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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1211/88**of 3 May 1988****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) 1097/88 ⁽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 4047/87 ⁽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 2 May 1988;

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 4047/87 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 4 May 1988.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 378, 31. 12. 1987, p. 99.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

to the Commission Regulation of 3 May 1988 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CN code	Levies	
	Portugal	Third country
0709 90 60	16,55	175,90
0712 90 19	16,55	175,90
1001 10 10	73,91	253,24 ⁽¹⁾ ⁽²⁾
1001 10 90	73,91	253,24 ⁽¹⁾ ⁽²⁾
1001 90 91	11,45	193,48
1001 90 99	11,45	193,48
1002 00 00	51,75	168,86 ⁽⁶⁾
1003 00 10	45,43	176,50
1003 00 90	45,43	176,50
1004 00 10	101,89	150,53
1004 00 90	101,89	150,53
1005 10 90	16,55	175,90 ⁽²⁾ ⁽³⁾
1005 90 00	16,55	175,90 ⁽²⁾ ⁽³⁾
1007 00 90	40,05	186,05 ⁽⁴⁾
1008 10 00	45,43	102,10
1008 20 00	45,43	147,13 ⁽⁴⁾
1008 30 00	45,43	64,77 ⁽⁵⁾
1008 90 10	(7)	(7)
1008 90 90	45,43	64,77
1101 00 00	31,23	285,22
1102 10 00	87,65	251,61
1103 11 10	128,41	406,37
1103 11 90	31,32	305,63

⁽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 1008 90 10 (triticale).

COMMISSION REGULATION (EEC) No 1212/88

of 3 May 1988

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 1097/88⁽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 4048/87⁽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 2 May 1988;

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 coming from 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 coming from third countries shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1988.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.⁽²⁾ OJ No L 110, 29. 4. 1988.⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.⁽⁵⁾ OJ No L 378, 31. 12. 1987, p. 102.

ANNEX

to the Commission Regulation of 3 May 1988 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	(ECU/tonne)			
	Current 5	1st period 6	2nd period 7	3rd period 8
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	4,88	4,88	4,88
1001 10 90	0	4,88	4,88	4,88
1001 90 91	0	0	0	0
1001 90 99	0	0	0	0
1002 00 00	0	0	0	0
1003 00 10	0	0	0	0
1003 00 90	0	0	0	0
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	0
1005 90 00	0	0	0	0
1007 00 90	0	0	0	0
1008 10 00	0	0	0	0
1008 20 00	0	0	0	0
1008 30 00	0	0	0	0
1008 90 90	0	0	0	0
1101 00 00	0	0	0	0

B. Malt

CN code	(ECU/tonne)				
	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
1107 10 11	0	0	0	0	0
1107 10 19	0	0	0	0	0
1107 10 91	0	0	0	0	0
1107 10 99	0	0	0	0	0
1107 20 00	0	0	0	0	0

COMMISSION REGULATION (EEC) No 1213/88**of 3 May 1988****abolishing the countervailing charge on fresh lemons 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 1117/88⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 985/88⁽³⁾ introduced a countervailing charge on fresh lemons originating in Spain (except the Canary Islands);

Whereas the present trend of prices for these products on the representative markets referred to in Commission Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 3811/85⁽⁵⁾, recorded or calculated in accordance with the provisions of Article 5 of that Regulation, indicates that the application of the first subparagraph of Article 26 (1) of Regulation (EEC) No 1035/72 would result in the countervailing charge being

fixed at zero; whereas the conditions specified in the second indent of Article 26 (1) of Regulation (EEC) No 1035/72 are therefore fulfilled and the countervailing charge on imports of these products originating in Spain (except the Canary Islands) can be abolished;

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal⁽⁶⁾, 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,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 985/88 is hereby repealed.

Article 2

This Regulation shall enter into force on 4 May 1988.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 107, 28. 4. 1988, p. 1.

⁽³⁾ OJ No L 98, 15. 4. 1988, p. 38.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 1.

⁽⁶⁾ OJ No L 302, 15. 11. 1985, p. 9.

COMMISSION REGULATION (EEC) No 1214/88

of 3 May 1988

altering the export refunds on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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 1097/88 ⁽²⁾, and in particular the fifth subparagraph of Article 16 (2) thereof,Whereas the export refunds on cereals and on wheat or rye flour, groats and meal were fixed by Commission Regulation (EEC) No 1156/88 ⁽³⁾;

Whereas it follows from applying the detailed rules contained in Commission Regulation (EEC) No 1156/88

to the information known to the Commission that the export refunds at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, as fixed in the Annex to Regulation (EEC) No 1156/88 are hereby altered as shown in the Annex to this Regulation in respect of the products set out therein.

Article 2

This Regulation shall enter into force on 4 May 1988.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988.

⁽³⁾ OJ No L 108, 29. 4. 1988, p. 76.

ANNEX

to the Commission Regulation of 3 May 1988 altering the export refunds on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

Product code	Destination (1)	Amount of refund
0709 90 60 000	—	—
0712 90 19 000	—	—
1001 10 10 000	01	80,00
1001 10 90 000	04	30,00 (2)
	05	25,00 (2)
	10	24,00 (2)
	02	20,00 (2)
1001 90 91 000	01	80,00
1001 90 99 000	03	92,00
	02	0
	08	98,00
	12	25,00
1002 00 00 000	03	88,00
	06	20,00
	07	15,00
	02	25,00
	09	95,00
	11	95,00
1003 00 10 000	01	80,00
1003 00 90 000	03	96,00
	02	25,00
1004 00 10 000	01	50,00
1004 00 90 000	—	—
1005 10 90 000	—	—
1005 90 00 000	03	106,00
	02	0
1007 00 90 000	—	—
1008 20 00 000	—	—
1101 00 00 110	01	144,00
1101 00 00 120	01	144,00
1101 00 00 130	01	125,00
1101 00 00 150	01	116,00
1101 00 00 170	01	107,00
1101 00 00 180	01	96,00
1101 00 00 190	—	—
1101 00 00 900	—	—
1102 10 00 100	01	144,00
1102 10 00 200	01	144,00
1102 10 00 300	01	144,00
1102 10 00 500	01	144,00
1102 10 00 900	—	—
1103 11 10 100	01	280,00
1103 11 10 200	01	265,00
1103 11 10 500	01	236,00
1103 11 10 900	01	223,00
1103 11 90 100	01	144,00
1103 11 90 900	—	—

