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(Acts adopted pursuant to Title V of the Treaty on European Union)

COUNCIL DECISION
of 26 April 1999
concerning the extension of Common Position 96/635/CFSP on Burma/
Myanmar

(1999/289/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article J.2 thereof,

Whereas Common Position 96/635/CFSP of 28 October 1996 defined by the Council on the basis of Article J.2 of the Treaty on European Union, on Burma/Myanmar ⁽¹⁾, as amended and extended by Decision 98/612/CFSP ⁽²⁾, expires on 29 April 1999;

Whereas, Common Position 96/635/CFSP, should be further extended in the light of point 6 thereof,

HAS DECIDED AS FOLLOWS:

Article 1

Common Position 96/635/CFSP is hereby extended until 29 October 1999.

Article 2

This Decision shall be published in the Official Journal.

Done at Luxembourg, 26 April 1999.

For the Council
The President
J. FISCHER

⁽¹⁾ OJ L 287, 8.11.1996, p. 1.

⁽²⁾ OJ L 291, 30.10.1998, p. 1.

(Acts adopted pursuant to Title VI of the Treaty on European Union)

JOINT ACTION

of 26 April 1999

adopted by the Council on the basis of Article K.3 of the Treaty on European Union, establishing projects and measures to provide practical support in relation to the reception and voluntary repatriation of refugees, displaced persons and asylum seekers, including emergency assistance to persons who have fled as a result of recent events in Kosovo

(1999/290/JHA)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union and, in particular, Articles K.3(2)(b) and K.8(2) thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

(1) Whereas, pursuant to Article K.1 of the Treaty, asylum policy, *inter alia*, is regarded as a matter of common interest by the Member States;

(2) Whereas it is important to grant refugees appropriate protection, in keeping with Member States' common humanitarian tradition and in accordance with the Convention relating to the Status of Refugees of 28 July 1951, as amended by the New York Protocol of 31 January 1967;

(3) Whereas account must be taken of the Member States' obligations under the European Convention for the Protection of Human Rights and Fundamental Freedoms of 4 November 1950;

(4) Whereas it is necessary to ensure appropriate conditions for the reception of asylum seekers, and to facilitate access to asylum procedures which are fair and efficient, in order to protect the rights of refugees;

(5) Whereas it is necessary to provide practical support in order to create or improve the conditions in which refugees, displaced persons and asylum seekers who wish to return from the Member States to their countries of origin are able to do so;

(6) Whereas it may be necessary to provide emergency assistance for the reception in the Member States of refugees, displaced persons and asylum seekers who have fled from Kosovo and from neighbouring regions as a result of recent events there;

(7) Whereas it is useful to promote the exchange of good practice and comparable experience, in order to develop new synergies which cannot be achieved at national levels;

(8) Whereas it is appropriate to provide for financing from the budget of the European Communities measures adopted under this Joint Action;

(9) Whereas taking joint action in relation to the reception of displaced persons and asylum seekers and the voluntary repatriation of refugees, displaced persons and asylum seekers may promote the sharing of responsibility and the reinforcement of cooperation between the Member States,

HAS ADOPTED THIS JOINT ACTION:

CHAPTER I

OBJECT AND SCOPE

Article 1

Principles and objectives of the projects and measures

1. The European Union shall support projects and measures in relation to the reception and voluntary repatriation of refugees, displaced persons and asylum seekers, which shall qualify for Community financial support.

⁽¹⁾ OJ C 37, 11.2.1999, p. 4.

⁽²⁾ Opinion delivered on 13 April 1999 (not yet published in the Official Journal).

2. The general objectives of the projects and measures shall be:

- (a) to improve the conditions in which refugees, displaced persons and asylum seekers are received in the Member States, and to support asylum procedures which are fair, efficient and accessible to persons in need of international protection;
- (b) to assist the voluntary repatriation of refugees, displaced persons and asylum seekers from the Member States to their countries of origin, and their reintegration there.

3. Measures taken under this Joint Action may also include emergency assistance in Member States which receive, in particular following an initiative of the United Nations High Commissioner for Refugees, a significant number of refugees, displaced persons and asylum seekers who have fled from Kosovo and from neighbouring regions as a result of recent events there.

