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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1754/88

of 22 June 1988

amending Council Regulation (EEC) No 3677/86 laying down provisions for the implementation of Regulation (EEC) No 1999/85 on inward processing relief arrangements

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1999/85 of 16 July 1985 on inward processing relief arrangements⁽¹⁾ and in particular Article 31 thereof,

Whereas Council Regulation (EEC) No 3677/86⁽²⁾, as last amended by Regulation (EEC) No 4151/87⁽³⁾, lays down provisions for the implementation of Regulation (EEC) No 1999/85 on inward processing relief arrangements;

Whereas the scope of Article 7 (1) (a) of Regulation (EEC) No 3677/86 should be more clearly defined by stating that certain economic conditions are deemed to be fulfilled when the applicant obtains 80 % of his global requirements in the Community; whereas steps should be taken to ensure the provision is applied uniformly throughout the Community;

Whereas certain types of processing under the suspension system should be treated as export from the customs territory of the Community where they are so treated under the drawback system, in order that both systems should operate in the same way;

Whereas it is necessary to lay down rules ensuring the uniform application of the second paragraph of Article 14 (2) of Regulation (EEC) No 1999/85; whereas the wording of certain provisions of the Regulation relating to discharge of the arrangements should be amended to illustrate the link between them and the provisions concerning simplified procedures; whereas some examples should be given in these provisions to facilitate

that application in practice; whereas more detailed provisions are required concerning the time limit for submitting the bill of discharge, the supporting documents required for discharge and the payment of import duties in respect of compensating products or goods put onto the market in accordance with Article 49 of Regulation (EEC) No 3677/86;

Whereas it is necessary to specify the formalities to be carried out and the compensatory amounts applicable in cases of triangular traffic where compensating products are dispatched from the Member State where processing has taken place to another Member State where the formalities for export from the customs territory of the Community are carried out;

Whereas there is a need under the suspension system for procedures allowing goods in the unaltered state and for compensating products to be placed under a new customs procedure, where their nature or technical characteristics have been appreciably changed by unforeseen circumstances or *force majeure*;

Whereas the market situation justifies the inclusion of semi-finished titanium products in the list of goods in Annex III to Regulation (EEC) No 3677/86;

Whereas there is a need to lay down standard rates of yield to ensure the same facilities for pasta whether or not it contains eggs;

Whereas the list of secondary compensating products on which duty can be levied according to their specific characteristics should be extended;

Whereas the information to be exchanged between Member States and the Commission for the purpose of scrutinizing the economic conditions should be simplified in order to speed up transmission and allow computerization of the procedure;

⁽¹⁾ OJ No L 188, 20. 7. 1985, p. 1.

⁽²⁾ OJ No L 351, 12. 12. 1986, p. 1.

⁽³⁾ OJ No L 391, 31. 12. 1987, p. 1.

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee for Customs Procedures with Economic Impact,

HAS ADOPTED THIS REGULATION :

Article 1

Regulation (EEC) No 3677/86 is hereby amended as follows :

1. The following points are added to Article 1 :

- '13. *time limit for re-exportation* means the date by which the compensating products must have been dealt with in one of the ways listed in Articles 18 or 27 (1) of the basic Regulation ;
14. *monthly aggregation* means application of the second paragraph of Article 14 (2) of the basic Regulation in respect of time limits for re-exportation which begin to run during a given calendar month ;
15. *quarterly aggregation* means application of the second paragraph of Article 14 (2) of the basic Regulation in respect of time limits for re-exportation which begin to run during a given quarter.'

2. Article 7 (1) (a) is replaced by the following :

- '(a) during the period in question obtains 80 % of his global requirements for these goods incorporated in the compensating products in the customs territory of the Community, in the form of Community goods being comparable within the meaning of Article 5 (2) to the import goods.

To make use of this provision, the applicant must supply the customs authority with supporting documents which enable the authority to satisfy itself that the intended purchase of Community goods may be reasonably carried out. Such supporting documents, to be annexed to the application, may take the form, for example, of copies of commercial or administrative documents which refer to purchase made in an earlier reference period, or orders or intended purchase for the period under consideration.

Without prejudice to Article 11 (2) of the basic Regulation, the customs authority shall, where necessary, check that the said percentage is correct at the end of the period in question.'

3. The following paragraph 3 is added to Article 8 :

- '3. Compensating products shall be deemed to have been re-exported from the customs territory of the Community where they are delivered :

(a) to persons eligible for reliefs under the Vienna Convention of 18 April 1961 on Diplomatic Relations, the Vienna Convention of 24 April 1963 on Consular Relations or other consular conventions, or the New York Convention of 16 December 1969 on Special Missions ;

(b) to the armed forces stationed in the territory of a Member State in accordance with Article 136 of Council Regulation (EEC) No 918/83 of 28 March 1983 on the setting up of a Community system of reliefs from customs duty (¹).

(¹) OJ No L 105, 23. 4. 1983, p. 1.'

4. The following Article 27a is inserted :

Article 27a

1. In the case of monthly aggregation, all time limits for re-exportation beginning to run in a given month shall expire on the last day of the calendar month during which the time limit for re-exportation relating to the final entry for the arrangements in the month in question would expire.

2. In the case of quarterly aggregation, all time limits for re-exportation beginning to run in a given quarter shall expire on the last day of the quarter during which the time limit for re-exportation relating to the final entry for the arrangements in the quarter in question would expire.

3. Where monthly or quarterly aggregation has been requested and authorized, that fact shall be indicated at point 9 of the inward processing application and of the authorization itself (see specimens in Annex II).

4. Monthly or quarterly aggregation may be authorized where the import goods are expected to be entered, on a regular basis, for the arrangements for processing and exportation in the form of compensating goods so that the time taken for re-exportation will be more or less constant.

5. Monthly or quarterly aggregation shall be applied taking account of the examples in Annex XII.'

5. Article 28 becomes Article 28 (1), to which are added the following paragraphs 2 and 3 :

'2. Where monthly aggregation is authorized for the agricultural products referred to in paragraph 1, the time limits for re-exportation referred to in Article 27a (1) shall expire no later than the last day of the fifth calendar month following that for which aggregation was authorized.

3. Where quarterly aggregation is authorized for the agricultural products referred to in paragraph 1, the time limits for re-exportation referred to in Article 27a (2) shall expire no later than the last day of the quarter following that for which aggregation was authorized.'

6. The following paragraphs 3, 4 and 5 are added to Article 33 :

'3. Where the compensating products are dispatched to a Member State other than the Member State where the processing took place in order that the export formalities for the dispatch of those compensating products from the customs territory of the Community might be carried out in the customs office of this other Member State, the compensating products shall be consigned from the Member State of processing to the Member State of export using the Community transit procedure (external procedure). The box reserved for the description of goods on the transit document shall contain one of the indications referred to in Article 71 (1), plus the letters "EX-IM".

The procedure for use of the INF 5 sheet shall be modified as follows :

- the original and the three copies duly completed (boxes 1 to 8) must be lodged with the customs office which is requested to issue the T1 document,
- that office shall enter particulars of the T1 document in box 9 and shall affix the "T1 stamp",
- box 10 shall be completed when the compensating products are actually exported from the customs territory of the Community.

4. The compensating products referred to in paragraph 3 may only be exported direct to third countries.

5. For the purposes of Article 37, in the cases referred to in paragraph 3, "the exporter of the compensating products from the exporting Member State" referred to in the first indent of Article 37 (1) (b) shall mean the holder of the authorization who consigns the compensating products to the Member State from which they are exported from the customs territory of the Community, and "the exporting Member State" referred to in Articles 35 and 37 (1) (a), the first and second indents of Article 37 (1) (b), and in Article 37 (2) shall mean the Member State where the compensating products are placed under the procedure referred to in paragraph 3.'

7. The following Article 41a is inserted :

Article 41a

1. When the nature or technical characteristics of the import goods have been altered as a result of unforeseeable circumstances or *force majeure* so that it becomes impossible to obtain the compensating products for which an inward processing authorization under the suspension procedure has been granted, the holder of the authorization must inform the customs authority of what has happened and apply for the import goods concerned to be placed under another customs procedure.

2. On receipt of the application referred to in paragraph 1, the customs authority shall allow the

arrangements to be discharged in respect of the import goods concerned in accordance with Article 18 of the basic Regulation, which shall be applied *mutatis mutandis*.

3. Article 12 (3) shall be applicable *mutatis mutandis*.

4. In cases where the alteration in question may affect the continuation in force or the substance of the authorization, paragraphs 1 and 2 shall be without prejudice to Article 11 (2) of the basic Regulation.

5. The provisions of this Article shall apply *mutatis mutandis* to the compensating products.'

8. Article 49 (2) is replaced by the following :

'2. Import goods, whether in the form of compensating products or of goods in the unaltered state, which are covered by a general authorization for release for free circulation issued in accordance with Article 46 and which, on expiry of the time limit for re-exportation, have not been dealt with, having due regard to Article 27 (a), in one of the ways referred to in Article 18 of the basic Regulation shall be deemed to have been released for free circulation, and the entry for release for free circulation shall be deemed to have been lodged and accepted and release granted upon expiry of the said time limit.'

9. Article 61 is replaced by the following :

Article 61

1. Without prejudice to paragraph 2, where the suspension system is used the holder of the authorization must supply the customs authority with a bill of discharge within 30 days of the expiry of the time limit set for re-exportation having regard, where appropriate, to Article 27a.

Where monthly or quarterly aggregation is used, a bill of discharge shall be supplied for each month or quarter in question.

2. The customs authority may itself draw up the bill of discharge referred to in paragraph 1 subject to the same time limits. That fact shall be indicated in the authorization.

3. On the basis of the rate of yield established, the bill of discharge shall show the quantity of import goods, giving particulars of the inward processing declarations, and the quantity of compensating products, giving particulars of the documents under which the products were placed under one of the procedures referred to in Article 18 of the basic Regulation. Where a simplified procedure is used for entry under the arrangements or placement under a customs procedure referred to in Article 18 of the basic Regulation, the declarations and documents shall be those stipulated in Articles 25 (2), 45 (2) and 48 (2), and in the provisions relating to other simplified customs procedures. The bill of discharge shall also show the quantity of goods deemed to have been released for free circulation in accordance with Article 49.

4. Import duties on import goods, whether in the form of compensating products or of goods in the unaltered state, deemed to have been released for free circulation in accordance with Article 49, shall be paid, at the latest, on presentation of the bill of discharge possibly based on a summary declaration.

5. Where identification of other items of charge relating to the import goods is necessary in order to determine the amount of import duties, the bill of discharge shall in addition show such items and, where appropriate, the proportion of the import goods incorporated in the compensating products, calculated in accordance with Articles 57 to 60.

6. Any document relating to goods deemed to have been released for free circulation in accordance with

Article 49 which is necessary for the proper implementation of the provisions governing the release of goods for free circulation must be made available to the customs authority by the holder of the authorization.

7. The customs authority may agree that the bill of discharge referred to in paragraph 1 be made out by computer or in such other manner as the said authority shall stipulate.

10. Annex III is replaced by Annex I to this Regulation.

11. The text of Annex II to this Regulation is added to Annex V.

12. The following is added to Annex VII:

No	CN code and description of the compensating products		Processing operations from which they result
1	2		3
'5a	ex 0305	Off-cuts from operations referred to in column 3	Smoking and slicing of fish
90a	3823 90 99	Residues	Manufacture of 1,4-butanediol 1,4-butanediol and tetrahydrofuran from methanol
90b	3823 90 99	Waste, mixed with caffeine, coffee wax, water and impurities ("effluents")	Decaffeination and specific treatment to reduce the stimulant content of the raw coffee
139	Chapters 84, 85, 88 and 90	Components and spare parts of machines, apparatus, aircraft and other devices	Repair or overhaul (setting and cleaning by electrical or mechanical methods) and reconditioning (replacement of working parts) of machines, apparatus, aircraft and other devices
140	8708	Parts and accessories for motor vehicles	Adapting motor vehicles for particular purposes'

13. Annexes VIII and IX are replaced by Annexes III and IV to this Regulation

14. The text in Annex V to this Regulation is added as Annex XII

Article 2

This Regulation shall enter into force on 1 July 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

COCKFIELD

Vice-President

*ANNEX I**ANNEX III***GOODS WHOSE TOTAL VALUE FOR THE PURPOSES OF ARTICLE 6 (4) OF THE BASIC
REGULATION MUST NOT EXCEED 100 000 ECU**

Chapter, heading or subheading of the combined nomenclature	Description of goods/products
1 — 24	— Live animals ; animal products — Vegetable products — Animal and vegetable fats and oils and their cleavage products ; prepared edible fats ; animal and vegetable waxes — Prepared foodstuffs ; beverages, spirits and vinegar ; tobacco
28 — 38	— Products of the chemical and allied industries
50 — 63	— Textiles and textile articles
72	— Articles of iron or steel
8108 90	— Titanium products'

ANNEX II

Import goods		Numerical order	Compensating products		Quantity of compensating products for each 100 kg of import/goods (kg) (2)
CN code	Description		Code (1)	Description	
1		2	3	4	5
1001 10 90	Durum wheat	24a	1902 11 00	(a) Pasta, containing eggs but no common wheat flour or meal, with an ash content, referred to dry matter, of less than 0,95 % by weight (*)	(*)
			1101 00 00	(b) Flour	15,00
			ex 2302 30 10	(c) Bran	20,00
		24b	1902 11 00	(a) Pasta, containing eggs but no common wheat flour or meal, with an ash content, referred to dry matter, of 0,95 % or more, but less than 1,30 % by weight (*)	(*)
			1101 00 00	(b) Flour	8,00
			ex 2302 30 10	(c) Bran	20,00
		24c	1902 11 00	(a) Pasta, containing eggs but no common wheat flour or meal, with an ash content, referred to dry matter, of 1,30 % or more by weight (*)	(*)
			ex 2302 30 10	(b) Bran	19,00

(*) The standard rate of yield to be applied is based on the number of eggs used per kg of pasta produced, using the following formula:

$$\text{Numerical order 24a: } T = \frac{100}{167 - (X \times 1,6)} \times 100$$

$$\text{24b: } T = \frac{100}{150 - (X \times 1,6)} \times 100$$

$$\text{24c: } T = \frac{100}{133 - (X \times 1,6)} \times 100$$

X represents the number of eggs in shell (or the 50th of their weight expressed in grams of their equivalent in other egg products) used per kg of pasta produced, the result being given to two decimal points.

Footnote 15 shall be amended as follows:

'(15) In the case of soluble cocoa, add 1,5 % alkaline to the quantity shown in column 5.'

‘ANNEX VIII

(Return to be submitted not later than the end of the month following the end of the calendar month in question)

Serial No	Goods to be processed			Main compensating products	Month / year of expiry of authorization	Code (?)
	Subheading of the combined nomenclature	Estimated value	Estimated quantity (!)	Subheading of the combined nomenclature		
1	2	3	4	5	6	7

Note: The information concerning quality or description is to be supplied on request, if the need arises.

ANNEX IV

ANNEX IX

Member State :	INWARD PROCESSING RELIEF ARRANGEMENTS Return of information as required by Article 70 (3) (b) of Regulation (EEC) No 3677/86	Year : Applications rejected during the month of
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(Return to be submitted not later than the end of the month following the end of the calendar month in question)

Serial No	Goods to be processed				Main compensating products	Reason for rejection of application
	Subheading of the combined nomenclature	Estimated value	Estimated quantity (¹)	Description / Quantity (²)	Subheading of the combined nomenclature	
1	2	3	4	5	6	7

(¹) Quantity: (a) weight (tonnes); (b) no of units; (c) hectolitres (hl); (d) length: (m).

(²) The particulars of the quality or the description shall be supplied only if they have a direct bearing on the refusal of authorization.