(¹) The destinations are identified as follows :

- 01 All third countries,
- 02 Other third countries,
- 03 Switzerland, Austria and Liechtenstein,
- 04 Zones II and III,
- 05 Algeria,
- 06 Japan,
- 07 South Korea,
- 08 Ceuta and Melilla,
- 09 Zone II (b),
- 10 Tunisia,
- 11 Israel,
- 12 Morocco.

(²) The refund cannot be granted if the quality of durum wheat exported corresponds to less than the quality defined in paragraph 2 of Article 2 of Regulation (EEC) No 1569/77 with the exception of impurities constituted by grain (other than mottled grains and grains affected with fusariosis) ; 7 % maximum of which 5 % of soft wheat or other cereals.

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 296/88 (OJ No L 30, 2. 2. 1988).

COMMISSION REGULATION (EEC) No 1215/88**of 3 May 1988****altering the corrective amount applicable to the refund on cereals**

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

Having regard to 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 1097/88 ⁽²⁾, and in particular the fourth sentence of the second subparagraph of Article 16 (4) thereof,

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

Whereas the corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EEC) No 1159/88 ⁽⁴⁾;

Whereas, on the basis of today's cif prices and cif forward delivery prices, taking foreseeable developments on the

market into account, the corrective amount at present applicable to the refund on cereals should be altered,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75, fixed in the Annex to Regulation (EEC) No 1159/88, which is applicable to the export refunds fixed in advance in respect of cereals, is hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1988.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 108, 29. 4. 1988, p. 85.

ANNEX

to the Commission Regulation of 3 May 1988 altering the corrective amount applicable to the refund on cereals

(ECU/tonne)

Product code	Destination (1)	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10	6th period 11
0709 90 60 000	—	—	—	—	—	—	—	—
0712 90 19 000	—	—	—	—	—	—	—	—
1001 10 10 000	—	—	—	—	—	—	—	—
1001 10 90 000	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1001 90 91 000	—	—	—	—	—	—	—	—
1001 90 99 000	02	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
	03	0	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1002 00 00 000	01	0	0	0	0	0	—	—
1003 00 10 000	—	—	—	—	—	—	—	—
1003 00 90 000	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1004 00 10 000	—	—	—	—	—	—	—	—
1004 00 90 000	—	—	—	—	—	—	—	—
1005 10 90 000	—	—	—	—	—	—	—	—
1005 90 00 000	01	0	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1007 00 90 000	—	—	—	—	—	—	—	—
1008 20 00 000	—	—	—	—	—	—	—	—
1101 00 00 110	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 120	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 130	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 150	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 170	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 180	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1101 00 00 190	—	—	—	—	—	—	—	—
1101 00 00 900	—	—	—	—	—	—	—	—
1102 10 00 100	01	0	- 20,00	- 20,00	- 20,00	- 20,00	—	—
1102 10 00 200	01	0	- 20,00	- 20,00	- 20,00	- 20,00	—	—
1102 10 00 300	01	0	- 20,00	- 20,00	- 20,00	- 20,00	—	—
1102 10 00 500	01	0	- 20,00	- 20,00	- 20,00	- 20,00	—	—
1102 10 00 900	—	—	—	—	—	—	—	—
1103 11 10 100	01	0	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00
1103 11 10 200	01	0	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00
1103 11 10 500	01	0	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00
1103 11 10 900	01	0	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00	- 50,00
1103 11 90 100	01	0	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00	- 20,00
1103 11 90 900	—	—	—	—	—	—	—	—

(1) For the following destinations:

- 01 All third countries,
- 02 Other third countries,
- 03 Morocco.

N. B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 296/88 (OJ No L 30, 2. 2. 1988).

COMMISSION REGULATION (EEC) No 1216/88

of 3 May 1988

fixing the import levies on white sugar and raw sugar

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 1785/81
of 30 June 1981 on the common organization of the
markets in the sugar sector ⁽¹⁾, as last amended by Regula-
tion (EEC) No 3993/87 ⁽²⁾, and in particular Article 16 (8)
thereof,

Whereas the import levies on white sugar and raw sugar
were fixed by Commission Regulation (EEC) No
2054/87 ⁽³⁾, as last amended by Regulation (EEC) No
1131/88 ⁽⁴⁾;

Whereas Council Regulation (EEC) No 2658/87 ⁽⁵⁾ intro-
duced from 1 January 1988 a new combined nomencla-
ture meeting the requirements of both the Common
Customs Tariff and the Community's statistics of foreign
trade and replacing the previous nomenclature;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 2054/87 to the infor-
mation 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 referred to in Article 16 (1) of Regula-
tion (EEC) No 1785/81 shall be, in respect of white sugar
and standard quality raw sugar, as set out in the Annex
hereto.

Article 2

This Regulation shall enter into force on 4 May 1988.

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

Done at Brussels, 3 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 23.

⁽³⁾ OJ No L 192, 11. 7. 1987, p. 38.

⁽⁴⁾ OJ No L 107, 28. 4. 1988, p. 33.

