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I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EEC) No 373/86
of 17 February 1986**

amending, on account of the accession of Spain, Regulations (EEC) No 3132/85, (EEC) No 3130/85 and (EEC) No 3131/85 opening, allocating and providing for the administration of Community tariff quotas for certain products falling within heading No 08.03, Chapter 27 and heading No 55.09 of the Common Customs Tariff, originating in Spain (1986)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Articles 30, 31 and 75 thereof,

Having regard to the proposal from the Commission,

Whereas, on the basis of the Agreement of 29 June 1970 between the European Economic Community and Spain⁽¹⁾ and the acts annexed thereto, the Community opened by Regulations (EEC) No 3132/85, (EEC) No 3130/85 and (EEC) No 3131/85⁽²⁾ Community tariff quotas for 1986 for :

- certain dried figs falling within subheading ex 08.03 B of the Common Customs Tariff,
- certain petroleum products falling within Chapter 27,
- certain woven fabrics of cotton falling within heading No 55.09,

originating in Spain ;

Whereas, according to Articles 30, 31 and 75 of the Act of Accession, the duties applicable within the framework of these quotas are subject to tariff dismantling as from 1 March 1986 ; whereas the rates thereof have to be adjusted accordingly,

Article 1

In Article 1 of Regulation (EEC) No 3132/85, the duty of 3 % is hereby replaced by a duty of 2,6 %.

Article 2

In Article 1 of Regulation (EEC) No 3130/85, the customs duties indicated in the table for each product are hereby replaced by those appearing below :

27.10 A III	2,1 %
B III	2,1 %
C I c)	1,2 %
II c)	1,2 %
III c)	1,4 %
d)	2,1 %
27.11 B I c)	0,5 %
27.12 A III	0,6 %
B	1,8 %
27.13 B I c)	0,6 %
II	1,6 %
27.14 C II	0,6 %

Article 3

In Article 1 of Regulation (EEC) No 3131/85, the customs duties indicated in the table for each product are hereby replaced by those appearing below :

55.09 A I	3,7 %
II	3,7 %
B I	4,0 %
II	3,8 %

Article 4

This Regulation shall enter into force on 1 March 1986.

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

Done at Luxembourg, 17 February 1986.

For the Council

The President

H. van den BROEK

⁽¹⁾ OJ No L 182, 16. 8. 1970, p. 1.

⁽²⁾ OJ No L 304, 16. 11. 1985, pp. 8, 1 and 5.

COUNCIL REGULATION (EEC) No 374/86**of 17 February 1986****on the application of Decision No 1/86 of the EEC-Malta Association Council
again amending Articles 6 and 17 of the Protocol concerning the definition of
the concept of 'originating products' and methods of administrative cooperation**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement establishing an association between the European Community and Malta⁽¹⁾ was signed on 5 December 1970 and entered into force on 1 April 1971;

Whereas a Protocol laying down certain provisions relating to the Agreement establishing an association between the European Economic Community and Malta⁽²⁾ was signed in Brussels on 4 March 1976 and entered into force on 1 June 1976;

Whereas, under Article 25 of the Protocol concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an

integral part of the Agreement, the Association Council adopted Decision No 1/86 again amending Articles 6 and 17;

Whereas it is necessary to apply this Decision in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/86 of the EEC-Malta Association Council shall be applicable in the Community.

The text of the Decision is attached to this Regulation.

Article 2

This Regulation shall enter into force on 1 March 1986.

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

Done at Luxembourg, 17 February 1986.

For the Council

The President

H. van den BROEK

⁽¹⁾ OJ No L 61, 14. 3. 1971, p. 2.

⁽²⁾ OJ No L 111, 28. 4. 1976, p. 3.

DECISION No 1/86 OF THE EEC-MALTA ASSOCIATION COUNCIL**of 15 January 1986****again amending Articles 6 and 17 of the Protocol concerning the definition of the concept of 'originating products' and methods of administrative cooperation**

THE ASSOCIATION COUNCIL,

Having regard to the Agreement between the European Economic Community and Malta, signed in Brussels on 5 December 1970,

Having regard to the Protocol concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'the Protocol', and in particular Article 25 thereof,

Whereas the equivalent value of the ECU in certain national currencies on 1 October 1984 was less than the corresponding value on 1 October 1982; whereas the automatic change in the base date laid down in Decision No 1/82 of the Association Council would, in the case of conversion into the national currencies concerned, have the effect of reducing the limits which permit the presentation of simplified documentary evidence; whereas, in order to avoid this effect, it is necessary to increase such limits expressed in ECU,

HAS DECIDED AS FOLLOWS:

Article 1

The Protocol is hereby amended as follows:

1. In the second subparagraph of Article 6 (1), '2 000 ECU' is replaced by '2 355 ECU'.
2. In Article 17 (2), '140 ECU' is replaced by '165 ECU' and '400 ECU' by '470 ECU'.

Article 2

This Decision shall enter into force on 1 March 1986.

Done at Brussels, 15 January 1986.

