decide to destroy all or part of the quantities to be disposed of. The quantities destroyed may exceed those obtained by applying the percentage laid down in paragraph 3.

6. Every six months the Kingdom of Spain shall notify the Commission of the quantities disposed of, their destinations and the prices obtained. When providing this information the Kingdom of Spain shall, in cases where it has destroyed tobacco, state the quantity and varieties concerned and the year in which they were harvested.

Article 4

The detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 17 of Regulation (EEC) No 727/70 of 21 April 1970 on the common organization of the market in raw tobacco ⁽¹⁾.

Article 5

Subject to the entry into force of the Act of Accession of Spain and Portugal, this Regulation shall enter into force on 1 January 1986.

For the Council

The President

R. STEICHEN

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 1.

ANNEX

Stocks of tobacco held by Tabacalera SA and the Servicio Nacional de Cultivo y de Fermentación del Tabaco (SNCFT)

(tonnes)

Harvest, variety	Baled tobacco		
	SNCFT stocks	Tabacalera SA stocks	Total
<i>Harvest 1971</i>			
Santafé	—	44,5	44,5
Total	—	44,5	44,5
<i>Harvest 1973</i>			
Santafé	—	44,6	44,6
Total	—	44,6	44,6
<i>Harvest 1974</i>			
Santafé	103,9	72,4	176,3
Total	103,9	72,4	176,3
<i>Harvest 1975</i>			
Santafé	581,2	281,8	863,0
Havana	2,5	—	2,5
Total	583,7	281,8	865,5
<i>Harvest 1976</i>			
Santafé	2 033,7	35,6	2 069,3
Burley fermentable	—	169,5	169,5
Total	2 033,7	205,1	2 238,8
<i>Harvest 1977</i>			
Santafé	265,5	262,0	527,5
Havana	132,1	—	132,1
Burley fermentable	594,2	341,6	935,8
Total	991,8	603,6	1 595,4
<i>Harvest 1978</i>			
Havana	228,3	—	228,3
Burley fermentable	327,3	283,1	610,4
Total	555,6	283,1	838,7
<i>Harvest 1979</i>			
Santafé	—	24,5	24,5
Havana	379,9	2,1	382,0
Burley fermentable	3 189,1	2 128,3	5 317,4
Total	3 569,0	2 154,9	5 723,9
<i>Harvest 1980</i>			
Havana	439,8	128,0	567,8
Burley fermentable	6 962,0	3 055,1	10 017,1
Total	7 401,8	3 183,1	10 584,9
<i>Harvest 1981</i>			
Santafé	2,8	57,8	60,6
Havana	35,2	259,8	295,0
Burley fermentable	1 260,7	10 334,9	11 595,6
Total	1 298,7	10 652,5	11 951,2

(tonnes)

Harvest, variety	Baled tobacco		
	SNCFT stocks	Tabacalera SA stocks	Total
<i>Harvest 1982</i>			
Santafé	—	148,4	148,4
Havana	—	29,5	29,5
Burley fermentable	1 405,1	9 846,8	11 251,9
Total	1 405,1	10 024,7	11 429,8
<i>Harvest 1983</i>			
Santafé	—	579,0	579,0
Havana	—	510,0	510,0
Burley fermentable	5 658,1	1 100,6	6 758,7
Total	5 658,1	2 189,6	7 847,7
<i>Harvest 1984</i>			
Santafé	—	571,9	571,9
Havana	—	653,8	653,8
Burley fermentable	190,3	16 883,5	17 073,8
Total	190,3	18 109,2	18 299,5
<i>Harvest 1985</i>			
Santafé	—	714,0	714,0
Havana	—	692,0	692,0
Burley fermentable	—	13 638,0	13 638,0
Total	—	15 044,0	15 044,0

COUNCIL REGULATION (EEC) No 3767/85

of 20 December 1985

opening, allocating and providing for the administration of Community tariff quotas for certain types of manufactured tobacco falling within heading No 24.02 of the Common Customs Tariff and processed in the Canary Islands (1986)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession of Spain and Portugal ⁽¹⁾, and in particular Article 2 of Protocol No 2 thereto,

Having regard to the proposal from the Commission,

Whereas Article 2 of Protocol No 2 and Article 10 of Protocol No 3 to the Act of Accession stipulate that, as from 1 January 1986, manufactured tobacco falling within heading No 24.02 of the Common Customs Tariff and processed in the Canary Islands is to be exempt, in the customs territory of the Community, from customs duties within the limit of annual Community tariff quotas; whereas this tariff preference is applicable only to products of which there have been imports in the last five years; whereas, calculated on the basis of the said Article 2, the quota volumes for cigarettes falling within subheading 24.02 A and cigars falling within subheading 24.02 B amount to 19 400 million and 332,3 million items respectively; whereas there are no imports of other products falling within heading No 24.02; whereas the tariff quotas in question should therefore be opened for 1986;

Whereas rules should be laid down to cover the marking of the products concerned;

Whereas it is in particular necessary to ensure for all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rates laid down for these quotas to all imports of the products concerned in all Member States until the quotas have been used up; whereas, having regard to the principles mentioned above, the Community nature of the quotas can be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect as accurately as possible the true trend of the market in the products in question, such allocation should be in proportion to the requirements of the Member States, calculated by reference to the statistics for imports of the products concerned processed in the Canary Islands over a representative reference period and also to the economic outlook for the quota period in question;

Whereas, during the last three years for which statistics are available, imports into each of the Member States were as follows:

Member States	24.02 A cigarettes (million items)			24.02 B cigars (thousand items)		
	1982	1983	1984	1982	1983	1984
Benelux	—	—	—	1 140	468	1 276
Denmark	—	—	—	—	—	—
Germany	—	—	—	17	—	—
Spain	on average 19 400 per year			on average 312 300 per year		
Greece	—	—	—	—	—	—
France	—	—	—	—	—	208
Ireland	—	—	—	—	—	—
Italy	—	—	—	—	—	—
Portugal	—	—	—	—	—	—
United Kingdom	—	—	—	38	9	5

Whereas, during the last three years, the products in question were imported only by certain Member States and not at all by the other Member States; whereas, under these circumstances, initial shares should be allocated to the importing Member States and the other Member States should be guaranteed access to the benefit of the tariff quotas upon imports into those States of the products concerned being notified; whereas these arrangements for allocation will equally ensure the uniform application of the Common Customs Tariff;

Whereas, in order to take into account import trends for the products concerned in the various Member States, each quota should be divided into two instalments, the first being shared among certain Member States and the second constituting a reserve to cover the subsequent requirements of these Member States where they have used up their initial shares and any additional requirements which might arise in the other Member States; whereas, in order to give importers in each Member State a certain degree of security, it is appropriate to fix the first instalment of the Community quotas at a level which, in the circumstances, could be 95 and 99 % respectively of each of the quota volume;

Whereas, the Member States' initial shares may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, any Member State which has almost used up its initial quota shares should draw an additional share from the corresponding reserve; whereas this must be done by each Member State as and when each of its additional shares is almost used up, and repeated as many times as the reserve allows; whereas the

⁽¹⁾ OJ No L 302, 15. 11. 1985, p. 23.

initial and additional shares must be valid until the end of the quota period; whereas this method of administration requires close cooperation between the Member States and the Commission and the latter must be in a position to monitor the extent to which the quota amounts have been used up and to inform Member States thereof;

Whereas, if at a given date in the quota period, a substantial quantity remains unused in any Member State, it is essential that that Member State should return a significant proportion to the corresponding reserve to prevent a part of any tariff quota from remaining unused in one Member State when it could be used in others;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the quota shares allocated to that economic union may be carried out by any of its members;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Communities may adopt, before accession, the measures referred to in Article 2 of Protocol No 2 annexed to the Act of Accession, such measures entering into force subject to and on the date of entry into force of the said Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1986, duty-free Community tariff quotas shall be opened in the Community for the following products processed in the Canary Islands, within the limits indicated below:

CCT heading No	Description	Quota volume (million items)
24.02	Manufactured tobacco; tobacco extracts and essences:	
	A. Cigarettes	19 400
	B. Cigars	332,3

2. Products covered by this Regulation cannot qualify under the quotas unless, when they are presented to the authorities responsible for the import formalities for the purposes of release into free circulation in the customs territory of the Community, they are presented in packaging bearing the words, in clearly visible and perfectly legible characters, 'Manufactured in the Canary Islands', or a translation thereof in another official Community language.

Article 2

1. The tariff quotas laid down in Article 1 shall be divided into two instalments.

2. A first instalment of each quota shall be shared among certain Member States; the respective shares, which, subject to Article 5, shall be valid until 31 December 1986, shall be as follows:

- (a) 24.02 A cigarettes
 - Spain: 18 430 million items;
- (b) 24.02 B cigars
 - Benelux: 1,30 million items
 - Germany: 0,01 million items
 - Spain: 330,73 million items
 - France: 0,20 million items
 - United Kingdom: 0,01 million items.

3. The second instalment of each quota, that is 970 million items (24.02 A) and 0,05 million items (24.02 B) respectively, shall constitute the corresponding reserve.

4. If an importer notifies the imminent import of the products in question into the other Member States and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve so permits.

Article 3

1. If 90 % or more of a Member State's initial share as specified in Article 2 (2), or 90 % of that share minus the portion returned to the corresponding reserve where Article 5 has been applied, has been used up, then to the extent permitted by the amount of the reserve, that Member State shall forthwith, by notifying the Commission, draw a second share equal to 10 % of its initial share, rounded up where necessary to the next unit.

2. If, after one of its initial shares has been used up, 90 % or more of the second share drawn by a Member State has been used up, then that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a third share equal to 5 % of its initial share, rounded up where necessary to the next unit.

3. If, after one of its second shares has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a fourth share equal to the third.

This process shall continue until the reserve is used up.

4. By way of derogation from paragraphs 1, 2, and 3, a Member State may draw shares smaller than those fixed in

those paragraphs if there is reason to believe that they might not be used up. It shall inform the Commission of its reasons for applying this paragraph.

Article 4

The additional shares drawn pursuant to Article 3 shall be valid until 31 December 1986.

Article 5

The Member States shall return to the reserve, not later than 30 November 1986, such unused portion of their initial share as, on 15 November 1986 is in excess of 20 % of the initial volume. They may return a larger quantity if there are grounds for believing that this quantity may not be used.

The Member States shall notify the Commission, not later than 30 November 1986 of the total quantities of the products in question imported up to 15 November 1986 and charged against the tariff quota and of any quantity of the initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and, as soon as it is notified, shall inform each State of the extent to which the reserves have been used up.

It shall inform the Member States, not later than 5 December 1986 of the amount in each reserve after quantities have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which exhausts any reserve does not exceed the balance available and, to this end, shall notify the amount of that balance to the Member State making the last drawing.

