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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 624/86

of 28 February 1986

laying down detailed rules for applying the supplementary trade mechanism to new potatoes

THE COMMISSION 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 Article 83 thereof,

Having regard to Council Regulation (EEC) No 569/86 of 25 February 1986 laying down general rules of application of the supplementary trade mechanism ⁽¹⁾, and in particular Article 7 (1) thereof,

Whereas Article 83 of the Act of Accession of Spain and Portugal provides that a forward estimate is to be drawn up at the start of each marketing year on the basis of estimates of production and consumption of new potatoes in the Community as constituted at 31 December 1985; whereas a special estimate must be drawn up for the period 1 March 1986 to the beginning of the 1986/87 marketing year; whereas on the basis of the forward estimates duly drawn up the indicative ceilings should be as set out below;

Whereas detailed rules for applying the supplementary trade mechanism were laid down by Commission Regulation (EEC) No 574/86 ⁽²⁾; whereas certain detailed rules for applying the mechanism to new potatoes should be specified;

Whereas Council Regulation (EEC) No 569/86 provides that all imports into a Member State applying the STM to products from third countries are to be subject to presentation of an STM import licence; whereas certain detailed rules on the issuing of the said licence should be specified;

Whereas the Management Committee for Fruit and Vegetables failed to deliver an opinion within the time limit set by its chairman,

Article 1

The indicative ceiling for imports, into the Community as constituted at 31 December 1985, of new potatoes from Spain falling within subheading 07.01 A II of the Common Customs Tariff are hereby fixed as follows:

for the period 1 March to 30 June 1986: 80 000 tonnes.

Article 2

1. The period of validity of the STM licences referred to in Article 2 of Regulation (EEC) No 574/86 shall not exceed two months from the date of the licence application. However, the period of validity of the licences shall expire not later than 30 June 1986.

2. The amount of the security is hereby fixed at 0,5 ECU per 100 kilograms.

3. By way of derogation from the first subparagraph of Article 6 (2) of Regulation (EEC) No 574/86, the STM licence shall be issued immediately.

Article 3

The Member States shall, not later than the 15th day of each month, notify the Commission of the quantities of the product for which STM licences were issued during the preceding month.

Article 4

The provisions of Article 2 shall apply *mutatis mutandis* to STM import licences.

Article 5

This Regulation shall enter into force on 1 March 1986.

⁽¹⁾ OJ No L 55, 1. 3. 1986, p. 106.

⁽²⁾ OJ No L 57, 1. 3. 1986, p. 8.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 625/86

of 28 February 1986

amending Regulation (EEC) No 1570/77 concerning the reductions to be applied to barley
presented for intervention in Spain

THE COMMISSION 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,

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 7 (5) thereof,

Whereas the Community rules provide for a reduction of 1 % for barley of a specific weight of between 64 kg/hl and 63 kg/hl and exclude from intervention any barley of a specific weight of less than 63 kg/hl; whereas Article 112 of the Act of Accession provides for transitional arrangements for Spain consisting, on the one hand, of less stringent requirements as regards the specific weight of barley offered for intervention and, on the other hand, an extension of the scale of reductions up to 4 % for a minimum specific weight of 60 kg/hl; whereas Regulation (EEC) No 1570/77 ⁽³⁾ should be amended on the basis of the abovementioned provision and the appropriate specifications for the application of the scale of reductions in Spain should be laid down;

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

Article 1

The following addition is hereby made to Table II of Regulation (EEC) No 1570/77 as regards reductions for barley harvested in Spain:

'In the case of application of the provisions of Article 112 of the Act of Accession, the following reductions shall apply:

- (a) for the period 1 March until the end of the 1986/87 marketing year:
 - less than 63 kg/hl to 62 kg/hl: 2 %,
 - less than 62 kg/hl to 61 kg/hl: 3 %,
 - less than 61 kg/hl to 60 kg/hl: 4 %;
- (b) for the 1987/88 marketing year:
 - less than 63 kg/hl to 62 kg/hl: 2 %,
 - less than 62 kg/hl to 61 kg/hl: 3 %;
- (c) for the 1988/89 marketing year:
 - less than 63 kg/hl to 62 kg/hl: 2 %.'

Article 2

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

It shall apply with effect from 1 March 1986.

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

Done at Brussels, 28 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 174, 14. 7. 1977, p. 18.

COMMISSION REGULATION (EEC) No 626/86

of 28 February 1986

amending Regulation (EEC) No 1569/77 concerning the taking over of cereals by the Spanish intervention agency

THE COMMISSION 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 90 thereof,

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 7 ⁽⁵⁾ thereof,

Whereas Commission Regulation (EEC) No 1569/77 of 11 July 1977 fixing the procedure and conditions for the taking over of cereals by intervention agencies ⁽³⁾, as last amended by Regulation (EEC) No 2262/85 ⁽⁴⁾, provides, in the event of intervention, for a minimum quantity of 80 tonnes of common wheat, rye, barley, maize or sorghum;

Whereas, under the intervention arrangements in force in Spain up to 1 March 1986, the minimum quantity which may be presented for intervention is 10 tonnes; whereas the Spanish Government is encouraging better organization of the cereals sector at producer level; whereas the transition from the national arrangements to those resulting from application of the common organization of the markets may create difficulties, particularly for small Spanish growers; whereas, to enable those growers to undertake structural improvements, provision should be made for a progressive adaptation to the Community rules;

Whereas the Annex to Council Regulation (EEC) No 2731/75 of 29 October 1975 fixing standard qualities for common wheat, rye, barley, maize, sorghum and durum wheat ⁽⁵⁾, as last amended by Regulation (EEC) No 1028/84 ⁽⁶⁾, defined shrivelled grains; whereas according to that definition shrivelled grains in the case of barley means grains which pass through sieves with apertures measuring 2,2 millimetres;

Whereas in this respect also it should be laid down that the transition from the provisions applied in Spain prior to 1 March 1986 to those laid down by the common organization of the markets is to be progressive, thereby

enabling the appropriate changes to be made; whereas the immediate application of the Community system would entail a risk of large quantities being excluded from intervention; whereas such application would consequently give rise to substantial difficulties for Spanish producers and would, at least in part, be contrary to the objectives of Article 112 of the Act of Accession;

Whereas Article 112 of the Act of Accession introduced special arrangements for a transitional period, concerning the specific weight of barley presented for intervention in Spain; whereas the purpose of that provision was to enable Spanish producers to improve their production structures and to adjust progressively to the Community rules; whereas Regulation (EEC) No 1569/77 should therefore be amended on the basis of the abovementioned provision and the appropriate specifications relating to its application in accordance with the objective pursued should be laid down;

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

Regulation (EEC) No 1569/77 is amended as follows:

1. The following subparagraph is added to Article 1:

'By way of derogation from the first subparagraph, homogeneous batches of common wheat, rye, barley, maize or sorghum weighing not less than 10 tonnes for the period from 1 March 1986 to the end of the 1985/86 marketing year and not less than 40 tonnes for the 1986/87 marketing year may be presented to the intervention agency in Spain.'

2. The following subparagraph is added to Article 2 (3):

'However, by way of derogation from the abovementioned Regulation (EEC) No 2731/75, in the case of barley harvested in Spain and offered for intervention in that country during the period from 1 March 1986 to the end of the 1986/87 marketing year, "shrivelled grains" shall mean grains which, after elimination from the sample of all the other matter referred to in the Annex to the said Regulation, pass through sieves with apertures measuring 2 millimetres.'

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 174, 14. 7. 1977, p. 15.

⁽⁴⁾ OJ No L 211, 8. 8. 1985, p. 23.

⁽⁵⁾ OJ No L 281, 1. 11. 1975, p. 22.

⁽⁶⁾ OJ No L 107, 19. 4. 1984, p. 17.

3. The following footnote No 4 is added to the 'barley' column of point E of the Annex:

'4. Subject, as regards barley harvested in Spain, to the first subparagraph of Article 112 of the Act of Accession of Spain and Portugal.'

Article 2

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

It shall apply with effect from 1 March 1986.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 627/86

of 28 February 1986

derogating, in the case of olive oil, from Regulation (EEC) No 410/86 on transitional measures to be adopted on account of the accession of Spain and Portugal, in respect of trade in agricultural products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Article 1

Having regard to the Act of Accession of Spain and Portugal, and in particular Articles 90 (1) and 257 (1) thereof,

Whereas Commission Regulation (EEC) No 410/86 of 24 February 1986 on transitional measures to be adopted on account of the accession of Spain and Portugal, in respect of trade in agricultural products ⁽¹⁾ provides, *inter alia*, that products exported from Spain or Portugal before 1 March 1986 and imported into the Community as from that date are, in certain cases, no longer subject to the presentation of an import licence; whereas, in the light of the import arrangements for olive oil, the import levy payable cannot be determined without that licence; whereas accordingly, provision should be made for derogating from Article 6 of Regulation (EEC) No 410/86;

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

By way of derogation from Article 6 of Regulation (EEC) No 410/86, imports of olive oil falling within subheading 15.07 A of the Common Customs Tariff shall, where the customs export formalities were completed in Spain or Portugal on or before 28 February 1986, and where importation into the Community as constituted at 31 December 1985 effectively takes place from 1 March 1986 onwards, be subject to the presentation of an import licence in accordance with the provisions of Council Regulation (EEC) No 2751/78 ⁽²⁾.

Article 2

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

It shall apply with effect from 1 March 1986.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 46, 25. 2. 1986, p. 13.

⁽²⁾ OJ No L 331, 28. 11. 1978, p. 6.

COMMISSION REGULATION (EEC) No 628/86

of 28 February 1986

authorizing the Kingdom of Spain temporarily to increase import duties on sunflower oil-cake
falling within subheading 23.04 B of the Common Customs Tariff

THE COMMISSION 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 75 (5) thereof,

Whereas Council Regulation (EEC) No 3801/85 of
20 December 1985 fixing the basic duties levied on imports
into Spain of certain products in the oil and fats sector ⁽¹⁾
fixes the duties at a level representative of the 1984/85
marketing year; whereas recent developments on the world
market have obliged Spain to increase significantly the
regulatory duties charged on imports of sunflower oil-cake;
whereas, to avoid disturbance of its internal market, Spain
should be authorized, for a limited period, to increase import
duties on such oil-cake;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Kingdom of Spain shall be authorized, for the period
from 1 March to 30 April 1986, to increase import duties on
sunflower oil-cake falling within subheading 23.04 B of the
Common Customs Tariff so as to maintain prices for such
oil-cake on the Spanish market at the level obtaining until
28 February 1986.

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 33.

COMMISSION REGULATION (EEC) No 629/86

of 28 February 1986

determining for olive oil the stock referred to in Articles 86 and 254 of the Act of Accession of Spain and Portugal

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 3770/85 of 20 December 1985 on stocks of agricultural products in Spain ⁽¹⁾, and in particular Article 8 thereof,

Having regard to Council Regulation (EEC) No 3771/85 of 20 December 1985 on stocks of agricultural products in Portugal ⁽²⁾,

Whereas on 1 March 1986 Spain will have at its disposal a quantity of olive oil from the marketing years prior to accession;

Whereas private and public stocks of olive oil in Spain on 1 March 1986 are, up to a quantity to be determined, to be treated as normal carry-over stocks;

Whereas given the requirements of the Spanish olive oil market in the 1985/86 marketing year the stocks held in Spain exceed what can be considered normal carry-over stocks;

Whereas the quantities for the 1984/85 marketing year immobilized by operators through sales to intervention that have not been exported before 1 March 1986 are to be considered as normal carry-over stocks; whereas, however, if the Spanish intervention agency purchases olive oil of Spanish origin during the period to 31 October 1986 the quantities concerned will be added to that exceeding what can be considered a normal carry-over stock;

Whereas Portugal's stocks of olive as at 1 March 1986 may be regarded as normal;

Whereas the quantity, disposal of which on the world market is to be carried out at the expense of the Kingdom of Spain, should be fixed and the nature of the expenditure in question specified;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Pursuant to Article 86 of the Act of Accession, 90 000 tonnes of olive oil in Spain as at 1 March 1986 shall be regarded as abnormal stocks.