⁽⁵⁾ OJ No L 256, 7. 9. 1987, p. 1.

ANNEX

to the Commission Regulation of 3 May 1988 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	41,55 ⁽¹⁾
1701 11 90	41,55 ⁽¹⁾
1701 12 10	41,55 ⁽¹⁾
1701 12 90	41,55 ⁽¹⁾
1701 91 00	50,03
1701 99 10	50,03
1701 99 90	50,03

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

II

(Acts whose publication is not obligatory)

COMMISSION

FIFTH COMMISSION DIRECTIVE

of 5 April 1988

amending certain Annexes to Council Directive 77/93/EEC on protective measures against the introduction into the Member States of organisms harmful to plants or plant products

(88/271/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of harmful organisms of plants or plant products ⁽¹⁾, as last amended by Directive 87/298/EEC ⁽²⁾, and in particular Article 13, second paragraph, fourth indent thereof,

Whereas Directive 77/93/EEC laid down protective measures against the introduction into the Member States

of organisms harmful to plants or plant products ; whereas the harmful organisms concerned are listed in Annexes I and II to that Directive ;

Whereas it has appeared that these lists no longer reflect the current phytosanitary concerns of the Community ; whereas also the results of activities of the European and Mediterranean Plant Protection Organization (EPPO) in this field need to be taken into account ;

Whereas therefore the relevant Annexes of Directive 77/93/EEC should be amended accordingly in the light of developments in scientific or technical knowledge ;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE :

Article 1

1. Annex I to Directive 77/93/EEC is hereby amended as follows :

(a) in part A (a) the following items are added :

- '001 *Acleris variana* (Fern.)
- 01 (a) *Anomala orientalis* Waterh.
- 3 (a) *Erarmonia prunivora* (Walsh. 1868)
- 7 (b) (i) *Nacobbus aberrans* (Thorne) Thorne & Allen
- 7 (b) (ii) *Opogona sacchari* (Bojer)
- 8a *Premnotrypes* spp. (non-European)
- 18. *Xiphinema americanum sensu lato* (non-European populations) ;

⁽¹⁾ OJ No L 26, 31. 1. 1977, p. 20.

⁽²⁾ OJ No L 151, 11. 6. 1987, p. 1.

(b) in (A)(c) the following item is deleted:

- '1. *Aplanobacter populi* Ridé';

(c) in (A)(c) the following items are added:

- '4. *Xanthomonas populi* (Ridé) Ridé and Ridé
5. *Xylella fastidiosa* (Well et al; 1987) [syn. grapevine Pierce's disease bacterium]';

(d) in (A)(d) the following items are deleted:

- '5. *Cronartium comptoniae* Arthur
6. *Cronartium fusiforme* Hedge. and Hunt ex Cumm.,
8. *Endocronartium barknesii* (J.P. Moore), Y. Hiratsuka [= *Peridermium barknessii* (J.P. Moore)]
11. *Hypoxylon pruinaum* (Klotzsche) Cke';

(e) in (A)(d) the following items are added:

- ' 5. *Cronartium* spp. (non-European)
6. *Endocronartium* spp. (non-European)
10 (a) *Gymnosporangium* spp. (non-European)
13 (a) *Monilinia fructicola* (Wint.) Honey
13 (b) *Mycosphaerella larici-leptolepis* K. Ito et al.
15 (a) *Peridermium* spp. (non-European)
15 (b) *Phoma andina* Turkensteen
15 (c) *Phyllosticta solitaria* Ell. & Ev.
16 (a) *Septoria lycopersici* var. *malaguttii* Ciccarone & Boerema';

(f) in (B)(a) the following item is deleted:

- '9. *Iridomyrmex humilis* (Mayr) | France, Italy, Greece'

(g) in (B)(a), item 4, the words 'Spain, Portugal' are added to the right-hand column;

(h) in (B)(a), item 6, the word 'France' is added to the right-hand column;

(i) in (B)(a), item 12, the word 'Greece' is added to the right-hand column;

(j) in (B)(c) the following item is deleted:

- '1. *Cronartium ribicola* J.C. Fischer | Italy, Greece, Spain, Portugal'

(k) in (B)(c), items 4 and 5 the word 'France' is added to the right-hand column;

(l) in (B)(c) the following item is added:

- '5 (aa) *Fusarium oxysporum* Schlecht f.sp. | France, Italy, Spain'
albedinis (Killian & Maire) Gord.

2. Annex II to Directive 77/93/EEC is hereby amended as follows:

(a) in (A)(a) the following items are deleted:

- | | | |
|-----|------------------------------------|---|
| '5. | <i>Gracilaria azaleella</i> Brants | Azaleas (<i>Rhododendron</i> L. partim) |
| 6. | <i>Lampetia equestris</i> F. | Flower bulbs and corms |
| 8. | <i>Rhagoletis cerasi</i> L. | Fruits of cherry trees (<i>Prunus avium</i> L. and <i>Prunus cerasus</i> L.)'; |

(b) in (A) (a), item 3 in the right-hand column after the words 'Flower bulbs' there are added the words 'of the genera *Crocus* L., *Gladiolus* Tourn. ex L., *Hyacinthus* L., *Iris* L., *Tigridia* Juss., and *Tulipa* L.';

(c) in (A) (a) the following item is added:

'1 (01)	<i>Aphelenchoides besseyi</i> Christie	Strawberry plants (<i>Fragaria</i> Tourn. ex L.) other than the fruits and seeds'
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(d) in (A) (b) the following item is deleted:

'5.	<i>Pseudomonas gladioli</i> Severini [= <i>Pseudomonas marginata</i> (McCull.) Stapp]	Gladioli corms (<i>Gladiolus</i> Tourn. ex L.) and freesia corms (<i>Fressia</i> Klatt.)'
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(e) in (A) (b), item 9 after the word '*Xanthomonas*' the words '*vesicatoria* (Doidge) Dye' are deleted and the words '*campestris* pv. *vesicatoria* (Doidge 1920) Dye 1978' are added;

(f) in (A) (b) the following items are added:

'7 (a)	<i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier et al. 1970) Young et al. 1978	Prunus other than fruit and seeds
8 (aa)	<i>Xanthomonas ampelina</i> Panagopoulos 1969	Vines (<i>Vitis</i> L. partim) other than fruit and seeds'

(g) in (A) (c) the following items are deleted:

'5.	<i>Ovulina azaleae</i> Weiss	Azaleas (<i>Rhododendron</i> L. partim)
10.	<i>Sclerotinia bulborum</i> (Wakk.) Rehm	Flower bulbs
11.	<i>Sclerotinia convoluta</i> Drayt.	Iris rhizomes (<i>Iris</i> L.)
12.	<i>Septoria gladioli</i> Pass.	Flower bulbs and corms
13.	<i>Stomatina gladioli</i> (Drat) Whet.	Flower bulbs and corms'

(h) in (A) (c) the following items are added:

'5.	<i>Hypoxylon pruinaum</i> (Klotsche) Cke	Plants of <i>Populus</i> other than seeds intended for planting
8 (a)	<i>Puccinia pitteriana</i>	<i>Solanum</i> spp.
15 (a)	<i>Verticillium dahliae</i>	Hops (<i>Humulus lupulus</i> L.)'

(i) in (B) (a), item 01, the word 'Portugal' is added to the right-hand column;

(j) in (B) (a) the following items are added:

'03.	<i>Aphelenchoides bessevi</i> Christie	Rice (<i>Oryza</i> spp.) seed for sowing	France, Greece, Italy, Spain, Portugal
11 (aa)	<i>Rhagoletis cerasi</i> L.	Fruits of cherry trees (<i>Prunus avium</i> L. and <i>Prunus cerasus</i> L.)	United Kingdom'

(k) in (B) (b) the following items are added:

'1 (a)	<i>Erwinia stewartii</i> (Smith 1898) Dye 1963	<i>Zea mais</i> seed for sowing	Greece, Italy, Spain, Portugal
7.	<i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama 1922) Dye 1978 and pv. <i>orizicola</i> (Fang et al. 1957) Dye 1978	Rice (<i>Oryza</i> spp.) seed for sowing	France, Greece, Italy, Spain, Portugal'

(l) in (B)(c) the following items are deleted:

'1.	<i>Ascochyta chlorospora</i> Speg.	Almond (<i>Prunus amygdalus</i> Batsch) intended for planting and fruit including any or all of the outer pericarp	Italy, Greece, Spain, Portugal
3.	<i>Cryptosporis curvispora</i> (Pk) Gremmen	Apple (<i>Malus pumila</i> Mill.)	Italy, Greece'

(m) in (B)(c), item 7, in the middle column after the words 'plants' there are added the words 'other than seeds';

(n) in (B)(c) the following items are added:

'3.	<i>Diaporthe phaseolorum</i> var. <i>caulivora</i> and var. <i>sojae</i>	Seeds of soyabean (<i>Glycine max</i> (L.) Merr.) for planting	France, Greece, Italy, Spain, Portugal
4 (b)	<i>Phialophora gregata</i>	Seeds of soyabean (<i>Glycine max</i> (L.) Merr.) for planting	France, Greece, Italy, Spain, Portugal
6 (b)	<i>Phytophthora megasperma</i> f. sp. <i>glycinea</i>	Seeds of soyabean (<i>Glycinea max</i> (L.) Merr.) for planting	France, Greece, Italy, Spain, Portugal
6 (c)	<i>Sclerotinia convoluta</i> Drayt.	Iris rhizomes (<i>Iris</i> L.)	United Kingdom'

3. Annex III to Directive 77/93/EEC is hereby amended as follows:

(a) in (A) the following items are added:

'4 (a)	Plants of <i>Juniperus</i> other than fruits and seeds	Non-European countries
8.	Plants of <i>Chaenomeles</i> Ldl., <i>Cydonia</i> Mill., <i>Crataegus</i> L., <i>Malus</i> Mill., <i>Photinia</i> , <i>Prunus</i> L., <i>Pyrus</i> L. and <i>Rosa</i> L. for planting other than dormant plants free from leaves, flowers and fruit	Non-European countries
9 (b)	Plants of the family Solanaceae other than fruits and seeds	South and Central American countries'

(b) in (B) the following items are added:

'10 (a)	Seeds of rice (<i>Oryza sativa</i> L.) for planting originating in any non-Euro- pean country other than Algeria, Cyprus, Egypt, Israel, Libya, Malta, Morocco, Syria, Tunisia	France, Greece, Italy, Spain, Portugal
10 (b)	Plants of <i>Phoenix</i> spp. intended for planting, other than seeds, from Algeria and Morocco	France, Italy, Spain'

4. Annex IV to Directive 77/93/EEC is hereby amended as follows :

- (a) in (A), item 16, in the left-hand column, after the words 'Plants of' in the first line there are added the words '*Crataegus* L.' and after the words 'The relevant harmful organisms are:' in the second paragraph the following indent is added :

— on *Crataegus* L. and *Malus* Mill.: *Phyllosticta solitaria* Ell. & Ev. (Annex I A (d) (15) (c))

- (b) in (A), item 28; in the right-hand column, after the words '*Verticillium albo-atrum*' there are added the words 'and *Verticillium dahliae*';

(c) in (A) the following items are added :

'14 (c) Plants of *Chaenomeles*, *Crataegus*, *Cydonia*, *Eriobotrya*, *Malus*, *Prunus*, *Pyrus* intended for planting, other than seeds, from non-European countries

Official statement :

- that the plants originate in a region recognized as being free from *Monilinia fructicola*, in accordance with the procedure laid down in Article 16, and
- that no symptoms of *Monilinia fructicola* have been observed at the place of production since the beginning of the last complete cycle of vegetation.