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

Done at Brussels, 20 December 1985.

Article 7

1. The Member States shall take every measure necessary to ensure that additional shares drawn pursuant to Article 3 are opened in such a way that imports may be charged without interruption against their accumulated shares of the tariff quota.

2. The Member States shall ensure that importers of the products in question have free access to the shares allocated to them.

3. Member States shall charge imports of the products in question against their shares as and when the products are entered with the customs authorities for free circulation.

4. The extent to which a Member State has used up its shares shall be determined on the basis of the imports of the products concerned processed in the Canary Islands and entered with customs authorities for free circulation.

Article 8

At the Commission's request, the Member States shall inform it of imports of the products concerned actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 10

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

For the Council

The President

R. STEICHEN

COUNCIL REGULATION (EEC) No 3768/85

of 20 December 1985

adapting, on account of the accession of Spain and Portugal, certain agricultural acts as regards
the voting procedure of the Committees

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to the Act of Accession of Spain and Portugal,
and in particular Article 396 thereof,

Having regard to the proposal from the Commission,

Whereas, on account of the accession of Spain and Portugal,
certain agricultural acts should, pursuant to Article 396 of
the Act of Accession, be adapted with regard to the number
of votes which express, upon accession, a qualified majority
in the context of the procedure of the Management
Committees and similar committees set up in the agricultural
sector;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession,
the institutions of the Communities may adopt before
accession the measures referred to in Article 396 of the Act,
such measures entering into force subject to and on the date
of the entry into force of that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

1. In the Acts listed in the Annex and in the Articles indicated therein 'forty-five' is replaced by 'fifty-four'.
2. In Article 26 (2) of Regulation (EEC) No 1837/80 ⁽¹⁾, as last amended by Regulation (EEC) No 1312/85 ⁽²⁾, the sentence 'Opinions shall be adopted by a qualified majority' is replaced by 'Opinions shall be adopted by a majority of fifty-four votes'.

Article 2

This Regulation shall enter into force on 1 January 1986,
subject to the entry into force of the Treaty of Accession of
Spain and Portugal.

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

Done at Brussels, 20 December 1985.

For the Council
The President
R. STEICHEN

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 137, 27. 5. 1985, p. 22.

ANNEX

1. Council Regulation (EEC) No 136/66/EEC⁽¹⁾, as last amended by Regulation (EEC) No 231/85⁽²⁾:
Article 38 (2).
2. Council Regulation (EEC) No 79/65/EEC⁽³⁾, as last amended by Regulation (EEC) No 2143/81⁽⁴⁾:
Article 19 (2).
3. Council Regulation (EEC) No 234/68⁽⁵⁾, as last amended by the Council Decision of 1 January 1973⁽⁶⁾:
Article 14 (2).
4. Council Regulation (EEC) No 804/68⁽⁷⁾, as last amended by Regulation (EEC) No 1298/85⁽⁸⁾:
Article 30 (2).
5. Council Regulation (EEC) No 805/68⁽⁹⁾, as last amended by the 1979 Act of Accession⁽¹⁰⁾:
Article 27 (2).
6. Council Regulation (EEC) No 727/70⁽¹¹⁾, as last amended by Regulation (EEC) No 1461/82⁽¹²⁾:
Article 30 (2).
7. Council Regulation (EEC) No 729/70⁽¹³⁾, as last amended by Regulation (EEC) No 3509/80⁽¹⁴⁾:
Article 12 (2).
8. Council Regulation (EEC) No 1308/70⁽¹⁵⁾, as last amended by Regulation (EEC) No 1430/82⁽¹⁶⁾:
Article 12 (2).
9. Council Regulation (EEC) No 1696/71⁽¹⁷⁾, as last amended by the 1979 Act of Accession:
Article 20 (2).
10. Council Regulation (EEC) No 2358/71⁽¹⁸⁾, as last amended by Regulation (EEC) No 1581/83⁽¹⁹⁾:
Article 11 (2).

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 26, 31. 1. 1985, p. 12.

⁽³⁾ OJ No 109, 23. 6. 1965, p. 1859/65.

⁽⁴⁾ OJ No L 210, 30. 7. 1981, p. 1.

⁽⁵⁾ OJ No L 55, 2. 3. 1968, p. 1.

⁽⁶⁾ OJ No L 2, 1. 1. 1973, p. 1.

⁽⁷⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽⁸⁾ OJ No L 137, 27. 5. 1985, p. 5.

⁽⁹⁾ OJ No L 148, 28. 6. 1968, p. 26.

⁽¹⁰⁾ OJ No L 291, 19. 11. 1979, p. 1.

⁽¹¹⁾ OJ No L 94, 28. 4. 1970, p. 1.

⁽¹²⁾ OJ No L 164, 14. 6. 1982, p. 27.

⁽¹³⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽¹⁴⁾ OJ No L 367, 31. 12. 1980, p. 87.

⁽¹⁵⁾ OJ No L 146, 4. 7. 1970, p. 1.

⁽¹⁶⁾ OJ No L 162, 12. 6. 1982, p. 27.

⁽¹⁷⁾ OJ No L 175, 4. 8. 1971, p. 1.

⁽¹⁸⁾ OJ No L 246, 5. 11. 1971, p. 1.

⁽¹⁹⁾ OJ No L 163, 22. 6. 1983, p. 23.

11. Council Regulation (EEC) No 1035/72 ⁽¹⁾, as last amended by Regulation (EEC) No 1332/84 ⁽²⁾:
Article 33 (2).
12. Council Regulation (EEC) No 1728/74 ⁽³⁾, as last amended by the 1979 Act of Accession:
Article 8 (3).
13. Council Regulation (EEC) No 2727/75 ⁽⁴⁾, as last amended by Regulation (EEC) No 1018/84 ⁽⁵⁾:
Article 26 (2).
14. Council Regulation (EEC) No 2759/75 ⁽⁶⁾, as last amended by Regulation (EEC) No 2966/80 ⁽⁷⁾:
Article 24 (2).
15. Council Regulation (EEC) No 2771/75 ⁽⁸⁾, as last amended by Regulation (EEC) No 3643/81 ⁽⁹⁾:
Article 17 (2).
16. Council Regulation (EEC) No 2777/75 ⁽¹⁰⁾, as last amended by the 1979 Act of Accession:
Article 17 (2).
17. Council Regulation (EEC) No 1418/76 ⁽¹¹⁾, as last amended by Regulation (EEC) No 1025/84 ⁽¹²⁾:
Article 27 (2).
18. Council Regulation (EEC) No 516/77 ⁽¹³⁾, as last amended by Regulation (EEC) No 988/84 ⁽¹⁴⁾:
Article 20 (2).
19. Council Regulation (EEC) No 1117/78 ⁽¹⁵⁾, as last amended by Regulation (EEC) No 1220/83 ⁽¹⁶⁾:
Article 11 (2).
20. Council Regulation (EEC) No 337/79 ⁽¹⁷⁾, as last amended by Regulation (EEC) No 798/85 ⁽¹⁸⁾:
Article 67 (2).
21. Council Regulation (EEC) No 1785/81 ⁽¹⁹⁾, as last amended by Regulation (EEC) No 1482/85 ⁽²⁰⁾:
Article 41 (2).

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No L 182, 5. 7. 1974, p. 1.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽⁵⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽⁶⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽⁷⁾ OJ No L 307, 18. 11. 1980, p. 5.

⁽⁸⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽⁹⁾ OJ No L 364, 19. 12. 1981, p. 1.

⁽¹⁰⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽¹¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽¹²⁾ OJ No L 107, 19. 4. 1984, p. 13.

⁽¹³⁾ OJ No L 73, 21. 3. 1977, p. 1.

⁽¹⁴⁾ OJ No L 103, 16. 4. 1984, p. 11.

⁽¹⁵⁾ OJ No L 142, 30. 5. 1978, p. 2.

⁽¹⁶⁾ OJ No L 132, 21. 5. 1983, p. 132.

⁽¹⁷⁾ OJ No L 54, 5. 3. 1979, p. 1.

⁽¹⁸⁾ OJ No L 89, 29. 3. 1985, p. 1.

⁽¹⁹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁰⁾ OJ No L 151, 10. 6. 1985, p. 1.

22. Council Decision 77/97/EEC ⁽¹⁾, as last amended by Decision 85/312/EEC ⁽²⁾:
Article 5 (3).
23. Council Directive 64/432/EEC ⁽³⁾, as last amended by Directive 85/320/EEC ⁽⁴⁾:
Article 12 (3),
Article 13 (3).
24. Council Directive 64/433/EEC ⁽⁵⁾, as last amended by Directive 85/325/EEC ⁽⁶⁾:
Article 15 (3)
Article 16 (3).
25. Council Directive 66/400/EEC ⁽⁷⁾, as last amended by the 1979 Act of Accession:
Article 21 (3).
26. Council Directive 66/410/EEC ⁽⁸⁾, as last amended by Directive 85/38/EEC ⁽⁹⁾:
Article 21 (3).
27. Council Directive 66/402/EEC ⁽¹⁰⁾, as last amended by Directive 81/561/EEC ⁽¹¹⁾:
Article 21 (3).
28. Council Directive 66/403/EEC ⁽¹²⁾, as last amended by Directive 84/218/EEC ⁽¹³⁾:
Article 19 (3).
29. Council Directive 66/404/EEC ⁽¹⁴⁾, as last amended by the 1979 Act of Accession:
Article 17 (3).
30. Council Directive 68/193/EEC ⁽¹⁵⁾, as last amended by Directive 82/193/EEC ⁽¹⁶⁾:
Article 17 (3).
31. Council Directive 69/208/EEC ⁽¹⁷⁾, as last amended by Directive 82/859/EEC ⁽¹⁸⁾:
Article 20 (3).
32. Council Directive 70/457/EEC ⁽¹⁹⁾, as last amended by Directive 80/1141/EEC ⁽²⁰⁾:
Article 23 (3).
33. Council Directive 70/458/EEC ⁽²¹⁾, as last amended by Directive 80/1141/EEC:
Article 40 (3).

⁽¹⁾ OJ No L 26, 31. 1. 1977, p. 78.

⁽²⁾ OJ No L 96, 3. 4. 1985, p. 32.

⁽³⁾ OJ No 121, 29. 7. 1964, p. 1977/64.

⁽⁴⁾ OJ No L 168, 28. 6. 1985, p. 36.

⁽⁵⁾ OJ No 121, 29. 7. 1964, p. 2012/64.

⁽⁶⁾ OJ No L 168, 28. 6. 1985, p. 47.

⁽⁷⁾ OJ No 125, 11. 7. 1966, p. 2290/66.

⁽⁸⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽⁹⁾ OJ No L 16, 19. 1. 1985, p. 41.

⁽¹⁰⁾ OJ No 125, 11. 7. 1966, p. 2309/66.