2. On 1 March 1986, the olive oil in public storage in Spain as at that date shall, subject to a limit of 161 000 tonnes, be taken over by the European Agricultural Guidance and Guarantee Fund, Guarantee Section, provided the oil meets the requirements laid down in paragraphs 3 to 6 of Article 2 of Regulation (EEC) No 3472/85 ⁽³⁾.

3. Olive oil purchased by the Spanish intervention agency between 1 March and 31 October 1986 shall be added to the quantity specified in paragraph 1.

Article 2

1. The cost of refunds in respect of disposal or to the food-preserving industry, of a quantity equal to the quantities referred to in Article 1 (1) and (3) and the intervention expenditure on the storage of the quantities referred to in Article 1 (3) shall not be met by EAGGF, Guarantee Section.

Article 3

On 1 March 1986, the olive oil in public storage in Portugal as at that date shall be taken over by the European Agricultural Guidance and Guarantee Fund, Guarantee Section, provided the oil meets the requirements laid down in Article 2 (3) to (6) of Regulation (EEC) No 3472/85.

Article 4

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

It shall apply with effect from 1 March 1986.

⁽¹⁾ OJ No L 362, 31. 12. 1985, p. 18.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 21.

⁽³⁾ OJ No L 333, 11. 12. 1985, p. 5.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 630/86

of 28 February 1986

applying import levies on egg products from Portugal and amending Regulation (EEC)
No 176/86

THE COMMISSION 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 272 thereof,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs ⁽¹⁾, as last amended by Regulation (EEC) No 3768/85 ⁽²⁾, and in particular Articles 3 and 7 ⁽¹⁾ thereof,Whereas the levies on the products specified in Article 1 (1) of Regulation (EEC) No 2771/75 must be fixed in advance for each quarter in accordance with the methods of calculation laid down in Council Regulation (EEC) No 2773/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for eggs ⁽³⁾, as last amended by Regulation (EEC) No 2300/77 ⁽⁴⁾; whereas at 1 February 1986 levies for eggs were last fixed by Commission Regulation (EEC) No 176/86 ⁽⁵⁾;

Whereas Portugal is applying a transition by stages for egg products; whereas in the first stage the market in eggs in Portugal is subject to national arrangements; whereas, therefore, by derogation from Article 394 of the Act of Accession, the application in Portugal of the Community rules on market organization for products subject to a transition by stages, is postponed until the end of the first stage;

Whereas Article 272 of the Act of Accession provides that, during the first stage, the Community as constituted at 31 December 1985 and enlarged to include Spain shall apply to imports from Portugal of products subject to a transition

by stages the arrangements that it applied to Portugal before accession;

Whereas, given the level of prices obtaining at the present time in Portugal, calculation of the levy applicable to imports from Portugal in accordance with Article 3 of Regulation (EEC) No 2771/75 results in a minimal figure; whereas, therefore, application of the import levy on egg products from Portugal should be suspended;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 176/86 is hereby amended as follows:

'Article 1

1. The levies provided for in Article 3 of Regulation (EEC) No 2771/75 in respect of the products specified in Article 1 (1) of that Regulation, and the sluice-gate prices provided for in Article 7 thereof in respect of the like products, shall be as shown in the Annex hereto.

2. For imports from Portugal of products specified in paragraph 1, application of the levies specified in the Annex shall be suspended.'

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.⁽³⁾ OJ No L 282, 1. 11. 1975, p. 64.⁽⁴⁾ OJ No L 271, 22. 10. 1977, p. 6.⁽⁵⁾ OJ No L 22, 29. 1. 1986, p. 13.

COMMISSION REGULATION (EEC) No 631/86

of 28 February 1986

applying import levies on poultrymeat products from Portugal and amending Regulation (EEC) No 177/86

THE COMMISSION 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 272 thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat ⁽¹⁾, as last amended by Regulation (EEC) No 3768/85 ⁽²⁾, and in particular Articles 3 and 7 ⁽¹⁾ thereof,

Whereas the levies on the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 must be fixed in advance for each quarter in accordance with the methods of calculation laid down in Council Regulation (EEC) No 2778/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for poultrymeat ⁽³⁾, as last amended by Regulation (EEC) No 750/81 ⁽⁴⁾; whereas at 1 February 1986 levies for poultrymeat were last fixed by Commission Regulation (EEC) No 177/86 of 28 January 1986 ⁽⁵⁾;

Whereas Portugal is applying a transition by stages for poultrymeat products;

Whereas in the first stage the market in poultrymeat in Portugal is subject to national arrangements; whereas, therefore, by derogation from Article 394 of the Act of Accession, the application in Portugal of the Community rules on market organization for products subject to a transition by stages, is postponed until the end the first stage;

Whereas Article 272 of the Act of Accession provides that, during the first stage, the Community as constituted at 31 December 1985 and enlarged to include Spain, shall apply to imports from Portugal of products subject to a transition by stages, the arrangements that it applied to Portugal before accession;

Whereas, given the level of prices obtaining at the present time in Portugal, calculation of the levy applicable to imports from Portugal in accordance with Article 3 of Regulation (EEC) No 2777/75 results in a minimal figure; whereas, therefore, application of the import levy on poultrymeat products from Portugal should be suspended;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 177/86 is amended to include the following paragraph:

'3. For imports of products specified in paragraph 1 from Portugal, application of the levies specified in the Annex shall be suspended.'

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 84.

⁽⁴⁾ OJ No L 80, 26. 3. 1981, p. 1.

⁽⁵⁾ OJ No L 22, 29. 1. 1986, p. 15.

COMMISSION REGULATION (EEC) No 632/86

of 28 February 1986

applying import duties to ovalbumin and lactalbumin from Portugal and amending Regulation (EEC) No 178/86

THE COMMISSION 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 272 thereof,

Having regard to Council Regulation (EEC) No 2783/75 of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin ⁽¹⁾, and in particular Article 2(5) and the second subparagraph of Article 5(5) thereof,Whereas the import duties for the products specified in Article 1 of Regulation (EEC) No 2783/75 must be fixed quarterly in advance in accordance with the methods of calculation laid down in Commission Regulation (EEC) No 2131/85 of 29 July 1985 fixing sluice-gate prices and import duties for ovalbumin and lactalbumin ⁽²⁾; whereas at 1 February 1986 import duties were last fixed by Commission Regulation (EEC) No 178/86 ⁽³⁾;

Whereas Portugal is applying a transition by stages for ovalbumin and lactalbumin; whereas in the first stage the market in these products in Portugal is subject to national arrangements; whereas, therefore, by derogation from Article 394 of the Act of Accession, the application in Portugal of the Community rules on market organization for products subject to a transition by stages is postponed until the end of the first stage;

Whereas Article 272 of the Act of Accession provides that, during the first stage, the Community as constituted at 31 December 1985 and enlarged to include Spain shall apply to imports from Portugal of products subject to a transition

by stages the arrangements that it applied to Portugal before accession;

Whereas calculation of the duties on imports from Portugal in accordance with Article 2 of Regulation (EEC) No 2783/75 results in a minimal figure; whereas, therefore, application of the import duty on ovalbumin and lactalbumin from Portugal should be suspended;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 178/86 is hereby amended as follows:

'Article 1

1. The import duties provided for in Article 2 of Regulation (EEC) No 2783/75 in respect of the products specified in Article 1 of that Regulation, and the sluice-gate prices provided for in Article 5 thereof in respect of the like products, shall be as shown in the Annex hereto.

2. Application of the duties shown in the Annex shall be suspended in respect of imports from Portugal of the products specified in paragraph 1.'

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 104.

⁽²⁾ OJ No L 198, 30. 7. 1985, p. 52.

⁽³⁾ OJ No L 22, 29. 1. 1986, p. 19.

COMMISSION REGULATION (EEC) No 633/86

of 28 February 1986

concerning, on account of the accession of Portugal, specific rules for the system of export refunds for eggs, and amending Regulation (EEC) No 188/86

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs⁽¹⁾, as last amended by Regulation (EEC) No 3768/85⁽²⁾, and in particular the first sentence of the fifth subparagraph of Article 9 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 9 of Regulation (EEC) No 2771/75 provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices for those products within the Community may be covered by an export refund; whereas this refund was fixed by Commission Regulation (EEC) No 188/86⁽³⁾;

Whereas Council Regulation (EEC) No 2774/75⁽⁴⁾ lays down general rules for granting export refunds and criteria for fixing the amount of such refunds;

Whereas Portugal is applying a transition by stages for egg products; whereas in the first stage the market in eggs in Portugal is subject to national arrangements; whereas, therefore, by way of derogation from Article 394 of the Act of Accession, the application in Portugal of Community rules on the market organization for products subject to transition by stages is postponed until the end of the first stage;

Whereas Article 275 of the Act of Accession provides that in the first stage the Community, as constituted at 31 December 1985 and enlarged to include Spain, shall apply to exports to Portugal of products subject to a transition by stages the arrangements that it applies to exports to non-member countries;

Whereas in the eggs sector prices obtaining in Portugal are generally higher than in the rest of the Community as constituted at 31 December 1985 and in Spain; whereas pursuant to the first subparagraph of Article 2 of Regulation (EEC) No 2774/75 it is appropriate not to grant refunds in respect of Community exports to Portugal in the present economic situation;

Whereas in the first stage Community financing is not applicable to products subject to a transition by stages and in free circulation in Portugal; whereas egg products originating in Portugal, even if they have been in free circulation in the Community as constituted at 31 December 1985 or in Spain, should not be granted a Community refund from the Guarantee Section of the European Agricultural Guidance and Guarantee Fund;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 188/86 is hereby amended as follows:

'Article 1

1. The list of products for which, when they are exported, the export refund referred to in Article 9 of Regulation (EEC) No 2771/75 is granted, and the amount of that refund shall be as shown in the Annex hereto.
2. The refund referred to in paragraph 1 shall not be granted in respect of exports to Portugal from 1 March 1986.
3. The refund referred to in paragraph 1 shall not be granted in respect of exports of products originating in Portugal.'

Article 2

This Regulation shall enter into force on 1 March 1986.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 23, 30. 1. 1986, p. 11.

⁽⁴⁾ OJ No L 282, 1. 11. 1975, p. 68.