14 (d) From 1 March to 30 September, for fresh fruits of *Prunus* originating in the Southern Hemisphere

Official statement that :

- either the fruits originate in a region recognized as being free from *Monilinia fructicola*, in accordance with the procedure laid down in Article 16, or
- the fruits have been subjected to appropriate inspection and treatment procedures prior to harvest and/or export to ensure freedom from *Monilinia* spp.

16 (c) Plants of *Fragaria* (Tourn.) L. intended for planting, other than seeds, originating in countries in which *Aphelenchoides besseyi* is known to occur

Without prejudice to the requirements applicable to plants, where appropriate, under 16 and 16 (b), official statement that :

- (a) either no symptoms of *Aphelenchoides besseyi* have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation, or
- (b) in the case of plants in tissue culture, the plants have been derived from plants which complied with section (a) of this item or have been officially tested by appropriate nematological methods and have been found free from *Aphelenchoides besseyi*.

(d) In (B) the following item is added :

'19.	Seeds of rice (<i>Oryza sativa</i> L.) for planting originating in countries in which <i>Aphelenchoides besseyi</i> is known to occur	Official statement that the seeds have been officially tested by appropriate nematological tests and have been found free from <i>Aphelenchoides besseyi</i>	France, Greece, Italy, Spain, Portugal'
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Article 2

Member States shall bring into force the laws, regulations or administrative provisions necessary to comply with the provisions of this Directive by 1 January 1989.

Member States shall immediately inform the Commission of all laws, regulations and administrative provisions adopted in implementation of this Directive. The Commission shall inform the other Member States thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 5 April 1988.

For the Commission

Frans ANDRIESEN

Vice-President

SIXTH COMMISSION DIRECTIVE

of 8 April 1988

amending certain Annexes to Council Directive 77/93/EEC on protective measures against the introduction into the Member States of organisms harmful to plants or plant products

(88/272/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of organisms harmful to plants or plant products ⁽¹⁾, as last amended by Directive 87/298/EEC ⁽²⁾, and in particular Article 13, second paragraph, first subparagraph thereof,

Having regard to the requests made by Spain, Greece, France, Ireland, Italy, Portugal and the United Kingdom,

Whereas Directive 77/93/EEC laid down protective measures against the introduction into the Member States of organisms harmful to plants or plant products; whereas this Directive also specified those measures which Member States shall lay down at least as regards the introduction into their territories of the plants, plant products and other objects listed in Annex V coming from third countries;

Whereas certain Member States have stricter measures in respect of those plants and plant products;

Whereas those stricter measures include, in the requesting Member States, certain restrictions applicable to certain products originating in a third country;

Whereas, if the Annexes to the aforementioned Directive are amended appropriately, the Member States concerned could also impose the relevant restrictions where the products concerned, originating in a third country, come from other Member States;

Whereas, following the intentions declared by the Commission and all Member States at the time of adoption of amending Council Directive 85/574/EEC ⁽³⁾, the Annexes to Directive 77/93/EEC should be amended accordingly, but only as an interim protective measure for a limited period to enable the Commission to study their phytosanitary basis case by case;

Whereas during that period the Commission will study these protective measures in relation to the plant health situation existing in the various third countries concerned, in order to arrive, at the end of the period, at more permanent provisions;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex II, part B, to Directive 77/93/EEC is hereby amended as follows:

in part (a) the following are added:

13. <i>Anthonomus bisignifer</i> (Schenkling)	Plants of <i>Fragaria</i> L. other than fruit and seeds, originating in third countries	United Kingdom
14. <i>Anthonomus signatus</i> (Say)	Plants of <i>Fragaria</i> L. other than fruit and seeds, originating in third countries	United Kingdom
15. <i>Carposina niponensis</i> Walsingham.	Fruit of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., originating in third countries	United Kingdom

⁽¹⁾ OJ No L 26, 31. 1. 1977, p. 20.

⁽²⁾ OJ No L 151, 11. 6. 1987, p. 1.

⁽³⁾ OJ No L 372, 31. 12. 1985, p. 25.