⁽¹¹⁾ OJ No L 203, 23. 7. 1981, p. 52.

⁽¹²⁾ OJ No 125, 11. 7. 1966, p. 2320/66.

⁽¹³⁾ OJ No L 104, 17. 4. 1984, p. 19.

⁽¹⁴⁾ OJ No 125, 11. 7. 1966, p. 2326/66.

⁽¹⁵⁾ OJ No L 93, 9. 4. 1968, p. 15.

⁽¹⁶⁾ OJ No L 148, 27. 5. 1982, p. 47.

⁽¹⁷⁾ OJ No L 169, 10. 7. 1969, p. 3.

⁽¹⁸⁾ OJ No L 357, 18. 12. 1982, p. 31.

⁽¹⁹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁰⁾ OJ No L 341, 16. 12. 1980, p. 27.

⁽²¹⁾ OJ No L 225, 12. 10. 1970, p. 7.

34. Council Directive 70/524/EEC ⁽¹⁾, as last amended by Directive 85/429/EEC ⁽²⁾:
Article 23 (3),
Article 24 (3).
35. Council Directive 71/118/EEC ⁽³⁾, as last amended by Directive 85/326/EEC ⁽⁴⁾:
Article 12 (3):
Article 12a (3).
36. Council Directive 71/161/EEC ⁽⁵⁾, as last amended by the 1979 Act of Accession:
Article 18 (3).
37. Council Directive 72/461/EEC ⁽⁶⁾, as last amended by Directive 85/322/EEC ⁽⁷⁾:
Article 9 (3)
38. Council Directive 72/462/EEC ⁽⁸⁾, as last amended by Directive 83/91/EEC ⁽⁹⁾:
Article 29 (3),
Article 30 (3).
39. Council Directive 74/63/EEC ⁽¹⁰⁾, as last amended by Directive 83/381/EEC ⁽¹¹⁾:
Article 9 (3),
Article 10 (3).
40. Council Directive 76/895/EEC ⁽¹²⁾, as last amended by Directive 82/528/EEC ⁽¹³⁾:
Article 7 (3),
Article 8 (3).
41. Council Directive 77/93/EEC ⁽¹⁴⁾, as last amended by Directive 85/173/EEC ⁽¹⁵⁾:
Article 16 (3),
Article 17 (3).
42. Council Directive 77/96/EEC ⁽¹⁶⁾, as last amended by Directive 84/319/EEC ⁽¹⁷⁾:
Article 9 (3).
43. Council Directive 77/99/EEC ⁽¹⁸⁾, as last amended by Directive 85/528/EEC ⁽¹⁹⁾:
Article 18 (3),
Article 19 (3).

⁽¹⁾ OJ No L 270, 14. 12. 1970, p. 1.

⁽²⁾ OJ No L 245, 12. 9. 1985, p. 1.

⁽³⁾ OJ No L 55, 8. 3. 1971, p. 23.

⁽⁴⁾ OJ No L 168, 28. 6. 1985, p. 48.

⁽⁵⁾ OJ No L 87, 17. 4. 1971, p. 14.

⁽⁶⁾ OJ No L 302, 31. 12. 1972, p. 24.

⁽⁷⁾ OJ No L 168, 28. 6. 1985, p. 41.

⁽⁸⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽⁹⁾ OJ No L 59, 5. 3. 1983, p. 34.

⁽¹⁰⁾ OJ No L 38, 11. 2. 1974, p. 31.

⁽¹¹⁾ OJ No L 222, 28. 7. 1983, p. 31.

⁽¹²⁾ OJ No L 340, 9. 12. 1976, p. 1.

⁽¹³⁾ OJ No L 234, 9. 8. 1982, p. 1.

⁽¹⁴⁾ OJ No L 26, 31. 1. 1977, p. 20.

⁽¹⁵⁾ OJ No L 65, 6. 3. 1985, p. 23.

⁽¹⁶⁾ OJ No L 26, 31. 1. 1977, p. 67.

⁽¹⁷⁾ OJ No L 167, 17. 6. 1984, p. 12.

⁽¹⁸⁾ OJ No L 26, 31. 1. 1977, p. 85.

⁽¹⁹⁾ OJ No L 168, 28. 6. 1985, p. 50.

44. Council Directive 77/101/EEC ⁽¹⁾, as last amended by Directive 82/937/EEC ⁽²⁾:
Article 13 (3).
45. Council Directive 77/391/EEC ⁽³⁾, as last amended by Directive 82/400/EEC ⁽⁴⁾:
Article 11 (3).
46. Council Directive 77/504/EEC ⁽⁵⁾, as last amended by the 1979 Act of Accession:
Article 8 (3).
47. Council Directive 79/117/EEC ⁽⁶⁾, as last amended by Directive 85/298/EEC ⁽⁷⁾:
Article 8 (3).
48. Council Directive 79/373/EEC ⁽⁸⁾, as last amended by Directive 82/957/EEC ⁽⁹⁾:
Article 13 (3).
49. Council Decision 79/509/EEC ⁽¹⁰⁾, as last amended by Decision 81/477/EEC ⁽¹¹⁾:
Article 5 (3).
50. Council Decision 80/877/EEC ⁽¹²⁾, as last amended by Decision 81/477/EEC ⁽¹³⁾:
Article 5 (3).
51. Council Decision 80/1096/EEC ⁽¹⁴⁾, as last amended by Decision 83/254/EEC ⁽¹⁵⁾:
Article 6 (3).
52. Council Decision 80/1097/EEC ⁽¹⁶⁾, as last amended by Decision 83/255/EEC ⁽¹⁷⁾:
Article 8 (3).
53. Council Directive 82/471/EEC ⁽¹⁸⁾, as last amended by Directive 84/433/EEC ⁽¹⁹⁾:
Article 13 (2),
Article 14 (2).
54. Council Directive 80/215/EEC ⁽²⁰⁾, as last amended by Directive 85/321/EEC ⁽²¹⁾:
Article 8 (3).

⁽¹⁾ OJ No L 32, 3. 2. 1977, p. 1.

⁽²⁾ OJ No L 383, 21. 12. 1982, p. 11.

⁽³⁾ OJ No L 145, 13. 6. 1977, p. 44.

⁽⁴⁾ OJ No L 173, 19. 6. 1982, p. 18.

⁽⁵⁾ OJ No L 206, 12. 8. 1977, p. 8.

⁽⁶⁾ OJ No L 33, 8. 2. 1979, p. 36.

⁽⁷⁾ OJ No L 154, 22. 5. 1985, p. 48.

⁽⁸⁾ OJ No L 86, 6. 4. 1979, p. 30.

⁽⁹⁾ OJ No L 386, 31. 12. 1982, p. 42.

⁽¹⁰⁾ OJ No L 133, 31. 5. 1979, p. 27.

⁽¹¹⁾ OJ No L 186, 8. 7. 1981, p. 22.

⁽¹²⁾ OJ No L 250, 23. 9. 1980, p. 12.

⁽¹³⁾ OJ No L 186, 8. 7. 1981, p. 22.

⁽¹⁴⁾ OJ No L 325, 1. 12. 1980, p. 5.

⁽¹⁵⁾ OJ No L 143, 2. 6. 1983, p. 37.

⁽¹⁶⁾ OJ No L 325, 1. 12. 1980, p. 8.

⁽¹⁷⁾ OJ No L 143, 2. 6. 1983, p. 39.

⁽¹⁸⁾ OJ No L 213, 21. 7. 1982, p. 8.

⁽¹⁹⁾ OJ No L 245, 14. 9. 1984, p. 21.

⁽²⁰⁾ OJ No L 47, 21. 2. 1980, p. 11.

⁽²¹⁾ OJ No L 168, 28. 6. 1985, p. 39.

55. Council Directive 80/217/EEC ⁽¹⁾, as last amended by Directive 84/645/EEC ⁽²⁾:
Article 16 (3),
Article 16a (3).
56. Council Directive 80/1095/EEC ⁽³⁾, as last amended by Directive 81/47/EEC ⁽⁴⁾:
Article 9 (3).
57. Council Directive 81/389/EEC ⁽⁵⁾:
Article 7 (3).
58. Council Directive 82/400/EEC ⁽⁶⁾, as last amended by Directive 83/253/EEC ⁽⁷⁾:
Article 8 (3).
59. Council Directive 82/894/EEC ⁽⁸⁾:
Article 6 (3).
60. Council Directive 85/358/EEC ⁽⁹⁾:
Article 10 (2),
Article 11 (2).
61. Council Directive 85/397/EEC ⁽¹⁰⁾:
Article 13 (3),
Article 14 (3).
62. Council Regulation (EEC) No 355/77 ⁽¹¹⁾, as last amended by Regulation (EEC) No 1247/85 ⁽¹²⁾:
Article 22 (2).
63. Council Regulation (EEC) No 1360/78 ⁽¹³⁾, as last amended by Regulation (EEC) No 3086/81 ⁽¹⁴⁾:
Article 16 (2).
64. Council Regulation (EEC) No 1362/78 ⁽¹⁵⁾, as last amended by Regulation (EEC) No 1820/83 ⁽¹⁶⁾:
Article 15 (2).
65. Council Regulation (EEC) No 1760/78 ⁽¹⁷⁾, as last amended by Regulation (EEC) No 762/85 ⁽¹⁸⁾:
Article 16 (2).

⁽¹⁾ OJ No L 47, 21. 2. 1980, p. 11.

⁽²⁾ OJ No L 339, 27. 12. 1984, p. 33.

⁽³⁾ OJ No L 325, 1. 12. 1980, p. 5.

⁽⁴⁾ OJ No L 186, 8. 7. 1981, p. 20.

⁽⁵⁾ OJ No L 150, 6. 6. 1981, p. 1.

⁽⁶⁾ OJ No L 173, 19. 6. 1982, p. 18.

⁽⁷⁾ OJ No L 143, 2. 3. 1983, p. 36.

⁽⁸⁾ OJ No L 378, 13. 12. 1982, p. 58.

⁽⁹⁾ OJ No L 191, 23. 7. 1985, p. 46.

⁽¹⁰⁾ OJ No L 226, 24. 8. 1985, p. 13.

⁽¹¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

⁽¹²⁾ OJ No L 130, 16. 5. 1985, p. 1.

⁽¹³⁾ OJ No L 166, 23. 6. 1978, p. 1.

⁽¹⁴⁾ OJ No L 310, 30. 10. 1981, p. 3.

⁽¹⁵⁾ OJ No L 166, 23. 6. 1978, p. 11.

⁽¹⁶⁾ OJ No L 180, 5. 7. 1983, p. 3.

⁽¹⁷⁾ OJ No L 204, 28. 7. 1978, p. 1.

⁽¹⁸⁾ OJ No L 86, 27. 3. 1985, p. 1.