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

Done at Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

COMMISSION REGULATION (EEC) No 634/86

of 28 February 1986

concerning, on account of the Accession of Portugal, specific rules for the system of export refunds for poultrymeat, and amending Regulation (EEC) No 189/86

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat ⁽¹⁾, as last amended by Regulation (EEC) No 3768/85 ⁽²⁾, and in particular the first sentence of the fifth subparagraph of Article 9 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 9 of Regulation (EEC) No 2777/75 provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices for those products within the Community may be covered by an export refund; whereas this refund was fixed by Commission Regulation (EEC) No 189/86 ⁽³⁾;

Whereas Council Regulation (EEC) No 2779/75 ⁽⁴⁾, lays down general rules for granting export refunds and criteria for fixing the amount of such refunds;

Whereas Portugal is applying transition by stages for poultrymeat products; whereas in the first stage the market in poultrymeat in Portugal is subject to national arrangements; whereas, therefore, by way of derogation from Article 394 of the Act of Accession, the application in Portugal of Community rules on the market organization for products subject to a transition by stages is postponed until the end of the first stage;

Whereas Article 275 of the Act of Accession provides that in the first stage the Community, as constituted at 31 December 1985 and enlarged to include Spain, shall apply to exports to Portugal of products subject to a transition by stages the arrangements it applies to exports to non-member countries;

Whereas in the poultrymeat sector prices obtaining in Portugal are generally higher than in the rest of the Community as constituted at 31 December 1985 and in Spain; whereas pursuant to the first subparagraph of Article 2 of Regulation (EEC) No 2779/75 it is appropriate not to grant refunds in respect of Community exports to Portugal in the present economic situation;

Whereas in the first stage Community financing is not applicable to products subject to a transition by stages and in free circulation in Portugal; whereas poultrymeat products originating in Portugal, even if they have been in free circulation in the Community as constituted at 31 December 1985 or in Spain, should not be granted a Community refund from the Guarantee Section of the European Agricultural Guidance and Guarantee Fund;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 189/86 is hereby amended as follows:

'Article 1

1. The list of products for which, when they are exported, the export refund referred to in Article 9 of Regulation (EEC) No 2777/75 is granted and the amount of that refund shall be as shown in the Annex hereto.

2. The refund referred to in paragraph 1 shall not be granted in respect of exports to Portugal from 1 March 1986.

3. The refund referred to in paragraph 1 shall not be granted in respect of exports of products originating in Portugal.'

Article 2

This Regulation shall enter into force on 1 March 1986.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 23, 30. 1. 1986, p. 13.

⁽⁴⁾ OJ No L 282, 1. 11. 1975, p. 90.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESSEN

Vice-President

COMMISSION REGULATION (EEC) No 635/86

of 28 February 1986

on the quantitative restrictions applicable to trade in certain fruit and vegetables between Spain and Portugal

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 3792/85 of 20 December 1985 laying down the arrangements applying to trade in agricultural products between Spain and Portugal ⁽¹⁾, and in particular Article 13 thereof,

Whereas Article 10 of Regulation (EEC) No 3792/85 provides that Spain may, until 31 December 1989, and Portugal may, during the first transitional stage, apply, with respect to each other, quantitative restrictions to imports of certain fruit and vegetables;

Whereas Article 11 (1) (a) of Regulation (EEC) No 3792/85 provides that the initial quota for 1986 must, for each product, be fixed at either 0,6 % of the average annual production of the importing Member State during the last three years before accession for which statistics are available, or at the average level of imports from the exporting Member State over the last three years before accession for which statistics are available, where this volume is greater;

Whereas, in the light of the statistics at present available, the initial quota for 1986 should be fixed on the basis of the first of these two criteria;

Whereas Article 11 (1) (d) of Regulation (EEC) No 3792/85 provides that the quotas fixed pursuant thereto must be added to those determined pursuant to Articles 137 and 269 of the Act of Accession; whereas these quotas are determined by Council Regulation (EEC) No 483/86 of 25 February 1986 fixing the level of quantitative restrictions in Spain for certain fruit and vegetables coming from the Community as constituted at 31 December 1985 ⁽²⁾, and by CouncilRegulation (EEC) No 501/86 of 25 February 1986 fixing the initial quota which may be applied by the Portuguese Republic for certain fruit and vegetables from the Community as constituted at 31 December 1985 ⁽³⁾;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The initial quotas which Spain may, subject to the provisions of Article 11 of Regulation (EEC) No 3792/85, apply to imports of fresh fruit and vegetables from Portugal shall be as shown in Annex I to this Regulation.

2. These quotas shall be reduced by one-sixth for the period from 1 March to 31 December 1986.

Article 2

1. The initial quotas which Portugal may, pursuant to Regulation (EEC) No 3792/85 and subject to compliance with the dates specified therein, apply to imports of fresh fruit and vegetables from Spain shall be as shown in Annex II to this Regulation.

2. These quotas shall be reduced by one-sixth for the period from 1 March to 31 December 1986.

Article 3

The Spanish or Portuguese authorities, as the case may be, shall issue import authorizations, subject to the overall quotas laid down in Regulation (EEC) No 3792/85, in such a way as to ensure that the quantities available are allocated fairly between the applicants.

Applications for import authorizations shall be subject to the lodging of a security to be released, under the conditions defined by the Spanish or Portuguese authorities, as the case may be, after the goods have been effectively imported.

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 7.

⁽²⁾ OJ No L 54, 1. 3. 1986, p. 7.

⁽³⁾ OJ No L 54, 1. 3. 1986, p. 46.

Article 4

1. The Spanish and Portuguese authorities shall communicate to the Commission the measures which they adopt for the application of this Regulation.

2. They shall transmit, not later than the 15th of each month, the following information on import authorizations issued in the preceding month:

- the quantities covered by the import authorizations issued,
- the quantities imported.

Article 5

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

ANNEX I

CCT heading No	Description	(tonnes) Initial quota for 1986
07.01	Vegetables, fresh or chilled: B. Cabbages, cauliflowers and Brussels sprouts: I. Cauliflowers G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots: ex II. Carrots and turnips: — Carrots ex H. Onions, shallots and garlic: — Onions — Garlic M. Tomatoes	1 298 796 5 983 1 132 12 022
08.02	Citrus fruit, fresh or dried: A. Oranges B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids: II. Other: — Mandarins, (including tangerines and satsumas) C. Lemons	10 385 2 736 2 816
08.04	Grapes, fresh or dried: A. Fresh: I. Table grapes	3 056
08.06	Apples, pears and quinces, fresh: A. Apples B. Pears	5 899 3 017
08.07	Stone fruit, fresh: A. Apricots ex B. Peaches, including nectarines: — Peaches	971 2 789

ANNEX II

(tonnes)

CCT heading No	Description	Initial quota for 1986
07.01	Vegetables, fresh or chilled:	
	B. Cabbages, cauliflowers and Brussels sprouts:	
	I. Cauliflowers:	
	ex a) From 15 April to 30 November:	150
	— From 1 to 30 November	
	ex b) From 1 December to 14 April:	
	— From 1 December to 31 March	
	ex H. Onions, shallots and garlic:	
	— Onions, from 1 August to 30 November	342
	— Garlic, from 1 August to 31 December	13
	M. Tomatoes:	
	ex I. From 1 November to 14 May:	900
	— From 1 December to 14 May	
	ex II. From 15 May to 31 October:	
	— From 15 May to 31 May	
08.02	Citrus fruit, fresh or dried:	
	A. Oranges:	
	I. Sweet oranges, fresh:	576
	a) From 1 April to 30 April	
	b) From 1 May to 15 May	
	ex c) From 16 May to 15 October:	
	— From 16 May to 31 August	
	ex d) From 16 October to 31 March:	
	— From 1 February to 31 March	
	II. Other:	
	ex a) From 1 April to 15 October:	111
	— From 1 April to 31 August	
	ex b) From 16 October to 31 March:	
	— From 1 February to 31 March:	
	B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids:	
	ex II. Other:	
	— Mandarins (including tangerines and satsumas), from 1 November to 31 March	111
	ex C. Lemons:	
	— From 1 June to 31 October	107
08.04	Grapes, fresh or dried:	
	A. Fresh:	
	I. Table grapes:	
	ex b) From 15 July to 31 October:	367
	— From 15 August to 30 September	
08.06	Apples, pears and quinces, fresh:	
	A. Apples:	
	II. Other:	
	ex b) From 1 January to 31 March:	619
	— From 1 March to 31 March	
	ex c) From 1 April to 31 July:	
	— From 1 April to 30 June	

CCT heading No	Description	Initial quota for 1986
08.06 (<i>cont'd</i>)	B. Pears: II. Other: ex a) From 1 January to 31 March: — From 1 February to 31 March b) From 1 April to 15 July c) From 16 July to 31 July ex d) From 1 August to 31 December: — From 1 to 31 August	385
08.07	Stone fruit, fresh: ex A. Apricots: — From 15 June to 15 July ex B. Peaches, including nectarines: — From 1 May to 30 September	36 203

COMMISSION REGULATION (EEC) No 636/86

of 28 February 1986

fixing the quantitative restrictions on imports into Spain of certain fruits and vegetables from third countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Article 1

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

Having regard to Council Regulation (EEC) No 3798/85 of 20 December 1985 laying down detailed rules governing quantitative restrictions on imports into Spain of certain fruit and vegetables from third countries ⁽¹⁾, and in particular Article 3 thereof,

Whereas Article 1 (2) of Regulation (EEC) No 3798/85 provides that the initial quota in 1986 for each product must be between 0,1 and 0,5 % of Spain's production, expressed in volume, over the last three years before accession for which statistics are available; whereas, in the light of production conditions in Spain, the initial quotas should be: 0,1 % for tomatoes, oranges, mandarins, lemons, table grapes and apples; 0,2 % for onions, garlic, pears, apricots and peaches; 0,25 % for carrots and 0,5 % for cauliflowers;

Whereas, in view of the characteristics of Spanish production, imports into Spain of certain products from third countries should take place in accordance with a timetable specifying certain quantities in relation to the annual quota;

Whereas to ensure proper management of the quotas, applications for import authorizations should be subject to the lodging of a security;

Whereas provisions should be made for communicating information to the Commission;

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

HAS ADOPTED THIS REGULATION:

Article 2

1. The initial quotas expressed in volume which, pursuant to Article 144 of the Act of Accession, the Kingdom of Spain may apply in respect of imports of fresh fruit and vegetables from third countries shall be as shown in Annex I.

2. These quotas shall be reduced by one-sixth for the period from 1 March to 31 December 1986.

3. Within the quotas referred to in paragraph 1, the Kingdom of Spain shall, during the periods specified in Annex II, limit imports of each of the products concerned to the corresponding percentage stated in that Annex.

The Spanish authorities shall issue import authorizations in such a way as to ensure a fair allocation of the available quantities between the applicants.

Applications for import authorizations shall be subject to the lodging of a security, to be released, under the conditions defined by the Spanish authorities, once the goods have been effectively imported.

Article 3

1. The Spanish authorities shall communicate to the Commission the measures which they adopt for the application of Article 2.

2. They shall transmit, not later than the 15th of each month, the following information on import authorizations issued in the preceding month:

- the quantities covered by the import authorizations issued, by country of provenance,
- the quantities imported, by country of provenance.

Article 4

This Regulation shall enter into force on 1 March 1986.

