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Legislation

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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1721/87

of 16 June 1987

opening, allocating and providing for the administration of Community tariff quotas for deep-frozen fillets and minced blocks of Alaska pollack (*Theragra chalcogramma*) and certain species of hake falling within subheadings ex 03.01 B I n) 2, ex 03.01 B II b) 17, ex 03.01 B I t) 2 and ex 03.01 B II b) 9 of the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

reference period and to the economic outlook for the quota period in question ;

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

Having regard to the draft Regulation presented by the Commission,

Whereas Community supplies of deep-frozen fillets and minced blocks of Alaska pollack (*Theragra chalcogramma*) and of certain species of hake currently depend on imports from third countries ; whereas it is in the Community's interest to suspend partially the Common Customs Tariff duty for the products in question, within Community tariff quotas of an appropriate volume ; whereas, in order not to jeopardize the development prospects of this production in the Community and to ensure an adequate supply to satisfy user industries, it is advisable to open these quotas for the period until 31 December 1987, at a duty rate of 8 %, and to fix the volume thereof at 15 000 and 20 000 tonnes, respectively ;

Whereas, in particular, equal and continuous access to the quotas should be ensured for all Community importers and the rate of duty for the tariff quotas should be applied consistently to all imports until the quotas are exhausted ; whereas, in the light of these principles, arrangements for the utilization of the tariff quotas based on an allocation among Member States would seem to be consistent with the Community nature of the quotas ; whereas, to correspond as closely as possible to the actual trend in the market in the products in question, allocation of the quotas should be in proportion to the requirements of the Member States as calculated by reference to statistics of imports from third countries during a representative

Whereas, in the case in point, there are no statistical data broken down by quality of products in question ; whereas the quotas are autonomous Community tariff quotas intended to cover import needs arising in the Community, and so the quota volumes may be allocated on the basis of the temporary requirements as regards imports from third countries expressed by each of the Member States ; whereas these arrangements for allocation will also ensure the uniform application of the Common Customs Tariff ;

Whereas, to take account of possible import trends for the products concerned, the quota volumes should be divided into two instalments, the first being allocated among certain Member States and the second held as a reserve to meet subsequent requirements of Member States which have used up their initial shares and any additional requirements which might arise in the other Member States ; whereas, to give importers of the Member States some degree of certainty, the first instalment of the Community tariff quotas should be set at a relatively high level, which in this case could be 80 % of the quota volumes ;

Whereas initial shares may be used up at different rates ; whereas, to avoid disruption of supplies on this account, it should be provided that any Member State which has almost used up one of its initial shares should draw an additional share from the corresponding reserve ; whereas, each time its additional share is almost used up, a Member State should draw a further share, and so on as many times as the reserve allows ; whereas the initial and additional shares must be valid until the end of the quota period ; whereas this form of administration requires close collaboration between the Member States and the Commission, and the latter must be in a position to keep

account of the extent to which the quotas have been used up and to inform the Member States accordingly;

HAS ADOPTED THIS REGULATION:

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

Article 1

1. Until 31 December 1987 the Common Customs Tariff duties for the products listed below shall be suspended at the levels and within the limits of the Community tariff quotas indicated for each product:

Order No	CCT heading No	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
09.2722	03.01	Fish, fresh (live or dead), chilled or frozen : B. Saltwater fish : I. Whole, headless or in pieces : n) Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>) : ex 2. Frozen : — minced blocks of Alaska pollack (<i>Theragra chalcogramma</i>), intended for processing ⁽¹⁾	15 000	8
		II. Fillets : b) Frozen : ex 17. Other : — Of Alaska pollack (<i>Theragra chalcogramma</i>), intended for processing		
09.2724	03.01	Fish, fresh (live or dead), chilled or frozen : B. Saltwater fish : I. Whole, headless or in pieces : t) Hake (<i>Merluccius</i> spp.) : ex 2. frozen : — minced blocks, intended for processing, except for minced blocks of the species <i>Merluccius merluccius</i> , <i>Merluccius bilinearis</i> and <i>Merluccius carpensis</i>	20 000	8
		II. Fillets : b) Frozen : ex 9. of hake (<i>Merluccius</i> spp.) (except for species of <i>Merluccius merluccius</i> , <i>Merluccius bilinearis</i> and <i>Merluccius carpensis</i>) intended for processing ⁽¹⁾		

⁽¹⁾ A check shall be made by applying the relevant Community provisions to ensure that the products are used for the specific purpose indicated.

2. Within the limits of these tariff quotas, the Kingdom of Spain and the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions in the Act of Accession.

3. Imports of the products in question shall not be covered by the quotas referred to in paragraph 1 unless the free-at-frontier price, which is determined by the Member States in accordance with Article 21 of Regulation (EEC) No 3796/81, is at least equal to the reference price fixed, or to be fixed, by the Community for the products under consideration or the categories of the products concerned.

Article 2

1. The Community tariff quotas referred to in Article 1 shall be divided into two instalments.

2. A first instalment, of 12 000 tonnes and 16 000 tonnes respectively, shall be allocated among certain Member States; the shares, which, subject to Article 5, shall be valid until 31 December 1987, shall be as follows:

	Order No 09.2722	Order No 09.2724
Benelux	554	640
Germany	4 800	5 547
Spain	—	2 133
France	4 800	5 547
United Kingdom	1 846	2 133

3. The second instalment, of 3 000 tonnes and 4 000 tonnes respectively, shall constitute the reserve.

4. If an importer notifies the imminent import of the products in question into a Member State which does not participate in the initial allocation and requests that the imports be covered by the quota, the Member State concerned shall, by notifying the Commission, draw an amount corresponding to its requirements to the extent that the available balance of the reserve so permits.

Article 3

1. If a Member State has used 90 % or more of its initial share as fixed in Article 2 (2), or of that share minus any portion returned to the reserve pursuant to Article 5, it shall forthwith, by notifying the Commission, draw a second share, to the extent that the reserve so permits, equal to 10 % of its initial share, rounded up, as necessary to the next whole number.

2. If a Member State, after exhausting its initial share, has used 90 % or more of the second share drawn by it, that Member State shall forthwith, in the manner and to the extent provided in paragraph 1, draw a third share equal to 5 % of its initial share, rounded up, as necessary to the next whole number.

3. If a Member State, after exhausting its second share, has used 90 % or more of the third share drawn by it, that Member State shall, in the manner and to the extent provided in paragraph 1, draw a fourth share equal to the third.

This process shall apply until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, a Member State may draw shares lower than those specified in those paragraphs if there are grounds for believing that those specified may not be used in full. Any Member State applying this paragraph shall inform the Commission of its grounds for so doing.

Article 4

Additional shares drawn pursuant to Article 3 shall be valid until 31 December 1987.

Article 5

Member States shall, not later than 1 October 1987, return to the reserve the unused portion of their initial share which, on 15 September 1987, is in excess of 20 % of the initial volume. They may return a greater portion if there are grounds for believing that it may not be used in full.

Member States shall, not later than 1 October 1987, notify the Commission of the total quantities of the product in question imported up to and including 15 September 1987 and charged against the Community tariff quota, and also of any portion of their initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and shall, as soon as the information reaches it, notify each Member State of the extent to which the reserve has been used up.

It shall, not later than 5 October 1987, inform the Member States of the amount still in reserve, following any return of shares pursuant to Article 5.

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

Article 7

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

2. Member States shall ensure that importers of the product in question have free access to the shares allotted to them.

3. Member States shall charge imports of the product in question against their shares as the product is entered with the customs authorities for free circulation.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 8

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

Article 9

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

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

Done at Luxembourg, 16 June 1987.

For the Council

The President

P. DE KEERSMAEKER

COUNCIL REGULATION (EEC) No 1722/87

of 16 June 1987

opening and providing for the administration of Community tariff quotas for certain fishery products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the draft Regulation presented by the Commission,

Whereas Community supplies of cod, saithe, haddock, fresh or frozen, whole or in fillets, cod and fillets of cod, salted or dried, squid of the *Illex* spp. and *Todarodes sagittatus* species, shrimps and prawns of the *Pandalus borealis* species and certain molluscs and fillets of pike currently depend, to a significant degree, on imports from third countries; whereas it is in the Community's interest to suspend partially or totally the Common Customs Tariff duty for the products in question, within Community tariff quotas of an appropriate volume; whereas, in order not to jeopardize the fishery development prospects in respect of these products in the Community and to ensure an adequate supply to satisfy user industries, it is advisable to open these quotas for the period until 31 December 1987;

Whereas it is necessary, in particular, to ensure for all Community importers equal and uninterrupted access to the said quotas and to ensure the uninterrupted application of the rates laid down for the quotas to all imports of the products concerned into all Member States until the

quotas have been used up; whereas, however, since the quotas are to cover requirements which cannot be determined with sufficient accuracy, they should not be allocated among the Member States, without prejudice to the drawing against the quota volumes of such quantities as they may need, under the conditions and according to a procedure to be determined; whereas this method of management requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quotas are used up and inform the Member States accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Until 31 December 1987, the Common Customs Tariff duty for the products listed below shall be suspended at the levels and within the limits of the Community tariff quotas indicated for each product:

Order No	CCT heading No	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
	03.01	Fish, fresh (live or dead), chilled or frozen:		
		A. Freshwater fish:		
		IV. Other:		
		ex b) Other:		
09.2751		— Flesh and fillets of pike, frozen, intended for processing ⁽¹⁾	820	0
		B. Saltwater fish:		
		I. Whole, headless or in pieces:		
09.2753		ex h) Cod (<i>Gadus morhua</i> , <i>Boreogadus saida</i> , <i>Gadus ogac</i>), intended for processing ⁽¹⁾	57 000	3,7
09.2755		ex ij) Saithe (<i>Pollachius virens</i>), intended for processing ⁽¹⁾	5 000	3,7
09.2757		ex k) Haddock (<i>Melanogrammus aeglefinus</i>), intended for processing ⁽¹⁾	8 000	3,7

⁽¹⁾ A check shall be made by applying the relevant Community provisions to ensure that the products are used for the specific purpose indicated.

Order No	CCT heading No	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
09.2759	03.02	II. Fillets : b) Frozen : ex 1. Of cod (<i>Gadus morhua</i> , <i>Boreogadus saida</i> , <i>Gadus ogac</i>), intended for processing (1)	10 000	0
09.2761		ex 2. Of saithe (<i>Pollachius virens</i>), intended for processing (1)	10 000	0
09.2763		ex 3. Of haddock (<i>Melanogrammus aeglefinus</i>), intend for processing (1)	6 000	0
		Fish, dried, salted or in brine ; smoked fish, whether or not cooked before or during the smoking process :		
		I. Whole, headless or in pieces :		
09.2765		ex b) Cod (<i>Gadus morhua</i> , <i>Boreogadus saida</i> , <i>Gadus ogac</i>) : — salted, not dried	40 000	5
09.2767		— dried, not salted	1 000	10
		II. Fillets :		
09.2769		ex a) Of cod (<i>Gadus morhua</i> , <i>Boreogadus saida</i> , <i>Gadus ogac</i>) : — dried, whether or not salted	250	10
09.2771		ex d) Other : — saithe (<i>Polacchius virens</i>), salted	4 000	5
	03.03	Crustaceans and molluscs, whether in shell or not, fresh (live or dead), chilled, frozen, salted, in brine or dried ; crustaceans, in shell, simply boiled in water :		
		A. Crustaceans :		
		IV. Shrimps and prawns :		
09.2773		ex a) Prawns and shrimps of the <i>Pandalidae</i> family — Prawns and shrimps of the species <i>Pandalus borealis</i> ; intended for processing (1)	1 500	0
		B. Molluscs :		
		IV. Other :		
		a) Frozen :		
09.2775		1. Squid : ex bb) <i>Todarodes sagittatus</i> bodies, intended for processing (1)	19 000	0
		ex cc) <i>Illex</i> spp. bodies, intended for processing (1)		
09.2777		ex 5. Striped venus and other species of the family <i>Veneridae</i> , intended for processing (1)	10 000	0

(1) A check shall be made by applying the relevant Community provisions to ensure that the products are used for the specific purpose indicated.