ANNEX V

ANNEX XII

EXAMPLES OF MONTHLY AND QUARTERLY AGGREGATION

Combined application of the following provisions :

- Article 14 (2), second paragraph of the basic Regulation,
- Articles 27a, 49 and 61 of the implementing Regulation.

The examples given below are based on the following assumptions :

- (a) that the inward processing arrangements (suspension system) have been authorized in accordance with Article 8 of the implementing Regulation ;
- (b) that a general authorization for release for free circulation in accordance with Article 46 has been issued ;
- (c) that the import goods, whether in the form of goods in the unaltered state or of compensating products, are put on the Community market in accordance with Article 49 of the implementing Regulation ;
- (d) that the time limit for re-exportation when placing the goods under one of the customs procedures referred to in Article 18 of the basic Regulation is, for the example given, three months.

	January	February	March	April	May	June
A	1 .....	.....	..... 31			
	15 .....	.....	.....	..... 15		
	31 .....	.....	.....	..... 30		
B	1 .....	.....	..... 31			
	15 .....	.....	.....	..... 15		
	31 .....	.....	.....	..... 30		
		1 .....	.....	..... 30		
		15 .....	.....	.....	..... 15	
		28 .....	.....	.....	..... 31	
			1 .....	.....	..... 31	
			15 .....	.....	.....	..... 15
			31 .....	.....	.....	..... 30

Example A : monthly aggregation

Three consignments of goods entered for the arrangements in January are to be aggregated (1, 15 and 31 of the month).

The time limit for re-exportation for all these consignments is 30 April ; the deadline for presentation of the bill of discharge in accordance with Article 61 of the implementing Regulation is then 30 May.

The duties on import goods or compensating products put on the Community market specified in Article 49 must be paid no later than 30 May possibly on the basis of a summary declaration in accordance with Article 61 (4) of the implementing Regulation. The items of charge for the goods or products are determined on the basis of Article 20 of the basic Regulation or Article 21 of that Regulation if applicable. The date taken into consideration is 30 April.

Example B: quarterly aggregation

Nine consignments of goods entered for the arrangements in the course of a quarter are to be aggregated :

- 1, 15 and 31 January,
- 1, 15 and 28 February,
- 1, 15 and 31 March.

The time limit for re-exportation for all these consignments is 30 June ; the deadline for presentation of the bill of discharge in accordance with Article 61 of the implementing Regulation is then 30 July.

The duties on import goods or compensating products put on the Community market specified in Article 49 must be paid no later than 30 July possibly on the basis of a summary declaration in accordance with Article 61 (4) of the implementing Regulation. The items of charge for the goods or products are determined on the basis of Article 20 of the basic Regulation or Article 21 of that Regulation if applicable. The date taken into consideration is 30 June.

COMMISSION REGULATION (EEC) No 1755/88

of 22 June 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 21 June 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 23 June 1988.

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

Done at Brussels, 22 June 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, p. 7.

⁽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.

ANNEX

to the Commission Regulation of 22 June 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	137,08
0712 90 19	16,55	137,08
1001 10 10	73,91	220,56 ⁽¹⁾ ⁽²⁾
1001 10 90	73,91	220,56 ⁽¹⁾ ⁽²⁾
1001 90 91	11,45	171,82
1001 90 99	11,45	171,82
1002 00 00	51,75	131,07 ⁽⁴⁾
1003 00 10	45,43	149,05
1003 00 90	45,43	149,05
1004 00 10	101,89	115,97
1004 00 90	101,89	115,97
1005 10 90	16,55	137,08 ⁽²⁾ ⁽³⁾
1005 90 00	16,55	137,08 ⁽²⁾ ⁽³⁾
1007 00 90	40,05	147,55 ⁽⁴⁾
1008 10 00	45,43	62,75
1008 20 00	45,43	117,62 ⁽⁴⁾
1008 30 00	45,43	0 ⁽²⁾
1008 90 10	⁽⁷⁾	⁽⁷⁾
1008 90 90	45,43	0
1101 00 00	31,23	255,75
1102 10 00	87,65	198,70
1103 11 10	128,41	355,98
1103 11 90	31,32	273,80

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

⁽²⁾ In accordance with 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 1756/88

of 22 June 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 21 June 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 23 June 1988.

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

Done at Brussels, 22 June 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, p. 7.

⁽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 22 June 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 6	1st period 7	2nd period 8	3rd period 9
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	0	0	0
1001 10 90	0	0	0	0
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 6	1st period 7	2nd period 8	3rd period 9	4th period 10
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 1757/88**of 21 June 1988****establishing unit values for the determination of the customs value of certain perishable goods**

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 Commission Regulation (EEC) No 1577/81 of 12 June 1981 establishing a system of simplified procedures for the determination of the customs value of certain perishable goods ⁽¹⁾, as last amended by Regulation (EEC) No 3773/87 ⁽²⁾, and in particular Article 1 thereof,

Whereas Article 1 of Regulation (EEC) No 1577/81 provides that the Commission shall periodically establish unit values for the products referred to in the classification in the Annex;

Whereas the result of applying the rules and criteria laid down in that same Regulation to the elements communi-

cated to the Commission in accordance with Article 1 (2) of that Regulation is that the unit values set out in the Annex to this Regulation should be established in regard to the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

The unit values provided for in Article 1 (1) of Regulation (EEC) No 1577/81 are hereby established as set out in the table in the Annex hereto.

Article 2

This Regulation shall enter into force on 24 June 1988.

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

Done at Brussels, 21 June 1988.

For the Commission

COCKFIELD

Vice-President

⁽¹⁾ OJ No L 154, 13. 6. 1981, p. 26.

⁽²⁾ OJ No L 355, 17. 12. 1987, p. 19.

ANNEX

Code	CN code	Description	Amount of unit values per 100 kg net									
			ECU	Bfrs/Lfrs	Dkr	DM	FF	Dr	£ IrI	Lit	Fl	£
1.10	0701 90 51 0701 90 59	New potatoes	24,74	1 074	195,64	51,40	173,35	4 116	19,16	38 154	57,76	16,46
1.20	0702 00 10 0702 00 90	Tomatoes	47,51	2 064	375,69	98,70	332,89	7 904	36,80	73 266	110,91	31,61
1.30	0703 10 19	Onions (other than sets)	22,85	992	180,67	47,47	160,09	3 801	17,70	35 234	53,34	15,20
1.40	0703 20 00	Garlic	127,72	5 548	1 009,89	265,33	894,85	21 248	98,93	196 946	298,15	84,98
1.50	ex 0703 90 00	Leeks	24,81	1 078	197,15	51,51	174,74	4 100	19,27	38 215	57,81	16,44
1.60	ex 0704 10 10 ex 0704 10 90	Cauliflowers	24,64	1 063	194,92	50,89	171,59	4 055	19,14	37 482	57,16	17,15
1.70	0704 20 00	Brussels sprouts	44,76	1 931	355,63	92,23	312,60	7 362	34,82	68 116	103,74	31,19
1.80	0704 90 10	White cabbages and red cabbages	23,04	1 001	183,06	47,82	162,25	3 807	17,89	35 484	53,68	15,26
1.90	ex 0704 90 90	Sprouting broccoli or calabrese (<i>Brassica oleracea</i> var. <i>italica</i>)	143,91	6 251	1 137,89	298,97	1 008,28	23 941	111,47	221 909	335,94	95,75
1.100	ex 0704 90 90	Chinese cabbage	32,14	1 396	254,17	66,78	225,22	5 347	24,90	49 568	75,04	21,39
1.110	0705 11 10 0705 11 90	Cabbage lettuce (head lettuce)	48,41	2 103	382,81	100,58	339,20	8 054	37,50	74 654	113,01	32,21
1.120	ex 0705 29 00	Endives	91,00	3 955	723,03	188,90	640,84	15 038	70,68	140 150	212,02	60,29
1.130	ex 0706 10 00	Carrots	25,00	1 086	197,67	51,93	175,15	4 159	19,36	38 549	58,35	16,63
1.140	ex 0706 90 90	Radishes	80,89	3 513	645,34	168,03	570,65	13 481	62,92	124 906	188,51	53,21
1.150	0707 00 11 0707 00 19	Cucumbers	41,87	1 818	331,05	86,98	293,34	6 965	32,43	64 560	97,73	27,85
1.160	0708 10 10 0708 10 90	Peas (<i>Pisum sativum</i>)	287,08	12 471	2 269,85	596,38	2 011,30	47 758	222,37	442 659	670,13	191,02
1.170	0708 20 10 0708 20 90	Beans (<i>Vigna spp.</i> , <i>Phaseolus spp.</i>)	100,14	4 350	791,80	208,03	701,60	16 659	77,57	154 414	233,76	66,63
1.180	ex 0708 90 00	Broad beans	48,85	2 122	387,72	101,69	343,94	8 151	38,04	75 454	113,88	32,05
1.190	0709 10 00	Globe artichokes	82,78	3 596	657,05	172,33	582,85	13 814	64,46	127 867	192,99	54,32
1.200		Asparagus										
1.200.1	ex 0709 20 00	— green	311,83	13 546	2 465,56	647,80	2 184,71	51 875	241,54	480 826	727,91	207,49
1.200.2	ex 0709 20 00	— other	184,28	8 005	1 457,02	382,82	1 291,06	30 656	142,74	284 144	430,16	122,61
1.210	0709 30 00	Aubergines (egg-plants)	74,09	3 218	585,80	153,91	519,07	12 325	57,39	114 242	172,95	49,29
1.220	ex 0709 40 00	Celery stalks and leaves	40,22	1 747	318,03	83,56	281,80	6 691	31,15	62 021	93,89	26,76
1.230	0709 51 30	Chantarelles	380,81	16 444	3 035,75	791,09	2 634,74	60 745	294,66	570 911	890,27	264,14
1.240	0709 60 10	Sweet peppers	67,07	2 913	530,34	139,34	469,93	11 158	51,95	103 425	156,57	44,63
1.250	0709 90 50	Fennel	32,53	1 412	259,53	67,57	229,50	5 422	25,30	50 234	75,81	21,40
1.260	0709 90 70	Courgettes	43,72	1 899	345,70	90,83	306,32	7 273	33,86	67 417	102,06	29,09
1.270	ex 0714 20 00	Sweet potatoes, whole fresh	86,60	3 752	685,31	179,12	610,30	14 416	67,02	133 023	201,41	58,26
2.10	ex 0802 40 00	Chestnuts (<i>Castanea spp.</i>), fresh	50,95	2 199	403,00	105,23	354,76	8 384	39,58	77 493	118,17	35,46
2.20	ex 0803 00 10	Bananas (other than plantains), fresh	55,91	2 429	442,13	116,16	391,76	9 302	43,31	86 222	130,53	37,20
2.30	ex 0804 30 00	Pineapples, fresh	57,39	2 493	453,83	119,23	402,13	9 548	44,46	88 504	133,98	38,19
2.40	ex 0804 40 10 ex 0804 40 90	Avocados, fresh	158,71	6 894	1 254,90	329,71	1 111,95	26 403	122,93	244 726	370,48	105,60
2.50	ex 0804 50 00	Guavas and mangoes, fresh	114,36	4 968	904,25	237,58	801,25	19 025	88,58	176 345	266,96	76,09
2.60		Sweet oranges, fresh :										
2.60.1	0805 10 11 0805 10 21 0805 10 31 0805 10 41	— Sanguines and semi-sanguines	18,06	784	143,39	37,61	127,20	3 014	14,06	27 906	42,11	11,85

Code	CN code	Description	Amount of unit values per 100 kg net									
			ECU	Bfrs/Lfrs	Dkr	DM	FF	Dr	£ Irl	Lit	Fl	£
2.60.2	0805 10 15 0805 10 25 0805 10 35 0805 10 45	— Navels, Navelines, Navelates, Salustianas, Vernas, Valencia lates, Maltese, Shamoutis, Ovalis, Trovita and Hamlins	36,89	1 602	291,69	76,63	258,46	6 137	28,57	56 884	86,11	24,54
2.60.3	0805 10 19 0805 10 29 0805 10 39 0805 10 49	— Others	25,07	1 089	198,25	52,08	175,66	4 171	19,42	38 662	58,53	16,68
2.70		Mandarins (including tangerines and satsumas), fresh; clementines, wilkings and similar citrus hybrids, fresh:										
2.70.1	ex 0805 20 10	Clementines	55,70	2 419	440,39	115,71	390,23	9 266	43,14	85 884	130,02	37,06
2.70.2	ex 0805 20 30	Monreales and Satsumas	70,08	3 044	554,14	145,59	491,02	11 659	54,28	108 066	163,60	46,63
2.70.3	ex 0805 20 50	Mandarins and Wilkings	82,58	3 588	661,10	171,57	582,37	13 778	64,25	127 585	192,39	54,26
2.70.4	ex 0805 20 70 ex 0805 20 90	Tangerines and others	33,81	1 468	267,36	70,24	236,90	5 625	26,19	52 140	78,93	22,50
2.80	ex 0805 30 10	Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>), fresh	42,56	1 849	336,57	88,43	298,23	7 081	32,97	65 637	99,36	28,32
2.85	ex 0805 30 90	Limes (<i>Citrus aurantifolia</i>), fresh	140,46	6 101	1 110,61	291,80	984,10	23 367	108,80	216 587	327,89	93,46
2.90		Grapefruit, fresh:										
2.90.1	ex 0805 40 00	— white	35,80	1 555	283,11	74,38	250,86	5 956	27,73	55 212	83,58	23,82
2.90.2	ex 0805 40 00	— pink	55,98	2 431	442,64	116,30	392,22	9 313	43,36	86 322	130,68	37,25
2.100	0806 10 11 0806 10 15 0806 10 19	Table grapes	127,19	5 525	1 005,70	264,23	891,14	21 160	98,52	196 128	296,91	84,63
2.110	0807 10 10	Water-melons	36,14	1 570	285,78	75,08	253,23	6 012	27,99	55 732	84,37	24,05
2.120		Melons (other than water-melons)										
2.120.1	ex 0807 10 90	— Amarillo, Cuper, Honey Dew, Onteniente, Piel de Sapo, Rochet, Tendral	35,73	1 552	282,53	74,23	250,35	5 944	27,67	55 099	83,41	23,77
2.120.2	ex 0807 10 90	— Other	69,67	3 026	550,92	144,75	488,17	11 591	53,97	107 440	162,65	46,36
2.130	0808 10 91 0808 10 93 0808 10 99	Apples	57,20	2 484	452,26	118,82	400,74	9 515	44,30	88 198	133,52	38,06
2.140	ex 0808 20 31 ex 0808 20 33 ex 0808 20 35 ex 0808 20 39	Pears (other than the Nashi variety (<i>Pyrus Pyrifolia</i>))	62,63	2 720	495,21	130,11	438,80	10 419	48,51	96 575	146,20	41,67
2.150	0809 10 00	Apricots	91,18	3 961	720,98	189,43	638,85	15 169	70,63	140 603	212,85	60,67
2.160	0809 20 10 0809 20 90	Cherries	119,45	5 189	944,50	248,15	836,91	19 872	92,53	184 193	278,84	79,48
2.170	ex 0809 30 00	Peaches	77,67	3 374	614,17	161,36	544,21	12 922	60,16	119 775	181,32	51,68
2.180	ex 0809 30 00	Nectarines	97,78	4 247	773,17	203,14	685,10	16 267	75,74	150 781	228,26	65,06
2.190	0809 40 11 0809 40 19	Plums	119,09	5 173	941,66	247,41	834,39	19 812	92,25	183 639	278,01	79,24
2.200	0810 10 10 0810 10 90	Strawberries	74,37	3 231	588,08	154,51	521,09	12 373	57,61	114 685	173,62	49,49
2.210	0810 40 30	Fruit of the species <i>Vaccinium myrtillus</i>)	484,57	21 049	3 831,28	1 006,63	3 394,86	80 610	375,34	747 164	1 131,12	322,42
2.220	0810 90 10	Kiwi fruit (<i>Actinidia chinensis</i> Planch.)	202,83	8 811	1 603,73	421,36	1 421,05	33 742	157,11	312 754	473,47	134,96
2.230	ex 0810 90 90	Pomegranates	51,26	2 213	406,77	105,84	357,82	8 456	39,85	77 884	118,89	35,56
2.240	ex 0810 90 90	Khakis	75,42	3 271	595,59	156,43	529,14	12 509	58,50	116 307	175,64	50,44
2.250	ex 0810 90 90	Lychees	381,03	16 528	3 009,01	790,31	2 673,28	63 200	295,59	587 594	887,39	254,84