66. Council Regulation (EEC) No 269/79 ⁽¹⁾, as last amended by Regulation (EEC) No 763/85 ⁽²⁾:
Article 15 (2).
67. Council Regulation (EEC) No 270/79 ⁽³⁾:
Article 14 (2).
68. Council Regulation (EEC) No 357/79 ⁽⁴⁾, as last amended by Regulation (EEC) No 3719/81 ⁽⁵⁾:
Article 8 (2).
69. Council Regulation (EEC) No 458/80 ⁽⁶⁾:
Article 12 (2).
70. Council Regulation (EEC) No 1820/80 ⁽⁷⁾, as last amended by Regulation (EEC) No 1932/84 ⁽⁸⁾:
Article 25 (2).
71. Council Regulation (EEC) No 1938/81 ⁽⁹⁾:
Article 15 (2).
72. Council Regulation (EEC) No 1941/81 ⁽¹⁰⁾:
Article 13 (2).
73. Council Regulation (EEC) No 1942/81 ⁽¹¹⁾:
Article 17 (2).
74. Council Regulation (EEC) No 1943/81 ⁽¹²⁾:
Article 13 (2).
75. Council Regulation (EEC) No 1975/82 ⁽¹³⁾:
Article 21 (2).
76. Council Regulation (EEC) No 1463/84 ⁽¹⁴⁾:
Article 12 (2).
77. Council Regulation (EEC) No 797/85 ⁽¹⁵⁾:
Article 25 (2).
78. Council Regulation (EEC) No 895/85 ⁽¹⁶⁾:
Article 9 (2).
79. Council Directive 70/373/EEC ⁽¹⁷⁾, as last amended by the 1979 Act of Accession:
Article 3 (2).

⁽¹⁾ OJ No L 38, 14. 2. 1979, p. 1.

⁽²⁾ OJ No L 86, 27. 3. 1985, p. 2.

⁽³⁾ OJ No L 38, 14. 2. 1979, p. 6.

⁽⁴⁾ OJ No L 54, 5. 3. 1979, p. 124.

⁽⁵⁾ OJ No L 373, 29. 12. 1981, p. 5.

⁽⁶⁾ OJ No L 57, 29. 2. 1980, p. 27.

⁽⁷⁾ OJ No L 180, 14. 7. 1980, p. 1.

⁽⁸⁾ OJ No L 180, 7. 7. 1984, p. 1.

⁽⁹⁾ OJ No L 197, 20. 7. 1981, p. 1.

⁽¹⁰⁾ OJ No L 197, 20. 7. 1981, p. 13.

⁽¹¹⁾ OJ No L 197, 20. 7. 1981, p. 17.

⁽¹²⁾ OJ No L 197, 20. 7. 1981, p. 23.

⁽¹³⁾ OJ No L 214, 22. 7. 1982, p. 1.

⁽¹⁴⁾ OJ No L 142, 29. 5. 1984, p. 3.

⁽¹⁵⁾ OJ No L 93, 30. 3. 1985, p. 1.

⁽¹⁶⁾ OJ No L 97, 4. 4. 1985, p. 2.

⁽¹⁷⁾ OJ No L 170, 3. 8. 1970, p. 2.

80. Council Directive 72/159/EEC ⁽¹⁾, as last amended by Regulation (EEC) No 797/85:
Article 18 (2).
 81. Council Directive 72/280/EEC ⁽²⁾, as last amended by the 1979 Act of Accession:
Article 7 (2).
 82. Council Directive 73/132/EEC ⁽³⁾, as last amended by Directive 81/488/EEC ⁽⁴⁾:
Article 9 (2).
 83. Council Directive 76/625/EEC ⁽⁵⁾, as last amended by Directive 81/1015/EEC ⁽⁶⁾:
Article 9 (2).
 84. Council Directive 76/630/EEC ⁽⁷⁾, as last amended by Directive 79/920/EEC ⁽⁸⁾:
Article 11 (2).
 85. Council Directive 82/177/EEC ⁽⁹⁾:
Article 9 (2).
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⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 2.

⁽²⁾ OJ No L 179, 7. 8. 1972, p. 2.

⁽³⁾ OJ No L 153, 9. 6. 1973, p. 25.

⁽⁴⁾ OJ No L 189, 11. 7. 1981, p. 46.

⁽⁵⁾ OJ No L 218, 11. 8. 1976, p. 10.

⁽⁶⁾ OJ No L 367, 23. 12. 1981, p. 31.

⁽⁷⁾ OJ No L 223, 16. 8. 1976, p. 4.

⁽⁸⁾ OJ No L 281, 10. 11. 1979, p. 4.

⁽⁹⁾ OJ No L 81, 27. 3. 1982, p. 35.

COUNCIL REGULATION (EEC) No 3769/85
of 20 December 1985

adapting, on account of the accession of Spain and Portugal, Regulation (EEC) No 729/70 as regards the financial framework of the Guidance Section of the European Agricultural Guidance and Guarantee Fund

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 396 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Article 6c of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽¹⁾, as last amended by Regulation (EEC) No 870/85 ⁽²⁾, fixes the five-yearly financial framework of the total amount of financial assistance which may be charged to the European Agricultural Guidance and Guarantee Fund (EAGGF), Guidance Section, for the period 1985 to 1989; whereas the said amount was calculated on the basis of the requirements for improving the agricultural structures of the Community of Ten;

Whereas the accession of Spain and Portugal gives rise to additional financial requirements in connection with the structures policy, in particular as a result of the need to comply with certain commitments concerning the improvement of the production, processing and marketing structures for agricultural products in those two countries;

Whereas the said financial framework should therefore be adjusted to meet the increased requirements of activities financed under the EAGGF, Guidance Section;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Communities may adopt, before accession, the measures referred to in Article 396 of the Act of Accession, such measures entering into force subject to, and on the date of, the entry into force of the said Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 6c of Regulation (EEC) No 729/70, '5 250' is hereby replaced by '6 350'.

Article 2

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

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

Done at Brussels, 20 December 1985.

For the Council
The President
R. STEICHEN

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽²⁾ OJ No L 95, 2. 4. 1985, p. 1.

COUNCIL REGULATION (EEC) No 3770/85
of 20 December 1985
on stocks of agricultural products in Spain

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 91 (3) thereof,

Having regard to the proposal from the Commission,

Whereas Article 86 of the Act of Accession provides that any stock of products in free circulation in Spanish territory on 1 March 1986 which in quantity exceeds that which may be considered representative of a normal carry-over stock must be eliminated by and at the expense of the Kingdom of Spain;

Whereas, in the case of certain products, the level of any stocks need not be determined either for reasons relating to the nature of such products or the common organization of the markets, or because of the fact that no financing is provided by the European Agricultural Guidance and Guarantee Fund;

Whereas, for reasons relating to the management of agricultural markets, care should be taken to ensure that the elimination of the products referred to in Article 86 of the Act of Accession does not lead to the creation of two parallel markets for the same product; whereas the aim laid down in that Article may be achieved within the framework of financing measures;

Whereas the expression 'any stock of product' covers both public and private stocks;

Whereas criteria should be defined to enable the quantity considered as a normal carry-over stock to be determined; whereas, to this end, account should be taken of the requirements of the Spanish market for a period which may vary depending on the type of product;

Whereas, as a rule, the stocks to be eliminated at the expense of the Kingdom of Spain may be determined from data already available or on the basis of estimates; whereas provision should nevertheless be made for the possibility of a survey;

Whereas, pursuant to the second sentence of Article 86 of the Act of Accession, the concept of normal carry-over stock shall be defined for each product on the basis of criteria and objectives particular to each common organization of the market;

Whereas tobacco will be covered by Regulation (EEC) No 3766/85 ⁽¹⁾;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Communities may adopt, before accession, the measures referred to in Article 91 of the Act of Accession, such measures entering into force subject to, and on the date of, the entry into force of the said Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

This Regulation shall lay down the general rules for the application of Article 86 of the Act of Accession.

Article 2

This Regulation shall not cover products:

- which may not be stored,
- in which there is no likelihood of speculation,
- for which there are no export refunds, nor intervention within the meaning of Article 3 (1) of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽²⁾, or
- which fall within the tobacco sector.

Article 3

1. Products shall be considered as being in free circulation in Spanish territory where:

- (a) they are obtained entirely in Spain;
- (b) they are:
 - obtained totally or partly from products from countries other than Spain, or
 - imported into Spain,in respect of which import formalities have been completed and on which customs duties and equivalent charges have been collected in Spain, without any total or partial drawback thereof.

2. With the exception of very small quantities, any quantity of products belonging to or held by the Kingdom of Spain or by any natural or legal person shall be considered as stocks of products.

⁽¹⁾ See page 1 of this Official Journal.

⁽²⁾ OJ No L 94, 28. 4. 1970, p. 13.

Article 4

A survey may be taken in order to determine the stocks of products in Spanish territory on 1 March 1986.

Article 5

1. Except where special provisions regarding certain products are adopted, the operating stocks necessary for the requirements of the Spanish market for a period to be determined shall be considered as normal carry-over stocks.

The period shall be determined in such a way as to ensure smooth transition to the 1986/87 marketing year for each product concerned; where no marketing year exists, this period may not extend beyond 31 December 1986.

The requirements of the Spanish market shall be assessed in particular on the basis of consumption, processing and traditional exports, bearing in mind the criteria and objectives particular to each common organization of the markets.

In the olive oil sector, the following shall be treated as normal carry-over stocks, up to a quantity to be determined:

- private stocks,
- public stocks.

2. However, stocks comprising quantities of products involved in abnormal and speculative movements shall not be considered as normal carry-over stocks.

For the purposes of applying this paragraph, a decrease in trade in the products concerned may be considered as an abnormal movement.

3. The quantities of two or more different products may be taken together for the assessment of the normal carry-over stock.

Article 6

1. While it shall be the subject of specific declarations to the Commission as part of the documents forwarded in accordance with Article 5 of Regulation (EEC) No 729/70, expenditure on refunds and, where appropriate, on intervention arising from the disposal of quantities of products of which stocks as referred to in Article 86 of the Act of Accession are determined shall not be taken into account by the European Agricultural Guidance and Guarantee Fund, Guarantee Section.

2. The quantities of products of which stocks as referred to in Article 86 of the Act of Accession are determined shall be considered as being disposed of first.

3. The quantity of product and the type of expenditure which shall not be taken into account shall be determined for each product concerned.

Where several types of expenditure may apply to one and the same product, the quantities of that product shall be determined for each type of expenditure and may vary with the latter. If the expenditure depends on the quality of the product, this shall also be taken into account.

4. Detailed rules for the application of paragraph 1 shall be adopted, as necessary, in accordance with the procedure laid down in Article 13 of Regulation (EEC) No 729/70.

Article 7

Where the market situation, in the light in particular of patterns of trade and deliveries to intervention, indicates that the quantities of products taken into account for the determination of stocks are inappropriate, the Council, acting by a qualified majority on a proposal from the Commission, shall adopt the necessary measures.