2. Within the limits of these tariff quotas, the Kingdom of Spain and the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions in the 1985 Act of Accession.

3. Imports of the products in question shall not be covered by the quotas referred to in paragraph 1 unless the free-at-frontier price, which is determined by the Member States in accordance with Article 21 of Regulation (EEC) No 3796/81, is at least equal to the reference price fixed, or to be fixed, by the Community for the

product under consideration or the category of the products concerned.

4. Should an importer give notification of imminent importation of the products into a Member State and request that the imports be covered by one of the quotas, the Member State concerned shall, by notifying the Commission, draw an amount corresponding to its requirements to the extent that the available balance of the reserve so permits.

5. The shares drawn pursuant to paragraph 4 shall be valid until the end of the quota period.

Article 2

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1 (4) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quotas.

2. Each Member State shall ensure that importers of the products concerned have free access to the quotas for such time as the available balance of the quota volumes so permits.

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

4. The extent to which the quotas have been used up shall be determined on the basis of the imports charges as laid down in paragraph 3.

Article 3

If the Commission so requests, the Member States shall notify it of the imports of the products concerned actually charged against the quotas.

Article 4

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

Article 5

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

It shall apply :

- from 1 May 1987 for the quota indicated in Article 1 under Order No 09.2765,
- from the date of entry into force of this Regulation for the other quotas.

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

Done at Luxembourg, 16 June 1987.

For the Council

The President

P. DE KEERSMAEKER

COMMISSION REGULATION (EEC) No 1723/87

of 22 June 1987

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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 1579/86 ⁽²⁾, and in particular Article 13 (5) thereof,Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy ⁽³⁾, as last amended by Regulation (EEC) No 1636/87 ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Commission Regulation (EEC) No 135/87 ⁽⁵⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 19 June 1987;

Whereas the aforesaid corrective factor affects the entire calculation basis for the levies, including the equivalence coefficients;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 135/87 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 23 June 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 139, 24. 5. 1986, p. 29.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 17, 20. 1. 1987, p. 1.

ANNEX

to the Commission Regulation of 22 June 1987 fixing the import levies on cereals and on wheat or rye flour, groats and meal

CCT heading No	Description	(ECU/tonne)	
		Portugal	Third country
10.01 B I	Common wheat, and meslin	19,24	200,17
10.01 B II	Durum wheat	55,79	253/87 ⁽¹⁾ ⁽²⁾
10.02	Rye	47,79	172,91 ⁽⁶⁾
10.03	Barley	46,08	197,26
10.04	Oats	103,68	151,84
10.05 B	Maize, other than hybrid maize for sowing	7,41	178,85 ⁽²⁾ ⁽³⁾ ⁽⁸⁾
10.07 A	Buckwheat	46,08	137,03
10.07 B	Millet	46,08	147,00 ⁽⁴⁾
10.07 C II	Grain sorghum, other than hybrid sorghum for sowing	32,13	187,96 ⁽⁴⁾ ⁽⁸⁾
10.07 D I	Triticale	⁽⁷⁾	⁽⁷⁾
10.07 D II	Canary seed; other cereals	46,08	52,81 ⁽⁵⁾
11.01 A	Wheat or meslin flour	42,63	295,93
11.01 B	Rye flour	82,60	257,77
11.02 A I a)	Durum wheat groats and meal	100,31	407,33
11.02 A I b)	Common wheat groats and meal	43,08	316,64

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

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

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

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

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

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

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

⁽⁸⁾ The levy referred to in Article 1 of Council Regulation (EEC) No 2913/86 shall be fixed on the basis of an invitation to tender in accordance with Commission Regulation (EEC) No 3140/86.

COMMISSION REGULATION (EEC) No 1724/87

of 22 June 1987

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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 1579/86⁽²⁾, and in particular Article 15 (6) thereof,Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 1636/87⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Commission Regulation (EEC) No 2011/86⁽⁵⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 19 June 1987;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The premiums referred to in Article 15 of Regulation (EEC) No 2727/75 to be added to the import levies fixed in advance in respect of cereals and malt originating in Portugal shall be zero.

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

Article 2

This Regulation shall enter into force on 23 June 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 139, 24. 5. 1986, p. 29.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 173, 1. 7. 1986, p. 4.

ANNEX

to the Commission Regulation of 22 June 1987 fixing the premiums to be added to the import levies on cereals, flour and malt from third countries

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 6	1st period 7	2nd period 8	3rd period 9
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	0	0	2,36
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C II	Grain sorghum, other than hybrid sorghum for sowing	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

CCT heading No	Description	(ECU/tonne)				
		Current 6	1st period 7	2nd period 8	3rd period 9	4th period 10
11.07 A I a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 1725/87

of 19 June 1987

fixing for the 1987/88 marketing year the components intended to ensure protection of the processing industry in the cereals and rice sector in trade between Spain and the Community of Ten

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 478/86 of 25 February 1986 laying down general rules for the components intended to ensure protection of the processing industry in the cereals and rice sector and fixing those relating to Spain ⁽¹⁾, and in particular Article 1 (3) thereof,

Whereas Article 78 (3) of the Act of Accession lays down that the protection components must be gradually eliminated by reducing the basic component by 12,5 % at the beginning of each of the eight marketing years following accession; whereas each reduction must take effect from the beginning of the marketing year of the product in question;

Whereas the fixed opponents applicable in trade between Spain and the Community of Ten must be fixed in the cereals and rice sector for the 1987/88 marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

For the products covered by Council Regulations (EEC) No 2727/75 ⁽²⁾ and (EEC) No 1418/76 ⁽³⁾, the components intended to ensure protection of the processing industry as referred to in Article 78 of the Act of Accession and levied on imports into the Community of Ten from Spain and on imports into Spain from the Community of Ten are fixed in the Annex hereto for the 1987/88 marketing year.

Article 2

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

It shall apply from 1 July 1987 as regards the products covered by Regulation (EEC) No 2727/75 and from 1 September 1987 as regards the products covered by Regulation (EEC) No 1418/76.

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

Done at Brussels, 19 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 54, 1. 3. 1986, p. 14.

⁽²⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽³⁾ OJ No L 166, 25. 11. 1976, p. 1.

ANNEX

CCT heading No	Description	Components fixed in ECU/tonne	
		Community of Ten	Spain
07.06	Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and other similar roots and tubers with high starch or inulin content, fresh or dried, whole or sliced; sago pith : A. Manioc, arrowroot, salep and other similar roots and tubers with high starch content, excluding sweet potatoes I. Fresh or dried, whole or sliced, but not further processed II. Other, including pellets	— 2,27	— 2,27
10.06	Rice : B. Other : II. Semi-milled or wholly milled rice : a) Semi-milled rice : 1. Round grain 2. Long grain b) Wholly milled rice : 1. Round grain 2. Long grain	 9,79 9,73 10,43 10,43	 9,79 9,73 10,43 10,43
11.01	Cereal flours (1) : A. Wheat or meslin flour B. Rye flour C. Barley flour D. Oat flour E. Maize flour : I. Of a fat content not exceeding 1,5 % by weight II. Other F. Rice flour G. Other	17,00 17,00 4,53 4,53 4,53 2,27 2,27 2,27	17,00 17,00 4,53 4,53 4,53 2,27 2,27 2,27
11.02	Cereal groats and cereal meal; other worked cereal grains (for example, rolled, flaked, polished, pearled or kibbled but not further prepared), except rice falling within heading No 10.06; germ of cereals, whole, rolled, flaked or ground : A. Cereal groats and cereal meal : I. Wheat : a) Durum wheat b) Common wheat II. Rye III. Barley IV. Oats V. Maize : a) Of a fat content not exceeding 1,5 % by weight : 1. For the brewing industry 2. Other b) Other VI. Rice VII. Other	 17,00 17,00 4,53 4,53 4,53 4,53 4,53 2,27 2,27 2,27	 17,00 17,00 4,53 4,53 4,53 4,53 4,53 2,27 2,27 2,27

CCT heading No	Description	Components fixed in ECU/tonne	
		Community of Ten	Spain
11.02 (cont'd)	B. Hulled grains (shelled or husked), whether or not sliced or kibbled : I. Barley and oats : a) Hulled (shelled or husked) : 1. Barley 2,27 2,27 2. Oats : aa) Clipped oats 2,27 2,27 bb) Other 2,27 2,27 b) Hulled and sliced or kibbled ('Grütze' or 'grutten') : 1. Barley 2,27 2,27 2. Oats 2,27 2,27 II. Other cereals : a) Wheat 2,27 2,27 b) Rye 2,27 2,27 c) Maize 2,27 2,27 d) Other 2,27 2,27 C. Pearled grains : I. Wheat 2,27 2,27 II. Rye 2,27 2,27 III. Barley 4,53 4,53 IV. Oats 2,27 2,27 V. Maize 2,27 2,27 VI. Other 2,27 2,27 D. Grains not otherwise worked than kibbled : I. Wheat 2,27 2,27 II. Rye 2,27 2,27 III. Barley 2,27 2,27 IV. Oats 2,27 2,27 V. Maize 2,27 2,27 VI. Other 2,27 2,27 E. Rolled grains ; flaked grains : I. Barley and oats : a) Rolled : 1. Barley 2,27 2,27 2. Oats 2,27 2,27 b) Flaked : 1. Barley 4,53 4,53 2. Oats 4,53 4,53 II. Other cereals : a) Wheat 4,53 4,53 b) Rye 4,53 4,53 c) Maize 4,53 4,53 d) Other : 1. Flaked rice 4,53 4,53 2. Other 4,53 4,53		