Article 2

Financial reference for the programme

The financial reference amount for the implementation of this programme for the year 1999 shall be EUR 15 million, subject to further revision by the budgetary authority.

Article 3

Definitions

1. For the purpose of Article 1 (2)(a), Article 4 and Article 6:

- (a) 'refugees' shall mean persons who have obtained refugee status within the meaning of Article 1 of the Convention relating to the Status of Refugees of 28 July 1951, as amended by the New York Protocol of 31 January 1967;
- (b) 'displaced persons' shall mean persons granted permission to stay in a Member State under temporary protection, or under subsidiary forms of protection, or persons benefiting from other forms of protection in accordance with Member States' international obligations and national law and persons seeking permission to remain on such grounds who are awaiting a decision on their status;
- (c) 'asylum seekers' shall mean persons who have requested protection from a Member State by claiming refugee status within the meaning of Article 1 of the Convention referred to in (a), and in respect of whose requests a final decision has not yet been taken.

2. For the purpose of Article 1(2)(b) and Article 5:

- (a) 'refugees' shall have the same meaning as in paragraph 1(a);
- (b) 'displaced persons' shall mean persons granted permission to stay in a Member State under temporary protection, or under subsidiary forms of protection, or persons benefiting from other forms of protection in accordance with Member States' international obligations and national law, including persons in respect of whose requests a final negative decision has been taken, but who have not yet departed from the territory of the Member States;
- (c) 'asylum seekers' shall mean persons who have requested protection from a Member State by claiming refugee status within the meaning of Article 1 of the Convention referred to in paragraph 1(a), including persons in respect of whose requests a final negative decision has been taken, but who have not yet departed from the territory of the Member States.

Article 4

Reception

Measures to improve the conditions in which refugees, displaced persons and asylum seekers are received in the Member States and to support asylum procedures which are fair, efficient and accessible to persons in need of international protection shall primarily cover the following areas:

- (a) measures to support the creation or improvement of infrastructures in the Member States for the reception of refugees, displaced persons and asylum seekers;
- (b) the enhancement of the fairness and efficiency of administrative and judicial asylum procedures and the facilitation of access to them, including the provision of: legal assistance and other counselling services; interpretation services; information on the procedure to be followed, and the rights and obligations of the asylum applicant during the procedure; access to precise and up-to-date information concerning the country;
- (c) the ensuring of a basic standard of living conditions for refugees, displaced persons and asylum seekers, including accommodation, medical care, education and training;
- (d) special assistance to vulnerable groups, such as unaccompanied minors, victims of torture or rape, and people requiring special medical treatment;
- (e) the provision of information to the public on Member States' obligations to persons seeking international protection and the European Union's asylum policy, including public awareness measures complementing other measures financed under this Joint Action.

*Article 5***Voluntary repatriation**

1. Measures to assist the voluntary repatriation of refugees, displaced persons and asylum seekers from the Member States to their countries of origin, and their reintegration there, shall primarily cover the following areas:

- (a) the collection and dissemination of information on all aspects relevant to return, including the economic and administrative situation in the country of origin, employment opportunity, property rights and other legal matters;
- (b) counselling to assist both persons who are considering whether to return voluntarily to their country of origin and those who have decided in principle to return;
- (c) training and education, with the aim of providing refugees, displaced persons and asylum seekers with skills which will be of benefit on return to the country of origin.

2. As a component of an integrated project facilitating voluntary repatriation, and in particular one covering one or more of the areas mentioned in paragraph 1, the following may also be eligible for financing:

- (a) transport costs associated with repatriation;
- (b) measures to support the reintegration in their country of origin of persons returning from the Member States, including post-repatriation monitoring.

*Article 6***Emergency assistance to persons displaced following recent events in Kosovo**

Emergency assistance in Member States which receive, in particular following an initiative of the United Nations High Commissioner for Refugees, a significant number of refugees, displaced persons and asylum seekers who have fled from Kosovo and from neighbouring regions as a result of recent events there shall consist of financial assistance contributing for a duration of six months to:

- (a) accommodation needs;
- (b) means of subsistence, including food and clothing;
- (c) medical, psychological or other personal assistance;
- (d) the costs of personnel administering and implementing the assistance.