*For the Association Council**The President*

P. FARRUGIA

COUNCIL REGULATION (EEC) No 375/86**of 17 February 1986****amending, on account of the accession of Spain and Portugal, Regulation (EEC) No 3761/83 on the application of the system of certificates of origin provided for under the International Coffee Agreement 1983 when quotas are in effect**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

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

Having regard to Council Regulation (EEC) No 288/82 of 5 February 1982 on common rules for imports ⁽¹⁾, and in particular Article 16 (1) (b) thereof,

Having regard to the proposal from the Commission,

Whereas Article 45 of the International Coffee Agreement 1983 provides that, in order to prevent non-member countries from increasing their exports at the expense of exporting members, each member of the Agreement should, whenever quotas are in effect, limit its annual imports of coffee from countries which are not members of the Agreement;

Whereas the annual limits, as established by the Council of the International Coffee Organization, are published in so far as the Member States of the Community are concerned in Appendix 7 to Regulation (EEC) No 3761/83 ⁽²⁾; whereas on account of the accession of Spain and Portugal, Appendix 7 to that Regulation should be

adjusted to take account of the limitations as established by the Council of the International Coffee Organization at its 44th meeting and concerning also Spain and Portugal,

HAS ADOPTED THIS REGULATION:

Article 1

Appendix 7 to Regulation (EEC) No 3761/83 is hereby replaced by the Appendix annexed to this Regulation.

Article 2

1. This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.
2. This Regulation should apply from 1 October 1985.

However in the case of Spain and Portugal, it shall apply from 1 January 1986, the quantities released for free circulation between 1 October and 31 December 1985 being nevertheless charged against the annual limitations given in the Appendix.

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

Done at Luxembourg, 17 February 1986.

For the Council

The President

H. van den BROEK

⁽¹⁾ OJ No L 35, 9. 2. 1982, p. 1.

⁽²⁾ OJ No L 379, 31. 12. 1983, p. 1.

ANNEX

APPENDIX 7

LIMITATION OF ANNUAL IMPORTS OF COFFEE FROM NON-MEMBERS APPLICABLE TO MEMBER STATES OF THE EUROPEAN ECONOMIC COMMUNITY

(60 kg bags)

Importing member	Annual limitation
EEC	170 198
Belgium/Luxembourg	23 023
Denmark	16 593
Federal Republic of Germany	4 884
France	8 954
Greece	1 611
Ireland	744
Italy	39 489
Netherlands	11 617
Portugal	9 891
Spain	49 687
United Kingdom	3 705'

COUNCIL REGULATION (EEC) No 376/86**of 17 February 1986****opening, allocating and providing for the administration of a Community tariff quota for certain polyethylene terephthalate films falling within subheading ex 39.01 C III a) of the Common Customs Tariff**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Whereas the production of polyethylene terephthalate film, uncoated, having a thickness of not less than 22 and not more than 25 micrometres, is currently insufficient in the Community to meet the requirements of the user industries in the Community; whereas, consequently, Community supplies of products of this type currently depend to a considerable extent on imports from third countries; whereas it is in the Community's interest to suspend partially the Common Customs Tariff duty for the products in question, within the Community tariff quota, of an appropriate volume for a relatively limited period; whereas, in order not to call into question the development prospects of this production in the Community while ensuring an adequate supply to satisfy user industries, it is advisable to limit the benefits of the tariff quota to products used for the manufacture of magnetic cassette tapes, to open this quota free of duty for the period running from the entry into force of this Regulation until 30 June 1986 and to fix the volume at 150 tonnes;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, however, since the quota is to cover requirements which cannot be determined with sufficient accuracy, it seems possible to avoid allocating it among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, under conditions and according to a procedure to be specified; whereas this method of management requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quota is used up and inform the Member States thereof;

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, all transactions concerning the administration of shares allocated to that economic union may be carried out by any one of its members,

Article 1

1. From the date on which this Regulation enters into force until 30 June 1986, the Common Customs Tariff duty for polyethylene terephthalate film, uncoated, having a thickness of not less than 22 and not more than 25 micrometres, falling within subheading ex 39.01 C III a), for use in the manufacture of magnetic cassette tapes shall be totally suspended within the limit of a Community tariff quota of 150 tonnes.

Within the limit of this tariff quota, the Kingdom of Spain and the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions laid down by the 1985 Act of Accession.

Control of the use of the products for the particular purpose laid down shall be carried out by applying the relevant Community provisions.

2. If an importer notifies an imminent importation of the product in question in a Member State of the Community of Ten from the date indicated in paragraph 1, in Spain or Portugal from 1 March 1986 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 permits this.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

Article 2

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1 (2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have access to the quota so long as the residual balance of the quota volume allows this.

3. Member States shall charge imports of the said goods against their drawings as and when the goods are entered for free circulation.

4. The extent to which the quota has been used up shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 3

At the request of the Commission, Member State shall inform it of imports actually charged against the quota.

Article 4

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

Article 5

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

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

Done at Luxembourg, 17 February 1986.

For the Council

The President

H. van den BROEK

COMMISSION REGULATION (EEC) No 377/86

of 20 February 1986

fixing the import levies on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 3793/85⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Commission Regulation (EEC) No 2956/85⁽⁴⁾ and subsequent amending Regulations;

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 19 February 1986;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2956/85 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 21 February 1986.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 285, 25. 10. 1985, p. 8.