CCT heading No	Description	Components fixed in ECU/tonne	
		Community of Ten	Spain
11.02 (cont'd)	F. Pellets :		
	I. Wheat	4,53	4,53
	II. Rye	4,53	4,53
	III. Barley	4,53	4,53
	IV. Oats	4,53	4,53
	V. Maize	4,53	4,53
	VI. Rice	2,27	2,27
	VII. Other	2,27	2,27
	G. Germ of cereals, whole, rolled, flaked or ground :		
	I. Wheat	4,53	4,53
	II. Other	4,53	4,53
11.04	Flour of the dried leguminous vegetables falling within heading No 07.05 or of the fruits falling within any heading in Chapter 8 ; flour and meal of sago and of roots and tubers falling within heading No 07.06 :		
	C. Flour and meal of sago and of roots and tubers falling within heading No 07.06 :		
	I. Denatured (a)	2,27	2,27
	II. Other :		
	a) For the manufacture of starches (a)	15,41	15,41
11.07			
	Malt, roasted or not :		
	A. Unroasted :		
	I. Obtained from wheat :		
	a) In the form of flour	8,16	8,16
	b) Other	8,16	8,16
	II. Other :		
	a) In the form of flour	8,16	8,16
	b) Other	8,16	8,16
	B. Roasted	8,16	8,16
11.08	Starches ; inulin :		
	A. Starches		
	I. Maize starch	15,41	15,41
	II. Rice starch	23,12	23,12
	III. Wheat starch	15,41	15,41
	IV. Potato starch	15,41	15,41
	V. Other	15,41	15,41
11.09	Wheat gluten, whether or not dried	136,01	136,01
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel :		
	B. Glucose and glucose syrup ; maltodextrine and maltodextrine syrup		
	II. Other :		
	a) Glucose in the form of white crystalline powder, whether or not agglomerated	72,54	72,54
	b) Other	49,87	49,87
	F. Caramel :		
	II. Other :		
	a) In the form of powder, whether or not agglomerated	72,54	72,54
	b) Other	49,87	49,87

CCT heading No	Description	Components fixed in ECU/tonne	
		Community of Ten	Spain
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : II. Glucose syrup	49,87	49,87
23.02	Bran, sharps and other residues derived from the sifting, milling or working of cereals or of leguminous vegetables : A. Of cereals : I. Of maize or rice : a) With a starch content not exceeding 35 % by weight b) Other II. Of other cereals : a) Of which the starch content does not exceed 28 % by weight, and of which the proportion that passes through a sieve with an aperture of 0,2 mm does not exceed 10 % by weight or alternatively the proportion that passes through the sieve has an ash content calculated on the dry products, equal to or more than 1,5 % by weight b) Other	4,50 4,50 4,50 4,50	4,50 4,50 4,50 4,50
23.03	Beet-pulp, bagasse and other waste of sugar manufacture ; brewing and distilling dregs and waste ; residues of starch manufacture and similar residues : A. Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on the dry product : I. Exceeding 40 % by weight	136,01	136,01
23.07	Sweetened forage ; other preparations of a kind used in animal feeding : B. Other, containing starch, glucose, glucose syrup, maltodextrine or maltodextrine syrup falling within subheadings 17.02 B and 21.07 F II, or milk products : I. Containing starch, glucose, glucose syrup, maltodextrine or maltodextrine syrup : a) Containing no starch or containing 10 % or less by weight of starch : 1. Containing no milk products or containing less than 10 % by weight of such products 2. Containing not less than 10 % but less than 50 % by weight of milk products b) Containing more than 10 % but not more than 30 % by weight of starch : 1. Containing no milk products or containing less than 10 % by weight of such products 2. Containing not less than 10 % but less than 50 % by weight of milk products c) Containing more than 30 % by weight of starch : 1. Containing no milk products or containing less than 10 % by weight of such products 2. Containing not less than 10 % but less than 50 % by weight of milk products	8,16 8,16 8,16 8,16 8,16 8,16	8,16 8,16 8,16 8,16 8,16 8,16

(¹) In order to distinguish between products falling within heading Nos 11.01 and 11.02, on the one hand, and within subheading 23.02 A, on the other, those products shall be considered as falling within heading Nos 11.01 and 11.02 which simultaneously have :

- a starch content (determined by the modified Ewers polarimetric method) of more than 45 % (by weight) calculated on the dry product,
- an ash content (by weight) calculated on the dry product (after deduction of any added minerals) of 1,6 % or less for rice, 2,5 % or less for wheat or rye, 3 % or less for barley, 4 % or less for buckwheat, 5 % or less for oats and 2 % or less for the other cereals.

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

COMMISSION REGULATION (EEC) No 1726/87

of 22 June 1987

amending Regulation (EEC) No 1184/86 laying down detailed rules for the mechanisms for controlling the quantities of certain products in the oils and fats sector released for consumption in Portugal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 476/86 of 25 February 1986 laying down general rules for the mechanism for controlling the prices and the quantities of certain products in the oils and fats sector released for consumption in Portugal ⁽¹⁾, and in particular Article 14 thereof,

Whereas Article 4, and in particular Article 4 (4) of Regulation (EEC) No 476/86 lays down a limit on imports applicable only to oils intended for human consumption; whereas Commission Regulation (EEC) No 1184/86 ⁽²⁾, as last amended by Regulation (EEC) No 1664/87 ⁽³⁾, does not explicitly exclude imports of seeds and flours or meals intended for the extraction of oil for purposes other than human consumption from that limit; whereas products the oil from which is not to be used for human consumption should therefore be excluded from the import quota; whereas provision should therefore be made for a mechanism ensuring that such products are actually used for that purpose;

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

Regulation (EEC) No 1184/86 is hereby amended as follows:

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

'3. However, no limit shall apply to imports of products falling within subheading 12.01 B and heading 12.02 of the Common Customs Tariff intended for uses other than the extraction of oil for human consumption.

Portugal shall take appropriate measures to ensure that the products in question are actually put to the use specified.'

2. The second subparagraph of Article 4 (2) is deleted.

3. The following paragraph is added to Article 4:

'5. In the case of the products referred to in Article 3 (3), import applications shall be accompanied by an undertaking by the party concerned to the effect that the product imported is intended for:

- preparations for consumption without extraction of oil, or
- the extraction of oil for purposes other than human consumption.

Import applications shall be accompanied by a security equal to:

- 50 ECU per tonne of product intended for preparations for consumption without extraction of the oil, or
- 150 ECU per tonne of oil from products intended for the extraction of oil for purposes other than human consumption. The quality of oil from the product in question shall be determined on the basis of the yields as set out in Annex II.

If evidence is provided within six months from the date of import that the product has actually been used in accordance with the statement provided for in the first subparagraph in the following proportions with respect to the anticipated quantities:

- less than 70 %, the undertaking shall be deemed not to have been fulfilled and the security shall be forfeit,
- from to 100 %, the undertaking shall be deemed to have been partly fulfilled and the security shall be released in the corresponding proportion.

Quantities which have not been used in accordance with the undertaking referred to above or for which evidence of their actual use has not been furnished within the time limit laid down shall be considered "normal" imports in the current supply balance.'

4. In the second subparagraph of Article 9, the words 'import and export' are deleted.

Article 2

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

⁽¹⁾ OJ No L 53, 1. 3. 1986, p. 51.

⁽²⁾ OJ No L 107, 24. 4. 1986, p. 23.

⁽³⁾ OJ No L 155, 16. 6. 1987, p. 9.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

COMMISSION REGULATION (EEC) No 1727/87

of 22 June 1987

fixing for the 1987/88 marketing year the reference prices for pears

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 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular Article 27 (1) thereof,

Whereas, pursuant to Article 23 (1) of Regulation (EEC) No 1035/72, reference prices valid for the whole Community are to be fixed before the beginning of each marketing year;

Whereas pears are produced in such quantities in the Community that reference prices should be fixed for them;

Whereas pears harvested during a given crop year are marketed from June of one year to May of the following year; whereas the quantities marketed in June and May of the following year are so small that there is no need to fix reference prices; whereas the reference prices should therefore be fixed for the period 1 July up to and including 30 April of the following year;

Whereas Article 23 (2) (b) of Regulation (EEC) No 1035/72 stipulates that reference prices are to be fixed at the same level as for the preceding marketing year, adjusted, after deducting the standard cost of transporting Community products between production areas and Community consumption centres in the preceding year, by:

- the increase in production costs for fruit and vegetables, less productivity growth, and
- the standard rate of transport costs in the current marketing year;

Whereas the resulting figure may nevertheless not exceed the arithmetic mean of producer prices in each Member State plus transport costs for the current year, after this amount has been increased by the rise in production costs less productivity growth; whereas the reference price may, however, not be lower than in the preceding marketing year;

Whereas to take variations into account, the year should be divided into several periods and a reference price fixed for each of these periods;

Whereas producer prices are to correspond to the average of the prices recorded on the representative market or markets situated in the production areas where prices are lowest, during the three years prior to the date on which the reference price is fixed, for a home-grown product with defined commercial characteristics being a product or variety representing a substantial proportion of the production marketed over the year or over part thereof and satisfying the specified requirements as regards market preparation; whereas, when the average of prices recorded on each representative market is being calculated, prices which could be considered excessively high or excessively low in relation to normal price fluctuations on that market are to be disregarded;

Whereas in accordance with Articles 140 (2) and 272 (3) of the Act of Accession, the prices of Spanish and Portuguese products will not be used for the purpose of calculating reference prices, during the first phase in the case of Spain and during the first stage in the case of Portugal;

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

For the 1987/88 marketing year, the reference prices for pears falling within subheading 08.06 B II of the Common Customs Tariff, expressed in ECU per 100 kilograms net of packed products of class 1, of all sizes, shall be as follows;

July:	46,12
August:	39,17
September:	38,88
October:	41,99
November:	45,01
December:	48,27
January to April inclusive:	50,28

Article 2

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

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 1728/87

of 22 June 1987

fixing for the 1987/88 marketing year the reference prices for apples

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 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular Article 27 (1) thereof,

Whereas, under Article 23 (1) of Regulation (EEC) No 1035/72, reference prices valid for the whole Community are fixed annually before the beginning of the marketing year;

Whereas because of the importance of apple-growing in the Community it is necessary to fix a reference price for apples;

Whereas apples harvested during a given crop year are marketed from July of one year to June of the following year; whereas reference prices should therefore be fixed for the period from 1 July up to and including 30 June of the following year;

Whereas to take seasonal variations into account, the year should be divided into several periods and a reference price fixed for each of these periods;

Whereas Article 23 (2) (b) of Regulation (EEC) No 1035/72 stipulates that reference prices are to be fixed at the same level as for the preceding marketing year, adjusted, after deducting the standard cost of transporting Community products between production areas and Community consumption centres in the preceding year, by:

- the increase in production costs for fruit and vegetables, less productivity growth, and
- the standard rate of transport costs in the current marketing year;

Whereas the resulting figure may nevertheless not exceed the arithmetic mean of producer prices in each Member State plus transport costs for the current year, after this amount has been increased by the rise in production costs less productivity growth; whereas the reference price may, however, not be lower than in the preceding marketing year;

Whereas producer prices are the average of the prices recorded during the three years prior to the date of fixing the reference price, for a home-grown product with defined commercial characteristics, on the representative market or markets situated in the production areas where prices are lowest, for the products or varieties which represent a considerable proportion of production marketed throughout the year or for part of it and which satisfy specified requirements as regards market preparation; whereas when the average of prices recorded on each representative market is being calculated, prices which could be considered excessively high or excessively low in relation to normal price fluctuations on that market must be disregarded;

Whereas, in accordance with Articles 140 (2) and 272 (3) of the Act of Accession, the prices of Spanish and Portuguese products will not be used for the purpose of calculating reference prices, during the first phase in the case of Spain and during the first stage in the case of Portugal;

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

For the 1987/88 marketing year, the reference prices for apples falling within subheading 08.06 A II of the Common Customs Tariff, expressed in ECU per 100 kilograms net, shall be as follows for packed class I fruit, all sizes:

July:	46,25
August:	40,29
September:	43,37
October:	43,59
November:	44,41
December:	45,43
January:	48,40
February:	50,21
March:	52,49
April:	53,76
May:	56,05
June:	56,82

Article 2

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

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

COMMISSION REGULATION (EEC) No 1729/87

of 22 June 1987

derogating in respect of the opening weeks of the 1987/88 marketing year from the quality standards applicable to certain varieties of apples and pears

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular the second subparagraph of Article 2 (3) thereof,

Whereas, under the quality standards for dessert apples and pears set out in the Annex to Commission Regulation (EEC) No 1641/71⁽³⁾, as last amended by Regulation (EEC) No 1653/87⁽⁴⁾, the fruit must be developed to the point where further ripening will enable it to attain the maturity appropriate to its varietal characteristics; whereas the minimum sizes laid down by the standards render this requirement impossible to meet early in the marketing year in the case of some apple and pear varieties; whereas larger minimum sizes should be fixed for a certain period;

Whereas the need for this derogation from the minimum sizes laid down in the quality standards may not arise everywhere in the Community; whereas the Member States should therefore be empowered not to apply the derogation or to re-apply the standard earlier than the dates fixed in this Regulation;

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. By way of derogation from Title III of the quality standards for dessert apples and pears contained in the Annex to Regulation (EEC) No 1641/71 and subject to paragraph 2 below, the minimum size required of fruit of the 1987 harvest marketed within the Community shall be:

- (a) for apples of the George Cave variety, 60 mm until 9 August 1987;
- (b) for apples of the Grenadier variety, 70 mm until 9 August 1987;

- (c) for apples of the James Grieve and mutations (except the Red James Grieve variety) and Jamba varieties, 70 mm until 30 August 1987 and 65 mm from 31 August to 13 September 1987;
- (d) for apples of the Golden Delicious variety, 65 mm until 20 September 1987;
- (e) for apples of the Gravensteiner variety, 70 mm until 6 September 1987;
- (f) for apples of the Cox's orange pippin variety and mutations, 65 mm until 27 September 1987;
- (g) for apples of the Worcester pearmain variety, 60 mm until 6 September 1987;
- (h) for apples of the Discovery variety, 60 mm until 9 August 1987;
- (i) for apples of the Tydemans Early variety, 65 mm until 23 August 1987;
- (j) for apples of the Summerred variety, 65 mm until 13 September 1987;
- (k) for apples of the Red James Grieve varieties, 70 mm until 6 September 1987;
- (l) for apples of the Spartan variety, 65 mm until 27 September 1987;
- (m) for apples of the Bramley Seedling variety, 80 mm until 6 September 1987;
- (n) for apples of the Katy variety, 60 mm until 30 August 1987;
- (o) for pears of the Dr Jules Guyot and Early Morettini Butter-pear varieties, 60 mm until 23 August 1987;
- (p) for pears of the Bon Chrétien Williams variety, 60 mm until 6 September 1987;
- (q) for pears of the Beurré Hardy and Alexandrine Douillard varieties, 60 mm until 11 October 1987;
- (r) for pears of the Louise Bonne d'Avranches variety, 55 mm until 4 October 1987.

However, Member States may decide, in the light of conditions peculiar to their home production, not to apply this derogation in respect of apples and pears harvested in their territory and marketed within the Community or to bring forward the date on which the derogation shall cease to apply. They shall without delay inform the other Member States and the Commission of such decision.

2. The derogation provided for in paragraph 1 shall not apply in respect of trade in dessert apples and pears with third countries.

Article 2

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

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

⁽³⁾ OJ No L 172, 31. 7. 1971, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 34.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

COMMISSION REGULATION (EEC) No 1730/87

of 22 June 1987

laying down quality standards for table grapes

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular Article 2 (3) thereof,

Whereas the quality standards for table grapes are laid down in Annex I/7 of Commission Regulation No 58⁽³⁾; whereas those standards were amended by Regulations (EEC) No 847/76⁽⁴⁾ and (EEC) No 2166/84⁽⁵⁾;

Whereas a change has occurred in the production and marketing of these products particularly as regards the requirements of consumer and wholesale markets; whereas the common quality standards for table grapes should therefore be changed to take those new requirements into account;

Whereas such changes entail alteration of the definition of the supplementary quality class as laid down by Council Regulation No 211/66/EEC⁽⁶⁾; whereas account should be taken, in defining that class, of the economic importance to producers of the products concerned and of the need to meet consumer requirements;

Whereas the standards are applicable at all stages of marketing; whereas transportation over a long distance, storage for a certain length of time or the various handling operations may bring about deterioration due to the biological development of the products or their tendency to perish; whereas, therefore, account should be taken of such deterioration when applying the standards at the marketing stages following dispatch; whereas, since the products in the 'Extra' class have to be particularly carefully sorted and packaged, only lack of freshness or

turgescence is to be taken into account only in their case;

Whereas in the interest of clarity and certainty as to legal requirements for ease of use the standards thus changed should be consolidated in a single text;

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

The quality standards for table grapes falling within subheading 08.04 A of the Common Customs Tariff are set in the Annex hereto.

These standards shall apply at all marketing stages, under the conditions laid down in Regulation (EEC) No 1035/72.

However, at the stages following dispatch the products may show, in relation to the standards prescribed,

- a slight lack of freshness and turgescence,
- for the products graded in the class other than the 'Extra' class, slight alternation due to their development and their tendency to perish and also a certain number of loose grapes, separated from the stalk.

Article 2

Regulation No 58 is hereby amended as follows:

- in Article 1, 'table grapes' shall be deleted,
- Annex I/7 specifying the quality standards for table grapes, respectively, shall be deleted.

Article 3

Council Regulation No 211/66/EEC is hereby amended as follows:

- in Article I, 'table grapes' shall be deleted,
- Annex VI concerning table grapes shall be deleted.

Article 4

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

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

⁽³⁾ OJ No 56, 7. 7. 1962, p. 1606/62.

⁽⁴⁾ OJ No L 96, 10. 4. 1976, p. 32.

⁽⁵⁾ OJ No L 197, 27. 7. 1984, p. 33.

⁽⁶⁾ OJ No 233, 20. 12. 1966, p. 3939/66.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

QUALITY STANDARD FOR TABLE GRAPES

I. DEFINITION OF PRODUCE

This standard applies to table grapes, being fruit grown from varieties (cultivars) of *Vitis Vinifera* L., to be supplied fresh to the consumer and belonging to the varieties set forth in the annexed list, table grapes for industrial processing being excluded.

II. PROVISIONS CONCERNING QUALITY

The purpose of the standard is to define the quality requirements for table grapes after preparation and packaging.

A. Minimum requirements

In all classes, subject to the special provisions for each class and the tolerances allowed, bunches and berries must be :

- sound ; produce affected by rotting or deterioration such as to make it unfit for consumption is excluded,
- clean, practically free of any visible foreign matter,
- practically free from damage by pests or diseases,
- free from all visible traces of mould,
- free of abnormal external moisture,
- free of foreign smell and/or taste.

In addition, berries must be :

- intact,
- well formed,
- normally developed.

Pigmentation due to sun is not a defect.

Bunches must have been carefully picked.

The grapes must be sufficiently developed and display satisfactory ripeness. The development and condition of the grapes must be such as to enable them :

- to withstand transport and handling, and
- to arrive in satisfactory condition at the place of destination.

B. Classification

The table grapes are classified into four classes defined below :

(i) *'Extra' Class*

Table grapes in this class must be of superior quality.

In shape, development and colouring the bunches must be typical of the variety, allowing for the district in which they are grown, and have no defects.

Berries must be firm, firmly attached, evenly spaced along the stalk and have their bloom virtually intact.

(ii) *Class I*

Table grapes in this class must be of good quality.

In shape, development and colouring the bunches must be typical of the variety, allowing for the district in which they are grown.

Berries must be firm, firmly attached and, as far as possible, have their bloom intact. They may, however, be less evenly spaced along the stalk than in the 'Extra' class.

The following slight defects, however, may be allowed provided that these do not affect the general appearance of the produce and the keeping quality of the package :

- slight defects of shape,
- slight defect in colouring,
- very slight sun scorch affecting the skin only.

(iii) *Class II*

This class includes table grapes which do not qualify for inclusion in a higher class but satisfy the minimum requirements laid down above.

The bunches may show slight defects in shape, development and colouring, provided these do not impair the essential characteristics of the variety, allowing for the district in which they are grown.

The berries must be sufficiently firm and sufficiently attached, and, where possible, still have their bloom. They may be less evenly spaced along the stalk than in Class I. The following defects are allowed:

- defects of shape,
- defects in colouring,
- slight sun-scorch affecting the skin only,
- slight bruising.

(iv) *Class III*⁽¹⁾

This class includes table grapes which do not qualify for inclusion in a higher class but satisfy the minimum requirements for Class II.

The bunches may include some abnormally developed berries.

'Thin' bunches, i. e. bunches in which the grapes are abnormally far apart on the stalk, and 'thick' bunches with the grapes too close together, shall be accepted in this class.

III. PROVISIONS CONCERNING SIZING

Sizing is determined by the weight of bunches.

The following minimum weight requirements per bunch are laid down for hothouse grapes and for large-berry and small-berry grapes grown in open field.

Class	Hothouse varieties	Open field varieties	
		Large-berry	Small-berry
'Extra'	300	200	150
I	250	150	100
II	150	100	75
III	75	75	75

A classified list of hothouse varieties and open group large-berry and small-berry varieties appears in the Annex to this standard.

IV. PROVISIONS CONCERNING TOLERANCES

The following tolerances in respect of quality and size are allowed in each package for produce not satisfying the requirements of the class indicated.

A. Quality tolerances

(i) *'Extra' Class*

5 % by weight of bunches not satisfying the requirements for the class, but meeting those for Class I or, exceptionally, coming within the tolerances for that class.

(ii) *Class I*

10 % by weight of bunches not satisfying the requirements for the class, but meeting those for Class II or, exceptionally, coming within the tolerances for that class.

(iii) *Class II*

10 % by weight for bunches satisfying neither the requirements for the class nor the minimum requirements, with the exception of produce affected by rotting or any other deterioration rendering it unfit for consumption.

(iv) *Class III*

15 % by weight of bunches satisfying neither the requirements for the class nor the minimum requirements, with the exception of produce affected by rotting or any other deterioration rendering it unfit for consumption.

⁽¹⁾ Additional class within the meaning of Article 2(1) of Regulation No 1035/72/EEC. Use of this quality, class or some of its specifications is subject to a decision to be taken under Article 4(1) of the same Regulation.

B. Size tolerances**(i) 'Extra' Class, Classes I and II**

10 % by weight of bunches not satisfying the size requirements for the class, but meeting the size requirements for the class immediately below.

(ii) Class III

15 % by weight of bunches weighing less than 75 grams.

V. PROVISIONS CONCERNING PRESENTATION**A. Uniformity**

The contents of each package must be uniform; each package must contain bunches of the same origin, variety, class and degree of ripeness.

In the case of the 'Extra' Class, the bunches must be of more or less identical size and colouring.

In the case of Class III, uniformity of origin and variety only is required.

The visible part of the contents of each package must be representative of the entire contents.

B. Packaging

The table grapes must be packed in such a way that the produce is suitably protected. In the case of the 'Extra' Class, the bunches must be packed in a single layer.