Such measures may integrate actions to facilitate the voluntary return of displaced persons when conditions permit.

*Article 7***Financing criteria**

The projects or measures to be financed from the budget of the European Communities shall be subject to a selection procedure taking into account in particular the following criteria:

- (a) the range of varying situations and needs in the Member States;
- (b) cost-effectiveness and value for money, taking account of the number of persons targeted by the project or measure;
- (c) the innovative nature of projects or measures and the potential for making use of the results to reinforce cooperation between Member States or for other Member States to apply the lessons learned;
- (d) experience, expertise and reliability of the applicant organisation and any partner organisations;
- (e) complementarity of the projects or measures with other projects or measures funded under the budget of the European Communities or from national programmes.

CHAPTER II

FINANCIAL PROVISIONS*Article 8***Financial control**

Financing decisions and the contracts derived therefrom in conformity with the financial regulations applicable to the budget of the European Communities shall provide in particular for monitoring and financial control by the Commission and audits by the Court of Auditors.

*Article 9***Level of Community finance**

1. Financial support from the budget of the European Communities shall not exceed 80 % of the total cost of the project or measure.

2. All types of expenditure which are directly attributable to the implementation of a project or measure and incurred during a specific, contractually defined period shall be eligible, subject to conditions to be specified in guidelines which shall be established by the Commission, up to the ceiling of appropriations authorised under the annual budgetary procedure.

3. In relation to projects or measures falling under Article 6, any expenditure incurred after the adoption of this Joint Action will be taken into consideration.

Article 10

Financial management

1. Projects or measures adopted under this Joint Action and financed by the budget of the European Communities shall be managed by the Commission in conformity with the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities⁽¹⁾.

2. When presenting the financing proposals, the Commission shall take account of the principles of sound financial management and in particular of economy and cost-effectiveness as required by Article 2 of the Financial Regulation referred to in paragraph 1.

CHAPTER III

MANAGEMENT PROVISIONS

Article 11

General management provisions

The Commission shall be responsible for managing projects and measures under this Joint Action and shall take such steps as are necessary to that end.

In particular, in order to ensure that this Joint Action is implemented efficiently and effectively, the Commission may have recourse to technical assistance which may be financed from the appropriations available for projects and measures under this Joint Action and authorised to that end by the budget authority. The Commission shall regularly inform the Committee referred to in Article 13, as well as the European Parliament and the Council, of the measures taken to that end.

Article 12

Submission of projects and measures

Projects and measures for which financing is requested shall be submitted to the Commission for scrutiny within a time limit to be determined by the Commission.

Article 13

Procedure

1. For the implementation of this Joint Action, the Commission shall be assisted, according to the provisions set out in this Joint Action, by a Committee consisting of

one representative from each Member State and chaired by the Commission.

2. The procedure to be followed for the selection of projects or measures falling under Articles 4 and 5 shall be the following.

(a) Where the financing requested is less than EUR 50 000, the Commission shall submit a draft to the Committee referred to in paragraph 1. The Committee, acting by the majority provided for in the second subparagraph of Article K.4(3) of the Treaty, shall deliver its opinion on this draft within a time limit which the Chairman may lay down according to the urgency of the matter. The Chairman shall not vote. The opinion shall be recorded in the minutes; furthermore, each Member State shall have the right to ask that its position be recorded in the minutes. The Commission shall take full account of the opinion delivered by the Committee. It shall inform the Committee of how it has done so.

(b) Where the financing requested exceeds EUR 50 000, the Commission shall submit to the Committee referred to in paragraph 1 a list of the projects and measures submitted to it. The Commission shall indicate the projects and measures it selects and shall give reasons for its selection. The Committee, acting by the majority provided for in the second subparagraph of Article K.4(3) of the Treaty, shall deliver its opinion on the various projects and measures within a period of two months. The Chairman shall not vote. If a favourable opinion is not delivered within the time limit, the Commission shall either withdraw the project and the measure concerned or submit it, with any opinion from the Committee, to the Council which, acting by the majority provided for in the second subparagraph of Article K.4(3) of the Treaty, shall take a decision within two months.