COMMISSION REGULATION (EEC) No 1758/88

of 22 June 1988

fixing the export refunds on white sugar and raw sugar exported in the natural state

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 Regulation (EEC) No 3993/87⁽²⁾, and in particular point (a) of the first subparagraph of Article 19 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 19 of Regulation (EEC) No 1785/81 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1489/76⁽⁴⁾, provides that when refunds on white and raw sugar, undenatured and exported in the natural state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 3 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;Whereas the refund on raw sugar must be fixed in respect of the standard quality; whereas the latter is defined in Article 1 of Council Regulation (EEC) No 431/68 of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices for sugar⁽⁵⁾; whereas, furthermore, this refund should be fixed in accordance with Article 5(2) of Regulation (EEC) No 766/68; whereas candy sugar is defined in Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁶⁾, as amended by Regulation (EEC) No 1467/77⁽⁷⁾; whereas the refund thus calculated for aromatized sugars or for sugars with colouring added must apply to their sucrose content and, accordingly, be fixed per 1 % of the said content;

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

Whereas, in special cases, the amount of the refund may be fixed by other legal instruments;

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

- in the case of currencies which are maintained in 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⁽⁸⁾, as last amended by Regulation (EEC) No 1636/87⁽⁹⁾,
- 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 the refund must be fixed every two weeks; whereas it may be altered in the intervening period;

Whereas it follows from applying the rules set out above to the present situation on the market in sugar and in particular to quotations or prices for sugar within the Community and on the world market that the refund should be as set out in the Annex to this Regulation;

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.⁽²⁾ OJ No L 377, 31. 12. 1987, p. 23.⁽³⁾ OJ No L 143, 25. 6. 1968, p. 6.⁽⁴⁾ OJ No L 167, 26. 6. 1976, p. 13.⁽⁵⁾ OJ No L 89, 10. 4. 1968, p. 3.⁽⁶⁾ OJ No L 50, 4. 3. 1970, p. 1.⁽⁷⁾ OJ No L 162, 1. 7. 1977, p. 6.⁽⁸⁾ OJ No L 164, 24. 6. 1985, p. 1.⁽⁹⁾ OJ No L 153, 13. 6. 1987, p. 1.

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

exported in the natural state, shall be as set out in the Annex hereto.

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 1785/81 undenatured and

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 22 June 1988 fixing the export refunds on white sugar and raw sugar exported in the natural state

(ECU)

Product code	Amount of refund	
	per 100 kg	per percentage point of sucrose content and per 100 kg net of the product in question
1701 11 90 100	36,48 ⁽¹⁾	0,3966
1701 11 90 300		
1701 11 90 500	32,74 ⁽¹⁾	
1701 11 90 900	⁽²⁾	0,3966
1701 12 90 100	36,48 ⁽¹⁾	
1701 12 90 300		
1701 12 90 500	32,74 ⁽¹⁾	0,3966
1701 12 90 900	⁽²⁾	
1701 91 00 000		
1701 99 10 100	39,66	0,3966
1701 99 10 900	38,59	

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the refund applicable is calculated in accordance with the provisions of Article 5 (3) of Regulation (EEC) No 766/68.

⁽²⁾ Fixing suspended by Commission Regulation (EEC) No 2689/85 (OJ No L 255, 26. 9. 1985, p. 12), as amended by Regulation (EEC) No 3251/85 (OJ No L 309, 21. 11. 1985, p. 14).

NB: The product codes and the footnotes are defined in Regulation (EEC) No 3846/87 as amended.

COMMISSION REGULATION (EEC) No 1759/88

of 21 June 1988

laying down detailed rules for implementing the arrangements applicable to imports of sweet potatoes and manioc starch intended for certain uses

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1471/88 of 16 May 1988 concerning the arrangements applicable to imports of sweet potatoes and manioc starch intended for certain uses and amending Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, and in particular Article 4 thereof,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽²⁾, as last amended by Regulation (EEC) No 1097/88⁽³⁾, and in particular Article 12 (2) thereof,

Whereas Regulation (EEC) No 1471/88 lays down the tariff arrangements applicable to imports into the Community of sweet potatoes, intended for uses other than human consumption and of manioc starch intended for the manufacture of medicinal or food preparations; whereas detailed rules for the application of these arrangements must be laid down;

Whereas, as regards sweet potatoes, the abovementioned Regulation (EEC) No 1471/88 amends Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽⁴⁾ to differentiate between sweet potatoes intended for human consumption from other products; whereas the form of presentation and packaging of sweet potatoes intended for the abovementioned uses, which fall within CN code 0714 20 10, must be defined and products which do not meet the presentation and packaging conditions thus defined must be considered to fall within CN code 0714 20 90;

Whereas, in order to ensure proper administrative management of the abovementioned arrangements and in particular to guarantee that the quantities set for each year are not exceeded, special rules regarding the lodging of applications and the issue of licences must be laid down; whereas those rules are either to supplement or to waive

the provisions of Commission Regulation (EEC) No 3183/80 of 3 December 1980 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products⁽⁵⁾, as last amended by Regulation (EEC) No 2082/87⁽⁶⁾;

Whereas the quantities of sweet potatoes to be imported in 1988 under this Regulation are to be those fixed by Regulation (EEC) No 1471/88, less, in respect of products originating in China in accordance with Article 2 of Regulation (EEC) No 1471/88, the quantities allocated for that year pursuant to Commission Regulation (EEC) No 1146/86 of 18 April 1986 laying down protective measures in respect of imports of sweet potatoes⁽⁷⁾; whereas the management and surveillance rules for imports implemented pursuant to Regulation (EEC) No 3962/87⁽⁸⁾ should be maintained and in particular the requirement for an export document issued by the Chinese authorities or under their responsibility for goods originating in that country should be required; whereas the arrangements laid down by this Regulation must replace the provisional measures laid down by Regulation (EEC) No 1146/86; whereas the latter Regulation must accordingly be repealed;

Whereas the tariff arrangements for manioc starch laid down by Regulation (EEC) No 1471/88 are to be limited for certain purposes; whereas, for products intended for the manufacture of food preparations, the quantities laid down must be allocated on the basis of usual consumption requirements for the manufacture of food preparations intended for retail sale covered by CN code 1901 and of tapioca, granulated or in the form of pearls, for retail sale, falling within CN code 1903;

Whereas special provisions must be laid down to ensure that manioc starch is not diverted from the uses laid down; whereas, to that end, the grant of the reduced-rate import duty must depend, in particular, on an undertaking by importers to abide by the planned use and on the lodging of a security of an amount equal to the reduction in the import duty; whereas a reasonable processing time is required for monitoring of the

⁽¹⁾ OJ No L 134, 31. 5. 1988, p. 1.

⁽²⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽³⁾ OJ No L 110, 29. 4. 1988, p. 7.

⁽⁴⁾ OJ No L 256, 7. 9. 1987, p. 1.

⁽⁵⁾ OJ No L 338, 13. 12. 1980, p. 1.

⁽⁶⁾ OJ No L 195, 16. 7. 1987, p. 11.

⁽⁷⁾ OJ No L 103, 19. 4. 1986, p. 58.

⁽⁸⁾ OJ No L 371, 30. 12. 1987, p. 38.

arrangements in question; whereas, where the product released for circulation is dispatched to another Member State for processing, the T5 control copy drawn up by the Member State of entry for free circulation, pursuant to Commission Regulation (EEC) No 2823/87 of 18 September 1987 on the documents to be used for the purpose of implementing Community measures entailing verification for the use and/or destination of goods⁽¹⁾ is the appropriate instrument for providing proof of processing;

Whereas experience has shown that, although the security is lodged to ensure payment of a customs import debt which arises, some element of proportionality must be introduced as regards the release of that security, in particular in certain cases where the time limits laid down by the arrangements have not been complied with; whereas the rules laid down in Title V of Commission Regulation (EEC) No 2220/85 of 22 July 1985 laying down common detailed rules for the application of the system of securities for agricultural products⁽²⁾, as amended by Regulation (EEC) No 1181/87⁽³⁾ should therefore be used as a basis;

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

HAS ADOPTED THIS REGULATION:

Article 1

On their entry for free circulation, sweet potatoes and manioc starch shall qualify under the arrangements laid down, for certain uses, by Regulation (EEC) No 1471/88 subject to the provisions of this Regulation.

TITLE I

Sweet potatoes intended for certain uses

Article 2

1. With a view to the release for free circulation of sweet potatoes falling within CN code 0714 20 90 intended for uses other than human consumption, as defined in paragraph 2 under the annual tariff quotas opened for products originating in the People's Republic of China and for products originating in other third countries, import licences shall be issued in accordance with this Title.

2. Fresh, whole sweet potatoes put up in immediate packings of a net content not exceeding 28 kilograms shall be deemed to be intended for human consumption

in accordance with CN code 0714 20 10 when customs formalities of release for free circulation are completed.

The provisions of this Title shall not apply on the release for free circulation of sweet potatoes intended for human consumption as defined in the preceding subparagraph, with the exception of those in Article 5 (1).

Article 3

Applications for licences shall be lodged with the competent authorities in each Member State by 1 p.m. (Brussels time) on Tuesdays or, if the latter is not a working day, on the first following working day.

Licence applications may be lodged for the first time on 4 July 1988.

Article 4

1. Box 14 of licence applications and licences shall indicate the country of origin. Licences shall require the product to be imported from the country indicated.

For imports of products originating in the People's Republic of China, licence applications shall be admissible only if they are accompanied by the original of an export document issued by the Government of the People's Republic of China or under its responsibility and drawn up in accordance with the Annex hereto. That export document shall be blue.

2. Box 20(a) of licences shall contain one of the following entries:

- Exención del derecho de importación (artículo 4 del Reglamento (CEE) n° 1759/88)
- Fritagelse for importafgift (artikel 4 i forordning (EØF) nr. 1759/88)
- Einfuhrzollfrei (Artikel 4 der Verordnung (EWG) Nr. 1759/88)
- Απαλλαγή από τους δασμούς εισαγωγής [άρθρο 4 του κανονισμού (ΕΟΚ) αριθ. 1759/88]
- Exemption from import duty (Article 4 of Regulation (EEC) No 1759/88)
- Exemption de droit à l'importation [article 4 du règlement (CEE) n° 1759/88]
- Esenzione dal dazio all'importazione (articolo 4 del regolamento (CEE) n. 1759/88)
- Vrijgesteld van invoerrecht (artikel 4 van Verordening (EEG) nr. 1759/88)
- Isenção de direito de importação (artigo 4º do Regulamento (CEE) n° 1759/88).

Article 5

1. The third indent of Article 5 (1) of Regulation (EEC) No 3183/80 shall not be applicable.

2. Notwithstanding Article 8 (4) of Regulation (EEC) No 3183/80, the quantity released for free circulation may not exceed that indicated in boxes 10 and 11 of import licences. The figure 0 shall be entered to that end in box 22 of licences.

⁽¹⁾ OJ No L 270, 23. 9. 1987, p. 1.

⁽²⁾ OJ No L 205, 3. 8. 1985, p. 5.

⁽³⁾ OJ No L 113, 30. 4. 1987, p. 31.

Article 6

Notwithstanding Article 12 of Commission Regulation (EEC) No 2042/75⁽¹⁾, the security for import licences shall be 20 ECU per tonne.

Article 7

Member States shall forward to the Commission by 5 p.m. (Brussels time) at the latest on the working day following the day of lodging of the application laid down in Article 3, the following details in licence applications:

- the name of the applicant,
- the quantities applied for,
- the origin of the products,
- the number of the export document and the name of the vessel for products originating in the People's Republic of China.

Article 8

1. The Commission shall notify the Member States by telex of the extent to which the applications can be granted. If the quantities for which licences have been applied for exceed the quantities available, the Commission shall specify by telex the uniform percentage reduction in the quantities applied for.

Licences shall be issued for up to the quotas fixed in Articles 1 and 2 of Council Regulation (EEC) No 1471/88. However, this shall not apply for products originating in China, less for 1988 the quantities already allocated pursuant to Commission Regulation (EEC) No 1146/86⁽²⁾, as amended by Regulation (EEC) No 3962/87.

2. Import licences shall be issued on the first working day following the lodging of the application, except in exceptional cases determined by the Commission.

Licences issued shall be valid throughout the Community from the date of issue to the end of the fourth month thereafter. However, that term of validity may not extend beyond 31 December of the year in question.

TITLE II

Manioc starch intended for certain purposes*Article 9*

The import duty of 150 ECU per tonne fixed in Article 3 of Regulation (EEC) No 1471/88 shall apply on the release for free circulation of manioc (cassava) starch falling within CN code 1108 14 00 for up to the following quantities according to the use to which it is put:

- (a) 2 000 tonnes for the manufacture of medicaments falling within CN code 3003 and/or 3004;

- (b) 4 000 tonnes for the manufacture of food preparations put up for retail sale falling within CN code 1901;
- (c) 4 000 tonnes for the manufacture of tapioca, in the form of grains or pearls put up for retail sale, falling within CN code 1903.

Article 10

Licence applications shall be lodged with the competent authorities in each Member State by 1 p.m. (Brussels time) on Tuesdays, or if the latter is not a working day, on the first working day thereafter.

Licence applications may be lodged for the first time on 4 July 1988.

Licence applications may not cover a quantity greater than 1 000 tonnes per individual interested party acting on his own behalf.

Article 11

1. Box 12 of licence applications and licences shall contain one of the following entries, as appropriate:

- (a) — fécula de mandioca destinada a la fabricación de los medicamentos del código NC 3003 y/o 3004
- maniokstivelse til fremstilling af lægemidler henhørende under KN-kode 3003 og/eller 3004
- Maniokstärke für die Herstellung von Medikamenten gemäß den Positionen 3003 und/oder 3004 der Kombinierten Nomenklatur
- άμυλο μανιόκας που προορίζεται για την παρασκευή φαρμάκων και υπάγεται στον κωδικό ΣΟ 3003 ή/και 3004
- manioc starch intended for the manufacture of medicaments falling within CN code 3003 and/or 3004
- fécule de manioc destinée à la fabrication de médicaments relevant du code NC 3003 et/ou 3004
- fecola di manioca destinata alla fabbricazione di medicinali di cui ai codici NC 3003 e/o 3004
- maniokzetmeel bestemd voor de vervaardiging van geneesmiddelen van GN-code 3003 of 3004
- fécula de mandioca destinada ao fabrico de medicamentos dos códigos NC, 3003 e/ou 3004

or

- (b) — fécula de mandioca destinada a la fabricación de preparados alimenticios envasados para la venta al por menor, del código NC 1901
- maniokstivelse til fremstilling af tilberedte fødevarer tilberedninger, pakket i detailsalgspakninger, henhørende under KN-kode 1901
- Maniokstärke für die Herstellung von Lebensmittelzubereitungen, in Einzelhandelsverpackungen, gemäß der Position 1901 der Kombinierten Nomenklatur
- άμυλο μανιόκας που προορίζεται για την παρασκευή παρασκευασμάτων διατροφής συσκευασμένων για τη λιανική πώληση, που υπάγεται στον κωδικό ΣΟ 1901

⁽¹⁾ OJ No L 213, 11. 8. 1975, p. 5.

⁽²⁾ OJ No L 130, 19. 4. 1986, p. 58.