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 28.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I

(tonnes)

CCT heading No	Description	Initial quota for 1986
07.01	Vegetables, fresh or chilled:	
	B. Cabbages, cauliflowers and Brussels sprouts:	
	I. Cauliflowers	1 082
	G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots:	
	ex II. Carrots and turnips:	
	— Carrots	332
	ex H. Onions, shallots and garlic:	
	— Onions	1 994
	— Garlic	377
	M. Tomatoes	2 004
08.02	Citrus fruit, fresh or dried:	
	A. Oranges	1 731
	B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids:	
	II. Other:	
	— Mandarins (including tangerines and satsumas)	456
	C. Lemons	469
08.04	Grapes, fresh or dried:	
	A. Fresh	
	I. Table grapes	509
08.06	Apples, pears and quinces, fresh:	
	A. Apples	983
	B. Pears	503
08.07	Stone fruit, fresh:	
	A. Apricots	324
	ex B. Peaches, including nectarines:	
	— Peaches	930

ANNEX II

CCT heading No	Description	Quantity (% of annual quota)
08.02	Citrus fruit, fresh or dried: B. Oranges: I. Sweet oranges, fresh: a) From 1 April to 30 April b) From 1 May to 15 May ex c) From 16 May to 15 October: — From 16 May to 31 August — From 1 October to 15 October d) From 16 October to 31 March II. Other: ex a) From 1 April to 15 October: — From 1 April to 31 May — From 1 October to 15 October b) From 16 October to 31 March B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids: ex II. Other: — Mandarins (including tangerines and satsumas), from 1 October to 31 May	20 20
08.06	Apples, pears and quinces, fresh: A. Apples: ex I. Cider apples, in bulk: From 16 September to 15 December: — From 16 September to 30 November II. Other: ex a) From 1 August to 31 December: — From 1 September to 30 November B. Pears: ex I. Percy pears, in bulk: From 1 August to 31 December: — From 1 August to 16 December II. Other: c) From 16 July to 31 July ex d) From 1 August to 31 December: — From 1 August to 16 December	15 25
08.07	Stone fruit, fresh: ex A. Apricots: — From 1 May to 31 July ex B. Peaches including nectarines: — From 15 June to 15 September	25 25

COMMISSION REGULATION (EEC) No 637/86

of 28 February 1986

fixing the quantitative restrictions on imports into Portugal of certain fruit and vegetables from third countries

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 3797/85 of 20 December 1985 laying down detailed rules concerning quantitative restrictions on imports into Portugal from third countries of certain agricultural products subject to the system of transition by stages ⁽¹⁾, and in particular Article 3 (1) thereof,

Whereas pursuant to Regulation (EEC) No 3797/85 the initial quota for 1986 must, for the various fruits and vegetables, be between 0,1 and 0,5 % of Portugal's average annual production in the three years before accession for which statistics are available; whereas, in the light of the characteristics of Portuguese production, the initial quotas should be: 0,1 % in the case of oranges, mandarins and lemons; 0,3 % in the case of cauliflowers, onions, garlic and tomatoes; and 0,5 % in the case of table grapes, apples, pears, peaches and apricots;

Whereas to ensure proper management of the quotas, applications for import authorizations should be subject to the lodging of a security;

Whereas provision should be made for communicating information to the Commission;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The initial quotas which the Portuguese Republic may, pursuant to Article 280 of the Act of Accession, apply in

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

Done at Brussels, 28 February 1986

respect of fresh fruit and vegetables imported from third countries shall be as shown in the Annex to this Regulation.

2. These quotas shall be reduced by one-sixth for the period 1 March to 31 December 1986.

3. The quotas shall, for each product, apply during the periods specified in the Annex to this Regulation.

Article 2

The Portuguese authorities shall issue import authorizations in such a way as to ensure a fair allocation of the available quantity between the applicants.

Applications for import authorizations shall be subject to the lodging of a security to be released, under the conditions defined by the Portuguese authorities, after the goods have been effectively imported.

Article 3

1. The Portuguese authorities shall communicate to the Commission the measures which they adopt for the application of Article 2.

2. They shall transmit, not later than the 15th day of each month, the following information on import authorizations issued in the preceding month:

- the quantities covered by the import authorizations issued, by country of provenance,
- the quantities imported, by country of provenance.

Article 4

This Regulation shall enter into force on 1 March 1986.

For the Commission
Frans ANDRIESEN
Vice-President

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 23.

ANNEX

CCT heading No	Description	Initial quota for 1986
07.01	Vegetables, fresh or chilled: B. Cabbages, cauliflowers and Brussels sprouts: I. Cauliflowers: ex a) From 15 April to 30 November: — From 1 to 30 November ex b) From 1 December to 14 April: — From 1 December to 31 March ex H. Onions, shallots and garlic: — Onions, from 1 August to 30 November — Garlic, from 1 August to 31 December M. Tomatoes: ex I. From 1 November to 14 May: — From 1 December to 14 May ex II. From 15 May to 31 October: — From 15 May to 31 May	75 171 7 450
08.02	Citrus fruit, fresh or dried: A. Oranges: I. Sweet oranges, fresh: a) From 1 April to 30 April b) From 1 May to 15 May ex c) From 16 May to 15 October: — From 16 May to 31 August ex d) From 16 October to 31 March — From 1 February to 31 March II. Other: ex a) From 1 April to 15 October: — From 1 April to 31 August ex b) From 16 October to 31 March — From 1 February to 31 March B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids: ex II. Other: — Mandarins (including tangerines and satsumas), from 1 November to 31 March ex C. Lemons: — From 1 June to 31 October	96 18 18
08.04	Grapes, fresh or dried: A. Fresh: I. Table grapes: ex b) From 15 July to 31 October: — From 15 August to 30 September	306
08.06	Apples, pears and quinces, fresh: A. Apples: II. Other: ex b) From 1 January to 31 March — From 1 March to 31 March ex c) From 1 April to 31 July: — From 1 April to 30 June	516

CCT heading No	Description	Initial quota for 1986
08.06 (<i>cont'd</i>)	B. Pears: II. Other: ex a) From 1 January to 31 March: — From 1 February to 31 March b) From 1 April to 15 July c) From 16 July to 31 July ex d) From 1 August to 31 December: — From 1 to 31 August	321
08.07	Stone fruit, fresh: ex A. Apricots: — From 15 June to 15 July ex B. Peaches, including nectarines: — From 1 May to 30 September	30 169

COMMISSION REGULATION (EEC) No 638/86

of 28 February 1986

laying down detailed rules for the management of the quotas applicable in respect of imports into Portugal and Spain of certain fruit and vegetables from the Community as constituted at 31 December 1985

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 483/86 of 25 February 1986 fixing the level of quantitative restrictions in Spain for certain fruit and vegetables coming from the Community as constituted on 31 December 1985 ⁽¹⁾, and in particular Article 2 thereof,

Having regard to Council Regulation (EEC) No 501/86 of 25 February 1986 fixing, for 1986, the initial quota, which may be applied by the Portuguese Republic for certain fruit and vegetables coming from the Community as constituted at 31 December 1985 ⁽²⁾, and in particular Article 2 thereof,

Whereas to ensure proper management of the quotas, provision should be made for import authorizations, applications for which should be subject to the lodging of a security

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

Article 1

The Portuguese and Spanish authorities shall issue import authorizations in such a way as to ensure a fair allocation of the available quantities between the applicants.

Applications for import authorizations shall be subject to the lodging of a security, to be released under the conditions defined by the Portuguese or Spanish authorities, as the case may be, once the goods have been effectively imported.

Article 2

1. The Portuguese and Spanish authorities shall communicate to the Commission the measures which they adopt for the application of Article 1.

2. They shall transmit, not later than the 15th of each month, the following information on import authorizations issued in the preceding month:

- the quantities covered by the import authorizations issued;
- the quantities imported.

Article 3

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 7.

⁽²⁾ OJ No L 54, 1. 3. 1986, p. 46.

COMMISSION REGULATION (EEC) No 639/86

of 28 February 1986

fixing for 1986 the initial quotas for imports into Portugal of certain vegetables from the Canary Islands

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 502/86 laying down detailed rules for quantitative restrictions on imports into Portugal of certain agricultural products from the Canary Islands ⁽¹⁾, and in particular Article 3 thereof,

Whereas Article 1 (3) of Regulation (EEC) No 502/86 provides that the initial quotas for each product are to be fixed between 0,1 % and 0,5 % of Portugal's average annual production, expressed in volume, during the last three years before accession for which statistics are available;

Whereas, on the basis of the information available, the application of Article 1 (3) of Regulation (EEC) No 502/86 results in the quotas being fixed at the levels shown hereinafter;

Whereas Article 3 (2) (b) of Regulation (EEC) 502/86 provides that the Portuguese authorities are to communicate to the Commission information relating to the management of the quotas;

Whereas, in order to ensure the proper management of the quotas, provision should be made for import authorizations, applications for which must be subject to the lodging of a security;

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

HAS ADOPTED THIS REGULATION:

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

Done at Brussels, 28 February 1986.

Article 1

1. The volumes of the initial quotas which Portugal may apply to imports of certain vegetables from the Canary Islands shall be as shown in the Annex.

2. For the period from 1 March to 31 December 1986, these volumes shall be reduced by one-sixth.

Article 2

The Portuguese authorities shall issue import authorizations so as to ensure a fair allocation of the available quantities between the applicants.

Applications for import authorizations shall be subject to the lodging of a security, to be released under the conditions determined by the Portuguese authorities as soon as the goods have been effectively imported.

Article 3

1. The Portuguese authorities shall communicate to the Commission the measures which they adopt for the application of Article 2.

2. They shall transmit, not later than the 15th of each month, the following information concerning each of the products for which import authorizations were issued in the preceding month.

- the quantities covered by the import authorizations issued,
- the quantities imported.

Article 4

This Regulation shall enter into force on 1 March 1986.

For the Commission
Franz ANDRIESEN
Vice-President

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 49.

ANNEX

CCT heading No	Description	Initial quota for 1986
07.01	ex H. Onions, shallots and other: — Onions, from 1 August to 30 November	57
	M. Tomatoes:	
	ex I. From 1 November to 14 May — From 1 December to 14 May	150
	ex II. From 15 May to 31 October — From 15 May to 31 May	

COMMISSION REGULATION (EEC) No 640/86

of 28 February 1986

laying down detailed rules for the application of Council Regulation (EEC) No 484/86 on the financial contribution from the Community towards withdrawals of fruit and vegetables in Spain during the first stage

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 484/86, and in particular Articles 1 (6) and 2 (2) ⁽¹⁾ thereof,

Whereas rules concerning the information to be provided by the Spanish authorities to enable the Commission to assess whether Spanish producers' organizations meet the standards laid down in Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables ⁽²⁾, and the role played by such organizations in marketing Spanish products which are subject to the prices and intervention arrangements, should be laid down;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The Spanish authorities shall forward to the Commission within three months and, in the first instance, before 1 May 1986, the following information with respect to the fruit and vegetable growers' organizations which they have recognized in accordance with Regulation (EEC) No 1035/72 for the purposes of marketing the products listed in Annex II of the said Regulation:

- name and address,
- the articles of association and the operating rules of the said organizations,
- a brief description of the technical facilities available to the members of these organizations for processing and marketing the products in question,
- the number of members of each organization,
- the date on which each organization became operational,

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 10.

⁽²⁾ OJ No L 118, 20. 5. 1972, p. 1.

- the quantities of each product marketed through each organization by its members during each of the three marketing years preceding recognition of the organization.

2. The Spanish authorities shall forward to the Commission within two months a list of the organizations which have ceased to be operational and the date on which their operations ceased.

Article 2

The Spanish authorities shall forward to the Commission the following information in respect of each marketing year and each producers' organization which intends to send products into intervention:

- the name of the said organization,
- a list of the products which it intends to send into intervention,
- the period during which the intervention prices are to apply,
- the intended and actual levels of withdrawal prices.

Notification of the abovementioned information shall be subject to the provisions of Commission Regulation No 30/67/EEC ⁽³⁾.

Article 3

1. The Spanish authorities shall forward to the Commission, during the month following the end of the marketing year for each of the products listed in Annex II to Regulation (EEC) No 1035/72, the following information in respect of each organization:

- the amount of the product harvested during the marketing year by the members of the organization, as a whole,
- the quantities marketed via the organization during the marketing year,
- the quantities meeting Community quality standards which were marketed via the organization during the marketing year.

2. Where intervention has taken place, the Spanish authorities shall, at the same time, forward to the Commission the following information in respect of each organization and each of the products referred to in paragraph 1:

⁽³⁾ OJ No 29, 18. 2. 1967, p. 469/67.