3. The procedure to be followed for the selection of projects or measures falling under Article 6 shall be the following.

(a) Where the financing is less than EUR 200 000, the Commission shall keep the Council informed of the number of requests received for the financing of specific projects and measures, the principles applied in granting support thereto and the results of such projects and measures.

(b) Where the financing is EUR 200 000 or more and is less than EUR 1 million, the Commission shall submit to the Committee referred to in paragraph 1 a list of the projects and measures which have been submitted to it. It shall indicate the projects and measures it selects and shall give reasons for its selection. The Committee, acting by the majority provided

⁽¹⁾ OJ L 356, 31.12.1977, p. 1. Regulation as last amended by Regulation (EC) No 2548/98 (OJ L 320, 28.11.1998, p. 1).

for in the second subparagraph of Article K.4(3) of the Treaty, shall deliver its opinion on the various projects and measures within a period of two weeks. The Chairman shall not vote.

The opinion shall be recorded in the minutes; moreover, each Member State shall have the right to ask that its position be recorded in the minutes. The Commission shall take full account of the opinion delivered by the Committee. It shall inform the Committee of how it has done so.

- (c) Where the financing is EUR 1 million or more, the Commission shall submit to the Committee referred to in paragraph 1 a list of the projects and measures which have been submitted to it. It shall indicate the projects and measures it selects and shall give reasons for its selection. The Committee, acting by the majority provided for in the second subparagraph of Article K.4(3) of the Treaty, shall deliver its opinion on the various projects and measures within a period of two weeks. The Chairman shall not vote. If a favourable opinion is not delivered within the time limit, the Commission shall either withdraw the project and the measure concerned or submit it, with any opinion from the Committee, to the Council, which, acting by the majority provided for in the second subparagraph of Article K.4(3) of the Treaty, shall take a decision within one month.

FINAL PROVISIONS

Article 14

Monitoring and evaluation

1. The Commission shall be responsible for the monitoring and evaluation of projects and measures financed under this Joint Action. Monitoring and evaluation may be financed from the appropriations available for measures under this Joint Action.
2. The Commission shall prepare a summary report of the measures undertaken and the evaluation carried out, to be sent to the European Parliament and the Council.

Article 15

Entry into force

This Joint Action shall enter into force on the day of its adoption.

It shall apply until 31 December 1999.

Article 16

Publication

This Joint Action shall be published in the Official Journal.

Done at Luxembourg, 26 April 1999.

For the Council

The President

J. FISCHER

I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 900/1999
of 29 April 1999
prohibiting the sale and supply of petroleum and certain petroleum products to
the Federal Republic of Yugoslavia (FRY)

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community, and in particular Article 228a thereof,

Article 1

Having regard to Common Position 1999/273/CFSP of 23 April 1999 defined by the Council on the basis of Article J.2 of the Treaty on European Union, concerning a ban on the sale or supply of petroleum and petroleum products to the Federal Republic of Yugoslavia (FRY) ⁽¹⁾,

Having regard to the proposal from the Commission,

(1) Whereas the Government of the Federal Republic of Yugoslavia ('FRY') has continued to violate United Nations Security Council Resolutions and to pursue extreme and criminally irresponsible policies, including repression against its own citizens, which constitute serious violations of human rights and international humanitarian law;

(2) Whereas the prohibition of selling, supplying or exporting petroleum and petroleum products to the FRY falls within the scope of the Treaty establishing the European Community;

(3) Whereas, therefore, and particularly with a view to avoiding distortion of competition, Community legislation is necessary for the implementation of this prohibition as far as the territory of the Community is concerned; whereas for the purposes of this Regulation such territory is deemed to encompass the territories of the Member States to which the Treaty establishing the European Community is applicable, under the conditions laid down in that Treaty;

(4) Whereas there is a need for the Member States and the Commission to inform each other of the measures taken under this Regulation and other relevant information at their disposal in connection with this Regulation,

It shall be prohibited, knowingly and intentionally, to:

- (a) sell, supply or export, directly or indirectly, petroleum and petroleum products listed in the Annex to this Regulation, whether or not originating in the Community, to any person or body in the FRY or to any person or body for the purpose of any business carried on in, or operated from, the territory of the FRY;
- (b) ship products referred to in point (a) to the territory of the FRY;
- (c) participate in related activities the object or the effect of which is to promote the transactions or activities referred to in points (a) and (b).