16. <i>Chrysomphalus aonidum</i> L.	Plants of <i>Malus</i> Mill., <i>Musa</i> , <i>Phoenix</i> , <i>Prunus</i> L. and <i>Pyrus</i> L., other than seeds, originating in third countries	Greece
17. <i>Cryptorhynchus</i> (<i>Sternochetus</i>) <i>mangiferae</i>	Seeds of <i>Mangifera</i> originating in third countries	Spain
18. <i>Dacus tryoni</i> (Froggatt)	Fruit of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., originating in third countries	United Kingdom
19. <i>Enarmonia packardi</i> (Zeller.)	Plants of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L. other than seeds, originating in third countries	United Kingdom
20. <i>Enarmonia prunivora</i> (Walsh.)	Plants of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L. other than seeds, originating in third countries	United Kingdom
21. <i>Epochra canadensis</i> (Loew)	Plants of <i>Ribes</i> L. other than seeds, originating in third countries	United Kingdom
22. <i>Grapholita inopinata</i> Heinrich	Fruit of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., originating in third countries	United Kingdom
23. <i>Hyperodes bonariensis</i> Kuschel	Seeds of <i>Cruciferae</i> , <i>Graminae</i> and <i>Trifolium</i> for planting, originating in Argentina, Australia or New Zealand	United Kingdom
24. <i>Nephopteryx pyrivorella</i> (Matsumura)	Fruit of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., originating in third countries	United Kingdom
25. <i>Rhacochlaena japonica</i> Ito.	Fruit of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., originating in third countries	United Kingdom
26. <i>Rhagoletis indifferens</i> (Curran)	Plants of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., other than seeds, originating in third countries	United Kingdom
27. <i>Rhagoletis mendax</i> Curran	Plants of <i>Vaccinium</i> L. other than seeds, originating in third countries	United Kingdom
28. <i>Rhagoletis ribicola</i> (Doane)	Plants of <i>Ribes</i> L. other than seeds, originating in third countries	United Kingdom
29. <i>Saissetia coffae</i> Walk	Ornamental plants other than seeds, originating in third countries	Greece
30. <i>Saissetia nigra</i> Nieth.	Ornamental plants other than seeds, originating in third countries	Greece
31. <i>Spodoptera eridania</i> (Cramer)	Plants of <i>Dendranthema</i> (DC) Desmoul., <i>Dianthus caryophyllus</i> L. and <i>Pelargonium</i> l'Herit, other than cut flowers, originating in third countries	Portugal, United Kingdom

32. <i>Spodoptora frugiperda</i> (Smith)	Plants of <i>Dendranthema</i> (DC) Desmoul., <i>Dianthus caryophyllus</i> L. and <i>Pelargonium</i> l'Herit, other than cut flowers, originating in third countries	Portugal, United Kingdom
33. <i>Tachypterellus quadrigibbus</i> Say.	Plants of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., and <i>Pyrus</i> L., other than seeds, originating in third countries	United Kingdom'

in part (b) the following are added:

3. <i>Pseudococcus gahani</i>	Plants of <i>Malus</i> Mill., <i>Musa</i> , <i>Phoenix</i> , <i>Prunus</i> L. and <i>Pyrus</i> L., other than seeds originating in third countries	Greece
4. <i>Pseudococcus gahani</i>	Plants of <i>Malus</i> Mill., <i>Prunus</i> L. and <i>Pyrus</i> L. originating in third countries	Portugal
5. <i>Pseudomonas syringae</i> pv. <i>phaseolicola</i>	Seeds of <i>Phaseolus</i> L., originating in third countries	Greece
6. <i>Xanthomonas campestris</i> p.v. <i>phaseoli</i>	Seeds of <i>Phaseolus</i> L., originating in third countries	Greece, Portugal'

in part (c) the following are added:

8. <i>Alternaria kikuchiana</i> Tanaka	Fruit of <i>Pyrus communis</i> L., originating in third countries	United Kingdom
9. <i>Alternaria mali</i> Roberts	Fruit of <i>Malus pumila</i> Mill., originating in third countries	United Kingdom
10. <i>Guignardia bidwelli</i> (Ellis) Viala and Ravaz	Plants of <i>Vitis</i> L. other than seeds, originating in third countries	Portugal, United Kingdom
11. <i>Guignardia piricola</i> (Nosa) Yamamoto	Fruit of <i>Malus pumila</i> Mill., originating in third countries	United Kingdom
12. <i>Mycosphaerella schoenoprasii</i> (Auersw.) Schroet	Plants of <i>Allium</i> for planting other than seeds, originating in third countries	United Kingdom
13. <i>Plasmopara halstedii</i> (race 3)	Seeds of <i>Helianthus annuus</i> L. originating in the United States of America	Spain, Portugal
14. <i>Plasmopara helianthii</i>	Seeds of <i>Helianthus</i> L. for planting, originating in third countries	Greece
15. <i>Plasmopara helianthii</i>	Seeds of <i>Helianthus annuus</i> L. for planting, originating in the United States of America	France
16. <i>Sclerotinia camelliae</i> Hara	Plants of <i>Camellia</i> L. for planting other than seeds, originating in third countries	United Kingdom
17. <i>Ustilago allii</i> McAlpine	Plants of <i>Allium</i> for planting other than seeds, originating in third countries	United Kingdom
18. <i>Venturia nashicola</i> (Tanaka and Yamamoto)	Fruit of <i>Pyrus communis</i> L., originating in third countries	United Kingdom
19. <i>Verticillium albo-atrum</i> (Reinke and Berth)	Seeds of <i>Medicago sativa</i> L., originating in third countries	United Kingdom'

The following section is added after part (c):

(d) Viruses and virus-like pathogens

Species	Subject of contamination	Member State
1. Barley Stripe Mosaic virus	Seeds of <i>Hordeum</i> L. and <i>Triticum</i> L. for planting, originating in third countries	Greece
2. Bean Mosaic virus	Seeds of <i>Phaseolus</i> L. for planting, originating in third countries	Greece
3. Cadang-Cadang viroid	Plants of Palmaceae other than fruit and non-germinated seeds originating in third countries	Spain
4. Lettuce Mosaic virus	Seeds of <i>Lactuca sativa</i> L. for planting, originating in third countries	Greece, Portugal, United Kingdom
5. Palm lethal yellowing mycoplasma	Plants of Palmaceae other than fruit and non-germinated seeds originating in third countries	Spain
6. Poplar Mosaic virus	Plants of <i>Populus</i> L. for planting, originating in third countries	Greece
7. Rose Mosaic virus	Plants of <i>Rosa</i> L. for planting, originating in third countries	Greece
8. Squash Mosaic virus	Seeds of Cucurbitae originating in third countries	Greece
9. Tobacco Mosaic virus	Seeds of <i>Solanum lycopersicum</i> and <i>Capsicum annuum</i> L. for planting, originating in third countries	Greece