- manioc starch intended for the manufacture of food preparations put up for retail sale, falling within CN code 1901
- féculé de manioc destinée à la fabrication de préparations alimentaires conditionnées pour la vente au détail, relevant du code NC 1901
- fecola di manioca destinata alla fabbricazione di preparazioni alimentari condizionate per la vendita al dettaglio di cui al codice NC 1901
- maniokzetmeel bestemd voor verwerking tot bereidingen voor menselijke consumptie, opgemaakt voor de verkoop in het klein, van GN-code 1901
- fécula de mandioca destinada ao fabrico de preparados alimentares acondicionados para a venda a retalho, do código NC 1901

or

- (c) — fécula de mandioca destinada a la fabricación de tapioca en forma de gránulos o de granos perlados envasados para la venta al por menor, del código NC 1903
- maniokstivelse til fremstilling af tapioka i form af gryn eller perlegryn, pakket i detailsalgspakninger, henhørende under KN-kode 1903
 - Maniokstärke für die Herstellung von Tapioka in Form von Granulat oder Perlen gemäß der Position 1903 der Kombinierten Nomenklatur
 - άμυλο μανιόκας που προορίζεται για παρασκευή ταπιόκας με μορφή ή σπόρων αποφλοιωμένων και στρογγυλεμένων συσκευασμένων για τη λιανική πώληση, που υπάγεται στον κωδικό ΣΟ 1903
 - manioc starch intended for the manufacture of tapioca in the form of granules or pearls, put up for retail sale, falling within CN code 1903
 - féculé de manioc destinée à la fabrication de tapioca sous forme de granulés ou de grains perlés conditionnées pour la vente au détail, relevant du code NC 1903
 - fecola di manioca destinata alla fabbricazione di tapioca sotto forma di granulati o granelli perlacci condizionate per la vendita al dettaglio di cui al codice NC 1903
 - maniokzetmeel bestemd voor verwerking tot tapioca in de vorm van korrels of parels, opgemaakt voor de verkoop in het klein, van GN-code 1903
 - fécula de mandioca destinada ao fabrico de tapioca sob forma de grãos ou de pérolas acondicionados para venda a retalho, do código NC 1903.

Box 20(a) of licence applications shall contain one of the following entries:

- derecho de importación de 150 ECU por tonelada (artículo 11 del Reglamento (CEE) n° 1759/88)
- importafgift på 150 ECU/ton (artikel 11 i forordning (EØF) nr. 1759/88)

- Einfuhrzoll 150 ECU je Tonne (Verordnung (EWG) Nr. 1759/88 — Artikel 11)
- δασμός εισαγωγής 150 ECU ανά τόνο [κανονισμός (ΕΟΚ) αριθ. 1759/88 άρθρο 11]
- import duty of 150 ECU per tonne (Article 11 of Regulation (EEC) No 1759/88)
- droit à l'importation de 150 Écus par tonne [article 11 du règlement (CEE) n° 1759/88]
- dazio all'importazione di 150 ECU per tonnellata (regolamento (CEE) n. 1759/88, articolo 11)
- invoerrecht van 150 Ecu/ton (Verordening (EEG) nr. 1759/88, artikel 11)
- direito de importação de 150 ECU por tonelada (artigo 11º do Regulamento (CEE) nº 1759/88).

3. Eligibility for the import duty referred to in Article 9 shall be subject to:

- (a) a written undertaking by the importer entered into at the time of entry for free circulation, to the effect that all the goods declared will be processed in accordance with the details in box 12 of the licence within four months from the date of acceptance of the declaration of release for free circulation;
- (b) the lodging by the importer, at the time of entry for free circulation, of a security equal to the difference between the duty of 150 ECU per tonne and the full import duty.

4. On entry for free circulation, importers shall indicate the place where processing is to be carried out. If the latter is to be carried out in another Member State, a T5 control copy shall be compiled on dispatch of the goods in the Member State of departure in accordance with the rules laid down in Regulation (EEC) No 2823/87.

Box 104 of the T5 control copy must contain the following entry:

'Article 11 of Regulation (EEC) No 1759/88 (particular destination indicated in box 12 of the import licence).'

5. Except in cases of *force majeure*, the security provided for in paragraph 3 (b) shall be released when proof is supplied to the competent authorities of the Member State of entry for free circulation that all the quantities released for free circulation have been processed into the product mentioned on the import licence within the time limit referred to in paragraph 3 (a).

Where processing is carried out in Member State other than that of release for free circulation, proof of processing shall be provided by means of the original of the T5 control copy provided for in paragraph 4.

For goods released for free circulation which have not been processed within the abovementioned time limit, the security to be released shall be reduced by:

- 15 % of its total amount, and
- 2 % of the remainder after the 15 % has been deducted, per day for which the time limit is exceeded.

The amount of the security which is not released shall be forfeited as a levy.

6. Proof of processing shall be supplied to the competent authorities within six months following the end of the processing time limit. However, where proof is established within the abovementioned six months, the amount forfeited, less 15 % of the amount of the security, shall be reimbursed.

Article 12

Articles 5 and 6 shall apply under this Title.

Article 13

Member States shall forward to the Commission by 1 p. m. (Brussels time) at the latest on the day following the lodging of the application as provided for in Article 10, separately for each of the three quotas mentioned in Article 9, the following details of licence applications:

- the name of the applicant,
- the quantities applied for.

Article 14

1. The Commission shall notify the Member States by telex of the extent to which the applications can be granted. If the quantities for which licences have been applied for exceed the quantities available, the

Commission shall specify by telex the uniform percentage reduction in the quantities applied for.

2. Import licences shall be issued on the fifth working day following the lodging of the application, except in exceptional cases determined by the Commission.

Licences issued shall be valid throughout the Community from their actual day of issue to the end of the third month thereafter. However, that term of validity may not extend beyond 31 December of the year in question.

TITLE III

Final provisions

Article 15

Regulation (EEC) No 1146/86 is hereby repealed.

Entry for free circulation of sweet potatoes for which an import licence was issued prior to the entry into force of this Regulation shall be deemed to be effected under the quotas provided for in Articles 1 (1) and 2 of Regulation (EEC) No 1471/88.

Article 16

This Regulation shall enter into force on the eighth day following that 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, 21 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

People's Republic of China

1 Exporter (name, full address, country) China	2 No	
	3 Quota, year	
4 First consignee (name, full address, country)	EXPORT CERTIFICATE (Sweet potatoes falling within CN code 0714 20 90)	
	5 Country of origin CHINA	6 Country of destination EEC
7 Place and date of shipment — Means of transport — Shipped by (name of vessel)		
8 Descriptions of Goods: — Type of Products: ☐ Pellets ☐ Chips ☐ Others — Packaging: ☐ In bulk ☐ Bags ☐ Others	9 QUANTITY	
	Metric tonne (Net shipped weight)	
10 Competent authority (name, address, country) Imp/Exp Department Ministry of Foreign Economic Relations and Trade, People's Republic of China 2, Dong Chang An Street, Beijing, China 		
Date:	Signature	Stamp:
For use of EEC authorities		
This certificate is valid for 120 days from the date of issue		

COMMISSION REGULATION (EEC) No 1760/88

of 22 June 1988

abolishing a countervailing charge on apricots originating in Spain except in 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 1553/88⁽³⁾,
as amended by Regulation (EEC) No 1628/88⁽⁴⁾, intro-
duced a countervailing charge on apricots originating in
Spain (except in the Canary Islands);

Whereas for apricots originating in Spain (except in the
Canary Islands) there were no prices for six consecutive
working days; whereas the conditions specified in Article
26 (1) of Regulation (EEC) No 1035/72 are therefore

fulfilled and the countervailing charge on imports of apri-
cots originating in Spain (except in the Canary Islands)
can be abolished;

Whereas, pursuant to Article 136 (2) of the Act of Acces-
sion of Spain and Portugal⁽⁵⁾, 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 1553/88 is hereby repealed.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 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 139, 4. 6. 1988, p. 34.

⁽⁴⁾ OJ No L 145, 11. 6. 1988, p. 34.

⁽⁵⁾ OJ No L 302, 15. 11. 1985, p. 9.

COMMISSION REGULATION (EEC) No 1761/88
of 22 June 1988
fixing the import levy on molasses

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 market in sugar ⁽¹⁾, as last amended by Regulation (EEC) No 3993/87 ⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levy on molasses was fixed by Regulation (EEC) No 2569/87 ⁽³⁾, as last amended by Regulation (EEC) No 1356/88 ⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 2569/87 to the information at present available to the Commission

that the levy at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levy referred to in Article 16 (1) of amended Regulation (EEC) No 1785/81 shall be, in respect of molasses falling within subheadings 1703 10 00 and 1703 90 00 of the combined nomenclature, 1,16 ECU/100 kg.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 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 243, 27. 8. 1987, p. 48.

⁽⁴⁾ OJ No L 125, 19. 5. 1988, p. 22.

COMMISSION REGULATION (EEC) No 1762/88

of 22 June 1988

fixing the difference in white sugar prices to be used in calculating the levy for
processed fruit and vegetable products and for wine

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 426/86 of
26 February 1986 on the common organization of the
market in products processed from fruit and vegetables ⁽¹⁾,
as amended by Regulation (EEC) No 3909/87 ⁽²⁾, and in
particular Article 10 (4) thereof,

Having regard to Council Regulation (EEC) No 822/87 of
16 March 1987, on the common organization of the
market in wine ⁽³⁾ as last amended by Regulation (EEC)
No 1441/88 ⁽⁴⁾, and in particular Article 55 (3) thereof,

Whereas, in order that the Member States may determine
the amount of the levy applicable in respect of the various
added sugars to imports of the products listed in Annex
III to Regulation (EEC) No 426/86 and of the products
falling within subheadings 2009 60 11, 2009 60 71,
2009 60 79 and 2204 30 99 of the combined nomen-
clature, which are listed in Article 1 (2) (a) of Regulation
(EEC) No 822/87 it is necessary in accordance with
Article 10 (3) of Regulation (EEC) No 426/86 and Article
55 (2) of Regulation (EEC) No 822/87 to determine the

difference between, firstly, the average of the threshold
prices for one kilogram of white sugar for each month of
the quarter for which the difference is being determined
and, secondly, the average of the cif prices for one kilo-
gram of white sugar used in fixing the levies on white
sugar, as calculated for a period comprising the first 15
days of the month preceding the quarter for which the
difference is being determined and the two months
immediately preceding that month; whereas, pursuant to
the abovementioned Regulations, this difference must be
determined by the Commission for each quarter of the
calendar year,

HAS ADOPTED THIS REGULATION:

Article 1

For the period 1 July to 30 September 1988, the
difference referred to in Article 10 (3) of Regulation (EEC)
No 426/86 and in Article 55 (2) of Regulation (EEC) No
822/87 is fixed at 0,4893 ECU.

Article 2

This Regulation shall enter into force on 1 July 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 49, 27. 2. 1986, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 20.

⁽³⁾ OJ No L 84, 27. 3. 1987, p. 1.

⁽⁴⁾ OJ No L 132, 28. 5. 1988, p. 1.

COMMISSION REGULATION (EEC) No 1763/88
of 22 June 1988
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 3907/87⁽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 27 June 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 14.

⁽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)

CN code	Description (1)	Additional amount
0207 39 11	01	35,00
0207 39 25	01	20,00
0207 41 10	01	35,00
0207 41 71	01	20,00

(1) Origin :

01 Hungary.

COMMISSION REGULATION (EEC) No 1764/88

of 22 June 1988

fixing the maximum export refund for white sugar for the eighth partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EEC) No 1035/88

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 Regulation (EEC) No 3993/87⁽²⁾, and in particular the first subparagraph of Article 19 (4) (b) thereof,

Whereas Commission Regulation (EEC) No 1035/88 of 18 April 1988 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar;

Whereas, pursuant to Article 9 (1) of Regulation (EEC) No 1035/88, a maximum export refund shall be fixed, as the case may be, account being taken in particular of the state and foreseeable development of the Community and world markets in sugar, for the partial invitation to tender in question;

Whereas, following an examination of the tenders submitted in response to the eighth partial invitation to tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the eighth partial invitation to tender for white sugar issued pursuant to Regulation (EEC) No 1035/88 the maximum amount of the export refund is fixed at 40,777 ECU/100 kilograms.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 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 102, 21. 4. 1988, p. 14.

COMMISSION REGULATION (EEC) No 1765/88

of 22 June 1988

fixing the amount of the subsidy on oil seeds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 3994/87⁽²⁾, and in particular Article 27 (4) thereof,

Having regard to Council Regulation (EEC) No 1678/85 of 11 June 1985 fixing the conversion rates to be applied in agriculture⁽³⁾, as last amended by Regulation (EEC) No 887/88⁽⁴⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza, rape and sunflower seed⁽⁵⁾, as last amended by Regulation (EEC) No 1869/87⁽⁶⁾, and in particular Article 2 (3) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the target price and the monthly increments in the target price for colza, rape and sunflower seed for the 1987/88 marketing year have been fixed in Council Regulations (EEC) No 1917/87⁽⁷⁾ and (EEC) No 1918/87⁽⁸⁾;

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Commission Regulation (EEC) No 4018/87⁽⁹⁾, as last amended by Regulation (EEC) No 1748/88⁽¹⁰⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 4018/87 to the information known to the Commission that the amount of the subsidy at present in force should be altered to the amount set out in the Annexes hereto;

Whereas, in the absence of the target price for the 1988/89 marketing year for colza and rape seed, the abatement of the subsidy from the system of maximum guaranteed quantities, the amount of the subsidy in the case of advance fixing for this period for colza, rape and sunflower seed has been obtainable only provisionally on the basis of the target price and the abatement of the subsidy for the marketing year 1987/88; whereas this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative prices of the 1988/89 marketing year are known,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amounts of the subsidy and the exchange rates referred to in Article 33 (2) and (3) of Commission Regulation (EEC) No 2681/83⁽¹¹⁾ shall be as set out in the Annexes hereto.
2. The amount of the compensatory aid referred to in Article 14 of Council Regulation (EEC) No 475/86⁽¹²⁾ shall be as shown in Annex III to this Regulation for sunflower seed harvested in Spain.
3. The amount of the special subsidy provided for by Council Regulation (EEC) No 1920/87⁽¹³⁾ for sunflower seed harvested and processed in Portugal is fixed in Annex III.
4. However, the amount of the subsidy in the case of advance fixing for the 1988/89 marketing year for colza, rape and sunflower will be confirmed or replaced as from 23 June 1988 to take into account the target price, and where appropriate, the effects of the application of the system of maximum guaranteed quantities for colza and rape seed.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 30.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁴⁾ OJ No L 88, 1. 4. 1988, p. 6.

⁽⁵⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁶⁾ OJ No L 176, 1. 7. 1987, p. 30.

⁽⁷⁾ OJ No L 183, 3. 7. 1987, p. 14.

⁽⁸⁾ OJ No L 183, 3. 7. 1987, p. 16.

⁽⁹⁾ OJ No L 378, 31. 12. 1987, p. 27.

⁽¹⁰⁾ OJ No L 155, 22. 6. 1988, p. 36.

⁽¹¹⁾ OJ No L 266, 28. 9. 1983, p. 1.

⁽¹²⁾ OJ No L 53, 1. 3. 1986, p. 47.