(a) The quantities which have been the subject of intervention during the relevant marketing year, broken down:

- by month,
- by variety, type or method of presentation,
- by quality category,
- by size,
- by method of packaging;

(b) The quantities intended for one of the uses provided for in Article 21 of Regulation (EEC) No 1035/72, broken down by use;

(c) The amounts of the financial compensation;

(d) Any income arising from the sale of products withdrawn from the market;

(e) Any expenditure incurred in the utilization of the products withdrawn from the market.

3. For the 1985/86 marketing year, the information referred to in paragraphs 1 and 2 shall be in respect only of the period from 1 March 1986 to the end of the marketing year for the relevant product.

4. In the case of organizations which have resulted from the merger of two or more organizations, the names of these organizations shall be supplied in addition to the information referred to in this Article.

Article 4

1. Notification of the information referred to in Articles 1 and 3 (1) shall continue until the end of the 1990/91 marketing year.

2. For the 1990/91 marketing year, the information referred to in Article 3 (2) shall be notified in two separate communications covering, respectively, the period from the beginning of the marketing year to December 1990 and the period from 1 January 1991 to the end of the marketing year for each product.

Article 5

The Spanish authorities shall, at the end of each marketing year, notify the quantities of each of the products listed in Annex II to Regulation (EEC) No 1035/72 harvested in mainland Spain and in the Balearic Islands, minus losses and amounts used for animal feed.

Article 6

The marketing years referred to in this Regulation shall be those defined in Article 1 (3) of Regulation (EEC) No 1035/72.

Article 7

1. The recognition provided for in the second subparagraph of Article 133 (3) (b) of the Act of Accession shall be granted to the producers' organizations referred to in Article 1 of this Regulation unless the Commission ascertains, within three months from the date of the notification provided for in Article 1, that the producers' organization does not meet the conditions laid down in Article 13 of Regulation (EEC) No 1035/72.

2. Recognition shall be withdrawn if it is discovered that such recognition was granted on an incorrect basis or that the organization in question no longer meets the conditions laid down in Article 13 of Regulation (EEC) No 1035/72.

In this event, the Commission shall inform the Spanish authorities without delay. The Spanish authorities shall then withdraw recognition.

Article 8

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 641/86

of 28 February 1986

laying down detailed rules for the application of the supplementary trade mechanism to importation into Portugal of the products processed from fruit and vegetables listed in Annex XXII to the Act of Accession

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 569/86 of 25 February 1986 laying down general rules for the application of the supplementary trade mechanisms ⁽¹⁾ and in particular Article 7 (1) thereof,

Having regard to Council Regulation (EEC) No 3792/85 of 20 December 1985 laying down the arrangements applying to trade in agricultural products between Spain and Portugal ⁽²⁾ and in particular Article 5 (1) thereof,

Whereas Commission Regulation (EEC) No 574/86 ⁽³⁾ lays down the detailed rules for the application of the supplementary trade mechanism;

Whereas specific detailed rules should also be adopted in respect of products processed from fruit and vegetables for the purposes of the application of the supplementary trade mechanism to the processed fruit and vegetables listed in Annex XXII to the Act of Accession; whereas, in this context, provision should be made for the fixing, in respect of imports into Portugal from Spain and the Community of Ten, of indicative ceilings for the period 1 March to 31 December 1986 on the basis of the specific estimates referred to in Article 251 (1) of the Act of Accession; whereas, in the light of the available figures, the ceilings should be fixed at the level of the Common Customs Tariff heading Nos 08.11 A and E, 20.05, 20.06 and 20.07;

Whereas, in view of the small volume of trade in the products in question and, in order to simplify the management of the arrangements, it would not seem appropriate to apply the provisions of Article 6 (2) and (4) of Regulation (EEC) No 574/86 throughout the marketing year;

Whereas, in view of the foregoing, the provisions of Article 19 (1) of Commission Regulation (EEC) No 3183/80 of 3 December 1980 laying down common detailed rules for the application of the system of import and export licences and

advance fixing certificates for agricultural products ⁽⁴⁾, as last amended by Regulation (EEC) No 592/86 ⁽⁵⁾, should be applied for the issue of STM licences;

Whereas, in order that appropriate measures may be adopted in the event of the indicative ceilings being exceeded, the Commission should be permitted to implement the provisions of Article 6 (2) and (4) of Regulation (EEC) No 574/86;

Whereas the period of validity of the STM licence referred to in Article 2 (1) of Regulation (EEC) No 574/86 should be three months and therefore equal to that normally in force for import licences in the same sector; whereas the amount of the security should be fixed at a level enabling the system to function efficiently;

Whereas, for practical reasons of management, it seems preferable for the marketing year to correspond to the calendar year;

Whereas the forward estimates drawn up in accordance with the Management Committee procedure for a calendar year to cover marketing of these products for the whole year allow indicative ceilings to be fixed for the products concerned for the period 1 March to 31 December 1986;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The indicative ceilings provided for in Article 251 (1) of the Act of Accession are set out in the Annex for the period 1 March 1986 to 31 December 1986.

2. For the purposes of the application of the indicative ceilings, the marketing year shall correspond to the calendar year.

Article 2

1. By way of derogation from Article 6 (2) of Regulation (EEC) No 574/86, STM licences shall be issued in

⁽¹⁾ OJ No L 55, 1. 3. 1986, p. 106.

⁽²⁾ OJ No L 37, 31. 12. 1985, p. 7.

⁽³⁾ OJ No L 57, 1. 3. 1986, p. 1.

⁽⁴⁾ OJ No L 338, 13. 12. 1980, p. 1.

⁽⁵⁾ OJ No L 58, 1. 3. 1986, p. 4.

accordance with the provisions of Article 19 (1) of Regulation (EEC) No 3183/80.

2. In the case of products for which there is a particular need to monitor the issue of STM licences in order to determine the likelihood of the indicative ceilings being exceeded, the Commission may decide that the licences are to be issued in accordance with the provisions of the first paragraph of Article 6 (2) of Regulation (EEC) No 574/86.

Article 3

1. The period of validity of STM licences shall be limited to three months from the date of issue.

2. The amount of the security is hereby fixed at 0,60 ECU/100 kg.

Article 4

1. The Member States shall communicate to the Commission, by the 15th of each month at the latest, the

following information concerning the products for which STM licences have been issued during the preceding month:

- the quantities,
- the description of the products in accordance with the nomenclature of the Common Customs Tariff.

2. Where the provisions of the first subparagraph of Article 6 (2) of Regulation (EEC) No 574/86 are applied, the frequency of communications shall be determined in accordance with Article 6 (4) of that Regulation.

Article 5

The Portuguese Republic shall inform the Commission, no later than 15 October of each year, of its estimates of Portuguese production and consumption for the following year.

Article 6

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

ANNEX

Indicative ceilings for the period 1 March to 31 December 1986

CCT heading No	Description	Indicative ceiling
		(tonnes)
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption: A. Apricots E. Other	4 104
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar	98
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit: B. Other: II. Not containing added spirit: a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg: 1. Ginger 2. Grapefruit segments 3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids 4. Grapes 6. Pears bb) Other 7. Peaches and apricots: ex aa) With a sugar content exceeding 13 % by weight bb) Other ex 8. Other fruits: — Excluding cherries 9. Mixture of fruit b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less: 1. Ginger 2. Grapefruit segments 3. Mandarines (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids 4. Grapes 7. Peaches and apricots: aa) With a sugar content exceeding 15 % by weight: 22. Apricots bb) Other: 22. Apricots ex 8. Other fruits: — Excluding cherries 9. Mixtures of fruit c) Not containing added sugar	581
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit: A. Of a density exceeding 1,33 g/cm ³ at 20 °C: II. Apple and pear juice; mixtures of apple and pear juice:	

CCT heading No	Description	Indicative ceiling
20.07 (cont'd)	A. III. Other: ex a) Of a value exceeding 30 ECU per 100 kg net weight: — Excluding orange and lemon juices ex b) Not specified: — Excluding orange and lemon juices B. Of a density of 1,33 g/cm³ or less at 20 °C: I. Grape, apple and pear juice (including grape must); mixtures of apple and pear juice: a) Of a value of 18 ECU or less per 100 kg net weight: 2. Apple and pear juice 3. Mixtures of apple and pear juice b) Of a value of 18 ECU or less per 100 kg net weight: 2. Apple juice 3. Pear juice 4. Mixtures of apple and pear juice II. Other: a) Of a value exceeding 30 ECU per 100 kg net weight: 2. Grapefruit juice 3. Lemon juice and other citrus fruit juices ex aa) Containing added sugar: — Excluding lemon juice ex bb) Other: — Excluding lemon juice 4. Pineapple 6. Other fruit and vegetable 7. Mixtures b) Of a value of 30 ECU or less per 100 kg net weight: 2. Grapefruit juice 4. Other citrus fruit juices 5. Pineapple juice 7. Other fruit and vegetable juices 8. Mixtures	260

COMMISSION REGULATION (EEC) No 642/86

of 28 February 1986

amending Regulation (EEC) No 1303/83 laying down special detailed rules for the application of the system of import licences and advance fixing certificates for products processed from fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, and in particular Articles 13 (4) and 14 (3) thereof;

Whereas Article 15 of Commission Regulation (EEC) No 1303/83 ⁽²⁾, as last amended by Regulation (EEC) No 793/85 ⁽³⁾, provides that the basic product in respect of which the refund is fixed in advance shall be shown in the application for the certificate and the certificate itself; whereas Regulation (EEC) No 426/86 has extended the range of basic products for which export refund may be granted and fixed in advance; whereas as a consequence Regulation (EEC) No 1303/83 should be amended;

Whereas in the advance fixing certificate the product to be exported shall be described with reference to the relevant subheading of the Common Customs Tariff; whereas the criteria for classifying a product in a specific subheading is in many cases the content of sugar; whereas an exporter may need several advance fixing certificates for a specific product where the sugar content of the product varies; whereas this situation could be avoided if the advance fixing certificate could cover products with different sugar content; whereas such a simplification could be made without creating problems for the management of the advance fixing system;

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

In Regulation (EEC) No 1303/83 Article 15 is replaced by the following:

'Article 15

1. In the case of advance fixing of the export refund:

(a) The application for the certificate and the certificate itself shall indicate in section 12 the basic product in respect of which the refund is fixed in advance. For this purpose «basic product» means:

- sugar, including white sugar, raw sugar and beet and cane syrup,
- glucose in the form of white crystalline powder, whether or not agglomerated,
- other glucose and glucose syrup, or
- isoglucose;

(b) The products to be exported may, in the application for the certificate and in the certificate itself, be described by reference to the four-digit heading of the Common Customs Tariff within which the products fall. The certificate shall be valid for all products attracting export refund falling within that heading.

2. When the provisions of paragraph 1 (b) are applied, the amount of the security shall as a derogation from Article 13 be 1,80 ECU/100 kg net.'

Article 2

This Regulation shall enter into force 1 March 1986.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 49, 27. 2. 1986, p. 1.

⁽²⁾ OJ No L 138, 27. 5. 1983, p. 25.

⁽³⁾ OJ No L 88, 23. 3. 1985, p. 43.