Article 8

1. Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 38 of Council Regulation (EEC) No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾ or, as the case may be, in corresponding Articles in other regulations on the common organization of the agricultural markets.

2. The detailed rules referred to in paragraph 1 shall relate in particular to:

- (a) the determination of stocks as referred to in Article 86 of the Act of Accession in the case of products the quantities of which exceed normal carry-over stocks;
- (b) the determination referred to in Article 6 (3);
- (c) the notifications to be forwarded to the Commission by the Kingdom of Spain;
- (d) the procedures for disposing of surplus products.

3. The detailed rules referred to in paragraph 1 may make provision for:

- (a) a list of products in respect of which the Kingdom of Spain carries out a survey of stocks;
- (b) the collection of a charge on export from the Member State of storage to another Member State or to a third country, in cases where the products are exported at an

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

abnormally low price level bearing in mind the price level applying in the exporting Member State;

- (c) the collection of a charge in cases where a party concerned does not comply with the procedures for disposing of surplus products.

Article 9

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. STEICHEN

COUNCIL REGULATION (EEC) No 3771/85
of 20 December 1985
on stocks of agricultural products in Portugal

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 258 (3) thereof,

Having regard to the proposal from the Commission,

Whereas Article 254 of the Act of Accession provides that any stock of products in free circulation in Portuguese territory on 1 March 1986 which in quantity exceeds that which may be considered representative of a normal carry-over stock must be eliminated by and at the expense of the Portuguese Republic;

Whereas Article 254 of the Act of Accession does not apply to products subject to transition in stages until the date on which the second stage commences;

Whereas, in the case of certain products, the level of any stocks need not be determined either for reasons relating to the nature of such products or the common organization of the markets, or because of the fact that no financing is provided by the European Agricultural Guidance and Guarantee Fund;

Whereas, for reasons relating to the management of agricultural markets, care should be taken to ensure that the elimination of the products as referred to in Article 254 of the Act of Accession does not lead to the creation of two parallel markets for the same product; whereas the aim laid down in that Article may be achieved within the framework of financing measures;

Whereas the expression 'any stock of product' covers both public and private stocks;

Whereas criteria should be defined to enable the quantity considered as a normal carry-over stock to be determined; whereas, to this end, account should be taken of the requirements of the Portuguese market for a period which may vary depending on the type of product;

Whereas, as a rule, the stocks to be eliminated at the expense of the Portuguese Republic may be determined from data already available or on the basis of estimates; whereas provision should nevertheless be made for the possibility of a survey;

Whereas, pursuant to the second sentence of Article 254 of the Act of Accession, the concept of normal carry-over stock shall be defined for each product on the basis of the criteria and objectives particular to each common organization of the markets;

Whereas, for tobacco, Article 297 of the Act of Accession provides that prices shall be fixed only for the first harvest following accession; whereas tobacco obtained from harvests preceding accession cannot be the subject of a market support measure and whereas, as a result, disposal thereof must be borne by the Portuguese Republic;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Communities may adopt, before accession, the measures referred to in Article 258 of the Act of Accession, such measures entering into force subject to, and on the date of, the entry into force of the said Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

This Regulation shall lay down the general rules for the application of Article 254 of the Act of Accession.

Article 2

This Regulation shall not cover products:

- which may not be stored,
- in which there is no likelihood of speculation, or
- for which there are no export refunds, nor intervention within the meaning of Article 3 (1) of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽¹⁾.

Article 3

1. Products shall be considered as being in free circulation in Portuguese territory where:

- (a) they are obtained entirely in Portugal;
- (b) they are:
 - obtained totally or partly from products from countries other than Portugal, or
 - imported into Portugal,in respect of which import formalities have been completed and on which customs duties and equivalent charges have been collected in Portugal, without any total or partial drawback thereof.

2. With the exception of very small quantities, any quantity of products belonging to or held by the Portuguese Republic or by any natural or legal person shall be considered as stocks of products.

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

Article 4

A survey may be taken in order to determine the stocks of products in Portuguese territory on 1 March 1986. However, in the case of products subject to transition in stages, this date shall be replaced for each sector by the date on which the second stage commences.

Article 5

1. Except where special provisions regarding certain products are adopted, the operating stocks necessary for the requirements of the Portuguese market for a period to be determined shall be considered as normal carry-over stocks.

The period shall be determined in such a way as to ensure smooth transition to the 1986/87 marketing year for each product concerned; where no marketing year exists, this period may not extend beyond 31 December 1986, or, in the case of the products referred to in the second sentence of Article 4, beyond 31 December of the year in which the second stage commences.

The requirements of the Portuguese market shall be assessed in particular on the basis of consumption, processing and traditional exports, bearing in mind the criteria and objectives particular to each common organization of the markets.

In the olive oil sector, the following shall be treated as normal carry-over stocks, up to a quantity to be determined:

- private stocks,
- public stocks.

2. However, stocks comprising quantities of products involved in abnormal and speculative movements shall not be considered as normal carry-over stocks.

For the purposes of applying this paragraph, a decrease in trade in the products concerned may be considered as an abnormal movement.

3. The quantities of two or more different products may be taken together for the assessment of the normal carry-over stock.

Article 6

1. While it shall be the subject of specific declarations to the Commission as part of the documents forwarded in accordance with Article 5 of Regulation (EEC) No 729/70, expenditure on refunds and, where appropriate, on

intervention arising from the disposal of quantities of products of which stocks as referred to in the first sentence of Article 254 of the Act of Accession are determined shall not be taken into account by the European Agricultural Guidance and Guarantee Fund, Guarantee Section.

2. The quantities of products of which stocks as referred to in Article 254 of the Act of Accession are determined shall be considered as being disposed of first.

3. The quantity of product and the type of expenditure which shall not be taken into account shall be determined for each product concerned.

Where several types of expenditure may apply to one and the same product, the quantities of that product shall be determined for each type of expenditure and may vary with the latter. If the expenditure depends on the quality of the product, this shall also be taken into account.

4. Detailed rules for the application of paragraph 1 shall be adopted, as necessary, in accordance with the procedure laid down in Article 13 of Regulation (EEC) No 729/70.

Article 7

Where the market situation, in the light in particular of patterns of trade and deliveries to intervention, indicates that the quantities of products taken into account for the determination of stocks are inappropriate, the Council, acting by a qualified majority on a proposal from the Commission, shall adopt the necessary measures.

Article 8

1. Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 38 of Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾ or, as the case may be, in corresponding Articles in other regulations on the common organization of the agricultural markets.

2. The detailed rules referred to in paragraph 1 shall relate in particular to:

- (a) the determination of stocks as referred to in Article 254 of the Act of Accession in the case of products the quantities of which exceed normal carry-over stocks;
- (b) the determination referred to in Article 6 (3);
- (c) the notifications to be forwarded to the Commission by the Portuguese Republic;
- (d) the procedures for disposing of surplus products.

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66

3. The detailed rules referred to in paragraph 1 may make provision for:

- (a) a list of products in respect of which the Portuguese Republic carries out a survey of stocks;
- (b) the collection of a charge on export from the Member State of storage to another Member State or to a third country, in cases where the products are exported at an abnormally low price level bearing in mind the price level applying in the exporting Member State;

- (c) the collection of a charge in cases where a party concerned does not comply with the procedures for disposing of surplus products.

Article 9

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

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

Done at Brussels, 20 December 1985

For the Council

The President

R. STEICHEN

COUNCIL REGULATION (EEC) No 3772/85

of 20 December 1985

amending Regulation (EEC) No 1678/85 fixing the conversion 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 (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy ⁽¹⁾, and in particular Article 2 (3) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the Monetary Committee,

Whereas the agricultural conversion rates now applicable were fixed by Regulation (EEC) No 1223/83 ⁽²⁾, as last amended by Regulation (EEC) No 1297/85 ⁽³⁾; whereas they were republished in Regulation (EEC) No 1678/85 ⁽⁴⁾, entering into force on 1 January 1986;

Whereas normally the agricultural conversion rates are equal to the central rates of the relevant currencies multiplied by the correction factor referred to in the third subparagraph of Article 2 (2) of Regulation (EEC) No 1676/85; whereas the agricultural conversion rate should be adjusted with effect

from the beginning of the marketing year for the relevant, agricultural products; whereas, with regard to sheepmeat and goatmeat, the date on which the marketing year begins has been fixed at the first Monday in January; whereas the agricultural conversion rate applicable in this sector in France should therefore be adjusted from the new marketing year;

Whereas it has been found that the Annexes to Regulation (EEC) No 1678/85 do not mention all the marketing years of the products coming under the processed fruit and vegetables sector; whereas appropriate additions should be made to these Annexes;

HAS ADOPTED THIS REGULATION:

Article 1

The Annexes to Regulation (EEC) No 1678/85 are hereby replaced by the Annexes to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

*For the Council**The President*

R. STEICHEN

⁽¹⁾ OJ No L 164, 24. 6. 1985, p. 1.⁽²⁾ OJ No L 132, 21. 5. 1983, p. 33.⁽³⁾ OJ No L 137, 27. 5. 1985, p. 1.⁽⁴⁾ OJ No L 164, 24. 6. 1985, p. 11.