⁽¹³⁾ OJ No L 183, 3. 7. 1987, p. 18.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I

Aids to colza and rape seed other than 'double zero'

(amounts per 100 kilograms)

	Current 6	1st period 7 (1)	2nd period 8 (1)	3rd period 9 (1)	4th period 10 (1)	5th period 11 (1)
1. Gross aids (ECU):						
— Spain	0,000	0,000	0,000	0,000	0,000	0,000
— Portugal	0,000	0,000	0,000	0,000	0,000	0,000
— Other Member States	12,934	9,655	8,796	8,796	8,557	8,510
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	32,70	23,35	21,37	21,54	20,99	21,45
— Netherlands (Fl)	35,57	26,55	24,31	24,50	23,87	24,33
— BLEU (Bfrs/Lfrs)	615,64	457,92	416,44	415,28	403,73	392,44
— France (FF)	86,42	61,72	54,51	53,63	51,74	52,51
— Denmark (Dkr)	108,45	79,66	71,99	71,99	69,85	66,04
— Ireland (£ Irl)	9,591	6,844	6,088	6,030	5,821	5,612
— United Kingdom (£)	5,946	3,748	3,105	3,105	2,926	2,617
— Italy (Lit)	17 155	11 851	10 127	9 815	9 398	8 883
— Greece (Dr)	65,72	0,00	0,00	0,00	0,00	0,00
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	0,00	0,00	0,00	0,00	0,00	0,00
— in another Member State (Pta)	1 951,58	1 445,85	1 310,96	1 287,57	1 250,47	1 188,14
(c) Seed harvested in Portugal and processed:						
— in Portugal (Esc)	0,00	0,00	0,00	0,00	0,00	0,00
— in another Member State (Esc)	2 499,51	2 572,83	2 401,72	2 369,96	2 323,93	2 218,31

(1) Subject in the case of advance fixing for the 1988/89 marketing year to the adoption of prices and related measures for that marketing year.

ANNEX II

Aids to colza and rape seed 'double zero'

(amounts per 100 kilograms)

	Current 6	1st period 7 (1)	2nd period 8 (1)	3rd period 9 (1)	4th period 10 (1)	5th period 11 (1)
1. Gross aids (ECU):						
— Spain	2,500	2,500	2,500	2,500	2,500	2,500
— Portugal	2,500	2,500	2,500	2,500	2,500	2,500
— Other Member States	15,434	12,155	11,296	11,296	11,057	11,010
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	38,67	29,25	27,27	27,45	26,89	27,35
— Netherlands (Fl)	42,25	33,17	30,92	31,11	30,49	30,95
— BLEU (Bfrs/Lfrs)	735,81	578,09	536,61	535,45	523,90	512,61
— France (FF)	105,11	80,41	73,20	72,32	70,43	71,20
— Denmark (Dkr)	130,34	101,54	93,87	93,87	91,74	87,93
— Ireland (£ Irl)	11,670	8,922	8,167	8,108	7,899	7,690
— United Kingdom (£)	7,587	5,389	4,745	4,745	4,566	4,258
— Italy (Lit)	21 148	15 844	14 120	13 808	13 391	12 876
— Greece (Dr)	386,57	344,54	344,54	344,54	344,54	344,54
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	385,53	385,53	385,53	385,53	385,53	385,53
— in another Member State (Pta)	2 337,11	1 831,39	1 696,49	1 673,10	1 636,00	1 573,67
(c) Seed harvested in Portugal and processed:						
— in Portugal (Esc)	429,31	470,02	470,02	470,02	470,02	470,02
— in another Member State (Esc)	2 928,82	3 042,85	2 871,73	2 839,97	2 793,94	2 688,33

(1) Subject in the case of advance fixing for the 1988/89 marketing year to the adoption of prices and related measures for that marketing year.

ANNEX III

Aids to sunflower seed

(amounts per 100 kilograms)

	Current 6	1st period 7	2nd period 8 (1)	3rd period 9 (1)	4th period 10 (1)
1. Gross aids (ECU):					
— Spain	3,440	3,440	3,440	3,440	3,440
— Portugal	0,000	0,000	0,000	0,000	0,000
— Other Member States	21,501	21,132	17,674	17,674	17,526
2. Final aids:					
(a) Seed harvested and processed in (2):					
— Federal Republic of Germany (DM)	53,35	52,49	42,37	42,57	42,22
— Netherlands (Fl)	58,59	57,61	47,89	48,09	47,70
— BLEU (Bfrs/Lfrs)	1 026,74	1 008,93	842,68	841,43	834,28
— France (FF)	149,31	146,42	120,01	119,07	117,90
— Denmark (Dkr)	182,92	179,62	149,32	149,32	148,00
— Ireland (£ Irl)	16,583	16,261	13,374	13,312	13,182
— United Kingdom (£)	11,283	11,006	8,724	8,724	8,613
— Italy (Lit)	30 445	29 804	24 002	23 666	23 408
— Greece (Dr)	986,55	908,78	854,04	828,67	800,58
(b) Seed harvested in Spain and processed:					
— in Spain (Pta)	530,49	530,49	530,49	530,49	530,49
— in another Member State (Pta)	2 083,77	2 026,82	1 490,99	1 465,31	1 442,34
(c) Seed harvested in Portugal and processed:					
— in Portugal (Esc)	0,00	0,00	0,00	0,00	0,00
— in Spain (Esc)	4 268,84	4 184,92	4 442,69	4 407,54	4 378,18
— in another Member State (Esc)	4 145,28	4 063,79	4 314,10	4 279,97	4 251,46
3. Compensatory aids:					
— in Spain (Pta)	2 024,82	1 964,56	1 428,73	1 395,89	1 372,92
4. Special aid:					
— in Portugal (Esc)	4 145,28	4 063,79	4 314,10	4 279,97	4 251,46

(1) Subject in the case of advance fixing for the 1988/89 marketing year to the adoption of prices and related measures for that marketing year.

(2) For seed harvested in the Community as constituted at 31 December 1985 and processed in Spain, the amounts shown in 2 (a) to be multiplied by 1,0298070.

ANNEX IV

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

(value of 1 ECU)

	Current 6	1st period 7	2nd period 8	3rd period 9	4th period 10	5th period 11
DM	2,078120	2,073930	2,069610	2,065500	2,065500	2,053290
Fl	2,332940	2,329020	2,325320	2,321530	2,321530	2,310140
Bfrs/Lfrs	43,449400	43,449500	43,449600	43,441700	43,441700	43,415100
FF	7,015800	7,023020	7,030370	7,037510	7,037510	7,059100
Dkr	7,900710	7,917770	7,932010	7,945800	7,945800	7,987190
£Irl	0,776094	0,776491	0,776896	0,777430	0,777430	0,778873
£	0,663252	0,664595	0,665874	0,667157	0,667157	0,671194
Lit	1 543,33	1 548,83	1 554,73	1 560,43	1 560,43	1 577,02
Dr	166,21500	167,11000	168,37300	169,83600	169,83600	175,02600
Esc	169,86700	170,64100	171,43200	172,65600	172,65600	174,86800
Pta	137,31700	137,77900	138,20700	138,62100	138,62100	139,84600

COMMISSION REGULATION (EEC) No 1766/88

of 22 June 1988

altering the export refunds on oil seeds

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 No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 3994/87⁽²⁾,

Having regard to Council Regulation No 142/67/EEC of 21 June 1967 on export refunds on colza, rape and sunflower seeds⁽³⁾, as last amended by the Act of Accession of Greece⁽⁴⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 1678/85 of 11 June 1985 fixing the exchange rates to be applied in agriculture⁽⁵⁾, as last amended by Regulation (EEC) No 887/88⁽⁶⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza, rape and sunflower seed⁽⁷⁾, as last amended by Regulation (EEC) No 1869/87⁽⁸⁾, in particular Article 2 (3) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the export refunds on oil were fixed by Regulation (EEC) No 1505/88⁽⁹⁾, as last amended by Regulation (EEC) No 1749/88⁽¹⁰⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1505/88 to the infor-

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

Whereas, in the absence of the target price for the 1988/89 marketing year for colza and rape seed, the amount of the refund in the case of advance fixing for this period for colza and rape has been obtainable only provisionally on the basis of the target price for the marketing year 1987/88; whereas this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative prices of the 1988/89 marketing year are known,

HAS ADOPTED THIS REGULATION:

Article 1

1. In the case of colza and rape seed, the amounts of the refund referred to in Article 4 (1) of Regulation (EEC) No 651/71⁽¹¹⁾, fixed in the Annex to amended Regulation (EEC) No 1505/88, are altered as shown in the Annex hereto.
2. There shall be no refund on sunflower
3. However, the amount of the refund in the case of advance fixing for the 1988/89 marketing year for colza and rape will be confirmed or replaced, in that case, as from 23 June 1988 to take into account the target price.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

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

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 30.

⁽³⁾ OJ No 125, 26. 6. 1967, p. 2461/67.

⁽⁴⁾ OJ No L 291, 19. 11. 1979, p. 17.

⁽⁵⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁶⁾ OJ No L 88, 1. 4. 1988, p. 6.

⁽⁷⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁸⁾ OJ No L 176, 1. 7. 1987, p. 30.

⁽⁹⁾ OJ No L 135, 1. 6. 1988, p. 28.

⁽¹⁰⁾ OJ No L 155, 22. 6. 1988, p. 40.

⁽¹¹⁾ OJ No L 75, 30. 3. 1971, p. 16.

ANNEX

to the Commission Regulation of 22 June 1988 altering the export refunds on colza
and rape seed

(amounts per 100 kilograms)

	Current 6	1st period 7 ⁽¹⁾	2nd period 8	3rd period 9	4th period 10	5th period 11
1. Gross refunds (ECU) :						
— Spain	11,642	8,863	—	—	—	—
— Portugal	16,402	13,623	—	—	—	—
— other Member States	11,900	9,121	—	—	—	—
2. Final refunds :						
Seeds harvested and exported from :						
— Federal Republic of Germany (DM)	30,31	22,10	—	—	—	—
— Netherlands (Fl)	32,84	25,15	—	—	—	—
— BLEU (Bfrs/Lfrs)	565,71	432,14	—	—	—	—
— France (FF)	78,30	57,53	—	—	—	—
— Denmark (Dkr)	99,22	74,89	—	—	—	—
— Ireland (£ Irl)	8,687	6,377	—	—	—	—
— United Kingdom (£)	5,172	3,348	—	—	—	—
— Italy (Lit)	15 372	10 930	—	—	—	—
— Greece (Dr)	0,00	0,00	—	—	—	—
— Spain (Pta)	1 792,00	1 363,44	—	—	—	—
— Portugal (Esc)	2 302,99	2 470,71	—	—	—	—

⁽¹⁾ Subject in the case of advance fixing for the 1988/89 marketing year to the adoption of prices and related measures for that marketing year.

COMMISSION REGULATION (EEC) No 1767/88
of 22 June 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 Regulation (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 1750/88 ⁽⁴⁾;

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 Regulation (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 23 June 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESSEN

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 155, 22. 6. 1988, p. 42.

ANNEX

to the Commission Regulation of 22 June 1988 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	35,72 ⁽¹⁾
1701 11 90	35,72 ⁽¹⁾
1701 12 10	35,72 ⁽¹⁾
1701 12 90	35,72 ⁽¹⁾
1701 91 00	45,63
1701 99 10	45,63
1701 99 90	45,63

⁽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.

COMMISSION REGULATION (EEC) No 1768/88**of 22 June 1988****altering the export refunds on cereal-based compound feedingstuffs**

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 3989/87 ⁽²⁾, and in particular the fifth subparagraph of Article 16 (2) thereof,

Whereas the export refunds on cereal-based compound feedingstuffs were fixed by Regulation (EEC) No 1703/88 ⁽³⁾, as last amended by Regulation (EEC) No 1752/88 ⁽⁴⁾;

Whereas it follows from applying the rules, criteria and other provisions contained in Regulation (EEC) No 1703/88 to the information at present available to the Commission that the export refunds at present in force

should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject to Council Regulation (EEC) No 2743/75 ⁽⁵⁾, fixed in the Annex to amended Regulation (EEC) No 1703/88, are hereby altered as shown in the Annex to this Regulation.

The refund on export to Portugal has not been fixed.

Article 2

This Regulation shall enter into force on 23 June 1988.

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

Done at Brussels, 22 June 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 1.

⁽³⁾ OJ No L 151, 17. 6. 1988, p. 67.

⁽⁴⁾ OJ No L 155, 22. 6. 1988, p. 46.

⁽⁵⁾ OJ No L 281, 1. 11. 1975, p. 60.

ANNEX

to the Commission Regulation of 22 June 1988 altering the export refunds on cereal-based compound feedingstuffs

(ECU/tonne)		
Product code	Destination (1)	Amount of refund
2309 10 11 050	—	—
2309 10 11 110	01	5,50
	09	—
2309 10 11 190	01	4,58
	09	—
2309 10 11 210	01	11,00
	09	—
2309 10 11 290	01	9,16
	09	—
2309 10 11 310	01	22,00
	09	—
2309 10 11 390	01	18,31
	09	—
2309 10 11 900	—	—
2309 10 13 050	—	—
2309 10 13 110	01	5,50
	09	—
2309 10 13 190	01	4,58
	09	—
2309 10 13 210	01	11,00
	09	—
2309 10 13 290	01	9,16
	09	—
2309 10 13 310	01	22,00
	09	—
2309 10 13 390	01	18,31
	09	—
2309 10 13 900	—	—
2309 10 31 050	—	—
2309 10 31 110	01	5,50
	09	—
2309 10 31 190	01	4,58
	09	—
2309 10 31 210	01	11,00
	09	—
2309 10 31 290	01	9,16
	09	—
2309 10 31 310	01	22,00
	09	—
2309 10 31 390	01	18,31
	09	—
2309 10 31 410	01	33,00
	09	—
2309 10 31 490	01	27,47
	09	—
2309 10 31 510	01	44,00
	09	—

(ECU / tonne)		
Product code	Destination (1)	Amount of refund
2309 10 31 590	01	36,63
	09	—
2309 10 31 610	01	55,00
	09	—
2309 10 31 690	01	45,78
	09	—
2309 10 31 900	—	—
2309 10 33 050	—	—
2309 10 33 110	01	5,50
	09	—
2309 10 33 190	01	4,58
	09	—
2309 10 33 210	01	11,00
	09	—
2309 10 33 290	01	9,16
	09	—
2309 10 33 310	01	22,00
	09	—
2309 10 33 390	01	18,31
	09	—
2309 10 33 410	01	33,00
	09	—
2309 10 33 490	01	27,47
	09	—
2309 10 33 510	01	44,00
	09	—
2309 10 33 590	01	36,63
	09	—
2309 10 33 610	01	55,00
	09	—
2309 10 33 690	01	45,78
	09	—
2309 10 33 900	—	—
2309 10 51 050	—	—
2309 10 51 110	01	5,50
	09	—
2309 10 51 190	01	4,58
	09	—
2309 10 51 210	01	11,00
	09	—
2309 10 51 290	01	9,16
	09	—
2309 10 51 310	01	22,00
	09	—
2309 10 51 390	01	18,31
	09	—
2309 10 51 410	01	33,00
	09	—
2309 10 51 490	01	27,47
	09	—
2309 10 51 510	01	44,00
	09	—
2309 10 51 590	01	36,63
	09	—
2309 10 51 610	01	55,00
	09	—

(ECU/tonne)		
Product code	Destination (1)	Amount of refund
2309 10 51 690	01	45,78
	09	—
2309 10 51 710	01	66,00
	09	—
2309 10 51 790	01	54,94
	09	—
2309 10 51 810	01	72,00
	09	—
2309 10 51 890	01	59,94
	09	—
2309 10 51 900	—	—
2309 10 53 050	—	—
2309 10 53 110	01	5,50
	09	—
2309 10 53 190	01	4,58
	09	—
2309 10 53 210	01	11,00
	09	—
2309 10 53 290	01	9,16
	09	—
2309 10 53 310	01	22,00
	09	—
2309 10 53 390	01	18,31
	09	—
2309 10 53 410	01	33,00
	09	—
2309 10 53 490	01	27,47
	09	—
2309 10 53 510	01	44,00
	09	—
2309 10 53 590	01	36,63
	09	—
2309 10 53 610	01	55,00
	09	—
2309 10 53 690	01	45,78
	09	—
2309 10 53 710	01	66,00
	09	—
2309 10 53 790	01	54,94
	09	—
2309 10 53 810	01	72,00
	09	—
2309 10 53 890	01	59,94
	09	—
2309 10 53 900	—	—
2309 90 31 050	—	—
2309 90 31 110	01	5,50
	09	—