ANNEX

to the Commission Regulation of 20 February 1986 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)		
CCT heading No	Description	Levies
10.01 B I	Common wheat, and meslin	158,60
10.01 B II	Durum wheat	207,65 ⁽¹⁾ ⁽²⁾
10.02	Rye	138,02 ⁽⁶⁾
10.03	Barley	148,68
10.04	Oats	130,40
10.05 B	Maize, other than hybrid maize for sowing	125,90 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	79,50 ⁽⁴⁾
10.07 C	Grain sorghum	135,21 ⁽⁴⁾
10.07 D I	Triticale	(7)
10.07 D II	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	236,73
11.01 B	Rye flour	207,92
11.02 A I a)	Durum wheat groats and meal	335,44
11.02 A I b)	Common wheat groats and meal	253,80

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0,60 ECU/tonne.

⁽²⁾ In accordance with Regulation (EEC) No 486/85 the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1,81 ECU/tonne.

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

⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0,60 ECU/tonne.

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

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

COMMISSION REGULATION (EEC) No 378/86**of 20 February 1986****fixing the premiums to be added to the import levies on cereals, flour and malt**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 3793/85 ⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy ⁽³⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Commission Regulation (EEC) No 2160/85 ⁽⁴⁾ and subsequent amending Regulations;

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 19 February 1986;

Whereas, on the basis of today's cif prices and cif forward delivery prices, the premiums at present in force, which are to be added to the levies, should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 21 February 1986.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 203, 1. 8. 1985, p. 11.

ANNEX

to the Commission Regulation of 20 February 1986 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 2	1st period 3	2nd period 4	3rd period 5
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	0	0	3,09
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	2,08
10.05 B	Maize, other than hybrid maize for sowing	0	10,57	10,57	15,16
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0,15	0,15	9,69
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

CCT heading No	Description	(ECU/tonne)				
		Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 379/86**of 20 February 1986****fixing the minimum levies on the importation of olive oil and levies on the importation of other olive oil sector products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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⁾, as last amended by Regulation (EEC) No 3768/85⁽²⁾, and in particular Article 16 (2) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil originating in Algeria⁽³⁾, as last amended by Regulation (EEC) No 1201/85⁽⁴⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil originating in Morocco⁽⁵⁾, as last amended by Regulation (EEC) No 436/85⁽⁶⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil originating in Tunisia⁽⁷⁾, as last amended by Regulation (EEC) No 436/85, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽⁸⁾, as last amended by Regulation (EEC) No 435/85⁽⁹⁾, and in particular Article 10 (2) thereof,

Having regard to Council Regulation (EEC) No 1620/77 of 18 July 1977 laying down detailed rules for the importation of olive oil from Lebanon⁽¹⁰⁾;

Whereas by Regulation (EEC) No 3131/78⁽¹¹⁾ the Commission decided to use the tendering procedure to fix levies on olive oil;

Whereas Article 3 of Council Regulation (EEC) No 2751/78 of 23 November 1978 laying down general rules for fixing the import levy on olive oil by tender⁽¹²⁾ specifies that the minimum levy rate shall be fixed for each of

the products concerned on the basis of the situation on the world market and the Community market and of the levy rates indicated by tenderers;

Whereas in the collection of the levy, account should be taken of the provisions in the Agreements between the Community and certain third countries; whereas in particular the levy applicable for those countries must be fixed taking as a basis for calculation the levy to be collected on imports from the other third countries;

Whereas, with regard to Turkey and the Maghreb countries, the provisions of this Regulation should be without prejudice to the additional amount to be determined in accordance with the agreements between the Community and these third countries;

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 17 and 18 February 1986 leads to the minimum levies being fixed as indicated in Annex I to this Regulation;

Whereas the import levy on olives falling within subheadings 07.01 N II and 07.03 A II of the Common Customs Tariff and on products falling within subheadings 15.17 B I and 23.04 A II of the Common Customs Tariff must be calculated from the minimum levy applicable on the olive oil contained in these products; whereas, however, the levy charged for olive oil may not be less than an amount equal to 8 % of the value of the imported product, such amount to be fixed at a standard rate; whereas application of these provisions leads to the levies being fixed as indicated in Annex II to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The minimum levies on olive oil imports are fixed in Annex I.

Article 2

The levies applicable on imports of other olive oil sector products are fixed in Annex II.

Article 3

This Regulation shall enter into force on 21 February 1986.

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

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁴⁾ OJ No L 124, 9. 5. 1985, p. 1.

⁽⁵⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁶⁾ OJ No L 52, 22. 2. 1985, p. 2.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁸⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽⁹⁾ OJ No L 52, 22. 2. 1985, p. 1.

⁽¹⁰⁾ OJ No L 181, 21. 7. 1977, p. 4.

⁽¹¹⁾ OJ No L 370, 30. 12. 1978, p. 60.