COMMISSION REGULATION (EEC) No 643/86

of 28 February 1986

laying down detailed rules for the application of the supplementary trade mechanism to the live plants and floriculture products listed in Annex XXII to the Act of Accession and imported into Portugal

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 569/86 of 25 February 1986 laying down general rules for the application of the supplementary trade mechanism ⁽¹⁾ and in particular Article 7 (1) thereof,

Having regard to Council Regulation (EEC) No 3792/85 of 20 December 1985 laying down the arrangements applying to trade in agricultural products between Spain and Portugal ⁽²⁾ and in particular Article 5 (1) thereof,

Whereas Commission Regulation (EEC) No 574/86 ⁽³⁾ lays down the detailed rules for the application of the supplementary trade mechanism;

Whereas specific detailed rules should also be adopted in respect of the live plants and floriculture products, with regard to the application of the supplementary trade mechanism to the products listed in Annex XXII to the Act of Accession; whereas, in this context, provision should be made for the fixing, in respect of imports into Portugal from Spain and the Community of Ten, of indicative ceilings for the period 1 March to 31 December 1986 on the basis of the specific estimates referred to in Article 251 (1) of the Act of Accession;

Whereas the specific estimate provided for in Article 251 of the Act of Accession was drawn up on the basis of available data regarding production or consumption of floriculture products in Portugal; whereas on the basis of this estimate the indicative ceilings for certain products from Common Customs Tariff heading Nos ex 06.02, ex 06.03 and ex 06.04 were fixed;

Whereas, in view of the small volume of trade in the products in question and in order to simplify the management of the arrangements, it would not seem appropriate to apply the provisions of Article 6 (2) and (4) of Regulation (EEC) No 574/86 throughout the marketing year;

Whereas, in view of the foregoing, the provisions of Article 19 (1) of Commission Regulation (EEC) No 3183/80

of 3 December 1980 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products ⁽⁴⁾, as last amended by Regulation (EEC) No 592/86 ⁽⁵⁾, should be applied for the issue of STM licences;

Whereas, in order that appropriate measures may be adopted in the event of the indicative ceilings being exceeded, the Commission should be permitted to implement the provisions of Article 6 (2) and (4) of Regulation (EEC) No 574/86.

Whereas the period of validity of the STM licence referred to in Article 2 (1) of Regulation (EEC) No 574/86 should be 30 days; whereas the amount of the security should be fixed at a level enabling the system to function efficiently;

Whereas, for practical reasons of management, and owing to the absence of a marketing year, the system should be based on the calendar year;

Whereas the provisional estimates relating to these products, for which a marketing year is not provided for in the organization of the market, were drawn up in accordance with the procedure in Article 14 of Council Regulation (EEC) No 234/68 of 27 February 1968 laying down the common organization of the market in the living plant and floriculture sector ⁽⁶⁾; whereas on the basis of these estimates it is possible to fix the indicative ceilings for the products in question for the period 1 March to 31 December 1986; whereas with a view to guaranteeing the stability of the Portuguese market, it is appropriate to provide for a seasonal adjustment of the ceilings for roses and carnations; whereas it will be appropriate at the time of the next annual fixing of indicative ceilings to allow for seasonal variations in Portuguese production;

Whereas the Management Committee for Live Plants and Floriculture Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. The indicative ceilings provided for in Article 251 (1) of the Act of Accession are set out in the Annex for the period 1 March to 31 December 1986.

⁽¹⁾ OJ No L 55, 1. 3. 1986, p. 106.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 7.

⁽³⁾ OJ No L 57, 1. 3. 1986, p. 1.

⁽⁴⁾ OJ No L 338, 13. 12. 1980, p. 1.

⁽⁵⁾ OJ No L 58, 1. 3. 1986, p. 4.

⁽⁶⁾ OJ No L 55, 1. 3. 1968, p. 1.

2. For the purposes of the application of the indicative ceilings, the marketing year shall correspond to the calendar year.

For roses and carnations falling within subheading 06.03 A the target ceilings are subdivided as indicated in the Annex.

Article 2

1. By way of derogation from Article 6 (2) of Regulation (EEC) No 574/86, STM licences shall be issued in accordance with the provisions of Article 19 (1) of Regulation (EEC) No 3183/80.

2. In the case of products for which there is a particular need to monitor the issue of STM licences in order to determine the likelihood of the indicative ceilings being exceeded, the Commission may decide that the licences are to be issued in accordance with the provisions of Article 6 (2) (1) of Regulation (EEC) No 574/86.

Article 3

The period of validity of STM licences shall be limited to 30 days from the date of issue.

The amount of the security is hereby fixed at 1 ECU/100 kg for ornamental plants falling within heading 06.02 and

Asparagus plumosus falling within heading 06.04 and at 0,30 ECU/1 000 units for roses falling within heading 06.02 and also for roses and carnations falling within subheading 06.03 A of the Common Customs Tariff.

Article 4

1. The Member States shall communicate to the Commission, by the first working day of each week, the following information concerning STM licences issued during the preceding week:

- the quantities,
- a description of the products in accordance with the nomenclature of the Common Customs Tariff.

2. Where the provisions of Article 6 (2) of Regulation (EEC) No 574/86 are applied, the frequency of communications shall be determined in accordance with Article 6 (2) (2) of that Regulation.

Article 5

The Portuguese Republic will notify the Commission annually, not later than 15 October, of the production and consumption forecasts in Portugal for the following year.

Article 6

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

ANNEX

Indicative ceilings for the period 1 March to 31 December 1986 as provided for in the third subparagraph of Article 251 (1)

CCT heading No	Description	Target ceiling	
		units	tonnes
06.02	Other live plants, including trees, shrubs, bushes, roots, cuttings and slips: ex D. Other: — Roses ⁽¹⁾ — Ornamental plants ⁽²⁾	134 275	225,4
06.03	Cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes, fresh, dried, bleached, impregnated or otherwise prepared: A. Fresh: <i>Target ceiling: total</i> — Roses 245 000 — Ornamental plants 2 542 500 <i>of which:</i> ex II. From 1 June to 31 October: — Roses 73 000 — Carnations 760 000		
06.04	Foliage, branches and other parts (other than flowers or buds) of trees, shrubs, bushes and other plants, and mosses, lichens and grasses, being goods of a kind suitable for bouquets or ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared, excluding the cut flower buds falling within heading 06.03: ex B. Other: — Asparagus (<i>Asparagus plumosus</i>)		0,75

⁽¹⁾ NIMEXE code 06.02-68.

⁽²⁾ NIMEXE codes 06.02-96 and 06.02-99.

COMMISSION REGULATION (EEC) No 644/86

of 28 February 1986

fixing for 1986 the initial quotas for imports into Portugal of certain floricultural products from the Canary Islands

THE COMMISSION 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,

Having regard to Council Regulation (EEC) No 502/86 of 25 February 1986 laying down detailed rules for quantitative restrictions on imports into Portugal of certain agricultural products from the Canary Islands ⁽¹⁾, and in particular Article 3 thereof,

Whereas Article 1 (3) of Regulation (EEC) No 502/86 provides that the initial quotas for each product are to be fixed between 0,1 % and 0,5 % of Portugal's average annual production, expressed in volume, during the last three years before accession for which statistics are available;

Whereas, on the basis of the information available, the application of Article 1 (3) of Regulation (EEC) No 502/86 results in the quotas being fixed at the levels shown hereinafter;

Whereas Article 3 (2) (b) of Regulation (EEC) No 502/86 provides that the Portuguese authorities are to communicate to the Commission information relating to the management of the quotas;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The volumes of the initial quotas which Portugal may apply to imports of floricultural products from the Canary Islands shall be as shown in the Annex.

2. For the period from 1 March to 31 December 1986, these volumes shall be reduced by one-sixth.

Article 2

The Portuguese authorities shall, by the 15th of each month at the latest, communicate to the Commission the quantities imported for each of the products.

Article 3

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 49.

ANNEX

CCT heading No	Description	Initial quota for 1986	
		units	tonnes
06.02	Other live plants, including trees, shrubs, bushes, roots, cuttings and slips: ex D. Other: — Roses ⁽¹⁾ — Ornamental plants ⁽²⁾	200	0,2
06.03	Cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes, fresh, dried, bleached, impregnated or otherwise prepared: A. Fresh <i>Total quota:</i> — Roses — Carnations <i>of which:</i> ex I. From 1 June to 31 October: — Roses — Carnations	9 800 107 100 3 200 35 500	

⁽¹⁾ NIMEXE code 06.02-68.

⁽²⁾ NIMEXE code 06.02-96 and 06.02-99.

COMMISSION REGULATION (EEC) No 645/86

of 28 February 1986

fixing the initial quotas for 1986 which may be applied to trade in certain products in the wine sector between Spain and Portugal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3792/85 of 20 December 1985 laying down the arrangements applying to trade in agricultural products between Spain and Portugal ⁽¹⁾, and in particular Article 13 (2) thereof,

Whereas, pursuant to Article 9 of Regulation (EEC) No 3792/85, Spain and Portugal may, until the end of the first stage, apply quantitative restrictions in the form of annual quotas in respect of certain products in the wine sector; whereas the initial quota for 1986 must be fixed at either 0,1 % of average annual production in the importing Member State during the three years prior to accession for which statistics are available, or the average level of imports from the exporting new Member States during the three years prior to accession for which statistics are available, where this volume is greater;

Whereas, in the light of the statistics at present available, the initial quota should be based on the first of the two criteria described above;

Whereas the quota for the period from 1 March to 31 December 1986 must be equal to the initial quota less one-sixth;

Whereas for Portugal, pursuant to Article 4 of Regulation (EEC) No 3792/85, the quota fixed by this Regulation is in addition to the quota applicable under Article 269 of the Act of Accession in respect of imports from the Community as constituted at 31 December 1985;

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

HAS ADOPTED THIS REGULATION:

Article 1

The initial quotas, in volume, for the period from 1 March to 31 December 1986 shall be as follows:

(a) Imports into Spain:

(hectolitres)

CCT heading No	Description	Initial quota for 1986
22.05	Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol: ex B. Wine other than that referred to in A in bottles with 'mushroom' stoppers held in place by ties or fastenings; wine otherwise put up with an excess pressure due to carbon dioxide in solution of not less than 1 bar but less than 3 bar, measured at a temperature of 20 °C: — Wine put up other than in bottles with 'mushroom' stoppers held in place by ties or fastenings, with an excess pressure due to carbon dioxide in solution of not less than 1 bar but less than 3 bar, measured at a temperature of 20 °C: C. Other: I. Of an actual alcoholic strength by volume not exceeding 13 % vol II. Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15 % vol	29 000

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 7.