(ECU/tonne)		
Product code	Destination (!)	Amount of refund
2309 90 31 190	01	4,58
	09	—
2309 90 31 210	01	11,00
	09	—
2309 90 31 290	01	9,16
	09	—
2309 90 31 310	01	22,00
	09	—
2309 90 31 390	01	18,31
	09	—
2309 90 31 900	—	—
2309 90 33 050	—	—
2309 90 33 110	01	5,50
	09	—
2309 90 33 190	01	4,58
	09	—
2309 90 33 210	01	11,00
	09	—
2309 90 33 290	01	9,16
	09	—
2309 90 33 310	01	22,00
	09	—
2309 90 33 390	01	18,31
	09	—
2309 90 33 900	—	—
2309 90 41 050	—	—
2309 90 41 110	01	5,50
	09	—
2309 90 41 190	01	4,58
	09	—
2309 90 41 210	01	11,00
	09	—
2309 90 41 290	01	9,16
	09	—
2309 90 41 310	01	22,00
	09	—
2309 90 41 390	01	18,31
	09	—
2309 90 41 410	01	33,00
	09	—
2309 90 41 490	01	27,47
	09	—
2309 90 41 510	01	44,00
	09	—
2309 90 41 590	01	36,63
	09	—
2309 90 41 610	01	55,00
	09	—
2309 90 41 690	01	45,78
	09	—
2309 90 41 900	—	—
2309 90 43 050	—	—
2309 90 43 110	01	5,50
	09	—
2309 90 43 190	01	4,58
	09	—

(ECU/tonne)		
Product code	Destination (1)	Amount of refund
2309 90 43 210	01	11,00
	09	—
2309 90 43 290	01	9,16
	09	—
2309 90 43 310	01	22,00
	09	—
2309 90 43 390	01	18,31
	09	—
2309 90 43 410	01	33,00
	09	—
2309 90 43 490	01	27,47
	09	—
2309 90 43 510	01	44,00
	09	—
2309 90 43 590	01	36,63
	09	—
2309 90 43 610	01	55,00
	09	—
2309 90 43 690	01	45,78
	09	—
2309 90 43 900	—	—
2309 90 51 050	—	—
2309 90 51 110	01	5,50
	09	—
2309 90 51 190	01	4,58
	09	—
2309 90 51 210	01	11,00
	09	—
2309 90 51 290	01	9,16
	09	—
2309 90 51 310	01	22,00
	09	—
2309 90 51 390	01	18,31
	09	—
2309 90 51 410	01	33,00
	09	—
2309 90 51 490	01	27,47
	09	—
2309 90 51 510	01	44,00
	09	—
2309 90 51 590	01	36,63
	09	—
2309 90 51 610	01	55,00
	09	—
2309 90 51 690	01	45,78
	09	—
2309 90 51 710	01	66,00
	09	—
2309 90 51 790	01	54,94
	09	—
2309 90 51 810	01	72,00
	09	—

(ECU / tonne)'		
Product code	Destination (1)	Amount of refund
2309 90 51 890	01	59,94
	09	—
2309 90 51 900	—	—
2309 90 53 050	—	—
2309 90 53 110	01	5,50
	09	—
2309 90 53 190	01	4,58
	09	—
2309 90 53 210	01	11,00
	09	—
2309 90 53 290	01	9,16
	09	—
2309 90 53 310	01	22,00
	09	—
2309 90 53 390	01	18,31
	09	—
2309 90 53 410	01	33,00
	09	—
2309 90 53 490	01	27,47
	09	—
2309 90 53 510	01	44,00
	09	—
2309 90 53 590	01	36,63
	09	—
2309 90 53 610	01	55,00
	09	—
2309 90 53 690	01	45,78
	09	—
2309 90 53 710	01	66,00
	09	—
2309 90 53 790	01	54,94
	09	—
2309 90 53 810	01	72,00
	09	—
2309 90 53 890	01	59,94
	09	—
2309 90 53 900	—	—

(1) The destinations are as follows:

01 Zones A, B, C, D and E as specified in Annex II to Regulation (EEC) No 1124/77,

09 Other destinations.

NB: The product codes and the footnotes are defined in Regulation (EEC) No 3846/87 as amended.

II

(Acts whose publication is not obligatory)

EUROPEAN PARLIAMENT

DECISION OF THE EUROPEAN PARLIAMENT

of 13 April 1988

granting a discharge to the Commission in respect of the financial management of the third European Development Fund during the 1986 financial year

(88/333/EEC)

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the European Economic Community,
 - having regard to the Conventions signed in Yaoundé on 20 July 1963 and 29 July 1969,
 - having regard to the balance sheets and accounts of the third, fourth, fifth and sixth European Development Funds for the 1986 financial year (COM(87) 192 final),
 - having regard to the report of the Court of Auditors concerning the 1986 financial year accompanied by the replies of the Institutions⁽¹⁾,
 - whereas the Financial Regulation applicable to the third EDF conferred responsibility for granting a discharge on the Council in accordance with the provisions of the EEC Treaty then in force ; drawing attention, however, to the fact that these provisions in the EEC Treaty were amended successively by the 1970 and 1975 Treaties and that general responsibility for granting a discharge has been conferred on Parliament ; whereas the existing non-budgetized status of the EDF, which disregards several provisions in the Treaty, could in no circumstances justify any limitation on Parliament's power to grant a discharge,
 - drawing attention to the fact that the discharge decision primarily concerns the results of the financial year in question and not an accumulation of results,
 - having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (Doc. A 2-6/88),
1. Grants a discharge to the Commission in respect of the financial management of the third European Development Fund during the 1986 financial year on the basis of the following figures :
 - payments : 3 653 000 ECU ;
 2. Records its observations in the resolution⁽²⁾ accompanying this Decision ;
 3. Instructs its President to forward this Decision and the resolution containing its observations to the Commission the Council, the Court of Auditors and the European Investment Bank and to ensure that it is published in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

⁽¹⁾ OJ No C 336, 15. 12. 1987, p. 1.

⁽²⁾ See page 52 of this Official Journal.

DECISION OF THE EUROPEAN PARLIAMENT**of 13 April 1988****granting a discharge to the Commission in respect of the financial management of the fourth European Development Fund during the 1986 financial year**

(88/334/EEC)

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the European Economic Community,
 - having regard to the first ACP-EEC Lomé Convention ⁽¹⁾,
 - having regard to the balance sheets and accounts of the third, fourth, fifth and sixth European Development Funds for the 1986 financial year (COM(87) 192 final),
 - having regard to the report of the Court of Auditors concerning the 1986 financial year, accompanied by the replies of the Institutions ⁽²⁾,
 - having regard to the Council recommendation relating to the granting of this discharge (Doc. C 2-6/88),
 - whereas the Treaty of 22 July 1975 authorizes the European Parliament to grant a discharge in respect of the Community's financial activities,
 - having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (Doc. A 2-6/88),
1. Grants a discharge to the Commission in respect of the financial management of the fourth European Development Fund during the 1986 financial year on the basis of the following figures :
 - payments : 108 447 891,60 ECU ;
 2. Records its observations in the resolution ⁽³⁾ accompanying this Decision ;
 3. Instructs its President to forward this Decision and the resolution containing its observations to the Commission, the Council, the Court of Auditors and the European Investment Bank and to ensure that they are published in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

⁽¹⁾ OJ No L 25, 30. 1. 1976, p. 1.⁽²⁾ OJ No C 336, 15. 12. 1987, p. 1.⁽³⁾ See page 52 of this Official Journal.

DECISION OF THE EUROPEAN PARLIAMENT**of 13 April 1988****granting a discharge to the Commission in respect of the financial management of the fifth European Development Fund during the 1986 financial year****(88/335/EEC)**

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the European Economic Community,
 - having regard to the second ACP-EEC Lomé Convention ⁽¹⁾,
 - having regard to the balance sheets and accounts of the third, fourth, fifth and sixth European Development Funds for the 1986 financial year (COM(87) 192 final),
 - having regard to the report of the Court of Auditors concerning the 1986 financial year, accompanied by the replies of the Institutions ⁽²⁾,
 - having regard to the Council recommendation relating to the granting of this discharge (Doc. C 2-7/88),
 - whereas the Treaty of 22 July 1975 authorizes the European Parliament to grant a discharge in respect of the Community's financial activities,
 - having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (Doc. A 2-6/88),
1. Grants a discharge to the Commission in respect of the financial management of the fifth European Development Fund during the 1986 financial year on the basis of the following figures :
 - revenue : 701 697 664,06 ECU,
 - payments : 617 856 558,63 ECU ;
 2. Records its observations in the resolution ⁽³⁾ accompanying this Decision ;
 3. Instructs its President to forward this Decision and the resolution containing its observations to the Commission, the Council, the Court of Auditors and the European Investment Bank and to ensure that they are published in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

⁽¹⁾ OJ No L 347, 22. 12. 1980, p. 1.⁽²⁾ OJ No C 336, 15. 12. 1987, p. 1.⁽³⁾ See page 52 of this Official Journal.

DECISION OF THE EUROPEAN PARLIAMENT

of 13 April 1988

granting a discharge to the Commission in respect of the financial management of the sixth European Development Fund during the 1986 financial year

(88/336/EEC)

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the European Economic Community,
 - having regard to the third ACP-EEC Lomé Convention ⁽¹⁾,
 - having regard to the balance sheets and accounts of the third, fourth, fifth and sixth European Development Funds for the 1986 financial year (COM(87) 192 final),
 - having regard to the report of the Court of Auditors concerning the 1986 financial year, accompanied by the replies of the Institutions ⁽²⁾,
 - having regard to the Council recommendation relating to the granting of this discharge (Doc. C 2-8/88),
 - whereas the Treaty of 22 July 1975 authorizes the European Parliament to grant a discharge in respect of the Community's financial activities,
 - having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (Doc. A 2-6/88),
1. Grants a discharge to the Commission in respect of the financial management of the sixth European Development Fund during the 1986 financial year on the basis of the following figures:
 - payments: 116 736 332,83 ECU;
 2. Records its observations in the resolution ⁽³⁾ accompanying this Decision;
 3. Instructs its President to forward this Decision and the resolution containing its observations to the Commission, the Council, the Court of Auditors and the European Investment Bank and to ensure that they are published in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

⁽¹⁾ OJ No L 86, 31. 3. 1986, p. 1.⁽²⁾ OJ No C 336, 15. 12. 1987, p. 1.⁽³⁾ See page 52 of this Official Journal.

RESOLUTION

containing the observations accompanying the Decisions granting a discharge in respect of the financial management of the third, fourth, fifth and sixth European Development Funds during the 1986 financial year

THE EUROPEAN PARLIAMENT,

- having regard to Articles 137 and 206b of the Treaty establishing the Treaty establishing the European Economic Community,
- having regard to Articles 67, 70 and 73, respectively, of the Financial Regulations applicable to the fourth, fifth and sixth European Development Funds, pursuant to which the Commission must take all appropriate steps to act on the observations appearing in the discharge Decision,
- whereas the same Articles also require the Commission to report, at the request of the European Parliament, on the measures taken in the light of Parliament's observations and, in particular, on the instructions given to those of its departments responsible for the management of the European Development Funds,
- deciding to make the observations referred to in the above Articles 67, 70 and 73 in the form of this resolution which accompanies each discharge Decision relating to the financial management of the European Development Funds for the 1986 financial year,
- adopting this resolution at the same time through the exercise of the powers essential to the performance of its control function with a view to remedying the shortcomings noted during the examination prior to the discharge and to improving the management of the European Development Funds,
- having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (Doc. A 2-6/88),

The third EDF

1. Notes that the Commission has delayed closing the third EDF by taking financing decisions relating to this fund in 1986;
2. Notes that, during 1986, the Commission decided to transfer 19,7 million ECU (representing outstanding balances available from closed projects) from the third to the fifth EDF;

The fourth EDF

3. Welcomes the fact that the Commission has begun to use a large proportion of non-allocated resources to

finances a rehabilitation and recovery plan to assist the most severely drought-stricken African countries;

Rate of utilization

4. Notes that, at 31 December 1986, 84,7 % of the aid available for programmes under the fifth EDF had been committed (as against 76,6 % in 1985) with payments running at 46,1 % (as against 34,7 % in 1985);
5. Notes the increasingly slow rate of implementation of the fifth EDF, which has not even been able to maintain the rate of implementation of the preceding funds, and criticizes the failure to comply with the principle of regular timing in the allocation of the sums to be committed under the indicative programme;
6. Notes once again that the Commission has failed to forward to Parliament a report containing a satisfactory analysis of the reasons for the low rate of implementation of EDF appropriations compared with the major international organizations responsible for development aid, as called for in the 1983 and 1985 discharge resolutions;

Shortcomings in financial management

7. Asks the Commission to comply with the observations of the Court of Auditors in its 1986 annual report on the recording and control over the use of advance funds in the EDF accounts in order to improve the transparency of management and the monitoring of advances that remain to be cleared;
8. Asks the Commission again, when approving the financial conditions for construction work contracts, to ensure compliance with the principle of annuality in the clearance of advances granted on the basis of estimates, particularly where the provisions concerning compensation for price variations are concerned;

Linking of training schemes with development projects

9. Notes that the funds earmarked for on-the-spot training of middle management and technical staff in direct connection with programmes and projects financed by the Community have been under-utilized and that this shortcoming has been accentuated by the small number of training experts in the Commission delegations;
10. Asks the Commission to make good the shortcomings noted by the Court of Auditors in the administration of awards for study and training courses by managing bodies in the Member States and calls on the

Commission to establish a new computerized monitoring system for award programmes as well as other means of verification in connection with *ex-post* appraisal in order to gauge the cost-benefit effectiveness of EDF activities in the training sector ;

Trade promotion programmes

11. Notes that, at the conclusion of the period during which the first two Lomé Conventions were implemented, the results obtained in the area of export promotion did not match up to legitimate expectations ;

12. Asks the Commission to take account of the Court's observations in order to improve the effectiveness of this kind of measure by adopting first of all an integrated approach towards trade promotion programmes, by making wider use of the various means of action included in the legal framework of the Conventions and by encouraging private-sector involvement ;

The sixth EDF

13. Notes the entry into force of the third Lomé Convention (sixth EDF) as well as the low volume of expenditure committed on account of the long time limits necessitated by the rate at which the indicative programmes were signed ;

14. Notes that, in keeping with the new principles, the planning of Community aid, which is the first stage in the implementation of Lomé III, was practically completed in 1986 and asks the Commission, when

implementing the indicative programmes, to take adequate account of the recommendations made by the Court of Auditors in its annual reports for 1986 and preceding years ;

European Investment Bank

15. Notes that, as is clear from the opinion of Parliament's Legal Service on the extent of the Court of Auditors' powers in relation to the funds managed by the EIB, the Court of Auditors is entitled to ask for and obtain all the information enabling it to assess and monitor the administration of venture-capital financing managed by the EIB on a mandate from the Commission and to verify whether, in the case of loans benefiting from interest rebates, the aim of such rebates has been met ;

16. Asks the Commission and the EIB to reach agreement with the Court of Auditors on the information to be supplied by the EIB concerning projects under its management that benefit from Community development aid ;

EDF budgetization

17. Regrets the fact that, at the recent Brussels Summit, the European Council decided to leave the EDF outside the Community budget despite the proposals put forward by the Commission and reaffirms its determination to use all the means at its disposal, including legal remedies, to budgetize the EDF ;

18. Asks the Commission to report on the measures taken to act on the observations accompanying the discharge Decisions.

DECISION OF THE EUROPEAN PARLIAMENT

of 13 April 1988

granting a discharge to the Commission in respect of the implementation of the budget of the European Communities for the financial year 1986 concerning Sections I — Parliament, II — Council, III — Commission IV — Court of Justice and V — Court of Auditors

(88/337/ECSC, EEC, Euratom)

THE EUROPEAN PARLIAMENT,

- having regard to the Treaty establishing the ECSC and in particular Article 78g thereof,
- having regard to the Treaty establishing the EEC and in particular Article 206b thereof,
- having regard to the Treaty establishing the EAEC and in particular Article 180b thereof,
- having regard to the budget for the financial year 1986,
- having regard to the revenue and expenditure account and the balance sheet relating to the financial year 1986,
- having regard to the report of the Court of Auditors concerning the financial year 1986 accompanied by the replies of the Institutions (Doc. C 2-265/87) ⁽¹⁾,
- having regard to the recommendation of the Council (Doc. C 2-11/88),
- having regard to the report of the Committee on Budgetary Control and to the opinions of the Committee on Social Affairs and Employment and the Committee on Youth, Culture, Education, Information and Sport (Doc. A 2-19/88),

1. Notes that authorized revenue and expenditure for the financial year 1986 totalled:

	(ECU)	(ECU)
— Revenue		35 177 256 722
— Appropriations for commitments:		
— Appropriations authorized in the general budget	36 052 214 064	
— Appropriations remaining from the financial year 1985 or made available as a result of cancellations of commitments in the financial year 1986	2 244 565 171	
— Appropriations corresponding to revenue from services rendered to third parties	1 468 648	38 298 247 883
— Appropriations for payments		35 177 256 722

2. Grants discharge to the Commission in respect of the implementation of the budget on the basis of the following amounts:

	(ECU)	(ECU)
(a) Revenue		
— Own resources	32 683 368 650	
— Financial contributions	210 064 551	
— Surpluses available	431 143 290	
— Other revenue	342 610 531	
— Carry-overs from the financial year 1985 which have lapsed	355 681 498	
— Exchange gains	20 468 410	34 043 336 930

⁽¹⁾ OJ No C 336, 15. 12. 1987, p. 1.