⁽¹²⁾ OJ No L 331, 28. 11. 1978, p. 6.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I

Minimum import levies on olive oil

(ECU/100 kg)	
CCT heading No	Non-member countries
15.07 A I a)	74,00 ⁽¹⁾
15.07 A I b)	74,00 ⁽¹⁾
15.07 A I c)	60,00 ⁽¹⁾
15.07 A II a)	82,00 ⁽²⁾
15.07 A II b)	95,00 ⁽²⁾

⁽¹⁾ For imports of oil falling within this tariff subheading and produced entirely in one of the countries listed below and transported directly from any of those countries to the Community, the levy to be collected is reduced by:

(a) Spain and Lebanon : 0,60 ECU/100 kg ;

(b) Turkey : 11,48 ECU/100 kg ^(*) provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force ;

(c) Algeria, Tunisia and Morocco : 12,69 ECU/100 kg ^(*) provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force.

^(*) These amounts may be increased by an additional amount to be determined by the Community and the third countries in question.

⁽²⁾ For imports of oil falling within this tariff subheading :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 3,86 ECU/100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 3,09 ECU/100 kg.

⁽³⁾ For imports of oil falling within this tariff subheading :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 7,25 ECU/100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 5,80 ECU/100 kg.

ANNEX II

Import levies on other olive oil sector products

(ECU/100 kg)	
CCT heading No	Non-member countries
07.01 N II	16,28
07.03 A II	16,28
15.17 B I a)	37,00
15.17 B I b)	59,20
23.04 A II	4,80

COMMISSION REGULATION (EEC) No 380/86

of 20 February 1986

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3583/85 of 17 December 1985 opening a Community tariff quota for high-quality fresh, chilled or frozen beef and veal falling within subheadings 02.01 A II a) and 02.01 A II b) of the Common Customs Tariff⁽¹⁾, and in particular Article 2 thereof,

Whereas Commission Regulation (EEC) No 3655/85 of 23 December 1985, laying down detailed rules for the application of import arrangements provided for by Regulations (EEC) No 3582/85 and (EEC) No 3583/85 in the beef and veal sector⁽²⁾, provides in Article 7, that applications for and the issue of import licences for the meat referred to in Article 1 (1) (d) thereof are to be effected in accordance with the provisions of Articles 12 and 15 of Commission Regulation (EEC) No 2377/80 of 4 September 1980 on special detailed rules for the application of the system of import and export licences in the beef and veal sector⁽³⁾, as last amended by Regulation (EEC) No 3815/85⁽⁴⁾;

Whereas Article 1 (1) (d) of Regulation (EEC) No 3655/85 fixes the amount of high-quality fresh, chilled or frozen beef and veal originating in and imported from the United States of America and Canada which may be imported on special terms in 1986 at 10 000 tonnes;

Whereas the applications received in February 1986 cover quantities less than the quota available; whereas, therefore, these applications can be met in full,

HAS ADOPTED THIS REGULATION:

Article 1

All applications for import licences in respect of February 1986 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 1 (1) (d) of Regulation (EEC) No 3655/85 are hereby met in full.

Article 2

Applications for licences in respect of the meat referred to in Article 1 may be entered in accordance with Articles 12 and 15 of Regulation (EEC) No 2377/80 during the first 10 days of March 1986, the total quantity available being 9 911 tonnes.

Article 3

This Regulation shall enter into force on 21 February 1986.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 343, 20. 12. 1985, p. 8.

⁽²⁾ OJ No L 348, 24. 12. 1985, p. 24.

⁽³⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁴⁾ OJ No L 368, 31. 12. 1985, p. 11.

COMMISSION REGULATION (EEC) No 381/86

of 20 February 1986

on additional payment of production aid for certain sizes of packings with tomato concentrates obtained from Greek tomatoes during the 1983/84 marketing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Greece,

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 3768/85 ⁽²⁾, and in particular Article 3c (5) thereof,

Whereas in case 192/83, Hellenic Republic v. Commission of the European Communities, the Court of Justice of the European Communities ruled that Commission Regulation (EEC) No 1615/83 of 15 June 1983 amending Regulation (EEC) No 1602/82 fixing the coefficients to be applied to the production aid for tomato concentrates ⁽³⁾ was declared void in so far as the coefficients thereby fixed had the effect of creating inequality of treatment between Greece and the other Member States as regards compensation for the extra costs incurred by the use of smaller packaging than the standard packing;

Whereas Regulation (EEC) No 1615/83 was applicable for the marketing year 1983/84;

Whereas the inequality of treatment thus created should be remedied; whereas to that end the production aid paid or payable for the products concerned should be increased;

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

Committee for Products Processed from Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. The production aid paid or payable for tomato concentrate with a dry matter content less than 93 % obtained from tomatoes grown in Greece during the 1983/84 marketing year shall be increased as follows for products in the sizes of packings indicated:

Increment in percentage for tomato concentrate packed in			
Immediate packings less than 1,5 kg but not less than 0,7 kg	Immediate packings less than 0,7 kg but not less than 0,25 kg	Immediate packings less than 0,25 kg but not less than 0,15 kg	Immediate packings less than 0,15 kg
2,51	4,79	6,87	8,78

2. The increment referred to in paragraph 1 shall be paid only on application from the processor. The application shall be submitted to the competent authorities not later than 30 April 1986.