The materials used inside the package must be new, clean and of a quality such as to avoid causing any external or internal damage to the produce. The use of materials and particularly of paper or stamps bearing trade specifications is allowed provided that the printing or labelling has been done with a non-toxic ink or glue.

Packages must be free from any foreign matter, although a fragment of vine shoot no more than 5 cm in length may be left on the stem of the bunch as a form of special presentation.

VI. PROVISIONS CONCERNING MARKING

Each package must bear the following particulars in letters grouped on the same side, legibly and indelibly marked and visible from the outside:

A. Identification

Packer and/or Despatcher	}	Name and address or officially issued or accepted code mark.
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B. Nature of produce

- 'Table Grapes', if the contents are not visible from the outside,
- Name of the variety.

C. Origin of produce

- Country of origin and, optionally, district where grown, or national, regional or local place name.

D. Commercial specifications

- Class.

E. Official Control mark

(optional).

*Annex***LISTS OF VARIETIES**

The lists in this Annex set out the varieties that may be marketed in the Community. Those preceded by an asterisk (*) are produced in the Community.

The names given in brackets are synonyms that may equally be used on the packaging.

1. Grapes grown under glass

- * Alphonse Lavallée (Garnacha roya — Ribier)
- * Black Alicante (Granacke — Granaxa — Grandaxa)
- * Cardinal
- * Canon Hall (Canon Hall Muscat)
- * Colman (Gros Colman) (cf. 2) — Gros Colman)
- * Frankenthal (cf. 2a) — Schiava Grossa)
- * Golden Champion (cf. 2a) — Baresana)
- * Gradisca (Gradiska)
- * Gros Maroc
- * Léopold III
- * Muscat d'Alexandrie (cf. 2a)
- * Muscat d'Hambourg (cf. 2b) Moscato d'Amburgo)
- * Prof. Aberson
- * Royal.

2. Open-grown grapes*(a) Large berry varieties*

- * Aledo (New Cross-Real)
- * Alphonse Lavallée (cf. 1)
Amasya Siyahi
- * Angela (Angiola)
- * Baresana (Duraca — Golden Champion — Lattuario bianco — Latuario bianco — Littuario bianco — Turchesa — Turchesca — Uva di Bisceglie — Uva rosa — Uva Turca — Varesana)
Barlinka
Bicane (Napoléon — Perle Impériale — Weißer Damaszaner — Zanta)
Bien Donné
- * Blanc d'Edessa (Edessis — Amasya)
Calmeria
- * Cardinal
Coarna noir
- * Dabouki (Barbaroui — Khalili — Salti)
- * Danam
Dan Ben-Hannah (Black Emperor)
- * Danlas
- * Datal
- * Diagalves (Dependura — Formosa — Pendura — Villanueva)
Dimiat (Damiat — Zoumiatico)
- * Dominga (Gloria — Murciana blanca — Uva verde de Alhama)
- * Doña María
- * Emperor (Emperador — Genova — Red Emperador — Red Emperor)
Erenköy Beyazi
- * Ferral
- * Flame Tokay
Gemre (Pembe Gemre)
Golden Hill
Gros Colman (Colman Früher Wälscher — Gros Colmar — Triomphe)
- * Hönüsü
- * Ignea (I. Pirovano 185)
- * Imperial Napoleon (Doña Mariana — Mariana)
- * Italia (Dona Sofia — Idéal — Italian muscat — I. Pirovano 65 — Moscatel Italiano)
Kozak Beyazi
- * Lival

- ★ Matilde
- ★ Michele Palieri
- ★ Muscat d'Alexandrie (Moscatellone — Moscatel Romano — Muscat Gordo bianco — Muscat de Grano Gordo — Muscat d'Espagne — Muscat Romano — Muscat blanc d'Alexandrie — Muskaat van Alexandrië — Salamanna — Seramanna — White Hanepoot — Witte Muskaat — Zibibbo)
Muscat Madame Mathiasz (Madame Jean Mathiaz)
- ★ Ohanes (Almería — Blanca Legitima — Ohanez — Uva de Almeiria — Uva di Almeria — Uva de Embarque — Uva del Barco)
- ★ Olivette blanche (Bridal — Olivette de Montpellier — Olivette de Vendemian)
- ★ Olivette noire (Olivetta nera — Olivetta Vibonese — Cornichon — Preta — Purple Cornichon)
Pannonia (Pannonia Gold)
Peck
- ★ Perlona (I. Pirovano 54)
- ★ Phraoula (Fraoula — Phraoula Kokkini — Phraoula radini)
- ★ Planta Nova (Coma — Tardana — Tortazon)
Prune de Cazouls
- ★ Ragol (Ahmeur bou Ahmeur — Angelina — Argelina — Imperial roja — Uva de Ragol)
- ★ Regina (Afouz Ali — Afis Ali — Afuz Ali — Aleppo — Bolgar — Dattier de Beyrouth — Dattero di Negroponte — Galleta — Hafis Ali — Inzolia imperiale — Karaboumou — Kararubun — Mennavacca bianca — Parchitana — Pergolona — Regina di Puglia — Reine — Rasaki — Rosaki blanc — Rossetti — Uva Real — Waltham cross)
- ★ Regina nera (Mennavacca nera — Lattuario nero — Olivettona — Regina negra — Rosaki noir)
- ★ Ribol
Salba
- ★ Schiava grossa (Black Hambourg — Frankenthal — Groß Vernatsch — Imperator — Lamper — Schiavone — Trollinger)
Tchaouch (Chaouch — Parc de Versailles — Tsaoussi)
Verico

(b) *Small berry varieties*

- ★ Admirable de Courtiller (Admirable — Csiri Csuri)
- ★ Albillo (Acerba — Albuela — Blanco Ribera — Cagalon)
- ★ Angelo Pirovano (I. Pirovano 2)
- ★ Annamaria (I. Ubizzoni 4)
Baltali
- ★ Beba (Beba de los Santos — Eva)
- ★ Catalanesca (Catalanesa — Catalana — Uva Catalana)
- ★ Chasselas blanc (Chasselas doré — Fendant — Franceset — Franceseta — Gutedel — Krachtgutedel — White van der Laan)
Chassalas rouge
Chelva (Chelva de Cebreros — Guareña — Mantuo — Villanueva)
- ★ Ciminnita (Cipro bianco)
- ★ Clairette (Blanquette — Malvoisie — Uva de Jijona)
- ★ Colombana bianca (Verdea — Colombana de Peccioli)
- ★ Dehlo
- ★ Delizia di Vaprio (I. Pirovano 46 A)
- ★ Gros Vert (Abbondanza — St Jeannet — Trionfo dell'Esposizione — Verdal — Trionfo di Gerusalemme)
- ★ Jaoumet (Madeleine de St Jacques — Saint Jacques)
- ★ Madeleine (Angevine — Angevine Oberlin — Madeleine Angevine Oberlin — Republicain)
- ★ Mireille
- ★ Molinera (Besgano — Castiza — Molinera gorda)
- ★ Moscato d'Adda (Muscat d'Adda)
- ★ Moscato d'Amburgo (Black Muscat — Hambro — Hamburg — Hamburski Misket — Muscat d'Hambourg — Moscato Preto)
- ★ Moscato di Terracina (Moscato di Maccarese)
- ★ Oeillade (Black Malvoisie — Cinsaut — Cinsault — Ottavianello — Sinso)
- ★ Panse precoce (Bianco di Foster — Foster's white — Panse blanche — Sicilien)
- ★ Perla di Csaba (Càbski Biser — Julski muskat — Muscat Julius — Perle de Csaba)

- ★ Perlaut
 - ★ Perlette
 - ★ Pizzutello bianco (Aetonychi aspro — Coretto — Cornichon blanc — Rish Baba — Sperone di gallo — Teta di vacca)
Precoce de Malingre
 - ★ Primus (I. Pirovano 7)
 - ★ Prunesta (Bermestia nera — Pergola rossa — Pergolese di Tivoli)
 - ★ Regina dei Vigneti (Königin der Weingärten — Muskat Szőlőskertek Kizalyneja — Szőlőskertek Kizalyneh — Rasaki ourgarias — Regina Villos — Reina de las Viñas — Reine des Vignes — I. Mathiasz 140 — Queen of the Vineyards)
 - ★ Servant (Servan — Servant di Spagna)
 - ★ Sideritis (Sidiritis)
 - ★ Sultanines (Bidaneh — Kishmich — Kis Mis — Sultan — Sultana — Sultani — Cekirdesksiz — Sultanina bianca — Sultaniye — Thomson seedless and mutations)
 - ★ Valenci blanc (Valensi — Valency — Panse blanche)
 - ★ Valenci noir (Planta Mula — Rucial de Mula — Valenci negro)
Yapincak.
-

COMMISSION REGULATION (EEC) No 1731/87

of 22 June 1987

amending Regulation (EEC) No 1445/76 specifying the different varieties of
Lolium perenne L.

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

Having regard to Council Regulation (EEC) No 2358/71 of 26 October 1971 on the common organization of the market in seeds ⁽¹⁾, as last amended by Regulation (EEC) No 1355/86 ⁽²⁾, and in particular Article 3 (5) thereof,

Whereas Commission Regulation (EEC) No 1445/76 ⁽³⁾, as last amended by Regulation (EEC) No 1926/86 ⁽⁴⁾, listed the varieties of *Lolium perenne* L. of high persistence, late or medium late, and of *Lolium perenne* L. of low persistence, medium late, medium early or early, within the meaning of the provisions adopted pursuant to Article 3 of Regulation (EEC) No 2358/71;

Whereas, since the last amendment of Regulation (EEC) No 1445/76, certified seed of certain varieties of *Lolium perenne* L. is no longer marketed, while certified seed of other varieties has appeared on the market and will be marketed for the first time during the 1987/88 marketing year; whereas, furthermore, the application of the classification criteria to certain varieties of *Lolium perenne* L.

results in their inclusion in one of the abovementioned lists; whereas the Annexes to Regulation (EEC) No 1445/76 should therefore be amended accordingly;

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

The Annexes I and II to Regulation (EEC) No 1445/76 are replaced by the Annexes to this Regulation.

Article 2

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

It shall apply with effect from 1 July 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 246, 5. 11. 1971, p. 1.

⁽²⁾ OJ No L 118, 7. 5. 1986, p. 1.

⁽³⁾ OJ No L 161, 23. 6. 1976, p. 10.

⁽⁴⁾ OJ No L 167, 24. 6. 1986, p. 9.