(b) Expenditure

— Payments made from the appropriations of the financial year	33 462 056 563	
— Appropriations carried over to the financial year 1987	<u>1 401 197 021</u>	<u>34 863 253 584</u>

The 693 million ECU overrun in EAGGF expenditure must be regarded as payment appropriations of the financial year 1986, within the meaning of the third paragraph of Article 5 of the Financial Regulation, in respect of which appropriations were neither earmarked in 1986 nor carried forward to 1987⁽¹⁾.

(c) Balance for the financial year 1986		— 819 916 654
— Revenue for the financial year		<u>33 667 187 022</u>
— Payments made against appropriations for the financial year	33 462 056 563	
— Appropriations carried over to 1987	<u>1 401 197 021</u>	<u>— 34 863 253 584</u>
<i>Difference</i>		<u>— 1 196 066 562</u>
— Appropriations carried over from 1985 which have lapsed		<u>+ 355 681 498</u>
— Exchange difference in the financial year 1986		<u>+ 20 468 410</u>
<i>Balance for the financial year 1986</i>		<u>— 819 916 654</u>

(d) Utilization of appropriations for commitments	36 379 464 864
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(e) Balance sheet at 31 December 1986

ASSETS		LIABILITIES	
Fixed assets	10 262 478 968	Fixed capital	10 241 085 745
Inventories	28 596 666	Current liabilities	3 745 695 973
Current assets	1 946 223 607	Cash accounts	132 541 611
Cash accounts	1 938 622 509	Accrued expenses	317 443 572
Prepaid expenses	260 845 151		
Total	14 436 766 901	Total	14 436 766 901

3. Records its comments in the resolution which forms part of this Decision⁽²⁾;
4. Instructs its President to forward this Decision and the resolution embodying its comments to the Commission, the Council, the Court of Justice, the Court of Auditors and the European Investment Bank and to have them published in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

⁽¹⁾ If this sum had not been carried over to the financial year 1987, the 1986 deficit of 819, 9 million ECU, set out in (c), would have been correspondingly higher.

⁽²⁾ See page 56 of this Official Journal.

RESOLUTION

embodying the comments on the Decision granting a discharge in respect of the implementation of the budget of the European Communities for the financial year 1986

THE EUROPEAN PARLIAMENT,

- having regard to Article 206b of the Treaty establishing the European Economic Community,
- whereas, pursuant to Article 85 of the Financial Regulation of 21 December 1977, the institutions of the Community shall take all appropriate steps to take action on the comments appearing in the Decisions giving discharge,
- whereas, pursuant to the Financial Regulation Article referred to, the institutions shall report, at the request of the European Parliament, on the measures taken in the light of the comments and, in particular, on the instructions given to those of their departments which are responsible for the implementation of the budget,
- having regard to the recommendation of the Council (Doc. C 2-11/88),
- having regard to the report of the Committee on Budgetary Control and to the other documents referred to in the Decision granting discharge (Doc. A 2-19/88),

Undesirable trends up to the financial year 1986

1. Notes that owing to the inadequate decision-taking machinery available to the Community, and its inability to ensure that the Member States recognized where the Community's genuine interests lay, the position in 1986 was as follows:

- 14 053,4 million ECU in accumulated legally binding liabilities, at the end of 1986, to be honoured in the next few years, plus 8 501,7 million ECU of unavoidable expenditure on agricultural-stock disposal and some 13 400 million ECU of potential payment appropriations relating to policy-based programmes,
- compromised financial autonomy, a budget not in balance, makeshift solutions provided for in neither the Treaties of Rome nor the Financial Regulation, and the continued use of national financial contributions,
- agricultural spending spiralling out of control, a degree of inefficiency and irregularity in disbursements, and defrauding of the Community budget,
- structural expenditure not consistent with the principle of cost-efficiency;

2. Notes, however, that the Commission has put in hand the necessary process of reform and that the decision taken at the European Council meeting of 11/12

February 1988 will enable a fresh start to be made on a more solid basis, though they are not fully consonant with Parliament's position; cautions against any attempt to depart from these decisions or to implement a watered-down version thereof;

Improvements required as regards own resources

3. Recommends that the fact that revenue is likely to be secured should be exploited to eliminate the shortcomings of the own-resources system, which has been in operation since 1970;

4. Recommends that the Commission consolidate its proposals on the establishment, paying over and verification of own resources, which have been before the Council for years, into a single proposal taking into consideration the shortcomings in the system and the corrective action called for by Parliament, with a view to establishing a more coherent own-resources system and obtaining, at last, the powers which it requires to discharge its administrative and supervisory responsibilities;

5. Calls upon the Commission to exploit its powers extensively, until the new Regulation enters into force, and, where necessary, to take legal action to enforce Community law in all respects, particularly as regards the establishment and making available of own resources revenue;

Compliance with budgetary principles and implementation of the budget

6. Condemns the violation of budgetary principles in the financial year 1986 (concealed deficit, improper netting-out between revenue and expenditure, and carrying-over of expenditure relating to the financial year 1986 to the following financial year) as a result of the manner in which entries were made in the accounts and the accounts rendered; calls upon the Commission to give top priority at all times to ensuring that budgetary principles are complied with;

7. Notes that, in the revenue and expenditure account for 1986, the Commission described how 693 million ECU of EAGGF Guarantee Section expenditure was carried forward to the financial year 1987; insists that this be properly presented by the Commission when the accounts for the financial year 1987 are rendered;

8. Calls upon the Commission, with a view to rationalizing budgetary planning and implementation, to submit proposals to curb expenditure on the basis of realistic and compelling measures to match more closely the rate at which appropriations are committed and utilized;

9. Stresses again the Commission's mandate to implement the budget, once it has been adopted, and, in this regard, recalls the fact that Parliament has repeatedly called for progress reports on implementation;

10. Instructs its Committee on Budgetary Control to undertake on-going control of budget implementation in accordance with the decisions taken at the Brussels European Council of 11 to 13 February 1988 and on the basis of more precise and up-to-date information from the Commission;

Management of the EAGGF Guarantee Section

11. Calls upon the Commission to give priority to what is an important issue as regards the general budget and agricultural-market management — the utilization of surpluses — and to take Parliament's views into account in the process, particularly as regards marketing drives benefiting the consumer on the Community's internal market; considers that it is imperative to write down book values as early as possible in order to cut costs; criticizes the fact that the Commission has not acted in good time to curb the production and storage of agricultural products which cannot be marketed and disapproves in particular of the uneconomic distillation measures in the wine sector;

12. Recommends that the Commission give priority to the clearance-of-accounts procedure by introducing systematic controls along the lines suggested by the Court of Auditors, with a view to the uniform application of farming regulations in all Member States and to ensuring as far as possible that the financial management is sound and proper, while not neglecting physical inspections, which are necessary;

Management of the EAGGF Guidance Section

13. Notes with concern that the appropriations made available to the EAGGF Guidance Section in recent years have fallen alarmingly, even in nominal terms, that, contrary to expectations, the accession of Spain and Portugal had no impact on the fund's financial capacity during 1986, and that, as a result of the continual financial blockage of the fund, the accumulated deficit is now well in excess of the annual budget allocation;

14. Considers that restoring the fund to a sound financial footing is vital if the reform of its aims and operating procedures is to be successful;

15. Stresses that the establishment of a system to monitor results, which would make it possible to assess the economic impact and effectiveness of operations, is a

vital aspect of the reform of the structural funds; calls therefore on the Commission to include in its annual financial report or in special reports an analysis of the economic impact and effectiveness of the operations;

Management of the structural funds

16. Notes that, because of the serious shortcomings accounting for the cancellation of Social Fund commitments on such a vast scale, a persuasive strategy on selection criteria, management, verification and assessment should be presented when the structural funds are expanded;

17. Takes the view that, in future, the organization and operation of the structural funds must be explicitly linked to a Community policy and that appropriate arrangements to select projects, verify cost-efficiency and perform *ex post facto* assessments will have to contribute to eliminating any undesirable trends;

18. Calls upon the Commission to include in its proposals for structural fund regulations a provision requiring the Member States to scrutinize the implementation of projects and programmes financed under these funds and to report to the Commission — as well as to Parliament and the Council — on the outcome of this process;

Joint Research Centre (JRC) activities at ISPRA

19. Insists that the inefficient working methods found at the JRC establishment at Ispra be rectified by rationalizing personnel management, improving budgetary management and evaluating research findings as early as possible, with due regard for the objectives set at the financial- and operational-planning stages;

20. Instructs the Commission to utilize the facilities at the JRC establishment at Ispra to analyse the samples taken to verify compliance with Community farming regulations;

Development and cooperation

21. Requests the Court of Auditors, in view of the poor management of what is a considerable volume of budget funding, to draw up a report on the utilization of appropriations relating to cooperation with the developing countries in Latin America and Asia;

22. Expects the Commission to fill the remaining five posts created in the 1986 budget for an in-house evaluation unit without further delay, bearing in mind the improvements in the quality of Community aid, which can be achieved by systematic evaluation of completed projects;

Combating fraud and irregularities

23. Notes that the Commission's dereliction of duty as regards inspections — the failure to allocate properly the staff occupying the posts authorized by the budgetary authority, among other omissions — would itself justify refusal to grant discharge;

24. Notes that, a little more than 16 years after the entry into force of the own resources system, the Council has still not granted the Commission the powers it requires under that system to obtain accurate information on the practices followed in the Member States and to carry out on-the-spot checks when it deems them to be useful and necessary;

25. Notes, in the light of the decision taken by the European Council on 12 February 1988 on the financing of the Community up until 1993, that it is now essential for the Council to provide the Commission with the means to obtain information and carry out checks in the Member States as regards own resources whenever the Commission deems it useful and necessary to do so;

26. Notes that several Member States are in breach of Council Regulation (EEC) No 2891/77⁽¹⁾ insofar as they only pay over to the Community the own resources collected by their authorities rather than the total volume of own resources established;

27. Notes that several Member States are in breach of Community law insofar as they have waived, and hence not made available to the Community, considerable amounts in VAT resources;

28. Instructs the Commission to call on the Member States to apply Regulation (EEC) No 2891/77 properly and to claim retroactively the own resources which have been established by Member State authorities but not yet made available to the Community;

29. Notes that several Member States have violated Community law insofar as in 1986, they either did not inform the Commission of frauds committed in the EAGGF Guarantee Section or provided belated or incomplete information;

30. Notes that the information supplied by the Member States to the Commission since 1971 concerning frauds committed in the EAGGF Guarantee Section has frequently been vague and therefore useless for the purposes of further, detailed investigation;

31. Calls upon the Commission to bring proceedings, pursuant to Article 169 of the EEC Treaty, against a Member State which fails to supply by the specified time-limit, the information requested;

32. Notes that, pursuant to Article 5 of the EEC Treaty, the Member States are obliged to take interim protective measures in cases of fraud and irregularities;

33. Calls on the Commission to act as co-plaintiff in proceedings brought in the Member States, in respect of fraud and irregularities, where this is permissible under the criminal law of the Member State concerned;

34. Calls on the Commission to consider whether debtors found guilty by a court of last instance of fraud or irregularities can be obliged under Community law to offer additional bank guarantees;

35. Calls on the Commission to submit proposals for Community rules obliging the Member States to publish the names of natural or legal persons found guilty by a court of last instance of fraud or irregularities;

36. Regrets that the Council has hitherto refused to adopt the legislation necessary to enable fraud and irregularities to be combated effectively at Community level;

37. Calls upon the Commission to give priority to combating fraud and irregularities, since such activities are detrimental to the Community's reputation and are a constant and serious threat to sound financial management; calls upon the Commission to involve Parliament in the process of refining the relevant strategies and, in particular, of expanding the role of the recently established anti-fraud unit; insists that the Commission take account of the importance of controls and penalties in draft legislation;

38. Calls upon the Commission to discharge its duty to coordinate and monitor national controls more conscientiously and forcefully; recommends the Commission examine to what extent national administrations' readiness to bring proceedings in respect of fraud and irregularities can be heightened;

Management of the Community budget grant for the European Schools

39. Is unable to approve the financial management in respect of the European Schools, after noting the special report of the Court of Auditors for the financial years, 1985 and 1986 and, while not arrogating to itself the right to grant discharge, expresses the most serious reservations as to the manner in which the grant from the Community budget is managed;

How fraud should be approached in the accounts and in legislation

40. Calls on the Commission to add data on the following aspects to the revenue and expenditure account and balance sheet:

⁽¹⁾ OJ No L 336, 27. 12. 1977, p. 1.

- own resources established but, contrary to Community law, not made available to the Community,
- recovery of advances on European Social Fund commitments subsequently cancelled,
- amounts to be recovered in connection with cases of EAGGF Guarantee Section fraud notified by the Member States;

41. Calls on the Commission to propose an amendment to Regulation (EEC) No 2892/77⁽¹⁾ on own

resources accruing from VAT so as to enable the amounts waived by the Member States to be incorporated into the basis of assessment;

42. Instructs the Commission to report annually to Parliament on the making available to the Community of own resources established but not paid over and on recovery of amounts paid in breach of Community law.

⁽¹⁾ OJ No L 336, 27. 12. 1977, p. 8.