Article 2

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

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 1.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 159, 17. 6. 1983, p. 48.

COMMISSION REGULATION (EEC) No 382/86

of 20 February 1986

re-establishing the levying of customs duties on urea containing more than 45 % by weight of nitrogen on the dry anhydrous product falling within subheading 31.02 B, originating in Kuwait, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3599/85 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3599/85 of 17 December 1985 applying generalized tariff preferences for 1986 in respect of certain industrial products originating in developing countries⁽¹⁾, and in particular Article 13 thereof,

Whereas, pursuant to Articles 1 and 10 of that Regulation, suspension of customs duties shall be accorded to each of the countries or territories listed in Annex III other than those listed in column 4 of Annex I, within the framework of the preferential tariff ceiling fixed in column 9 of Annex I;

Whereas, as provided for in Article 11 of that Regulation, as soon as the individual ceilings in question are reached at Community level, the levying of customs duties on imports of the products in question originating in each of the countries and territories concerned may at any time be re-established;

Whereas, in the case of urea containing more than 45 % by weight of nitrogen on the dry anhydrous product, falling within subheading 31.02 B, originating in Kuwait, the individual ceiling was fixed at 375 000 ECU; whereas, on 20 February 1986, imports of these products into the

Community originating in Kuwait reached the ceiling in question after being charged thereagainst; whereas it is appropriate to re-establish the levying of customs duties in respect of the products in question against Kuwait,

HAS ADOPTED THIS REGULATION:

Article 1

As from 22 February 1986, the levying of customs duties, suspended, pursuant to Regulation (EEC) No 3599/85, shall be re-established on imports into the Community of the following products originating in Kuwait:

CCT heading No	Description
31.02 B (NIMEXE code 31.02-15)	Urea containing more than 45 % by weight of nitrogen on the dry anhydrous product

Article 2

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

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

Done at Brussels, 20 February 1986.

For the Commission

COCKFIELD

Vice-President

⁽¹⁾ OJ No L 352, 30. 12. 1985, p. 1.

COMMISSION REGULATION (EEC) No 383/86
of 20 February 1986
altering the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 3793/85⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 3768/85, and in particular Article 12 (4) thereof,

Having regard to Council Regulation No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the advice of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Commission Regulation (EEC) No 174/86⁽⁵⁾, as last amended by Regulation (EEC) No 346/86⁽⁶⁾;

Whereas Council Regulation (EEC) No 1027/84⁽⁷⁾ as amended by Council Regulation (EEC) No 2744/75⁽⁸⁾ as regards products falling within subheading 23.02 A of the Common Customs Tariff;

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band

of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 19 February 1986;

Whereas the levy on the basic product as last fixed differs from the average levy by more than 3,02 ECU per tonne of basic product; whereas, pursuant to Article 1 of Commission Regulation (EEC) No 1579/74⁽⁹⁾ the levies at present in force must therefore be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products processed from cereals and rice covered by Regulation (EEC) No 2744/75, as last amended by Regulation (EEC) No 1027/84, as fixed in the Annex to the amended Regulation (EEC) No 200/86, are hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 February 1986.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁵⁾ OJ No L 22, 29. 1. 1986, p. 7.

⁽⁶⁾ OJ No L 41, 18. 2. 1986, p. 17.

⁽⁷⁾ OJ No L 107, 19. 4. 1984, p. 15.

⁽⁸⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁹⁾ OJ No L 168, 25. 6. 1974, p. 7.

ANNEX

to the Commission Regulation of 20 February 1986 altering the import levies on products processed from cereals and rice

(ECU/tonne)

CCT heading No	Import levies	
	Third countries (other than ACP or OCT)	ACP or OCT
07.06 A I	147,29 ⁽¹⁾	145,48 ⁽¹⁾ ⁽²⁾
07.06 A II	150,31 ⁽¹⁾	145,48 ⁽¹⁾ ⁽²⁾
11.01 C ⁽²⁾	271,16	265,12
11.02 A II ⁽²⁾	253,31	247,27
11.02 A III ⁽²⁾	271,16	265,12
11.02 B I a) 1 ⁽²⁾	238,68	235,66
11.02 B I b) 1 ⁽²⁾	238,68	235,66
11.02 B II b) ⁽²⁾	185,72	182,70
11.02 C II ⁽²⁾	222,81	219,79
11.02 C III ⁽²⁾	374,27	368,23
11.02 D II ⁽²⁾	143,14	140,12
11.02 D III ⁽²⁾	153,26	150,24
11.02 E I a) 1 ⁽²⁾	153,26	150,24
11.02 E I b) 1 ⁽²⁾	300,62	294,58
11.02 E II b) ⁽²⁾	253,31	247,27
11.02 F II ⁽²⁾	253,31	247,27
11.02 F III ⁽²⁾	271,16	265,12
11.04 C I	150,31	143,66 ⁽²⁾
11.07 A II a)	273,06 ⁽⁴⁾	262,18
11.07 A II b)	206,78	195,90
11.07 B	239,18 ⁽⁴⁾	228,30
23.02 A I a)	66,62	60,62
23.02 A I b)	135,89	129,89
23.02 A II a)	66,62	60,62
23.02 A II b)	135,89	129,89

⁽¹⁾ This levy is limited to 6 % of the value for customs purposes, subject to certain conditions.