ANNEX I

BELGIUM/LUXEMBOURG

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Bfrs/Lfrs	Applicable until	1 ECU = ... Bfrs/Lfrs	Applicable from
All sectors, except seeds	46,4118	26 May 1985	46,4118	27 May 1985
Seeds	44,9008	30 June 1985	46,4118	1 July 1985

ANNEX II

DENMARK

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Dkr	Applicable until	1 ECU = ... Dkr	Applicable from
All sectors, except seeds	8,41499	26 May 1985	8,41499	27 May 1985
Seeds	8,23400	30 June 1985	8,41499	1 July 1985

ANNEX III

GERMANY

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... DM	Applicable until	1 ECU = ... DM	Applicable from
Milk and milk products	2,41047	26 May 1985	2,41047	27 May 1985
Cereals				
— Durum wheat and durum wheat groats and meal	2,39792	30 June 1985	2,39792	1 July 1985
— Maize	2,39792	31 July 1985	2,39792	1 August 1985
— Others	2,39792	31 July 1985	2,39792	1 August 1985
All other cases	2,38516	26 May 1985	2,38516	27 May 1985

ANNEX IV

FRANCE

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... FF	Applicable until	1 ECU = ... FF	Applicable from
Milk and milk products	6,93793	26 May 1985	7,10590	27 May 1985
Beef and veal	6,86866	26 May 1985	7,00089	27 May 1985
Sheepmeat and goatmeat ⁽¹⁾	6,86866	26 May 1985	7,00089	27 May 1985
Sugar and isoglucose	6,86866	30 June 1985	7,00089	1 July 1985
Cereals:				
— durum wheat and durum wheat groats and meal	6,86866	30 June 1985	7,00089	1 July 1985
— maize	6,86866	31 July 1985	7,00089	1 August 1985
— others	6,86866	31 July 1985	7,00089	1 August 1985
Rice	6,86866	31 August 1985	7,00089	1 September 1985
Eggs and poultrymeat and ovalbumin and lactalbumin	6,86866	31 July 1985	7,00089	1 August 1985
Pigmeat	7,10590	31 July 1985	7,10590	1 August 1985
Wine	7,10590	31 August 1985	7,10590	1 September 1985
Fish	6,86866	31 December 1985	7,00089	1 January 1986
Tobacco	6,86866	26 May 1985	7,00089	27 May 1985
Seeds ⁽²⁾	6,49211	30 June 1985	6,49211	1 July 1985
Olive oil	6,86866	31 October 1985	7,00089	1 November 1985
Oilseeds:				
— colza and rapeseed	6,86866	30 June 1985	7,00089	1 July 1985
— sunflower and linseed	6,86866	31 July 1985	7,00089	1 August 1985
— soya beans	6,86866	31 August 1985	7,00089	1 September 1985
Dried fodder	6,86866	26 May 1985	7,00089	27 May 1985
Field beans and peas	6,86866	30 June 1985	7,00089	1 July 1985
Lupins	6,86866	30 June 1985	7,00089	1 July 1985
Flax and hemp	6,86866	31 July 1985	7,00089	1 August 1985
Silkworms	6,86866	26 May 1985	7,00089	27 May 1985
Cotton	6,86866	31 August 1985	7,00089	1 September 1985
Fruit and vegetables:				
— cherries	6,86866	26 May 1985	7,00089	27 May 1985
— cucumbers	6,86866	26 May 1985	7,00089	27 May 1985
— tomatoes	6,86866	26 May 1985	7,00089	27 May 1985
— courgettes	6,86866	26 May 1985	7,00089	27 May 1985
— aubergines	6,86866	26 May 1985	7,00089	27 May 1985
— cauliflowers	6,86866	26 May 1985	7,00089	27 May 1985
— plums	6,86866	26 May 1985	7,00089	27 May 1985
— apricots	6,86866	26 May 1985	7,00089	27 May 1985
— peaches	6,86866	26 May 1985	7,00089	27 May 1985
— table grapes	6,86866	26 May 1985	7,00089	27 May 1985
— pears	6,86866	31 May 1985	7,00089	1 June 1985
— lemons	6,86866	31 May 1985	7,00089	1 June 1985
— broad-leaved (Batavian) endives	6,86866	30 June 1985	7,00089	1 July 1985
— cabbage lettuce	6,86866	30 June 1985	7,00089	1 July 1985
— apples	6,86866	30 June 1985	7,00089	1 July 1985
— mandarins	6,86866	30 September 1985	7,00089	1 October 1985
— clementines	6,86866	30 September 1985	7,00089	1 October 1985
— sweet oranges	6,86866	30 September 1985	7,00089	1 October 1985
— artichokes	6,86866	30 September 1985	7,00089	1 October 1985

⁽¹⁾ Agricultural conversion rate applicable from 6 January 1986: 1 ECU = 7,10590 FF.⁽²⁾ Agricultural conversion rate applicable from 1 July 1986: 1 ECU = 7,00089 FF.

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... FF	Applicable until	1 ECU = ... FF	Applicable from
Processed fruit and vegetables				
— cherries preserved in syrup	6,86866	26 May 1985	7,00089	27 May 1985
— tinned pineapples	6,86866	31 May 1985	7,00089	1 June 1985
— tomatoes:				
peeled, whether or not cooked, preserved by freezing; flakes;	6,86866	30 June 1985	7,00089	1 July 1985
prepared or preserved; juices;				
— peaches preserved in syrup	6,86866	30 June 1985	7,00089	1 July 1985
— dried figs	6,86866	30 June 1985	7,00089	1 July 1985
— Williams pears preserved in syrup	6,86866	14 July 1985	7,00089	15 July 1985
— dried grapes	6,86866	31 August 1985	7,00089	1 September 1985
— prunes derived from 'Prunes d'Ente'	6,86866	31 August 1985	7,00089	1 September 1985
All other cases	6,86866	26 May 1985	7,00089	27 May 1985

ANNEX V

GREECE

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Dr	Applicable until	1 ECU = ... Dr	Applicable from
Milk and milk products	90,5281	26 May 1985	102,345	27 May 1985
Beef and veal	90,5281	26 May 1985	102,345	27 May 1985
Sheepmeat and goatmeat	90,5281	26 May 1985	102,345	27 May 1985
Sugar and isoglucose	90,5281	30 June 1985	102,345	1 July 1985
Cereals:				
— durum wheat and durum wheat groats and meal	90,5281	30 June 1985	102,345	1 July 1985
— maize	90,5281	31 July 1985	102,345	1 August 1985
— others	90,5281	31 July 1985	102,345	1 August 1985
Rice	90,5281	31 August 1985	102,345	1 September 1985
Eggs and poultrymeat and ovalbumin and lactalbumin	90,5281	31 July 1985	102,345	1 August 1985
Pigmeat	90,5281	31 July 1985	102,345	1 August 1985
Wine	90,5281	31 August 1985	102,345	1 September 1985
Fish	90,5281	31 December 1985	102,345	1 January 1986
Tobacco	90,5281	31 December 1985	102,345	1 January 1986
Seeds ⁽¹⁾	77,2479	30 June 1985	77,2479	1 July 1985
Olive oil	90,5281	31 October 1985	102,345	1 November 1985
Oilseeds:				
— colza and rapeseed	90,5281	30 June 1985	102,345	1 July 1985
— sunflower and linseed	90,5281	31 July 1985	102,345	1 August 1985
— soya beans	90,5281	31 August 1985	102,345	1 September 1985
Dried fodder	90,5281	26 May 1985	102,345	27 May 1985
Field beans and peas	90,5281	30 June 1985	102,345	1 July 1985
Lupins	90,5281	30 June 1985	102,345	1 July 1985
Flax and hemp	90,5281	31 July 1985	102,345	1 August 1985
Silkworms	90,5281	26 May 1985	102,345	27 May 1985
Cotton	90,5281	31 August 1985	102,345	1 September 1985
Fruit and vegetables:				
— cherries	90,5281	26 May 1985	102,345	27 May 1985
— cucumbers	90,5281	26 May 1985	102,345	27 May 1985
— tomatoes	90,5281	26 May 1985	102,345	27 May 1985
— courgettes	90,5281	26 May 1985	102,345	27 May 1985
— aubergines	90,5281	26 May 1985	102,345	27 May 1985
— cauliflowers	90,5281	26 May 1985	102,345	27 May 1985
— plums	90,5281	26 May 1985	102,345	27 May 1985
— apricots	90,5281	26 May 1985	102,345	27 May 1985
— peaches	90,5281	26 May 1985	102,345	27 May 1985
— table grapes	90,5281	26 May 1985	102,345	27 May 1985
— pears	90,5281	31 May 1985	102,345	1 June 1985
— lemons	90,5281	31 May 1985	102,345	1 June 1985
— broad-leaved (Batavian) endives	90,5281	30 June 1985	102,345	1 July 1985
— cabbage lettuce	90,5281	30 June 1985	102,345	1 July 1985
— apples	90,5281	30 June 1985	102,345	1 July 1985
— mandarins	90,5281	30 September 1985	102,345	1 October 1985
— clementines	90,5281	30 September 1985	102,345	1 October 1985
— sweet oranges	90,5281	30 September 1985	102,345	1 October 1985
— artichokes	90,5281	30 September 1985	102,345	1 October 1985

⁽¹⁾ Agricultural conversion rate applicable from 1 July 1986: 1 ECU = Dr 102,345.

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Dr	Applicable until	1 ECU = ... Dr	Applicable from
Processed fruit and vegetables				
— cherries preserved in syrup	90,5281	26 May 1985	102,345	27 May 1985
— tinned pineapples	90,5281	31 May 1985	102,345	1 June 1985
— tomatoes: peeled, whether or not cooked, preserved by freezing; flakes; prepared or preserved; juices;	90,5281	30 June 1985	102,345	1 July 1985
— peaches preserved in syrup	90,5281	30 June 1985	102,345	1 July 1985
— dried figs	90,5281	30 June 1985	102,345	1 July 1985
— Williams pears preserved in syrup	90,5281	14 July 1985	102,345	15 July 1985
— dried grapes	90,5281	31 August 1985	102,345	1 September 1985
— prunes derived from 'Prunes d'Ente'	90,5281	31 August 1985	102,345	1 September 1985
All other cases	90,5281	26 May 1985	102,345	27 May 1985

ANNEX VI

IRELAND

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... £ Irl	Applicable until	1 ECU = ... £ Irl	Applicable from
All sectors, except seeds	0,750110	26 May 1985	0,750110	27 May 1985
Seeds ⁽¹⁾	0,725690	30 June 1985	0,725690	1 July 1985

⁽¹⁾ Agricultural conversion rate applicable from 1 July 1986: 1 ECU = £ Irl 0,750110.