(b) Imports into Portugal:

<i>(hectolitres)</i>		
CCT heading No	Description	Initial quota for 1986
22.05	Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol: ex B. Wine other than that referred to in A in bottles with 'mushroom' stoppers held in place by ties or fastenings; wine otherwise put up with an excess pressure due to carbon dioxide in solution of not less than 1 bar but less than 3 bar, measured at a temperature of 20 °C: — Wine put up other than in bottles with 'mushroom' stoppers held in place by ties or fastenings, with an excess pressure due to carbon dioxide in solution of not less than 1 bar but less than 3 bar, measured at a temperature of 20 °C: C. Other: I. Of an actual alcoholic strength by volume not exceeding 13 % vol II. Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15 % vol	7 100

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

COMMISSION REGULATION (EEC) No 646/86

of 28 February 1986

fixing the export refunds on wine and repealing Commission Regulation (EEC)
No 204/84

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine ⁽¹⁾, as last amended by Regulation (EEC) No 3805/85 ⁽²⁾, and in particular Article 20 ⁽⁴⁾ thereof,

Whereas, pursuant to Article 20 of Regulation (EEC) No 337/79, to the extent necessary to enable the products listed in Article 1 ⁽²⁾ of that Regulation to be exported in an economically significant quantity on the basis of the prices for those products on the world market, the difference between those prices and the prices in the Community may be covered by an export refund; whereas, however, refunds may be granted only for the products specified in Article 1 ⁽²⁾ of Council Regulation (EEC) No 345/79 of 5 February 1979 laying down general rules for granting export refunds on wine and criteria for fixing the amount of such refunds ⁽³⁾, as amended by Regulation (EEC) No 2009/81 ⁽⁴⁾;

Whereas, pursuant to Article 2 of Regulation (EEC) No 345/79, refunds are to be fixed having regard to the existing situation and future trends with regard to: (i) prices and availabilities of the products concerned on the Community market and (ii) world market prices for these products; whereas account must also be taken of the costs referred to in that Article, of the economic aspects of the proposed exports, of the objectives defined in the said Article and of the need to avoid disturbances on the Community market; whereas, however, when fixing the amount of the refunds applicable to liqueur wines, account should be taken of the difference between Community prices and world market prices in respect only of wine and musts used in the manufacture of liqueur wines, since no such difference is recorded in respect of the other products used in the manufacture of the wines in question;

Whereas, pursuant to Article 3 of Regulation (EEC) No 345/79, Community market prices must be determined on

the basis of the most advantageous export prices; whereas the prices referred to in Article 3 ⁽²⁾ must be taken into account when the prices in international trade are being determined;

Whereas the international trade situation or the specific requirements of certain markets may make it necessary to vary the refund according to the use or destination of a specific product;

Whereas there is at present scope for economically significant exports of concentrated grape musts, table wines other than of type R III and rosé table wines from the Portugieser variety;

Whereas Commission Regulation (EEC) No 3389/81 of 27 November 1981 ⁽⁵⁾, as amended by Regulation (EEC) No 3473/82 ⁽⁶⁾, lays down the detailed rules for the application of export refunds on wine;

Whereas Article 10 of Council Regulation (EEC) No 480/86 ⁽⁷⁾ provides that export refunds applicable to trade between Spain and third countries are to be reduced by the regulatory amounts referred to in Articles 2 and 5 of the Regulation; whereas, however, in order to avoid the risk of disturbances to trade or in cases where the market situation so requires, provision may be made for all or part of the regulatory amounts to be disregarded;

Whereas Commission Regulation (EEC) No 648/86 ⁽⁸⁾ fixes the regulatory amounts referred to in Articles 2 and 3 of Regulation (EEC) 480/86;

Whereas, applying the abovementioned rules to the present market situation, in particular to the prices of wines in the Community and on the world market, the refunds should be fixed as shown in the Annex hereto, and Commission Regulation (EEC) No 204/84 of 26 January 1984 fixing the export refunds on wine ⁽⁹⁾ should be repealed;

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

⁽¹⁾ OJ No L 54, 5. 3. 1979, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 39.

⁽³⁾ OJ No L 54, 5. 3. 1979, p. 69.

⁽⁴⁾ OJ No L 195, 18. 7. 1981, p. 6.

⁽⁵⁾ OJ No L 341, 28. 11. 1981, p. 24.

⁽⁶⁾ OJ No L 365, 24. 12. 1982, p. 30.

⁽⁷⁾ OJ No L 54, 1. 3. 1986, p. 2.

⁽⁸⁾ See page 54 of this Official Journal.

⁽⁹⁾ OJ No L 22, 27. 1. 1984, p. 23.

HAS ADOPTED THIS REGULATION:

Article 2

Regulation (EEC) No 204/84 is hereby repealed.

Article 1

The export refunds for the products listed in Article 1 (2) of Regulation (EEC) No 345/79 shall be as shown in the Annex hereto.

Article 3

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

CCT heading No	Description	Amount of re- fund ECU/% vol/hl applic- able in the Community as constituted at 31 December 1985	Amount of re- fund ECU/% vol/hl applic- able in Spain
ex 20.07 A I B I a) 1 B I b) 1	Concentrated grape musts complying with the definition in point 5 of Annex II to Regulation (EEC) No 337/79: — for all exports except to non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	1,05	—
ex 22.05 C I C II	White table wine, of an actual alcoholic strength of not less than 9,5 % vol and not exceeding 15 % vol, other than: — table wines of types A II and A III and — wines referred to in Article 40 of Regulation (EEC) No 337/79 exceeding the quantities normally produced as determined pursuant to the said Article: for export to: all non-member countries, except non member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	1,55	0,13
ex 22.05 C I C II	White table wine, of an actual alcoholic strength of not less than 9,5 % vol and not exceeding 15 % vol, referred to in Article 40 of Regulation (EEC) No 337/79 exceeding the quantities normally produced as determined pursuant to the said Article: for export to: all non-member countries, except non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	0,80	—
ex 22.05 C I C II	Red or rosé table wine, of an actual alcoholic strength of not less than 9,5 % vol and not exceeding 15 % vol, other than: — table wine of type R III and rosé table wine from the Portugieser vine varieties and — wines referred to in Article 40 of Regulation (EEC) No 337/79 exceeding the quantities normally produced as determined pursuant to the said Article: for export to: all non-member countries, except non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	1,55	0,70

CCT heading No	Description	Amount of refund ECU/% vol/hl applicable in the Community as constituted at 31 December 1985	Amount of refund ECU/% vol/hl applicable in Spain
ex 22.05 C I C II	Red or rosé table wine, of an actual alcoholic strength of not less than 9,5 % vol and not exceeding 15 % vol, referred to in Article 40 of Regulation (EEC) No 337/79 and exceeding the quantities normally produced as determined pursuant to the said Article: for export to: all non-member countries, except non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	0,80	—
ex 22.05 C I C II	White table wine of types A II and A III (white table wine exclusively from the Sylvaner, Müller-Thurgau or Riesling vine varieties): — for all exports except to non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	5,50	—
ex 22.05 C III a) 2 C III b) 3 C IV a) 2 C IV b) 3	Liqueur wines other than quality wines psr: — for all exports except to non-member countries on the American continent, including those islands politically linked thereto, and the non-member countries listed in Article 1 of Regulation (EEC) No 2223/70 excluding Romania, Bulgaria and Hungary	17,25	—

NB: 'African countries' refers to the countries listed under 'Africa' in Commission Regulation (EEC) No 3537/82 (OJ No L 371, 30. 12. 1982, p. 7).

COMMISSION REGULATION (EEC) No 647/86

of 28 February 1986

laying down certain detailed rules for the application of the supplementary trade mechanism to viticultural products

THE COMMISSION 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 83 (1) thereof,

Having regard to Council Regulation (EEC) No 569/86 of 25 February 1986 laying down general rules of application of the supplementary trade mechanism (STM) ⁽¹⁾, and in particular Article 7 (1) thereof,

Whereas Commission Regulation (EEC) No 574/86 ⁽²⁾ lays down detailed rules for the application of the supplementary

trade mechanism; whereas certain specific conditions should be laid down for the application of that mechanism to viticultural products;

Whereas a forward estimate is to be drawn up at the beginning of each marketing year in the light of the estimated production and consumption of the products in question in Spain and in the Community as constituted at 31 December 1985; whereas a specific estimate is to be drawn up for the period 1 March to 31 August 1986; whereas, on the basis of those estimates, the indicative ceilings should be as shown in this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The indicative import ceilings referred to in Article 93 (1) of the Act of Accession shall be as follows for viticultural products:

(a) Indicative ceilings for imports into the Community as constituted at 31 December 1985:

CCT heading No	Description	Indicative ceiling for 1985/86 (1 March 1986 to 31 August 1986)	Indicative ceiling for 1986/87 (1 September 1986 to 31 August 1987)
a) 20.07 A I B I a) 1 B I b) 1	Grape juice (including grape must), whether or not containing added sugar, but unfermented, for the addition of alcohol	778 tonnes	1 715 tonnes
22.04	Grape musts, in fermentation or with fermentation arrested otherwise than by the addition of alcohol	50 hl	110 hl
22.07 A	Piquette	—	—
22.10 A	Wine vinegar	50 hl	110 hl
23.05 A	Wine lees	—	—
23.06 A I	Grape marc	—	—
b) 22.05 A B	Sparkling wine	11 100 hl	24 200 hl
c) 22.05 ex C I ex C II	Wine of fresh grapes other than those referred to in b)	399 000 hl	878 000 hl
d) 22.05 ex C III ex C IV	Liqueur wine	660 000 hl	1 452 000 hl

⁽¹⁾ OJ No L 55, 1. 3. 1986, p. 106.

⁽²⁾ OJ No L 57, 1. 3. 1986, p. 1.

(b) Indicative ceilings for imports into Spain:

CCT heading No	Description	Indicative ceiling for 1985/86 (1 March 1986 to 31 August 1986)	Indicative ceiling for 1986/87 (1 September 1986 to 31 August 1987)
a) 20.07 A I B I a) 1 B I b) 1	Grape juice (including grape must), whether or not containing added sugar, but unfermented, for the addition of alcohol	10 hl	12 hl
22.04	Grape must, in fermentation or with fermentation arrested otherwise than by the addition of alcohol	10 hl	12 hl
22.07 A	Piquette	—	—
22.10 A	Wine vinegar	—	—
23.05 A	Wine lees	—	—
23.06 A I	Grape marc	—	—
b) 22.05 A B	Sparkling wine	2 520 hl	5 500 hl
c) 22.05 ex C I ex C II	Wine of fresh grapes other than those referred to in b)	12 500 hl	27 500 hl
d) 22.05 ex C III ex C IV	Liqueur wine	12 000 hl	20 000 hl

Article 2

1. Where the Common Customs Tariff subheading specifies the product's alcoholic strength a tolerance of 0,4 % vol shall be allowed for the purposes of the application of STM licences.

Where the provisions of the first subparagraph are applied, box 20 of the STM licence shall include one of the following indications:

- Tolerance 0,4 % vol,
- Toleranz 0,4 % vol,
- Αvoχή 0,4 % vol,
- Tolerance of 0,4 % vol,
- Tolerancia del 0,4 % vol,
- Tolérance de 0,4 % vol,
- Tolleranza di 0,4 % vol,
- Tolerantie van 0,4 % vol,
- Tolerância de 0,4 % vol.

2. The colour of the wine or must shall be specified in box 7 of the application for an STM licence.

An application for an STM licence may be made in respect of several products falling within different tariff subheadings, in which case the information in boxes 7 and 8 of the application must be given as follows:

- (a) box 7: Fruit juices (including grape must), concentrated, of a density of not less than 1,240 g/cm³ at 20°C, and
box 8: ex 20.07;

(b) box 7: Fruit juices (including grape must), other than concentrated, and
box 8: ex 20.07 B I;

(c) box 7: Wine of fresh grapes, and
box 8: ex 22.05 C.

The description of the products and the tariff subheadings in the STM licence shall be the same as in the application.

Article 3

1. The STM licences referred to in Article 2 of Regulation (EEC) No 574/86 shall be valid for three months from the day on which they were applied for.