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

- a starch content (determined by the modified Ewers polarimetric method), referred to dry matter, exceeding 45 % by weight,
- an ash content by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1,6 % for rice, 2,5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

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

⁽⁴⁾ In accordance with Regulation (EEC) No 1180/77 this levy is reduced by 5,44 ECU/tonne for products originating in Turkey.

⁽⁵⁾ In accordance with Regulation (EEC) No 435/80 the levy shall not be charged on the following products originating in the African, Caribbean and Pacific States and in the overseas countries and territories:

- arrowroot falling within subheading ex 07.06 A,
- flours and meal of arrowroot falling within subheading 11.04 C,
- arrowroot starch falling within subheading ex 11.08 A V.

COMMISSION REGULATION (EEC) No 384/86
of 20 February 1986
fixing the amount of the subsidy on oil seeds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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⁾, as last amended by Regulation (EEC) No 3768/85⁽²⁾, and in particular Article 27 (4),

Having regard to Council Regulation (EEC) No 1678/85 of 11 June 1985 fixing the conversion rates to be applied in agriculture⁽³⁾, as last amended by Regulation (EEC) No 3772/85⁽⁴⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza, rape and sunflower seed⁽⁵⁾, as last amended by Regulation (EEC) No 1474/84⁽⁶⁾, and in particular Article 2 (3) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Commission Regulation (EEC) No 191/86⁽⁷⁾ as last amended by Regulation (EEC) No 334/86⁽⁸⁾;

Whereas, in the absence of the target price for the 1985/86 marketing year for colza and rape seed and in the absence of the amount of the monthly increase for March, April, May and June 1986 for colza and rape seed, the amount of the subsidy in the case of advance fixing for February, March, April, May and June 1986 for colza and rape seed has been obtainable only provisionally on the basis of the target price and the monthly increase as last proposed by the Commission to the Council for the marketing year 1985/86; whereas this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price of the 1985/86 marketing year is known;

Whereas, in the absence of the indicative price for the 1986/87 marketing year for colza and rape seed, in case of

advance fixing for July 1986, the amount of the subsidy on these products has been obtainable only on the basis of the indicative price proposed by the Commission to the Council for the marketing year 1985/86; whereas this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price of the 1986/87 marketing year is known;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 191/86 to the information known to the Commission that the amount of the subsidy at present in force should be altered to the amount set out in the Annexes hereto,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amounts of the subsidy and the exchange rates referred to in Article 33 (2) and (3) of Commission Regulation (EEC) No 2681/83⁽⁹⁾ shall be as set out in the Annexes hereto.
2. The amount of the subsidy in the case of advance fixing for February, March, April, May and June 1986 for colza and rape seed will, however, be confirmed or replaced as from 21 February 1986 to take into account the indicative price which is fixed for these products for the 1985/86 marketing year, and the amount of the monthly increase for March, April, May and June 1986 for colza and rape seed.
3. The amount of the subsidy in the case of advance fixing for July 1986 will, however, for colza and rape seed, be confirmed or replaced as from 21 February 1986 to take into account the indicative price which is fixed for these products for the 1986/87 marketing year.

Article 2

This Regulation shall enter into force on 21 February 1986.

⁽⁹⁾ OJ No L 266, 28. 9. 1983, p. 1.

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

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁴⁾ OJ No L 362, 31. 12. 1985, p. 24.

⁽⁵⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁶⁾ OJ No L 143, 30. 5. 1984, p. 4.

⁽⁷⁾ OJ No L 23, 30. 1. 1986, p. 21.

⁽⁸⁾ OJ No L 40, 15. 2. 1986, p. 17.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I
Aids to colza and rape seed

	<i>(amounts per 100 kilograms)</i>					
	Current month (1)	2nd month (1)	3rd month (1)	4th month (1)	5th month (1)	6th month (2)
1. Gross aids (ECU)	31,541	32,095	27,557	27,557	28,693	24,419
2. Final aids						
Seeds harvested and processed in :						
— Federal Republic of Germany (DM)	76,45	77,77	67,31	67,45	70,08	60,32
— Netherlands (Fl)	86,14	87,63	75,82	75,98	78,93	67,88
— BLEU (Bfrs/Lfrs)	1 463,87	1 489,59	1 278,97	1 278,07	1 330,84	1 126,02
— France (FF)	218,93	222,81	190,15	189,50	197,62	165,46
— Denmark (Dkr)	265,42	270,08	231,89	231,89	241,45	205,03
— Ireland (£ Irl)	23,659	24,075	20,667	20,448	21,311	18,000
— United Kingdom (£)	18,288	18,633	15,482	15,482	16,262	13,461
— Italy (Lit)	45 370	46 191	38 899	38 726	40 514	33 570
— Greece (Dr)	2 550,47	2 608,45	1 953,49	1 953,49	2 112,54	1 670,83

(1) On the basis of the Commission's proposal concerning the indicative price for the 1985/86 marketing year and subject to confirmation by the Council's decision.