ANNEX VII

ITALY

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Lit	Applicable until	1 ECU = ... Lit	Applicable from
Milk and milk products	1 432,00	26 May 1985	1 482,00	27 May 1985
Beef and veal	1 432,00	26 May 1985	1 482,00	27 May 1985
Sheepmeat and goatmeat	1 432,00	26 May 1985	1 482,00	27 May 1985
Sugar and isoglucose	1 432,00	30 June 1985	1 482,00	1 July 1985
Cereals:				
— durum wheat and durum wheat groats and meal	1 432,00	30 June 1985	1 482,00	1 July 1985
— maize	1 432,00	31 July 1985	1 482,00	1 August 1985
— others	1 432,00	31 July 1985	1 482,00	1 August 1985
Rice	1 432,00	31 August 1985	1 482,00	1 September 1985
Eggs and poultrymeat and ovalbumin and lactalbumin	1 432,00	31 July 1985	1 482,00	1 August 1985
Pigmeat	1 432,00	31 July 1985	1 482,00	1 August 1985
Wine	1 432,00	31 August 1985	1 482,00	1 September 1985
Fish	1 432,00	31 December 1985	1 482,00	1 January 1986
Tobacco	1 432,00	26 May 1985	1 482,00	27 May 1985
Seeds ⁽¹⁾	1 341,00	30 June 1985	1 341,00	1 July 1985
Olive oil	1 432,00	31 October 1985	1 482,00	1 November 1985
Oilseeds:				
— colza and rapeseed	1 432,00	30 June 1985	1 482,00	1 July 1985
— sunflower and linseed	1 432,00	31 July 1985	1 482,00	1 August 1985
— soya beans	1 432,00	31 August 1985	1 482,00	1 September 1985
Dried fodder	1 432,00	26 May 1985	1 482,00	27 May 1985
Field beans and peas	1 432,00	30 June 1985	1 482,00	1 July 1985
Lupins	1 432,00	30 June 1985	1 482,00	1 July 1985
Flax and hemp	1 432,00	31 July 1985	1 482,00	1 August 1985
Silkworms	1 432,00	26 May 1985	1 482,00	27 May 1985
Cotton	1 432,00	31 August 1985	1 482,00	1 September 1985
Fruit and vegetables:				
— cherries	1 432,00	26 May 1985	1 482,00	27 May 1985
— cucumbers	1 432,00	26 May 1985	1 482,00	27 May 1985
— tomatoes	1 432,00	26 May 1985	1 482,00	27 May 1985
— courgettes	1 432,00	26 May 1985	1 482,00	27 May 1985
— aubergines	1 432,00	26 May 1985	1 482,00	27 May 1985
— cauliflowers	1 432,00	26 May 1985	1 482,00	27 May 1985
— plums	1 432,00	26 May 1985	1 482,00	27 May 1985
— apricots	1 432,00	26 May 1985	1 482,00	27 May 1985
— peaches	1 432,00	26 May 1985	1 482,00	27 May 1985
— table grapes	1 432,00	26 May 1985	1 482,00	27 May 1985
— pears	1 432,00	31 May 1985	1 482,00	1 June 1985
— lemons	1 432,00	31 May 1985	1 482,00	1 June 1985
— broad-leaved (Batavian) endives	1 432,00	30 June 1985	1 482,00	1 July 1985
— cabbage lettuce	1 432,00	30 June 1985	1 482,00	1 July 1985
— apples	1 432,00	30 June 1985	1 482,00	1 July 1985
— mandarins	1 432,00	30 September 1985	1 482,00	1 October 1985
— clementines	1 432,00	30 September 1985	1 482,00	1 October 1985
— sweet oranges	1 432,00	30 September 1985	1 482,00	1 October 1985
— artichokes	1 432,00	30 September 1985	1 482,00	1 October 1985

(¹) Agricultural conversion rate applicable from 1 July 1986: 1 ECU = 1 482,00 Lit.

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... LIT	Applicable until	1 ECU = ... LIT	Applicable from
Processed fruit and vegetables				
— cherries preserved in syrup	1 432,00	26 May 1985	1 482,00	27 May 1985
— tinned pineapples	1 432,00	31 May 1985	1 482,00	1 June 1985
— tomatoes: peeled, whether or not cooked, preserved by freezing; flakes; prepared or preserved; juices;	1 432,00	30 June 1985	1 482,00	1 July 1985
— peaches preserved in syrup	1 432,00	30 June 1985	1 482,00	1 July 1985
— dried figs	1 432,00	30 June 1985	1 482,00	1 July 1985
— Williams pears preserved in syrup	1 432,00	14 July 1985	1 482,00	15 July 1985
— dried grapes	1 432,00	31 August 1985	1 482,00	1 September 1985
— prunes derived from 'Prunes d'Ente'	1 432,00	31 August 1985	1 482,00	1 September 1985
All other cases	1 432,00	26 May 1985	1 482,00	27 May 1985

ANNEX VIII

NETHERLANDS

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... Fl	Applicable until	1 ECU = ... Fl	Applicable from
Milk and milk products	2,71620	26 May 1985	2,71620	27 May 1985
Cereals:				
— durum wheat and durum wheat groats and meal	2,70178	30 June 1985	2,70178	1 July 1985
— maize	2,70178	31 July 1985	2,70178	1 August 1985
— others	2,70178	31 July 1985	2,70178	1 August 1985
All other cases	2,68749	26 May 1985	2,68749	27 May 1985

ANNEX IX

UNITED KINGDOM

Products	Agricultural conversion rate Marketing year 1984/85		Agricultural conversion rate Marketing year 1985/86	
	1 ECU = ... £	Applicable until	1 ECU = ... £	Applicable from
All products	0,618655	26 May 1985	0,618655	27 May 1985

COUNCIL REGULATION (EEC) No 3773/85

of 20 December 1985

concerning certain national aids in the agricultural sector which are incompatible with the common market but which the Kingdom of Spain is authorized to maintain on a traditional basis

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession of Spain and Portugal, and in particular Articles 80 and 91 thereof,

Having regard to the proposal from the Commission,

Whereas, pursuant to Article 80 of the Act of Accession, the Kingdom of Spain is authorized to maintain, on a transitional and, in principle, degressive basis, national aids the abolition of which would not fail to have serious consequences both for producer and consumer prices; whereas a list and the exact wording of the national aids which fulfil these conditions appear in the Annex, together with their initial amounts, or, as the case may be, the criteria by which the initial amount may be determined;

Whereas, with respect to the rate of abolition and any scale of degressivity which should be fixed, it appears appropriate that, for the majority of the aids in question, the initial amounts should be considered as maximum rates for the first period and that, over the second period, these amounts shall be reduced in equal annual instalments, to be phased out completely at the end of the transitional period;

Whereas, until 31 December 1989, national aids granted by the Kingdom of Spain in the fruit and vegetables sector are subject to the special arrangements laid down in Article 135 (2) of the Act of Accession; whereas, pursuant to the first paragraph of Article 150, Article 80 applies to fruit and vegetables only as from 1 January 1990;

Whereas the Kingdom of Spain may abolish the aids which are the subject of these transitional measures at a more rapid rate than that set out in the Annex; whereas it is essential that, in this event, Spain should inform the Commission of action taken; whereas a procedure should be specified whereby other derogations may be made, should the need arise, from the degressivity scale, pursuant to Article 80 (3) of the Act of Accession;

Whereas, under Protocol No 2 annexed to the Treaty of Accession, the customs territory of the Community does not include, *inter alia*, the Canary Islands and whereas, therefore, Community refunds will apply to exports of agricultural products from the customs territory of the Community to the Canary Islands; whereas, accordingly, national aid for transporting wheat and wheat meal from the Spanish peninsular territory and the Balearic Islands to the

Canary Islands may be granted only if the refund is fixed at a level lower than the amount of aid;

Whereas, pursuant to Article 80 (2) of the Act of Accession, equal access to the Spanish market must be ensured; whereas, in view of the joint declaration annexed to the Treaty of Accession of Spain and Portugal, this Regulation should be without prejudice to the adoption at a later date, should the need arise, of specific procedures designed to ensure equality of access on the Spanish market for products imported from other Member States if the grant of one or more of the aids referred to in this Regulation entails an actual modification on the Spanish market of the conditions of competition between imported and domestic products;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession, the Community institutions may adopt, before accession, the measures referred to in Article 91 of the Act of Accession these measures entering into force only subject to, and on the date of the entry into force of that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

The national aids which are incompatible with the common market and which the Kingdom of Spain is authorized to maintain on a transitional basis are listed in the Annex, with an indication of their rate of abolition.

Article 2

The Kingdom of Spain may abolish the aids referred to in Article 1 at a more rapid rate than that set out in the Annex. It shall inform the Commission without delay of any action it has taken.

Article 3

Aid for transporting wheat and wheat meal from mainland Spain and the Balearic Islands to the Canary Islands may be granted only:

- (a) where the amount of the refund applicable to the export in question is less than the maximum amount of transport aid given under heading I.1 of the Annex;

- (b) if the aid is limited to the difference between the two amounts referred to in (a);
- (c) if the exporter provides proof that the products in question have been released for consumption in the Canary Islands.

Article 4

Where the grant of one or more of the aids listed in the Annex entails an actual modification on the Spanish market of the conditions of competition between domestic products and products imported from the other Member States, the Council shall, in accordance with the procedure laid down in Article 89 (1) of the Act of Accession, adopt the specific procedures required to ensure equality of access on the Spanish market.

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

Done at Brussels, 20 December 1985

Article 5

Detailed rules for the application of this Regulation together with the possible derogations referred to in Article 80 (3) of the Act of Accession shall be drawn up in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC of the Council of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾ or, as the case may be, in the corresponding Articles of the other Regulations on the common organization of agricultural markets.

Article 6

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

For the Council

The President

R. STEICHEN

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

ANNEX

Description of aid	Initial amount of aid = maximum amount during the period up to 31 December 1990	Rate of reduction of aid, applicable on 1 January for the following years, as a percentage of the initial amount/maximum amount					
		1991	1992	1993	1994	1995	1996
I. Cereals							
1. Aid for transporting wheat, wheat flour and wheat meal from mainland Spain and the Balearic Islands to the Canary Islands	(a) Common wheat and durum wheat: 24,73 ECU/tonne (b) Meal of common wheat and durum wheat: 10,30 ECU/tonne						
2. Aid for cereal growers in the form of credit at low rates of interest for the purchase of fertilizers and herbicides	Total annual amount as subsidy equivalent: 2,93 million ECU						
II. Olive oil							
Aid for oil mills in the form of credit at low rates of interest, to encourage the storage of olive oil	Total annual amount as subsidy equivalent: 1,14 million ECU	17	33	50	67	83	100
III. Seeds and propagating material							
1. Aid in the form of credit at low rates of interest for growers using certified seeds	Total annual amount as subsidy equivalent: 1,72 million ECU						
2. Aid for nurserymen's associations for investment and operations	50 % of the expenditure actually effected by the recipients	(¹)	(¹)	(¹)	(¹)	(¹)	(¹)
3. Aid for producers of wheat seeds and barley seeds who comply with the sale price limits set by joint trade Agreement	Wheat seeds: — category R-1: 14,39 ECU/tonne — category R-2: 12,52 ECU/tonne Barley seeds: — category R-1: 18,14 ECU/tonne — category R-2: 15,51 ECU/tonne						

(¹) Rate of reduction, as a percentage, of that portion of the aid which exceeds 35 % of the expenditure actually effected by the recipient (maximum authorized rate).

[illegible]

Description of aid	Initial amount of aid = maximum amount during the period up to the date of the first reduction	Rate of reduction of aid, applicable on 1 January for the following years, as a percentage of the initial amount/maximum amount									
		1987	1988	1989	1990	1991	1992	1993	1994	1995	1996
8-24-8	5,78										
8-24-16	5,78										
9-18-27	4,85										
12-12-24	4,89										
12-24-8	6,21										
15-15-15	5,55										
20-20-5	5,55										
MAP (10.5-52-0)	—										

Description of aid	Initial amount of aid = maximum amount during the period up to 31 December 1990			Rate of reduction of aid, applicable on 1 January of the following years, as a percentage of that portion of the initial aid which exceeds 30 % of the annual premium ⁽¹⁾					
				1991	1992	1993	1994	1995	1996
VII. Combined agricultural insurance Aid for insurance premiums covering damage caused to crops and livestock	Up to 80 % of the annual premium payable by the insured, according to the risk covered			17	33	50	67	83	100
VIII. Beef and veal Aid for slaughterhouse costs for and veal sent to intervention	Maximum amounts in the following marketing years as a percentage of the intervention price applicable during the corresponding marketing year in the Community as constituted on 31 December 1985								
	1985/86 from 1. March 1986	1986/87	1987/88	1988/89	1989/90	1990/91	1991/92	1992/93 onwards	
	8,19	7,04	5,85	4,68	3,51	2,34	1,17	0	

⁽¹⁾ Maximum amount of aid authorized as from 1 January 1996, subject to later degressivity.