*ANNEX I***Varieties of high persistence, late or medium late**

- | | | |
|---------------------|-------------------------------------|--------------------|
| 1. Aberystwyth S 23 | 42. Entrar | 83. Pablo |
| 2. Albi | 43. Fanal (T) | 84. Parcour |
| 3. Alsinto | 44. Final | 85. Patora |
| 4. Anduril | 45. Fingal | 86. Pelleas |
| 5. Animo | 46. Floret (T) | 87. Pelo |
| 6. Antrim | 47. Hermes | 88. Perfect |
| 7. Arno | 48. Honneur | 89. Perma |
| 8. Barcentra (T) | 49. Hunter | 90. Perray |
| 9. Barclay | 50. Idole | 91. Pippin |
| 10. Bardetta | 51. Karin | 92. Player |
| 11. Barenza | 52. Kent Indigenous | 93. Pleno |
| 12. Barlenna | 53. Kerdion | 94. Préférence |
| 13. Barlet | 54. Kosta | 95. President |
| 14. Barmega | 55. Lamora (Mommersteeg's Weidauer) | 96. Prester |
| 15. Barry | 56. Lennox | 97. Profit |
| 16. Bartony | 57. Lihersa | 98. Rally (T) |
| 17. Belfort (T) | 58. Lilope | 99. Rathlin |
| 18. Bellatrix | 59. Limage | 100. Rival |
| 19. Borvi | 60. Limes | 101. Runner |
| 20. Brigantia | 61. Liparis | 102. Saione |
| 21. Capper | 62. Lirayo | 103. Salem |
| 22. Caprice | 63. Lisabelle | 104. Saver |
| 23. Chantal | 64. Lisuna | 105. Score/Fairway |
| 24. Cigil | 65. Loretta | 106. Semperweide |
| 25. Citadel (T) | 66. Lorina | 107. Senator |
| 26. Cockade | 67. Lucretia | 108. Servo |
| 27. Combi | 68. Magella | 109. Sisu |
| 28. Compas | 69. Magister | 110. Sommora |
| 29. Condesa (T) | 70. Majestic | 111. Spargo (T) |
| 30. Contender | 71. Mandola | 112. Splendor |
| 31. Corona | 72. Manhattan | 113. Springfield |
| 32. Cupido | 73. Maprima | 114. Sprinter |
| 33. Danny | 74. Mascot | 115. Stentor |
| 34. Donata | 75. Master | 116. Talbot |
| 35. Duramo | 76. Meltra RvP (T) | 117. Trani |
| 36. Edgar | 77. Mirvan | 118. Tresor |
| 37. Elka | 78. Modus (T) | 119. Trimmer |
| 38. Elrond | 79. Mombassa | 120. Troubadour |
| 39. Emir | 80. Mondial | 121. Variant |
| 40. Endura | 81. Moretti | 122. Vigor (Melle) |
| 41. Ensporta | 82. Outsider | 123. Wendy. |

*ANNEX II***Varieties of low persistence, medium late, medium early or early**

- | | |
|---------------|--------------------|
| 1. Atempo (T) | 4. Lenta Pajbjerg |
| 2. Delray | 5. Printo |
| 3. Gazon | 6. Verna Pajbjerg. |

COMMISSION REGULATION (EEC) No 1732/87

of 22 June 1987

fixing additional amounts for live and slaughtered poultry

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 the Regulation (EEC) No 1475/86⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, however, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas, pursuant to Regulation (EEC) No 565/68⁽⁵⁾, the import levies on slaughtered fowls, ducks and geese origi-

nating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2261/69⁽⁶⁾, the import levies on slaughtered ducks and geese originating in and coming from Romania are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2474/70⁽⁷⁾, the import levies on slaughtered turkeys originating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2164/72⁽⁸⁾, the import levies on slaughtered fowls and geese originating in and coming from Bulgaria are not increased by an additional amount;

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

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 shall be as set out in the Annex hereto for the products listed in Article 1 (1) of that Regulation which appear in the said Annex.

Article 2

This Regulation shall enter into force on 24 June 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 133, 21. 5. 1986, p. 39.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No L 107, 8. 5. 1968, p. 7.

⁽⁶⁾ OJ No L 286, 14. 11. 1969, p. 24.

⁽⁷⁾ OJ No L 265, 8. 12. 1970, p. 13.

⁽⁸⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to live and slaughtered poultry and halves or quarters

(ECU/100 kg)

CCT heading No	Description	Additional amount	Imports affected
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	A. Whole poultry :		
	I. Fowls :		
	a) Plucked and gutted, with heads and feet, known as '83 % chickens'	4,00	Origin : Romania, Hungary
	b) Plucked and drawn, without heads and feet, but with hearts, livers and gizzards, known as '70 % chickens'	4,00	Origin : Romania, Hungary
	c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens'	4,00	Origin : Romania, Hungary
	B. Poultry cuts (excluding offals) :		
	II. Unboned (bone-in) :		
	a) Halves or quarters :		
	1. Of fowls	4,00	Origin : Romania, Hungary

COMMISSION REGULATION (EEC) No 1733/87
of 22 June 1987
fixing additional amounts for poultrymeat 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,

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 the Regulation (EEC) No 1475/86⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third coun-

tries, a second offer price must be determined for exports from these other countries;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for poultrymeat products other than slaughtered poultry and halves or quarters indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

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

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 shall be as set out in the Annex hereto for the products listed in Article 1 (1) of that Regulation which appear in the said Annex.

Article 2

This Regulation shall enter into force on 24 June 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 133, 21. 5. 1986, p. 39.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

ANNEX

Additional amounts applicable to poultrymeat products with the exception of live and slaughtered poultry and halves or quarters

(ECU/100 kg)

CCT heading No	Description	Additional amount	Imports affected
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	B. Poultry cuts (excluding offals) :		
	I. Boned or boneless :		
	c) Of other poultry	40,00	Origin : Hungary
	II. Unboned (bone-in) :		
	g) Other	30,00	Origin : Hungary
16.02	Other prepared or preserved meat or meat offal :		
	B. Other :		
	I. Poultrymeat or offal :		
	a) Containing 57 % or more by weight of poultrymeat (a) :		
	1. Containing uncooked meat or offal ; mixtures of cooked meat or offal and uncooked meat or offal :		
	bb) Other	80,00	Origin : Hungary

(a) For the purpose of determining the percentage of poultrymeat, weight of any bones shall be disregarded.

COMMISSION REGULATION (EEC) No 1734/87

of 22 June 1987

fixing additional amounts for eggs in shell

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 1475/86⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, however, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas, pursuant to Regulation No 54/65/EEC⁽⁵⁾, No 183/66/EEC⁽⁶⁾, No 765/67/EEC⁽⁷⁾, (EEC) No 59/70⁽⁸⁾

and (EEC) No 2164/72⁽⁹⁾, the levies on imports of poultry eggs in shell originating in and coming from Poland, South Africa, Australia, Romania or Bulgaria are not increased by an additional amount, in so far as concerns products imported in accordance with Article 4 (a) of Regulation No 163/67/EEC;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for the products listed in Article 1 (1) (a) of Regulation (EEC) No 2771/75 indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

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

The additional amounts provided for in Article 8 of Regulation (EEC) No 2771/75 shall be as set out in the Annex hereto for the products listed in Article 1 (1) of that Regulation which appear in the said Annex.

Article 2

This Regulation shall enter into force on 24 June 1987.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 133, 21. 5. 1986, p. 39.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No 59, 8. 4. 1965, p. 848/65.

⁽⁶⁾ OJ No 211, 19. 11. 1966, p. 3602/66.

⁽⁷⁾ OJ No 260, 27. 10. 1967, p. 24.

⁽⁸⁾ OJ No L 11, 16. 1. 1970, p. 1.

⁽⁹⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to certain products listed in Article 1 (1) (a) of Regulation
(EEC) No 2771/75

CCT heading No	Description	Additional amount	Imports affected
		ECU/100 units	
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not:		
	A. Eggs in shell, fresh or preserved:		
	I. Poultry eggs:		
	a) Eggs for hatching (a):		
	1. Of turkeys or geese	6,00	Origin : Israel

(a) Only poultry eggs which fulfil the conditions stipulated by the competent authorities of the European Communities are eligible for entry under this subheading.

COMMISSION REGULATION (EEC) No 1735/87

of 19 June 1987

suspending the application of Regulation (EEC) No 1560/78 on notification of the prices of certain varieties of peaches

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

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular the second subparagraph of Article 17 (1) thereof,

Whereas Article 17 (1) of Regulation (EEC) No 1035/72 provides that where, in the case of peaches throughout the marketing year and in the case of pears during the period 1 July to 31 August, the prices of products having the same characteristics as those by reference to which the basic price is fixed cannot be determined for a given representative market on a given day, the Member States are to communicate to the Commission the prices recorded for other products to be defined;

Whereas Commission Regulation (EEC) No 1560/78⁽³⁾ defines the varieties of peaches to which reference should be made; whereas the varieties for the month of June 1987 by reference to which the basic price and the

buying-in price of peaches are to be fixed as laid down by Regulation (EEC) No 1503/87⁽⁴⁾ make it possible to record the prices of peaches on the production markets on a regular basis; whereas there is, therefore, no further need to define products other than those to which reference is made;

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

The application of Commission Regulation (EEC) No 1560/78 is hereby suspended.

Article 2

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

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

Done at Brussels, 19 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

⁽³⁾ OJ No L 184, 6. 7. 1978, p. 20.

⁽⁴⁾ OJ No L 141, 30. 5. 1987, p. 13.

COMMISSION REGULATION (EEC) No 1736/87

of 19 June 1987

fixing for June 1987 the minimum purchase price for lemons delivered to the industry and the amount of financial compensation payable after their processing

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 1035/77 of 17 May 1977 laying down special measures to promote the marketing of lemon products⁽¹⁾, as last amended by Regulation (EEC) No 1353/86⁽²⁾, and in particular Article 3 thereof,

Whereas, under Article 1 (3) of Regulation (EEC) No 1035/77, the minimum price which processors must pay to producers is derived from the buying-in price for Class II plus 5 % of the basic price and whereas the minimum price is to be fixed before the beginning of each marketing year;

Whereas to date the Council has not fixed the basic and buying-in prices for lemons for the 1987/88 marketing year; whereas, by virtue of the tasks conferred on it by the Treaty, the Commission has had to take the necessary interim protective measures to ensure that the common agricultural policy continues to operate in this sector by fixing in Commission Regulation (EEC) No 1503/87 of 27 May 1987⁽³⁾ the amounts to be used for fixing the basic and buying-in prices for lemons for June 1987; whereas the basic price for June 1987 should therefore be fixed on the basis of the latter amounts, without prejudice to any adjustments to be applied as a result of subsequent price decisions adopted where appropriate by the Council for the same marketing year;

Whereas, under Article 2 of Regulation (EEC) No 1035/77 financial compensation cannot exceed the difference between the minimum purchase price referred to in Article 1 of the said Regulation and the prices obtained for the basic products in producer third countries; whereas, for the purposes of calculating this compensation and with a view to encouraging optimum marketing of lemon products, it would seem advisable to apply the full difference between these prices;

Whereas Articles 119 (2) and 305 (2) of the Act of Accession provide that, from the first move towards alignment, the minimum prices applicable, as the case may be, in Spain and Portugal are to be aligned on the common minimum price in accordance with the mechanism

provided for in Articles 70 and 238 of the said Act and the financial compensation applicable in Spain and Portugal respectively at each move towards alignment is to be that of the Community as constituted at 31 December 1985 less the difference between, on the one hand, the common minimum price and, on the other, the minimum prices applicable, as the case may be, in Spain and Portugal.