(2) Contingent on the Council's decision on prices and related matters for the 1986/87 marketing year.

ANNEX II
Aids to sunflower seed

	<i>(amounts per 100 kilograms)</i>				
	Current month	2nd month	3rd month	4th month	5th month
1. Gross aids (ECU)	38,025	38,640	38,640	38,585	38,585
2. Final aids					
Seeds harvested and processed in :					
— Federal Republic of Germany (DM)	92,22	93,68	93,70	93,72	93,72
— Netherlands (Fl)	103,91	105,56	105,56	105,57	105,57
— BLEU (Bfrs/Lfrs)	1 764,81	1 793,35	1 793,35	1 789,92	1 789,92
— France (FF)	263,86	268,16	267,82	266,79	266,79
— Denmark (Dkr)	319,98	325,15	325,15	324,69	324,69
— Ireland (£ Irl)	28,523	28,984	28,981	28,726	28,726
— United Kingdom (£)	22,000	22,380	22,380	22,342	22,342
— Italy (Lit)	54 642	55 551	55 376	55 121	55 121
— Greece (Dr)	3 047,93	3 110,87	3 110,87	3 103,17	3 103,17

ANNEX III
Exchange rate of the ECU to be used for converting final aids into the currency of the processing country when the latter is a country other than the country of production

	<i>(value of 1 ECU)</i>					
	Current month	2nd month	3rd month	4th month	5th month	6th month
DM	2,164480	2,156080	2,144660	2,135210	2,135210	2,113540
Fl	2,442860	2,435780	2,425530	2,417250	2,417250	2,399720
Bfrs/Lfrs	44,307800	44,348400	44,381300	44,405600	44,405600	44,490100
FF	6,639920	6,657590	6,696400	6,729200	6,729200	6,778570
Dkr	7,981620	7,970820	7,953160	7,941000	7,941000	7,931210
£ Irl	0,715396	0,718676	0,722301	0,725920	0,725920	0,729904
£	0,647585	0,649106	0,650140	0,651494	0,651494	0,656940
Lit	1 474,13	1 484,51	1 497,40	1 506,31	1 506,31	1 531,02
Dr	132,54300	132,47430	132,30690	132,19280	132,19280	132,11760

COMMISSION REGULATION (EEC) No 385/86
of 20 February 1986
fixing the export refunds on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 2727/75
of 29 October 1975 on the common organization of the
market in cereals⁽¹⁾, as last amended by Regulation (EEC)
No 3793/85⁽²⁾, and in particular the fourth subparagraph
of Article 16 (2),

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75
provides that the difference between quotations or prices
on the world market for the products listed in Article 1 of
that Regulation and prices for those products in the
Community may be covered by an export refund;

Whereas Article 2 of Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general rules for
granting export refunds on cereals and criteria for fixing
the amount of such refunds⁽³⁾, provides that when
refunds are being fixed, account must be taken of the
existing situation and the future trend with regard to
prices and availabilities of cereals on the Community
market on the one hand, and prices for cereals and cereal
products on the world market on the other; whereas the
same Article provides that it is also important to ensure
equilibrium and the natural development of prices and
trade on cereal markets and, furthermore, to take into
account the economic aspect of the proposed exports and
the need to avoid disturbances on the Community
market;

Whereas Article 3 of Regulation (EEC) No 2746/75
defines the specific criteria to be taken into account when
the refund on cereals is being calculated;

Whereas these specific criteria are defined, as far as wheat
and rye flour, groats and meal are concerned, in Article 4
of Regulation (EEC) No 2746/75; whereas furthermore,
when the refund on these products is being calculated,
account must be taken of the quantities of cereals
required for their manufacture; whereas these quantities
were fixed in Commission Regulation No 162/67/EEC⁽⁴⁾,
as amended by Regulation (EEC) No 1607/71⁽⁵⁾;

Whereas the world market situation or the specific
requirements of certain markets may make it necessary to
vary the refund for certain products according to destina-
tion;

Whereas the refund must be fixed once a month;
whereas it may be altered in the intervening period;

Whereas, if the refund system is to operate normally,
refunds should be calculated on the following basis:

- in the case of currencies which are maintained in rela-
tion to each other at any given moment within a band
of 2,25 % a rate of exchange based on their central
rate, multiplied by the corrective factor provided for in
the last paragraph of Article 3 (1) of Council Regula-
tion (EEC) No 1676/85⁽⁶⁾,
- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each of
these currencies recorded over a given period in rela-
tion to the Community currencies referred to in the
previous indent and the aforesaid coefficient;

Whereas it follows from applying the detailed rules set
out above to the present situation on the market in
cereals, and in particular to quotations or prices for these
products within the Community and on the world
market, that the refunds should be as set out in the
Annex hereto;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (a),
(b) and (c) of Regulation (EEC) No 2727/75, exported in
the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 February
1986.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No 128, 27. 6. 1967, p. 2574/67.