COUNCIL REGULATION (EEC) No 3774/85
of 20 December 1985

concerning certain national aids in the agricultural sector which are incompatible with the common market but which the Portuguese Republic is authorized to maintain on a transitional basis

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession of Spain and Portugal, and in particular Articles 247 and 258 thereof,

Having regard to the proposal from the Commission,

Whereas, under Article 247 of the Act of Accession, the Portuguese Republic is authorized to maintain, on a transitional and, in principle, degressive basis, national aids the abolition of which would not fail to have serious consequences both for producer and consumer prices; whereas a list and the exact wording of the national aids which fulfil these conditions appear in the Annex, together with their initial amounts;

Whereas, with respect to the rate of abolition and any scale of degressivity which should be fixed, it appears appropriate either that the initial amount should be considered as maximum rates for a first period and that, over a second period, these amounts should be reduced in equal annual instalments, to be phased out completely at the end of the transitional period, or that the initial amounts should be phased out in ten equal annual instalments;

Whereas, until 31 December 1990, national aid granted by the Portuguese Republic for products which, pursuant to Article 259 of the Act of Accession, are subject to a transition by stages, are subject to the special arrangements laid down in Article 265 (2) of that Act; whereas, pursuant to Article 286 thereof, Article 247 applies to these products only as from 1 January 1991;

Whereas the Portuguese Republic may abolish the aids which are the subject of these transitional measures at a more rapid rate than that set out in the Annex; whereas it is essential that, in this event, the Portuguese Republic should inform the Commission of action taken; whereas a procedure should be specified whereby other derogations may be made, should the need arise, from the degressivity scale, pursuant to Article 247 (3) of the Act of Accession;

Whereas steps should be taken to ensure that national aid for the consumption of olive oil does not create distortions as between products of different qualities, that it does not provide a benefit, in addition to the export refund, for any quantities exported and that it is only granted after the date on which a similar Community aid becomes applicable, up to the difference between the latter aid and the maximum amount fixed for the national aid;

Whereas, pursuant to Article 247 (2) of the Act of Accession, equal access to the Portuguese market must be ensured;

whereas this Regulation should therefore be without prejudice to the adoption at a later date, should the need arise, of specific procedures designed to ensure equality of access on the Portuguese market for products imported from other Member States if the grant of one or more of the aids referred to in this Regulation entails an actual modification on the Portuguese market of the conditions of competition between imported and domestic products;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Community may adopt before accession the measures referred to in Article 258 of the Act of Accession, these measures entering into force only subject to, and on the date of, the entry into force of that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

The national aids which are incompatible with the common market and which the Portuguese Republic is authorized to maintain on a transitional basis are listed in the Annex, with an indication of their rate of abolition.

Article 2

The Portuguese Republic may abolish the aids referred to in Article 1 at a more rapid rate than that set out in the Annex. It shall inform the Commission without delay of any action it has taken.

Article 3

The grant of aid for the consumption of olive oil shall be subject to the following further conditions:

- (a) it shall be granted, without distinction on grounds of quality, for all olive oil receiving Community aid for the consumption of olive oil within the Community as constituted on 31 December 1985;
- (b) the Portuguese Republic shall take whatever action is necessary to ensure that the aid does not benefit quantities exported to another Member State or to third countries;
- (c) from 1 January 1991, the maximum amount of aid shall be reduced by the amount of Community aid for the consumption of olive oil applied in accordance with the second subparagraph of Article 293 (1) of the Act of Accession. The national aid shall be abolished if the

Community aid is equal to or greater than the maximum amount fixed for national aid.

The Portuguese Republic shall inform the Commission of any action taken to ensure that these conditions are met.

Article 4

Where the grant of one or more of the aids listed in the Annex entails an actual modification on the Portuguese market of the conditions of competition between domestic products and products imported from the other Member States, the Council shall, in accordance with the procedure laid down in Article 234 (2) of the Act of Accession, adopt the specific procedures required to ensure equality of access on the Portuguese market.

Article 5

Detailed rules for the application of this Regulation together with the possible derogations referred to in Article 247 (3) of the Act of Accession shall be adopted in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC of the Council of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾ or, as the case may be, in the corresponding Articles of the other Regulations on the common organization of agricultural markets.

Article 6

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

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

Done at Brussels, 20 December 1985.

For the Council
The President
R. STEICHEN

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

ANNEX

Description of aid	Initial amount of aid = maximum amount during the period up to the date of the first reduction	Rate of reduction of aid, applicable on 1 January for the following years, as a percentage of the initial amount									
		1987	1988	1989	1990	1991	1992	1993	1994	1995	1996
I. Sugar											
1. Aid granted in the Azores for transporting sugar-beet from the place of production to factory	2,38 ECU/tonne/km	—	—	—	—	10	20	40	60	80	100
2. Aid for the consumption of sugar in the Azores	0,2124 ECU/kg	—	—	—	—	10	20	40	60	80	100
II. Vegetable oils											
1. Aid for the safflower seed crushing industry	29,80 ECU/tonne	—	—	—	—	—	20	40	60	80	100
2. Aid for the consumption of olive oil	0,1490 ECU/litre	10	20	30	40	50	60	70	80	90	100
III. Seeds											
1. Aid for the purchase of hybrid maize seeds	— 0,1118 ECU/kg for mainland Portugal — 0,4471 ECU/kg for the Azores	—	—	—	—	—	20	40	60	80	100
2. Aid for the purchase of imported potato seeds for propagation	0,2270 ECU/kg	10	20	30	40	50	60	70	80	90	100

COUNCIL REGULATION (EEC) No 3775/85
of 20 December 1985

adapting, on account of the accession of Spain, Regulation (EEC) No 777/85 on the granting, for the 1985/86 to 1989/90 wine years, of permanent abandonment premiums in respect of certain areas under vines

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 396 (2) thereof,

Having regard to the proposal from the Commission,

Whereas the Joint Declaration annexed to the Act of Accession concerning the application in Spain of Community socio-structural measures in the wine sector and provisions enabling the origin of Spanish wines to be determined and their commercial movements followed determines the guidelines to be adopted with regard to the application to Spain of Regulation (EEC) No 777/85 ⁽¹⁾ and provides for the adjustment of the estimated cost shown at present in Article 10 of that Regulation; whereas Regulation (EEC) No 777/85 should therefore be amended;

Whereas, pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal, the institutions of the Communities may adopt, before accession, the measures referred to in Article 396 of the Act,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 777/85 is hereby amended as follows:

1. In Article 1:

- (a) the following subparagraph is added to paragraph 1:

'In Spain, table wine production areas which are classified in accordance with Articles 29 and 29a of Regulation (EEC) No 337/79 as categories 1, 2 and 3 shall be eligible for the premium.'

- (b) paragraph 2 (c) is replaced by the following:

'(c) compensation for the abatement referred to under (b) equal to 900 ECU per hectare of vineyard grubbed-up, or, in the case of Spain, equal to 500 ECU per hectare of vineyard grubbed-up. This compensation shall be paid, at the request of the holder of the right to replant, by the Member State concerned when the said right is exercised.'

2. In Article 2:

- (a) the following paragraph is inserted:

'1a. As regards Spain, the amount of the premium per hectare is hereby fixed as follows:

- (a) for areas of no less than 10 ares but no more than 25 ares planted with wine-grape varieties and constituting the entire vineyard area of the holding concerned: 2 500 ECU;

- (b) for areas of more than 25 ares planted with wine-grape varieties:

- 1 000 ECU if the average yield per hectare of the said areas is no more than 20 hectolitres,
- 1 600 ECU if the average yield per hectare of the said areas is more than 20 hectolitres but no more than 25 hectolitres,
- 2 200 ECU if the average yield per hectare of the said areas is more than 25 hectolitres but no more than 30 hectolitres,
- 2 800 ECU if the average yield per hectare of the said areas is more than 30 hectolitres but no more than 50 hectolitres,
- 3 500 ECU if the average yield per hectare of the said areas is more than 50 hectolitres but no more than 90 hectolitres,
- 5 000 ECU if the yield per hectare of the said areas is more than 90 hectolitres but no more than 130 hectolitres,
- 6 200 ECU if the yield per hectare of the said areas is more than 130 hectolitres but no more than 160 hectolitres,
- 6 500 ECU if the yield per hectare of the said areas is more than 160 hectolitres;

- (c) for areas planted with varieties classified in the administrative unit concerned either as table grapes or as both table and wine grapes:

- 5 500 ECU in the case of vine varieties trained by the pergola method.
- 3 500 ECU in the case of the vine varieties trained by a method other than the pergola method,

- (d) for areas planted with vine varieties classified in the administrative unit concerned as dried-grape varieties or as both dried-grape and other varieties: 4 000 ECU;

- (e) for areas used as root-stock nurseries: 3 500 ECU.'

⁽¹⁾ OJ No L 88, 28. 3. 1985, p. 8.

(b) Paragraphs 2 and 3 are replaced by the following:

'2. The amounts specified in paragraph 1, with the exception of the amount referred to in paragraph 1 (a), shall be increased by 500 ECU per hectare if the areas concerned constitute the entire vineyard area cultivated by the applicant.

As regards Spain, the amounts specified in paragraph 1a, with the exception of the amount referred to in point (a) thereof, shall be increased by 300 ECU per hectare under the conditions referred to in the first subparagraph.

3. The yield per hectare of the grubbed-up areas referred to in paragraph 1 (b) and paragraph 1a (b) shall be calculated on the basis of the average yield declared for the recipient's holding and of an on-the-spot assessment, carried out by the competent body of the Member State concerned prior to grubbing-up of the productive capacity of the wine-growing area to be grubbed-up.'

3. In Article 4 (1), the first subparagraph is replaced by the following:

1. 'Applications for premiums must be submitted to the departments designated by the Member States before 31 December of each wine year specified in Article 1 (1). However, as regards Spain and Portugal, applications for premiums for the 1985/86 wine year must be submitted before 28 February 1986.'

4. In Article 10 (1), '644 million ECU' is replaced by '1 023 million ECU'.

Article 2

This Regulation shall enter into force on 1 January 1986, subject to the entry into force of the Treaty of Accession of Spain and Portugal.

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

Done at Brussels, 20 December 1985.

For the Council
The President
R. STEICHEN