Whereas, because of the late publication of the amounts of the minimum price and financial compensation, the interested parties have been unable to conclude contracts for the beginning of the 1987/88 marketing year by the specified time; whereas the date specified in Commission Regulation (EEC) No 1562/85⁽⁴⁾, as last amended by Regulation (EEC) No 1715/86⁽⁵⁾, should therefore be waived;

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 minimum price referred to in Article 1 (3) of Regulation (EEC) No 1035/77 for June 1987 shall be as follows:

(ECU/100 kg net)

Spain	Portugal	Other Member States
12,36	12,81	19,53

2. The minimum price shall be in respect of products ex-producer's packaging station.

Article 2

The amount of the financial compensation referred to in Article 2 of Regulation (EEC) No 1035/77 for June 1987 shall be as follows:

(ECU/100 kg net)

Spain	Portugal	Other Member States
4,51	4,96	11,68

⁽¹⁾ OJ No L 125, 19. 5. 1977, p. 3.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 53.

⁽³⁾ OJ No L 141, 30. 5. 1987, p. 13.

⁽⁴⁾ OJ No L 152, 11. 6. 1985, p. 5.

⁽⁵⁾ OJ No L 149, 3. 6. 1986, p. 19.

Article 3

Notwithstanding Article 7 (1) of Regulation (EEC) No 1562/85, contracts for June 1987 may be concluded until 20 June 1987.

Article 4

The amounts referred to in Articles 1 and 2 are fixed without prejudice to any subsequent adjustments to be

made pursuant to the Council's decisions for the 1987/88 marketing year.

Article 5

The 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 June 1987.

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

Done at Brussels, 19 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 1737/87

of 19 June 1987

fixing for June 1987 the maximum levels of the withdrawal prices for tomatoes
grown under glass

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 1035/72
of 18 May 1972 on the common organization of the
market in fruit and vegetables⁽¹⁾, as last amended by
Regulation (EEC) No 1351/86⁽²⁾, and in particular the last
subparagraph of Article 18 (1) thereof,Whereas, under the last subparagraph of Article 18 (1) of
Regulation (EEC) No 1035/72, producers' organizations
may be authorized, in view of the characteristics of the
market under consideration, to fix, under certain condi-
tions, withdrawal prices above the levels referred to in
Article 18 (1) (a) of that Regulation;Whereas the market in tomatoes grown under glass has
different characteristics from those of the market in
open-grown tomatoes; whereas tomatoes grown under
glass are mainly 'Extra' Class and Class I products, the
prices for which are considerably higher than those for
open-grown products;Whereas, in order to provide more effective support for
the market in tomatoes grown under glass, producers'
organizations or associations of such organizations should
be allowed to fix their withdrawal price at a level higher
than the Community withdrawal price; whereas, in accor-
dance with the last subparagraph of Article 18 (1), it
appears that the maximum level of the withdrawal price
for these products can justifiably be fixed by taking
account of the trend in withdrawal prices for open grown
tomatoes;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*For June 1987, producers' organizations or associations of
such organizations may fix withdrawal prices, not excee-
ding the following maxima, in ECU per 100 kilograms
net, for tomatoes grown under glass:

— June (11 to 20):	30,25
(21 to 30):	27,83

*Article 2*The producers' organizations shall supply the following
information to the national authorities, who shall com-
municate it to the Commission:

- the period during which withdrawal prices are
applicable,
- the levels of withdrawal prices proposed and of those
applied.

*Article 3*This Regulation shall enter into force on the day of its
publication in the *Official Journal of the European
Communities*.

It shall apply from 11 June 1987.

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

Done at Brussels, 19 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

COMMISSION REGULATION (EEC) No 1738/87

of 19 June 1987

exempting certain Member States from the obligation to buy in certain fruit and vegetables

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 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular Article 19a (4) thereof,

Whereas Commission Regulation (EEC) No 1852/85 of 2 July 1985 laying down detailed rules of application with a view to exempt Member States from the obligation to buy in certain types of fruit and vegetables⁽³⁾ specified what information the Member States were to provide to the Commission with a view to their being exempted if they so requested, as provided for in Article 19a (4) of Regulation (EEC) No 1035/72, from intervention purchasing;

Whereas this information must concern either the proportion of each of the products indicated in Article 19a of Regulation (EEC) No 1035/72 marketed through recognized producer organizations or the proportion harvested in the Member State concerned during the last three marketing years;

Whereas the Member States have supplied this information; whereas the conditions for exemption laid down in Regulation (EEC) No 1852/85 are met by certain Member

States for certain products for the 1987/88 marketing year; whereas those Member States which have so applied should therefore be exempted from the obligation to make intervention purchases,

HAS ADOPTED THIS REGULATION:

Article 1

The following Member States are hereby exempted, in respect of the 1987/88 marketing year, from the obligations to make intervention purchases, as provided for in Article 19a of Regulation (EEC) No 1035/72, of pears from 1 July to 31 August, peaches, apricots, tomatoes and aubergines:

Belgium
Denmark
Germany
Ireland
Luxembourg
Netherlands
United Kingdom

This exemption shall apply in respect of Greece only to the pears referred to above.

Article 2

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

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

Done at Brussels, 19 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

⁽³⁾ OJ No L 174, 4. 7. 1985, p. 24.

COMMISSION REGULATION (EEC) No 1739/87

of 22 June 1987

introducing a countervailing charge on peaches including nectarines originating in Spain (except 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 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1351/86⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Article 25 (1) of Regulation (EEC) No 1035/72 provides that, if the entry price of a product imported from a third country remains at least 0,6 ECU below the reference price for two consecutive market days, a countervailing charge must be introduced in respect of the exporting country concerned, save in exceptional circumstances; whereas this charge is equal to the difference between the reference price and the arithmetic mean of the last two entry prices available for that exporting country;

Whereas Commission Regulation (EEC) No 933/87 of 31 March 1987 fixing for the 1987 marketing year the reference prices for peaches including nectarines⁽³⁾ fixed the reference price for products of class I for the period from 11 to 20 June 1987 at 80,73 ECU per 100 kilograms net;

Whereas the entry price for a given exporting country is equal to the lowest representative prices recorded for at least 30 % of the quantities from the exporting country concerned which are marketed on all representative markets for which prices are available less the duties and the charges indicated in Article 24 (3) of Regulation (EEC) No 1035/72; whereas the meaning of representative price is defined in Article 24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation

(EEC) No 3811/85⁽⁵⁾, the prices to be taken into consideration must be recorded on the representative markets or, in certain circumstances, on other markets;

Whereas, for peaches including nectarines originating in Spain (except the Canary Islands) the entry price calculated in this way has remained at least 0,6 ECU below the reference price for two consecutive market days; whereas a countervailing charge should therefore be introduced for these peaches including nectarines;

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

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

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal⁽⁷⁾, the arrangements applicable to trade between, on the one hand, a new Member State and, on the other, the Community as constituted at 31 December 1985, must be those which were applicable before accession;

Whereas Article 140 (1) provides for a 4 % reduction in the countervailing charges applicable under Regulation (EEC) No 1035/72 during the second year after accession,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 15,65 ECU per 100 kilograms net is applied to peaches including nectarines (subheading 08.07 B of the Common Customs Tariff) originating in Spain (except the Canary Islands).

Article 2

This Regulation shall enter into force on 24 June 1987.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1986, p. 46.

⁽³⁾ OJ No L 89, 1. 4. 1987, p. 43.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 1.

⁽⁶⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁷⁾ OJ No L 302, 15. 11. 1985, p. 9.

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

Done at Brussels, 22 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 5 June 1987

on improving the efficiency of agricultural structures in Belgium pursuant to
Council Regulation (EEC) No 797/85

(Only the French and Dutch texts are authentic)

(87/318/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of
12 March 1985 on improving the efficiency of agricultural
structures ⁽¹⁾, and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC)
No 797/85, the Belgian Government has forwarded the
Ministerial Decree of 23 December 1986, amending the
Ministerial Decree of 4 March 1986 on aids for invest-
ments and for setting up in farming;

Whereas, under Article 25 (3) of Regulation (EEC) No
797/85, the Commission has to decide whether the condi-
tions for a financial contribution from the Community
pursuant to Regulation (EEC) No 797/85 continue to be
satisfied in the light of the stated provisions with that
Regulation and bearing in mind the objectives of the
latter and the need to ensure that the various measures are
properly related;

Whereas the abovementioned provisions satisfy the condi-
tions and objectives of Regulation (EEC) No 797/85;

Whereas the EAGGF Committee has been consulted on
the financial aspects;

Whereas the measures provided for in this Decision are in
accordance with the opinion of the Standing Committee
on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

Account being taken of the Ministerial Decree of 23
December 1986 amending the Ministerial Decree of 4
March 1986 on aids for investments and for setting up in
farming, the regulations and administrative provisions
adopted in Belgium with a view to implementing Regula-
tion (EEC) No 797/85 continue to satisfy the conditions
governing a Community financial contribution to the
common measure provided for in Article 1 of that Regu-
lation.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 5 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.

COMMISSION DECISION**of 5 June 1987****on improving the efficiency of agricultural structures in Spain (Region of Cantabria) pursuant to Council Regulation (EEC) No 797/85****(Only the Spanish text is authentic)****(87/319/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of 12 March 1985 on improving the efficiency of agricultural structures ⁽¹⁾, and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC) No 797/85, the Spanish Government has forwarded Cantabria Regional Decree No 75/1986 of 8 August 1986 granting supplementary compensation in mountain and hill farming areas;

Whereas, under Article 25 (3) of Regulation (EEC) No 797/85, the Commission has to decide whether, in the light of the compatibility of the stated Decree with the abovementioned Regulation and bearing in mind the objectives of the latter and the need to ensure that the various measures are properly related, the conditions for a Community financial contribution to the supplementary compensatory allowance provided for in the Cantabria Regional Decree are satisfied;

Whereas the abovementioned Decree satisfies the conditions and objectives of Title III of Regulation (EEC) No 797/85;

Whereas the EAGGF Committee has been consulted on the financial aspects;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structures,

HAS ADOPTED THIS DECISION:

Article 1

Cantabria Regional Decree No 75/1986 of 8 August 1986 granting supplementary compensation in mountain and hill farming areas satisfies the conditions governing a Community financial contribution under Title III of Regulation (EEC) No 797/85.

Article 2

This Decision is addressed to Spain.

Done at Brussels, 5 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.

COMMISSION DECISION

of 12 June 1987

approving an addendum to the programme relating to the marketing of agricultural products in Italy pursuant to Council Regulation (EEC) No 355/77

(Only the Italian text is authentic)

(87/320/EEC)

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

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural and fishery products are processed and marketed ⁽¹⁾, as last amended by Regulation (EEC) No 560/87 ⁽²⁾, and in particular Article 5 thereof,

Whereas on 19 December 1986 the Italian Government forwarded an addendum to the programme approved by Commission Decision 83/602/EEC ⁽³⁾ relating to the marketing of agricultural products;

Whereas the addendum is a satisfactory follow-up to the programme to supplement the specific programmes approved by the Commission relating to the marketing of the various products; whereas it relates in particular to marketing centres, including storage refrigeration, packaging, loading and unloading of products with a view to increasing the commercial role of the agricultural operators and to bringing it into line with market requirements and establishing data-processing networks to improve and rationalize information on goods and transactions relating to such marketing; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas the approval of the addendum does not affect the decisions taken pursuant to Article 14 of Regulation (EEC) No 355/77 regarding the Community financing of projects in the sector mentioned, in particular with a view to ascertaining whether the projects are covered by the scope of Article 6 of the Regulation;

Whereas the addendum in question and the specific programmes approved relating to the various products contain sufficient information, as required in Article 3 of Regulation (EEC) No 355/77, to show that the objectives of Article 1 of the Regulation can be achieved in the sector concerned; whereas the estimated time required for execution of the programme does not exceed the limits laid down in Article 3 (1) (g) of the Regulation;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The addendum to the programme relating to the marketing of agricultural products forwarded by the Italian Government on 19 December 1986 pursuant to Regulation (EEC) No 355/77 is hereby approved.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 12 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

⁽²⁾ OJ No L 57, 27. 2. 1987, p. 6.