DECISION OF THE EUROPEAN PARLIAMENT

of 13 April 1988

on the discharge to be granted to the Administrative Board of the European Centre for the Development of Vocational Training in respect of the implementation of its appropriations for the 1986 financial year

(88/338/EEC)

THE EUROPEAN PARLIAMENT,

- A. having regard to the Treaty establishing the European Economic Community, and, in particular Article 206b thereof,
- B. having regard to the revenue and expenditure accounts of the European Centre for Development of Vocational Training for the 1986 financial year and the report of the Court of Auditors on these accounts (Doc. C 2-274/87),
- C. having regard to the decision of the Council (Doc. C 2-10/88),
- D. having regard to the report of the Committee on Budgetary Control (Doc. A 2-7/88),
- 1. Notes the following figures for the accounts of the European Centre for the Development of Vocational Training :

Financial year 1986

	ECU
<i>Revenue</i>	7 332 796,10
1. Subsidy from the Commission of the EEC	7 290 661,99
2. Banks interest	26 581,48
3. Other	15 552,63
<i>Expenditure</i>	
1. Final budget appropriations	7 388 000,00
2. Commitments	7 332 796,10
3. Unused appropriations (1 - 2)	55 203,90
4. Payments	5 358 690,80
5. Carry-overs from 1985 to 1986	725 210,53
6. Payments against appropriations carried over	614 599,44
7. Appropriations carried over and cancelled (5 - 6)	110 611,09
8. Carry-overs from 1986 to 1987	1 974 105,30
9. Cancellations (1 - 4 - 8)	55 203,90

- 2. Regards the Council's Decision of 7 March 1988 as a recommendation for the grant of discharge to the Administrative Board of the Centre ; instructs the Commission to submit proposals for adjustment of the provisions governing the grant of discharge to the Centre which will ensure that the European Parliament's legal position under the Treaties and the Financial Regulation is respected ;
- 3. Calls on the Administration of the Centre, in the interests of more efficient programme management and more transparent accounting, to make a clear distinction between staff and administrative costs, on the one hand, and actual project expenditure, on the other ;
- 4. Recommends that the Centre should pay greater attention to the supervision and control of its research projects, as suggested by the Court of Auditors ;
- 5. Grants a discharge to the Administrative Board of the European Centre for the Development of Vocational Training on the basis of the report of the Court of Auditors, in respect of the accounts for the 1986 financial year ;

6. Instructs its President to communicate this decision to the Administrative Board of the European Centre for the Development of Vocational Training, the Council, the Commission and the Court of Auditors, and to arrange for its publication in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

ENRICO VINCI

The President

PLUMB

DECISION OF THE EUROPEAN PARLIAMENT

of 13 April 1988

on the discharge to be granted to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions in respect of the implementation of its appropriations for the 1986 financial year

(88/339/EEC)

THE EUROPEAN PARLIAMENT,

- A. having regard to the EEC Treaty, and in particular Article 206b thereof,
 - B. having regard to the revenue and expenditure accounts of the European Foundation for the Improvement of Living and Working Conditions for the 1986 financial year and the report of the Court of Auditors on these accounts (Doc. C 2-275/87),
 - C. having regard to the decision of the Council (Doc. C 2-10/88),
 - D. having regard to the report of the Committee on Budgetary Control (Doc. A 2-7/88),
1. Notes the following figures for the accounts of the European Foundation for the Improvement of Living and Working Conditions :

Financial year 1986

	(ECU)
<i>Revenue</i>	3 786 840,27
1. Subsidy from the Commission of the EEC	3 711 000,00
2. Bank interest	38 683,09
3. Other	37 157,18
<i>Expenditure</i>	
1. Final budget appropriations	5 271 000,00
2. Commitments	5 243 825,00
3. Unused appropriations (1 — 2)	27 175,00
4. Payments	3 497 315,24
5. Carry-overs from 1985 to 1986	1 366 388,88
6. Payments against appropriations carried over	1 307 468,08
7. Appropriations carried over and cancelled (5 — 6)	cancelled 58 920,80
8. Carry-overs from 1986 to 1987	1 746 509,88
2. Regards the Council's Decision of 7 March 1988 as a recommendation for the grant of discharge to the Administrative Board of the Foundation; instructs the Commission to submit proposals for adjustment of the provisions governing the grant of discharge to the Foundation which will ensure that the European Parliament's legal position under the Treaties and the Financial Regulation is respected;	
3. Calls on the Administration of the Foundation to show clearly in its accounts the diffusion of expenditure between its two areas of activity;	
4. Requests the Foundation to forward the analyses of the results of its research and calls on the Administration to step up its marketing and sales activities with regard to the work of the Foundation, since these can be used to measure public awareness of its activities and the extent to which they are geared to practical application;	
5. Grants a discharge to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions on the basis of the report of the Court of Auditors, in respect of the accounts for the 1986 financial year;	

6. Instructs its President to communicate this decision to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions, the Council, the Commission and the Court of Auditors, and to arrange for its publication in the *Official Journal of the European Communities* (L series).

Done at Strasbourg, 13 April 1988.

The Secretary-General

Enrico VINCI

The President

PLUMB

COMMISSION

COMMISSION DECISION

of 19 May 1988

approving an integrated Mediterranean programme for the Umbria region

(Only the Italian text is authentic)

(88/340/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2088/85 of 23 July 1985 concerning the integrated Mediterranean programmes⁽¹⁾, and in particular Article 7 thereof,

Whereas Italy has presented to the Commission an integrated Mediterranean programme (IMP) for the Umbria region;

Whereas, in accordance with Article 7 of Regulation (EEC) No 2088/85, the Umbria IMP has been submitted in amended form to the Advisory Committee for Integrated Mediterranean Programmes, which has given a favourable opinion;

Whereas the Umbria IMP, including its financial plan, may therefore be approved by the Commission;

Whereas the Umbria IMP relates to the period from 1 January 1988 to 31 December 1992 inclusive;

Whereas the Umbria IMP contains measures which constitute a specific programme of action eligible for assistance from the European Agricultural Guidance and Guarantee Fund, Guidance Section, by virtue of the second paragraph of Article 12 (1) of Regulation (EEC) No 2088/85;

Whereas in order to ensure its effectiveness the Umbria IMP will be carried out in successive phases and will be subject to later decisions when the conditions for the granting of Community contributions have been met;

Whereas the expenditure on the measures constituting the Umbria IMP is estimated at 204 547 000 ECU for the period from 1 January 1988 to 31 December 1992;

Whereas the Community contribution from the special budget heading referred to in Article 11 (2) of Regulation (EEC) No 2088/85 is estimated at 32 226 100 ECU,

HAS ADOPTED THIS DECISION:

Article 1

The Umbria IMP, in the version submitted to the Commission on 18 December 1986, as subsequently amended after examination by the Commission and following consultation of the Advisory Committee for Integrated Mediterranean Programmes, is hereby approved. The estimates of total expenditure and the estimated contributions from each Community budgetary source are shown in the financial plan of the Umbria IMP.

In so far as the measures are carried out in accordance with the IMP, within the limits of the overall expenditure estimates and in compliance with the rules and procedures relating to each source of Community financing, the Commission shall pay the Community contributions specified in the Umbria IMP.

Article 2

The contribution from the special budget heading referred to in Article 11 (2) of Regulation (EEC) No 2088/85 shall not exceed 32 226 100 ECU in respect of the expenditure to be incurred in the period from 1 January 1988 to 31 December 1992 on measures to be financed in the context of the Umbria IMP, estimated at 204 547 000 ECU.

Article 3

Pursuant to Article 15 (2) of Regulation (EEC) No 2088/85, a first instalment from the special budget

⁽¹⁾ OJ No L 197, 27. 7. 1985, p. 1.

heading referred to in Article 11 (2) of that Regulation amounting to 6 727 800 ECU is hereby committed in accordance with the financial plan of the Umbria IMP.

Done at Brussels, 19 May 1988.

Article 4

This Decision is addressed to the Italian Republic.

For the Commission

Grigoris VARFIS

Member of the Commission

COMMISSION DECISION

of 19 May 1988

approving an integrated Mediterranean programme for the Emilia Romagna region

(Only the Italian text is authentic)

(88/341/EEC)

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

Having regard to Council Regulation (EEC) No 2088/85 of 23 July 1985 concerning the integrated Mediterranean programmes⁽¹⁾, and in particular Article 7 thereof,

Whereas Italy has presented to the Commission an integrated Mediterranean programme (IMP) for the Emilia Romagna region;

Whereas, in accordance with Article 7 of Regulation (EEC) No 2088/85, the Emilia Romagna IMP has been submitted in amended form to the Advisory Committee for Integrated Mediterranean Programmes, which has given a favourable opinion;

Whereas the Emilia Romagna IMP including its financial plan, may therefore be approved by the Commission;

Whereas the Emilia Romagna IMP relates to the period from 1 January 1988 to 31 December 1992 inclusive;

Whereas the Emilia Romagna IMP contains measures which constitute a specific programme of action eligible for assistance from the European Agricultural Guidance and Guarantee Fund, Guidance Section, by virtue of the second paragraph of Article 12 (1) of Regulation (EEC) No 2088/85;

Whereas in order to ensure its effectiveness the Emilia Romagna IMP will be carried out in successive phases and will be subject to later decisions when the conditions for the granting of Community contributions have been met;

Whereas the expenditure on the measures constituting the Emilia Romagna IMP is estimated at 153 701 000 ECU;

Whereas the Community contribution from the special budget heading referred to in Article 11 (2) of Regulation (EEC) No 2088/85 is estimated at 23 797 000 ECU,

HAS ADOPTED THIS DECISION:

Article 1

The Emilia Romagna IMP in the version submitted to the Commission on 18 December 1986, as subsequently

amended after examination by the Commission and following consultation of the Advisory Committee for Integrated Mediterranean Programmes, is hereby approved. The estimates of total expenditure and the estimated contributions from each Community budgetary source are shown in the financial plan of the Emilia Romagna IMP.

In so far as the measures are carried out in accordance with the IMP, within the limits of the overall expenditure estimates and in compliance with the rules and procedures relating to each source of Community financing, the Commission shall pay the Community contributions specified in the Emilia Romagna IMP.

Article 2

The contribution from the special budget heading referred to in Article 11 (2) of Regulation (EEC) No 2088/85 shall not exceed 23 797 000 ECU in respect of the expenditure to be incurred in the period from 1 January 1988 to 31 December 1992 on measures to be financed in the context of the Emilia Romagna IMP, estimated at 153 701 000 ECU.

Article 3

Pursuant to Article 15 (2) of Regulation (EEC) No 2088/85, a first instalment from the special budget heading referred to in Article 11 (2) of that Regulation amounting to 5 135 000 ECU is hereby committed in accordance with the financial plan of the Emilia Romagna IMP.

Article 4

This Decision is addressed to the Italian Republic.

Done at Brussels, 19 May 1988.

For the Commission

Grigoris VARFIS

Member of the Commission

⁽¹⁾ OJ No L 197, 27. 7. 1985, p. 1.

COMMISSION DECISION

of 19 May 1988

on import licences in respect of beef and veal products originating in Botswana,
Kenya, Madagascar, Swaziland and Zimbabwe

(88/342/EEC)

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 486/85 of
26 February 1985 on the arrangements applicable to
agricultural products and certain goods resulting from the
processing of agricultural products originating in the
African, Caribbean and Pacific States or in the overseas
countries and territories ⁽¹⁾, as last amended by Regulation
(EEC) No 1821/87 ⁽²⁾, and in particular Article 22 thereof,

Having regard to Commission Regulation (EEC) No
2377/80 of 4 September 1980 on special detailed rules for
the application of the system of import and export
licences in the beef and veal sector ⁽³⁾, as last amended by
Regulation (EEC) No 3988/87 ⁽⁴⁾, and in particular Article
15 (6) (b) (i) thereof,

Whereas Regulation (EEC) No 486/85 provides for the
possibility of issuing import licences for beef and veal
products; whereas, however, imports must take place
within the limits of the quantities specified for each of
these exporting non-member countries;

Whereas the applications for import licences submitted
between 1 and 10 May 1988, expressed in terms of boned
meat, in accordance with Article 15 (1) (b) of Regulation
(EEC) No 2377/80, do not exceed, in respect of products
originating from Botswana, Kenya, Madagascar, Swaziland
and Zimbabwe, the quantities available from these States;
whereas it is therefore possible to issue import licences in
respect of the quantities requested;

Whereas the remaining quantities, in respect of which
licences may be applied for from 1 June 1988, should be
fixed within the scope of the total quantity of 30 000
tonnes to which should be added, where appropriate
automatically, the additional quantity of 8 100 tonnes
referred to in Article 5 (2) and (3) of Regulation (EEC) No
486/85;

Whereas it seems expedient to recall that this Decision is
without prejudice to Council Directive 72/462/EEC of 12
December 1972 on health and veterinary inspection
problems upon importation of bovine animals and swine

and fresh meat from third countries ⁽⁵⁾, as last amended by
Directive 86/469/EEC ⁽⁶⁾,

HAS ADOPTED THIS DECISION:

Article 1

The following Member States shall issue on 21 May 1988
import licences concerning beef and veal products,
expressed in terms of boned meat, originating from
certain African, Caribbean and Pacific States, in respect of
the quantities and the countries of origin stated:

United Kingdom:

- 550 tonnes originating in Botswana,
- 520 tonnes originating in Zimbabwe;

Federal Republic of Germany:

- 200 tonnes originating in Botswana,
- 65 tonnes originating in Zimbabwe;

Netherlands:

- 50 tonnes originating in Botswana.

Article 2

Applications for licences may be submitted, in accordance
with Article 15 (6) (b) (ii) of Regulation (EEC) No 2377/80
during the first 10 days of June 1988, in respect of the
following quantities of boned beef and veal:

- | | |
|---------------|----------------|
| — Botswana: | 16 484 tonnes, |
| — Kenya: | 142 tonnes, |
| — Madagascar: | 7 579 tonnes, |
| — Swaziland: | 3 363 tonnes, |
| — Zimbabwe: | 4 325 tonnes. |

Article 3

This Decision is addressed to the Member States, with the
exception of Portugal.

Done at Brussels, 19 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 61, 1. 3. 1985, p. 4.

⁽²⁾ OJ No L 172, 30. 6. 1987, p. 102.

⁽³⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁴⁾ OJ No L 376, 31. 12. 1987, p. 31.

⁽⁵⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽⁶⁾ OJ No L 275, 26. 9. 1986, p. 36.

COMMISSION DECISION

of 26 May 1988

amending for the second time Commission Decision 87/361/EEC recognizing certain parts of the territory of the French Republic as being officially swine fever-free

(Only the French text is authentic)

(88/343/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 80/1095/EEC of 11 November 1980 laying down conditions designed to render and keep the territory of the Community free from classical swine fever⁽¹⁾, as last amended by Directive 87/487/EEC⁽²⁾, and in particular Article 7 (2) thereof,

Having regard to Commission Decision 82/352/EEC of 10 May 1982 approving the plan for the accelerated eradication of classical swine fever presented by the French Republic⁽³⁾,

Whereas, following a favourable development in the disease situation, the Commission adopted Decision 87/361/EEC⁽⁴⁾, as last amended by Decision 88/17/EEC⁽⁵⁾, recognizing certain parts of the territory of the French Republic as officially swine fever-free;

Whereas certain other regions now also fulfil the conditions as laid down in Article 7 of Decision 80/1095/EEC, and, consequently, may also be recognized as officially swine fever-free;

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

HAS ADOPTED THIS DECISION:

Article 1

The following regions are added to the Annex to Commission Decision 87/361/EEC:

- Franche-Comté (Doubs, Jura, Haute-Saône, Territoire de Belfort),
- Limousin (Corrèze, Creuse, Haute-Vienne),
- Picardie (Aisne, Oise, Somme),
- Provence-Alpes-Côte d'Azur (Alpes-de-Haute-Provence, Haute-Alpes, Alpes-Maritimes, Bouches-du-Rhône, Var, Vaucluse),
- Rhône-Alpes (Ain, Ardèche, Drôme, Isère, Loire, Rhône, Savoie, Haute-Savoie).

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 26 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 325, 1. 12. 1980, p. 1.

⁽²⁾ OJ No L 80, 3. 10. 1987, p. 24.

⁽³⁾ OJ No L 157, 8. 6. 1982, p. 27.

⁽⁴⁾ OJ No L 194, 15. 7. 1987, p. 31.

⁽⁵⁾ OJ No L 9, 13. 1. 1988, p. 13.