⁽⁵⁾ OJ No L 168, 27. 7. 1971, p. 16.

⁽⁶⁾ OJ No L 164, 24. 6. 1985, p. 1.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 20 February 1986 fixing the export refunds on cereals and on wheat or rye flour, groats and meal

		(ECU / tonne)
CCT heading No	Description	Refund
10.01 B I	Common wheat and meslin	
	for exports to :	
	— Switzerland, Austria and Liechtenstein	73,00
	— zone II b)	77,00
	— Magreb	15,00
	— other third countries	10,00
10.01 B II	Durum wheat	
	for exports to :	
	— Switzerland, Austria and Liechtenstein	5,00
	— other third countries	10,00
10.02	Rye	
	for exports to :	
	— Switzerland, Austria and Liechtenstein	5,00
	— other third countries	10,00
10.03	Barley	
	for exports to :	
	— Switzerland, Austria and Liechtenstein	95,00
	— zone II b)	100,00
	— Japan	—
	— other third countries	10,00
10.04	Oats	
	for exports to :	
	— Switzerland, Austria and Liechtenstein	—
	— other third countries	—
10.05 B	Maize, other than hybrid maize for sowing	—
10.07 B	Millet	—
10.07 C	Grain sorghum	—
ex 11.01 A	Wheat flour :	
	— of an ash content of 0 to 520	105,00
	— of an ash content of 521 to 600	105,00
	— of an ash content of 601 to 900	92,00
	— of an ash content of 901 to 1 100	86,00
	— of an ash content of 1 101 to 1 650	79,00
	— of an ash content of 1 651 to 1 900	71,00

CCT heading No	Description	(ECU/tonne) Refund
ex 11.01 B	Rye flour : — of an ash content of 0 to 700 — of an ash content of 701 to 1 150 — of an ash content of 1 151 to 1 600 — of an ash content of 1 601 to 2 000	105,00 105,00 105,00 105,00
11.02 A I a)	Durum wheat groats and meal : — of an ash content of 0 to 1 300 ⁽¹⁾ — of an ash content of 0 to 1 300 ⁽²⁾ — of an ash content of 0 to 1 300 — of an ash content of more than 1 300	291,00 275,00 246,00 232,00
11.02 A I b)	Common wheat groats and meal : — of an ash content of 0 to 520	105,00

⁽¹⁾ Meal of which less than 10 % by weight is capable of passing through a sieve of 0,250 mm mesh.

⁽²⁾ Meal of which less than 10 % by weight is capable of passing through a sieve of 0,160 mm mesh.

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 501/85 (OJ No L 60, 28. 2. 1985).

COMMISSION REGULATION (EEC) No 386/86
of 20 February 1986
fixing the corrective amount applicable to the refund on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 3793/85 ⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds ⁽³⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the export licence; whereas, in this case, a corrective amount must be applied to the refund;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice ⁽⁴⁾, as last amended by Regulation (EEC) No 1027/84 ⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (c) of Regulation (EEC) No 2727/75;

Whereas Commission Regulation (EEC) No 1281/75 ⁽⁶⁾ laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed, account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and possibilities and conditions for the sale of cereals and cereal products on the world market on the other; whereas the same Regulation provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of exports and the need to avoid disturbances on the Community market;

Whereas for the products listed in Article 1 (c) of Regulation (EEC) No 2727/75 account should be taken of the specific criteria laid down in Article 2 (2) of Regulation (EEC) No 1281/75;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the corrective amount according to destination;

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure;

Whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Council Regulation (EEC) No 1676/85 ⁽⁷⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the preceding indent and the aforesaid coefficient;

Whereas it follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto;

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

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to export refunds fixed in advance in respect of cereals shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 February 1986.

⁽⁷⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 107, 19. 4. 1984, p. 15.

⁽⁶⁾ OJ No L 131, 22. 5. 1975, p. 15.

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

Done at Brussels, 20 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 20 February 1986 fixing the corrective amount applicable to the refund on cereals

(ECU / tonne)

CCT heading No	Description	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6	5th period 7	6th period 8
10.01 B I	Common wheat and meslin for exports to:							
	— China	0	+ 6,00	+ 5,00	+ 4,00	+ 4,00	— 30,00	— 30,00
	— other third countries	0	0	— 1,00	— 2,00	— 2,00	— 36,00	— 36,00
10.01 B II	Durum wheat	0	0	0	0	0	—	—
10.02	Rye	0	0	0	0	0	—	—
10.03	Barley	0	0	0	— 30,00	— 30,00	—	—
10.04	Oats	—	—	—	—	—	—	—
10.05 B	Maize other than hybrid maize for sowing	0	0	0	0	—	—	—
10.07 C	Grain sorghum	—	—	—	—	—	—	—
11.01 A	Common wheat flour	0	0	0	0	0	—	—
11.01 B	Rye flour	0	0	0	0	0	—	—
11.02 A I a)	Durum wheat groats and meal	0	0	0	0	0	— 50,00	— 50,00
11.02 A I b)	Common wheat groats and meal	0	0	0	0	0	—	—

N. B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 501/85 (OJ No L 60, 28. 2. 1985).