Article 2

In Annex IV, part B, to Directive 77/93/EEC, the following is added:

19. Plants of <i>Phoenix</i> , other than fruit and non-germinated seeds originating in third countries	Official statement that the country of origin is known to be free from <i>Fusarium oxysporum</i> f. sp. <i>albedinis</i>	Spain
20. Plants of Palmaceae, other than fruit and non-germinated seeds, originating in third countries	Official statement that the country of origin is known to be free from Palm lethal yellowing mycoplasma and Cadang-Cadang viroid	Spain
21. Seeds of <i>Helianthus annuus</i> for planting originating in the United States of America	Official statement that the region of production is known to be free from race 3 of <i>Plasmopara halstedii</i>	Spain, Portugal
22. Seeds of the genus <i>Mangifera</i> originating in third countries other than those from the American continent	Official statement that the country of origin is known to be free from <i>Cryptorhynchus (Sternochetus) mangiferae</i>	Spain
23. Plants of <i>Prunus</i> L., <i>Ribes</i> L. and <i>Rubus</i> L. originating in third countries	Prior acquisition of a technical authorization for import delivered by the "Ministère français de l'agriculture (Service de la protection des végétaux)"	France

24. Plants of all species, varieties (or cultivars) of the following genera: — <i>Chaenomeles</i> — <i>Cydonia</i> — <i>Malus</i> — <i>Sorbus</i> — <i>Stranvaesia</i> — <i>Cotoneaster</i> — <i>Pyracantha</i> — <i>Pyrus</i> originating in authorized third countries, other than those species and cultivars prohibited for importation into France	Prior acquisition of a technical authorization for import delivered by the "Ministère français de l'agriculture (Service de la protection des végétaux)": — importation possible from 1 November to 15 April of the following year for countries of origin situated in the northern hemisphere (including Colombia, Uganda and Somalia) — importation possible from 16 April to 31 October for countries of origin situated in the Southern hemisphere (including Brazil, Congo, Ecuador, Gabon, Indonesia, Kenya, Zaire)	France
25. Seeds of <i>Helianthus annuus</i> for planting, originating in the United States of America	Official statement that the lots have received a specific treatment against <i>Plasmopara helianthii</i>	France
26. Vegetables other than those already covered in Annex IV B, item 14, originating in third countries	Inspection prior to sending and phytosanitary certificate	Ireland
27. Aquarium plants originating in third countries	Inspection prior to sending and phytosanitary certificate	Ireland, United Kingdom
28. Trees and shrubs other than seeds, originating in third countries	Official statement that the plants: — are clean (i.e. free from plant debris and other signs and symptoms of harmful organisms), and — have undergone appropriate treatment for the control of harmful organisms	Ireland
29. Deciduous trees and shrubs other than seeds, originating in third countries	Official statement that the plants are dormant and free from foliage and fruit	Ireland
30. Plants of <i>Chrysanthemum</i>, <i>Dianthus</i> and <i>Pelargonium</i>, originating in third countries	Official statement that: — the country of origin is free from <i>Helicoverpa armigera</i>, <i>Spodoptera littoralis</i> and <i>Spodoptera litura</i>, or — the plants have undergone appropriate treatment to protect them from these organisms	Ireland
31. Cut flowers of <i>Dendranthema</i>, originating in third countries	Official statement that the area of production is free from <i>Puccinia horiana</i>	Ireland

32. Plants of <i>Solanum lycopersicum</i> , originating in third countries	Official statement that the country of origin is free from potato spindle tuber viroid	Ireland
33. Tubers of <i>Solanum</i> , originating in third countries	Official statement that the tubers originate in a country free from <i>Corynebacterium sepedonicum</i> and potato spindle tuber viroid	Ireland, United Kingdom
34. Seeds for planting originating in third countries	Inspection prior to sending and phytosanitary certificate	Italy
35. Fruit other than those covered in Annex V, originating in third countries	Inspection prior to sending and phytosanitary certificate	Italy, Portugal
36. Fruit of <i>Solanum lycopersicum</i> , <i>Solanum melongena</i> and <i>Capsicum annuum</i> other than those already covered in Annex III B, originating in third countries	Inspection prior to sending and phytosanitary certificate	Italy
37. Seeds of <i>Phaseolus</i> for planting, originating in third countries	Official statement that a sample of the seeds has been tested and found free from <i>Xanthomonas campestris</i> p.v. <i>phaseoli</i>	Portugal
38. Seeds of <i>Zea mays</i> for planting, originating in third countries	Official statement that a sample of the seeds has been tested and found free from <i>Erwinia stewartii</i>	Portugal
38. Plants other than cut flowers of <i>Dendranthema</i> , <i>Dianthus caryophyllus</i> and <i>Pelargonium</i> , originating in third countries	Official statement that the country of origin is free from <i>Spodoptera frugiperda</i> or that the plants have been treated to eliminate that pest and that the plants are free from <i>Spodoptera eridania</i>	Portugal
40. All plants for planting originating in third countries other than those in the European or Mediterranean regions	Official statement that the plants and any associated growing media are free from soil	United Kingdom, Spain
41. Trees and shrubs, other than plants in tissue culture and seeds, originating in third countries	Official statement that the plants : — are free from plant debris, and — where grown outside the European-Mediterranean area, have been treated for control of all stages of insect and mite pests	United Kingdom