2. Article 5 of Regulation (EEC) No 3388/81 shall apply in respect of STM import licences ⁽¹⁾.

Article 4

The security to be lodged in respect of STM licences shall be as follows:

CCT heading No	Description	Amount of security (by net weight or volume of product)
20.07	Fruit juices (including grape must) and vegetable juices, unfermented and not containing added sugar:	
A	Of a density exceeding 1,33 g/cm ³ at 20 °C:	
I	Grape juice (including grape must)	2 ECU/100 kg
B	Of a density of 1,33 g/cm ³ or less at 20 °C:	
I	Grape, apple and pear juice; mixtures of apple and pear juice:	
a)	Of a value exceeding 22 ECU per 100 kg net weight:	
1.	Grape juice (including grape must):	
aa)	Concentrated	2 ECU/100 kg
bb)	Other	1 ECU/100 kg
b)	Of a value of 22 ECU or less per 100 kg net weight:	
1.	Grape juice (including grape must):	
aa)	Concentrated	2 ECU/100 kg
bb)	Other	1 ECU/100 kg
22.04	Grape must, in fermentation or with fermentation arrested otherwise than by the addition of alcohol	1 ECU/hl
22.05	Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol:	
A	Sparkling wine	2 ECU/hl
B	Wine other than that referred to in A in bottles with 'mushroom' stoppers held in place by ties or fastenings; wine otherwise put up with an excess pressure due to carbon dioxide in solution of not less than 1 bar but less than 3 bar, measured at a temperature of 20 °C	2 ECU/hl

⁽¹⁾ OJ No L 341, 28. 11. 1981, p. 19.

CCT heading No	Description	Amount of security (by net weight or volume of product)
22.05 (<i>cont'd</i>)		
C	Other:	
I	Of an actual alcoholic strength by volume not exceeding 13 % vol	1 ECU/hl
II	Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15 % vol, with the exception of liqueur wine	1 ECU/hl
III	Of an actual alcoholic strength by volume exceeding 15 % vol but not exceeding 18 % vol, with the exception of wine fortified for distillation and liqueur wine	1 ECU/hl
IV	Of an actual alcoholic strength by volume exceeding 18 % vol but not exceeding 22 % vol, with the exception of wine fortified for distillation and liqueur wine	1 ECU/hl
V	Of an actual alcoholic strength by volume exceeding 22 % vol, with the exception of wine fortified for distillation and liqueur wine	1 ECU/hl
Additional note 4 b) to Chapter 22	Wine fortified for distillation	1 ECU/hl
Additional note 4 c) to Chapter 22	Liqueur wine	2 ECU/hl

Article 5

1. The provisions of paragraph 1, the first subparagraph of paragraph 2 and paragraphs 3 and 4 of Article 2 and Articles 3, 4 and 5 of Regulation (EEC) No 3388/81 shall apply in respect of STM import licences.

2. In the case of the products referred to in Article 1 (2) (c) with the exception of fresh grapes other than table grapes and (d) of Regulation (EEC) No 337/79 the period of validity of the STM import licences and the amount of security to be lodged shall be the same as those specified in Articles 3 and 4.

Article 6

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 Brussels, 28 February 1986.

For the Commission
Frans ANDRIESEN
Vice-President

COMMISSION REGULATION (EEC) No 648/86

of 28 February 1986

fixing the regulatory amounts for 1985/86 for imports of certain viticultural products from Spain into the Community as constituted at 31 December 1985

THE COMMISSION 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 123 (2) thereof,

Having regard to Council Regulation (EEC) No 480/86 of 25 February 1986 laying down general rules for the application of the mechanism for regulatory amounts applying to trade in certain viticultural products between the Community as constituted at 31 December 1985 and Spain ⁽¹⁾, and in particular Article 11 thereof,

Whereas, in the light of the rules laid down in Regulation (EEC) No 480/86, the regulatory amounts should be as shown in the Annex to this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

The regulatory amounts provided for in Articles 2, 4 and 5 of Regulation (EEC) No 480/86 shall be as shown in the Annex 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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 54, 7. 3. 1986, p. 2.

ANNEX

CCT heading No	Description	Regulatory amount
ex 22.05 C I C II	White table wine, with an actual alcoholic strength of 9,5 % vol or more but not exceeding 15 % vol: 1. In containers holding more than 0,75 litres: — type A I — type A II — type A III 2. In containers holding 0,75 litres or less: — types A I, A II and A III	1,42 ECU/% vol/hl 31,82 ECU/hl 36,34 ECU/hl 0,71 ECU/% vol/hl
ex 22.05 C I C II	Red or rosé table wine, with an actual alcoholic strength of 9,5 % vol or more but not exceeding 15 % vol: 1. In containers holding more than 0,75 litres: — type R I, R II — type R III 2. In containers holding 0,75 litres or less: — types R I, R II and R III	0,85 ECU/% vol/hl 23,82 ECU/hl 0,43 ECU/% vol/hl
ex 22.05 C I C II	Wines with an actual alcoholic strength of 9,5 % vol or more but not exceeding 15 % vol, qualifying as 'Denominacion de origen' or 'Denominacion de origen calificada' wine in accordance with Regulation (EEC) No 338/79 ⁽¹⁾	0,35 ECU/% vol/hl
ex 22.05 C III C IV	Liqueur wine, as specified in point 12 of Annex II to Regulation (EEC) No 337/79 ⁽²⁾ : 1. Quality liqueur wines produced in specified regions 2. Other liqueur wines: — White — Red or rosé	0 17 ECU/hl 10 ECU/hl
	New wine still in fermentation, as specified in point 9 of Annex II to Regulation (EEC) No 337/79: 1. White 2. Red or rosé	1,42 ECU/% vol/hl 0,85 ECU/% vol/hl
ex 20.07 A I B I	Grape juice (including grape must): 1. White 2. Red or rosé	1,42 ECU/% vol/hl 0,85 ECU/% vol/hl
ex 22.05 C	Grape must with fermentation arrested by the addition of alcohol, within the meaning of Additional Note 4 (a) to Chapter 22 of the Common Customs Tariff: 1. White 2. Red or rosé	1,42 ECU/% vol/hl 0,85 ECU/% vol/hl

CCT heading No	Description	Regulatory amount
	Concentrated grape must and concentrated grape juice, as specified in points 5 and 7 respectively of Annex II to Regulation (EEC) No 337/79: 1. White 2. Red or rosé	4,26 ECU/% vol/hl 2,55 ECU/% vol/hl
	Rectified concentrated grape must, as specified in point 5a of Annex II to Regulation (EEC) No 337/79	5,68 ECU/% vol/hl
ex 22.05 C	Wine fortified for distillation, within the meaning of Additional Note 4 (b) to Chapter 22 of the Common Customs Tariff: 1. White 2. Red or rosé	0,85 ECU/% vol/hl 0,51 ECU/% vol/hl

(¹) OJ No L 54, 5. 3. 1979, p. 48.

(²) OJ No L 54, 5. 3. 1979, p. 7.

COMMISSION REGULATION (EEC) No 649/86

of 28 February 1986

adopting the list of wines produced in Portugal falling within heading No 22.05 of the Common Customs Tariff that are to be treated as quality wines produced in specified regions

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 482/86 of 25 February 1986 determining the wines produced in Portugal falling within heading No 22.05 of the Common Customs Tariff that are to be treated as quality wines produced in specified regions ⁽¹⁾, and in particular Article 1 (2) thereof,

Whereas Regulation (EEC) No 482/86 determined in accordance with the third indent of the second subparagraph of Article 268 (2) (a) of the Act of Accession the wines produced in Portugal that are to be treated as quality wines produced in specified regions; whereas the list of these wines should therefore be adopted;

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

HAS ADOPTED THIS REGULATION:

Article 1

The wines produced in Portugal which are referred to in the first and third indents of the second subparagraph of Article 268 (2) of the Act of Accession shall be the following, respectively:

- (a) Liqueur wines produced in accordance with the national legislation in force on 'denominação de origem controlada':

- Vinho do Porto which may also be presented under the names Porto, Vin de Porto, Oporto, Port, Port wine, Portwein, Portvin or Portwijn,
- Vinho da Madeira, which may also be presented under the names Madeira, Madeirawein, Madeira wine, vin de Madère, Madera, vino di Madera or Madeira wijn,
- Moscatel de Setúbal or Setúbal,
- Carcavelos;

- (b) Other wines produced in accordance with the national legislation in force on 'denominação de origem controlada':

- Vinho Verde,
- Dão,
- Douro,
- Bucelas,
- Colares,
- Bairrada,
- Algarve (with or without the names Lagoa, Lagos, Portimão or Tavira),

and wines produced in accordance with the national legislation in force on the 'indicação de proveniência regulamentada':

- Trás-os-Montes,
- Beiras,
- Ribatejo-Oeste.

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 6.

COMMISSION REGULATION (EEC) No 650/86

of 28 February 1986

on the application of the supplementary trade mechanism to imports into Spain of certain seed potatoes

THE COMMISSION 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 81 (4) thereof,

Having regard to Council Regulation (EEC) No 569/86 of 25 February 1986 laying down general rules of application of the supplementary trade mechanism ⁽¹⁾, and in particular Article 7 thereof,

Whereas Article 81 (4) of the Act of Accession provides for the possibility of subjecting imports into Spain of certain seed potatoes from the Community as constituted at 31 December 1985 to the supplementary trade mechanism;

Whereas steps are being taken in Spain to improve potato production structures; whereas imports of seed potatoes should therefore be liberalized progressively so as to enable Spanish production to adapt to the new market conditions;

Whereas certified seed potatoes are defined in Article 2 (1) (B) of Council Directive 66/403/EEC on the marketing of seed potatoes ⁽²⁾, as last amended by Council Regulation (EEC) No 3768/85 ⁽³⁾;

Whereas in order to establish the indicative import ceilings a forward estimate should be drawn up for each marketing year on the basis of the estimate of production and consumption of the product in question in Spain; whereas a special forwards estimate must be drawn up for the period 1 March to the start of the 1986/87 marketing year;

Whereas the marketing year for seed potatoes begins on 1 October and ends on 30 September; whereas commercial transactions relating to trade in the product in question are normally completed by 1 March; whereas an indicative ceiling should, however, be fixed for imports during the period 1 March 1986 to 30 September 1986;

Whereas on the basis of the forward estimates duly drawn up the indicative ceilings should be as specified in this Regulation;

Whereas the general rules for applying the supplementary trade mechanism are set out in Regulation (EEC) No 574/86 of 25 February 1986 laying down detailed rules for the application of the supplementary trade mechanism ⁽⁴⁾; whereas certain provisions specific to seed potatoes should, however, be laid down;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of this Regulation 'seed potatoes' shall be taken to mean certified seed potatoes falling within subheading ex 07.01 A I of the Common Customs Tariff, as laid down in Article 2 (1) (b) of Council Directive 66/403/EEC.

Article 2

The products defined in Article 1 shall be subject to the supplementary trade mechanism, hereinafter referred to as the 'STM', referred to in Article 81 of the Act of Accession of Spain and Portugal.

The STM shall apply to imports of the said products into Spain from the Community as constituted at 31 December 1985 during the period 1 March 1986 to 31 December 1989.

Article 3

The indicative ceilings, referred to in Article 83 (1) of the Act of Accession, for imports into Spain of the products in question are hereby fixed as follows:

- (a) for the period 1 March 1986 to 30 September 1986: 100 tonnes;
- (b) for the marketing year 1 October 1986 to 30 September 1987: 15 494 tonnes.

⁽¹⁾ OJ No L 55, 1. 3. 1986, p. 106.

⁽²⁾ OJ No 125, 11. 7. 1966, p. 2320/66.

⁽³⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽⁴⁾ OJ No L 57, 1. 3. 1986, p. 1.

Article 4

1. The period of validity of the STM licences referred to in Article 2 of Regulation (EEC) No 574/86 shall not exceed four months from their date of issue. However, the period of validity of the licences shall expire not later than 30 September 1987.

2. The amount of the security is hereby fixed at 1 ECU per 100 kg.

Article 5

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 Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ACP—EEC COUNCIL OF MINISTERS

SECOND ACP—EEC CONVENTION OF LOMÉ

(signed on 31 October 1979)

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