⁽³⁾ OJ No L 347, 9. 12. 1983, p. 56.

COMMISSION DECISION

of 12 June 1987

approving an addendum to the programme relating to beef/veal, pigmeat, goatmeat and sheepmeat submitted by the Government of the Federal Republic of Germany for the Land of Bavaria pursuant to Council Regulation (EEC) No 355/77

(Only the German text is authentic)

(87/321/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural and fishery products are processed and marketed ⁽¹⁾, as last amended by Regulation (EEC) No 560/87 ⁽²⁾, and in particular Article 5 thereof,Whereas on 28 May 1986 the Government of the Federal Republic of Germany forwarded an addendum to the programme approved by Commission Decision 81/773/EEC ⁽³⁾ relating to beef/veal and pigmeat in the Land of Bavaria and on 20 October 1986 submitted supplementary information;

Whereas the aim of that addendum is to rationalize and modernize slaughter installations, ancillary facilities, refrigeration plant and cutting rooms so as to increase the competitiveness of the sector and add value to its production; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas the addendum contains sufficient information, as required in Article 3 of Regulation (EEC) No 355/77, to show that the objectives of Article 1 of the Regulation can be achieved in respect of beef/veal, pigmeat, goatmeat and sheepmeat in the Land of Bavaria; whereas the period of seven years fixed for the execution of the addendum is in line with the objectives of the

programme, the amount of investments and the schedule of works planned; whereas it therefore meets the requirements of Article 3 (1) (g);

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The addendum to the programme relating to beef/veal, pigmeat, goatmeat and sheepmeat in the Land of Bavaria forwarded by the Government of the Federal Republic of Germany on 28 May 1986 concerning which supplementary information was submitted on 20 October 1986 pursuant to Regulation (EEC) No 355/77 is hereby approved.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 12 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.⁽²⁾ OJ No L 57, 27. 2. 1987, p. 6.⁽³⁾ OJ No L 285, 7. 10. 1981, p. 34.

COMMISSION DECISION

of 12 June 1987

approving an addendum to the programme relating to beef/veal and pigmeat submitted by the Government of the Federal Republic of Germany for the Land of Baden-Württemberg pursuant to Council Regulation (EEC) No 355/77

(Only the German text is authentic)

(87/322/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural and fishery products are processed and marketed ⁽¹⁾, as last amended by Regulation (EEC) No 560/87 ⁽²⁾, and in particular Article 5 thereof,

Whereas on 21 March 1986 the Government of the Federal Republic of Germany forwarded an addendum to the programme approved by Commission Decision 80/1322/EEC ⁽³⁾ relating to beef/veal and pigmeat in the Land of Baden-Württemberg and on 20 October 1986 submitted supplementary information;

Whereas the aim of the addendum to the programme is to rationalize and modernize the slaughter facilities, ancillary installations, refrigeration plant and cutting rooms so as to increase the competitiveness of the sector and add value to its production; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas the addendum contains sufficient information, as required in Article 3 of Regulation (EEC) No 355/77, to show that the objectives of Article 1 of the Regulation can be achieved in respect of beef/veal and pigmeat in the

Land of Baden-Württemberg; whereas the time laid down for execution of the addendum is observed;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The addendum to the programme relating to beef/veal and pigmeat in the Land of Baden-Württemberg forwarded by the Government of the Federal Republic of Germany concerning which supplementary information was submitted on 20 October 1986 pursuant to Regulation (EEC) No 355/77 is hereby approved.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 12 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

⁽²⁾ OJ No L 57, 27. 2. 1987, p. 6.

⁽³⁾ OJ No L 380, 31. 12. 1980, p. 16.

COMMISSION DECISION

of 12 June 1987

approving an addendum to the programme relating to the beef/veal and pigmeat sectors in the Land of Hessen forwarded by the Government of the Federal Republic of Germany pursuant to Council Regulation (EEC) No 355/77

(Only the German text is authentic)

(87/323/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural and fishery products are processed and marketed ⁽¹⁾, as last amended by Regulation (EEC) No 560/87 ⁽²⁾, and in particular Article 5 thereof,Whereas on 2 December 1985 the Government of the Federal Republic of Germany forwarded an addendum to the programme approved by Commission Decision 80/1340/EEC ⁽³⁾ relating to the beef/veal and pigmeat sectors in the Land of Hessen and on 12 May 1986, 15 September 1986 and 20 January 1987 submitted supplementary information;

Whereas the purpose of this addendum is to rationalize and modernize slaughter facilities, ancillary facilities, refrigeration plant and cutting facilities in order to make the industry more competitive and profitable; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas the addendum contains sufficient information, as required in Article 3 of Regulation (EEC) No 355/77, to show that the objectives of Article 1 of the Regulation can be achieved in respect of the beef/veal and pigmeat sector in the Land of Hessen; whereas the estimated time of six years for the implementation of the addendum is consistent with the objectives of the programme, the

volume of investment and the predicted schedule of works; whereas it therefore complies with the requirements of Article 3 (1) (g);

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The addendum to the programme relating to the beef/veal and pigmeat sector in the Land of Hessen forwarded by the Government of the Federal Republic of Germany pursuant to Regulation (EEC) No 355/77 on 2 December 1985, concerning which supplementary information was submitted on 12 May, 15 September 1986 and 20 January 1987 is hereby approved.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 12 June 1986.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.⁽²⁾ OJ No L 57, 27. 2. 1987, p. 6.⁽³⁾ OJ No L 384, 31. 12. 1980, p. 6.

COMMISSION DECISION

of 15 June 1987

on improving the efficiency of agricultural structures in Ireland pursuant to
Council Regulation (EEC) No 797/85

(Only the English text is authentic)

(87/324/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of
12 March 1985 on improving the efficiency of agricultural
structures ⁽¹⁾, and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC)
No 797/85, the Irish Government has forwarded the
scheme of vocational training for the improvement of
agricultural skills under Regulation (EEC) No 797/85 ;

Whereas, under Article 25 (3) of Regulation (EEC) No
797/85, the Commission has to decide whether the condi-
tions for a financial contribution from the Community
are satisfied in the light of the compatibility of the stated
provisions with the abovementioned Regulation and
bearing in mind the objectives of the latter and the need
to ensure that the various measures are properly related ;

Whereas the scheme mentioned satisfies the conditions
and objectives of Article 21 of Regulation (EEC) No
797/85 ;

Whereas the EAGGF Committee has been consulted on
the financial aspects ;

Whereas the measures provided for in this Decision are in
accordance with the opinion of the Standing Committee
on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

The scheme of vocational training for the improvement
of agricultural skills under Regulation (EEC) No 797/85,
forwarded by the Irish Government pursuant to Article
24 (4) of Regulation (EEC) No 797/85, satisfies the condi-
tions governing a Community financial contribution
under Article 21 of that Regulation.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 15 June 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.

COMMISSION DECISION

of 15 June 1987

on improving the efficiency of agricultural structures in Italy (Piedmont)
pursuant to Council Regulation (EEC) No 797/85

(Only the Italian text is authentic)

(87/325/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of
12 March 1985 on improving the efficiency of agricultural
structures⁽¹⁾, and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC)
No 797/85, the Italian Government has forwarded the
Piedmont Regional Law of 23 September 1986 imple-
menting in Piedmont Regulation (EEC) No 797/85;

Whereas, under Article 25 (3) of Regulation (EEC) No
797/85, the Commission has to decide whether the condi-
tions for a financial contribution from the Community
are satisfied in the light of the compatibility of the stated
provisions with the abovementioned Regulation and
bearing in mind the objectives of the latter and the need
to ensure that the various measures are properly related;

Whereas the abovementioned Law fulfils the conditions
and objectives of Regulation (EEC) No 797/85;

Whereas, however, the Commission reserves the right to
re-examine the measure laid down in point 2.7.2. regard-
ing the priorities for the granting of compensatory allo-
wances on the basis of a report on the application of that
measure to be submitted by Italy pursuant to Article 29 of
Regulation (EEC) No 797/85;

Whereas the EAGGF Committee has been consulted on
the financial aspects;

Whereas the measures provided for in this Decision are in
accordance with the opinion of the Standing Committee
on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

1. The Piedmont Regional Law of 23 September 1986
implementing in Piedmont Regulation (EEC) No 797/85
on improving the efficiency of agricultural structures
satisfies the conditions governing a Community financial
contribution to the common measure provided for in
Article 1 of Regulation (EEC) No 797/85.

2. Before 31 December 1988, the Commission will
undertake a review of this Decision as regards the
measure relating to compensatory allowances provided for
in point 2.7.2. of the Law on the basis of a report on the
application of that measure to be submitted by Italy
pursuant to Article 29 of Regulation (EEC) No 797/85.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 15 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.

COMMISSION DECISION

of 15 June 1987

on improving the efficiency of agricultural structures in Italy (Friuli Venezia-Giulia) pursuant to Council Regulation (EEC) No 797/85

(Only the Italian text is authentic)

(87/326/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of 12 March 1985 on improving the efficiency of agricultural structures⁽¹⁾, and in particular Article 25 (3) thereof,

Whereas, pursuant to Article 24 (4) of Regulation (EEC) No 797/85, the Italian Government has forwarded Friuli Venezia-Giulia Regional Decision No 510 of 12 February 1987 laying down rules and restrictions on the application in the Friuli Venezia-Giulia Region of the investment aid schemes provided for by Regulation (EEC) No 797/85 ;

Whereas, under Article 25 (3) of Regulation (EEC) No 797/85, the Commission has to decide whether the conditions for a financial contribution from the Community are satisfied in the light of the compatibility of the stated provisions with the abovementioned Regulation and bearing in mind the objectives of the latter and the need to ensure that the various measures are properly related ;

Whereas this Decision does not relate to the authorization provided for in Article 6 (5) of Regulation (EEC) No 797/85 as regards agricultural cooperatives and whereas the amount of investments provided for in paragraph 11 of the Regional Decision may consequently not exceed 360 000 ECU until such time as a decision is taken under Article 6 (5) of that Regulation ;

Whereas, subject to the abovementioned adjustment, the Regional Decision satisfies the conditions and objectives

of Regulation (EEC) No 797/85 insofar as it relates to measures governed by that Regulation ;

Whereas the EAGGF Committee has been consulted on the financial aspects ;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

Friuli Venezia-Giulia Regional Decision No 510 of 12 February 1987 satisfies, subject to a limitation on the investments provided for paragraph 11 of that Decision to 360 000 ECU, the conditions governing a Community financial contribution to the common measure provided for in Article 1 of Regulation (EEC) No 797/85.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 15 June 1987.

For the Commission

Frans ANDRIESSEN

Vice-President⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.