42. Deciduous trees and shrubs, other than plants in tissue culture and seeds, originating in third countries, other than those in the European or Mediterranean regions	Official statement that the plants are dormant and free from leaves and fruit	United Kingdom
43. Plants of <i>Camellia</i> for planting other than seeds, originating in third countries	Official statement that : — the plants are free from <i>Sclerotinia camelliae</i> , and — the place of production is free from this disease	United Kingdom
44. Plants of <i>Humulus lupulus</i> for planting other than seeds, originating in third countries	Official statement that the plants are free from dead leaves and plant debris	United Kingdom
45. Plants of <i>Solanum lycopersicum</i> for planting other than seeds, originating in third countries	Official statement that the region or place of production is free from Potato Spindle Tuber viroid	United Kingdom
46. Seeds of <i>Medicago sativa</i> for planting, originating in third countries	Official statement that the place of production is free from <i>Verticillium albo-atrum</i>	United Kingdom
47. Seeds of <i>Lactuca sativa</i> for planting, originating in third countries	Official statement that a sample of the seed has been examined and found free from Lettuce Mosaic virus on the basis of inspection or testing	United Kingdom, Portugal
48. Plants for planting of <i>Prunus</i> other than seeds, originating in third countries	Official statement that the plants were grown at a place of production free from <i>Xanthomonas campestris</i> pv <i>pruni</i>	United Kingdom
49. Plants of <i>Fragaria</i> other than fruit and seeds, originating in third countries	Official statement that the plants have been grown at a place of production free from <i>Xanthomonas fragariae</i> and are free from dead leaves and plant debris; where grown outside Europe, official statement that the plants originate in a region known to be free from <i>Anthonomus signatus</i> and <i>Anthonomus bisignifer</i>	United Kingdom
50. Fruit of <i>Fragaria</i> , <i>Ribes</i> , <i>Rubus</i> L., <i>Vaccinium</i> and <i>Vitis</i> , originating in third countries	Official statement that the fruit is free from plant debris, leaves and leaf pieces	United Kingdom

51. Plants of <i>Vitis</i> for planting other than seeds, originating in third countries	Official statement that the plants are free from <i>Xanthomonas ampelina</i> and that the place of production is free from <i>Giugnardia bidwelli</i> , <i>Giugnardia baccae</i> and <i>Xanthomonas ampelina</i>	United Kingdom
52. Vegetables of <i>Allium</i> , <i>Apium</i> , <i>Beta</i> , <i>Brassica</i> , <i>Daucus</i> , <i>Lactuca</i> , <i>Phaseolus</i> , <i>Pisum</i> , <i>Spinacea</i> and <i>Vicia</i> originating in third countries	Official statement that the vegetables are free from soil and <i>Coleoptera</i> pests	United Kingdom
53. Cut flowers of <i>Dendranthema</i> (DC) Desmoul., originating in third countries	Official statement that the country of origin or the crop is free from <i>Puccinia horiana</i>	United Kingdom
54. Plants other than cut flowers of <i>Dendranthema</i> , <i>Dianthus caryophyllus</i> and <i>Pelargonium</i> , originating in third countries	Official statement that the country of origin is free from <i>Epichoristodes acerbella</i> , <i>Spodoptera litura</i> , <i>Helicoverpa armigera</i> , <i>Spodoptera littoralis</i> and <i>Spodoptera frugiperda</i> or that the plants have been treated to eliminate those pests and that the plants are free from <i>Spodoptera eridania</i>	United Kingdom'

Article 3

Member States shall bring into force the laws, regulations or administrative provisions necessary to comply with this Directive.

Member States shall immediately inform the Commission of all laws, regulations and administrative provisions adopted in implementation of this Directive. The Commission shall inform the other Member States thereof.

Article 4

This Directive shall apply until 31 December 1989.

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 8 April 1988.

For the Commission
Frans ANDRIESSEN
Vice-President

CORRIGENDA

Corrigendum to the Act concerning the conditions of accession of the Kingdom of Spain and the Portuguese Republic and the adjustments to the Treaties*(Official Journal of the European Communities No L 302 of 15 November 1985)*

On page 31 in Article 40 :

for: '... provided for in Article 36 ...',

read: '... provided for in Article 37 ...'.

On page 33 in Article 50 (3), third indent, and on page 86 in Article 210 (3), second indent :

for: '... which do not fulfil the required conditions for free circulation in ...',

read: '... which do not fulfil the conditions required for admission to free movement in ...'.

On page 39 in Article 72 (6) :

for: '... from the first subparagraph of Article 53 ...',

read: '... from the first subparagraph of Article 51 (1) ...'.

On page 57 in Article 111 (3) and on page 120 in Article 322 (2) :

for: '... referred to in Article 1 (c) ...',

read: '... referred to in Article 1 (c) and (d) ...'.

On page 67 in Article 143, second subparagraph :

for: '... applied to it by the Community — as at present constituted under Article 140 (1)',

read: '... applied under Article 140 (2) by the Community as at present constituted.'

On page 70 in Article 158 (2), second subparagraph, eighth indent :

for: 'equal to or more than 1 000 hp, but less than 1 200 hp : 1,11',

read: 'equal to or more than 1 000 hp, but not more than 1 200 hp : 1,11'.

On page 71 in Article 160 (1) (c), fourth column :

for: '—',

read: '64'.

On page 73 in Article 165 (7) :

for: '... this Article, by analogy with ...',

read: '... this Article shall be adopted, by analogy with ...'.

On page 103 in Article 265 (1) (a), second indent (aa) :

for: '... aid discipline referred to in (c) ...',

read: '... aid discipline referred to in point 2 ...'.

On page 317 in Annex XXIII, Tariff No 04.05, and on page 322 in Annex XXVI, Tarif No 04.05 :

for: 'II. Other eggs',

read: 'b) Other'.

On page 494 in the Declaration by the Kingdom of Spain : CECAF, and on page 496 in the Declaration by the Portuguese Republic : CECAF :

for: '... must extend ... to the effects of demarcation ...',

read: '... must be construed ... with respect to the demarcation ...'.