Article 2

1. Notwithstanding the provisions of Article 1, the competent authorities may authorise:

- (a) the sale, supply or export of products listed in the said Annex for the use of diplomatic and consular missions of the Member States in the FRY as well as for the use of an international military peace-keeping presence;
- (b) on a case-by-case basis and subject to the consultation procedure set out in paragraph 2, the sale, supply or export of the products listed in the said Annex if conclusive evidence is given to these authorities that the sale, supply or export serves strictly humanitarian purposes.

2. The competent authorities of a Member State which intend to authorise a sale, supply or export in accordance with paragraph 1(b) shall notify to the competent authorities of the other Member States and to the Commission the grounds on which they intend to authorise the sale, supply or export concerned.

⁽¹⁾ OJ L 108, 27.4.1999, p. 1.

If, within one working day after the receipt of the said notification, a Member State or the Commission has given notice to the other Member States or the Commission of conclusive evidence that the intended sale, supply or export will not serve the indicated humanitarian purposes, the Commission will convene within one working day of the said notice a meeting with the Member States in order to consult on the relevant evidence.

The Member State which intends to authorise the sale, supply or export shall take a decision with regard to this authorisation only when no objections have been raised or after the consultations on the conclusive evidence have taken place at the meeting convened by the Commission. In case of an authorisation, the Member State concerned shall notify to the other Member States and the Commission the grounds on which its decision to authorise has been taken.

Article 3

The provisions of Article 1 shall not apply as regards sales, supplies or exports to the forces in which the Member States participate, operating in the FRY.

Article 4

Each Member State shall determine the sanctions to be imposed where the provisions of this Regulation are infringed. Such sanctions shall be effective, proportionate and dissuasive.

Pending the adoption, where necessary, of any legislation to this end, the sanctions to be imposed where the provisions of this Regulation are infringed shall be those determined by the Member States in accordance with Article 5

of Council Regulation (EC) No 926/98 of 27 April 1998 concerning the reduction of certain economic relations with the Federal Republic of Yugoslavia⁽¹⁾.

Article 5

The Commission and the Member States shall inform each other of the measures taken under this Regulation and shall supply each other with other relevant information at their disposal in connection with this Regulation, such as violation and enforcement problems or judgments handed down by national courts.

Article 6

The Commission shall establish the list of competent authorities referred to in Article 2 on the basis of relevant information provided by the Member States. The Commission shall publish this list and any changes to it in the *Official Journal of the European Communities*.

Article 7

This Regulation shall apply within the territory of the Community, including its air space and on board any aircraft or any vessel under the jurisdiction of a Member State and to any person elsewhere who is a national of a Member State and any body which is incorporated or constituted under the law of a Member State.

Article 8

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

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

Done at Luxembourg, 29 April 1999.

For the Council

The President

W. MÜLLER

⁽¹⁾ OJ L 130, 1.5.1998, p. 1.

ANNEX

Petroleum and petroleum products referred to in Article 1

CN code	Product description
2709	Petroleum oils and oils obtained from bituminous minerals, crude
2710	Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing by weight 70 % or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations
2711	Petroleum gases and other gaseous hydrocarbons
2712 10	Petroleum jelly
2712 20	Paraffin wax containing by weight less than 0,75 of oil
ex 2712 90	'Slack wax', 'scale wax'
2713	Petroleum coke, petroleum bitumen and other residues of petroleum oils or of oils obtained from bituminous minerals
2714	Bitumen and asphalt, natural; bituminous or oil shale and tar sands; asphalties and asphaltic rocks
2715 00 00	Bituminous mixtures based on natural asphalt, on natural bitumen, on petroleum bitumen, on mineral tar or on mineral tar pitch (for example, bituminous mastics, cutbacks)
2901	Acyclic hydrocarbons
2902 11	Cyclohexane
2902 20	Benzene
2902 30	Toluene
2902 41 00	o-Xylene
2902 42 00	m-Xylene
2902 43 00	p-Xylene
2902 44	Mixed xylene isomers
2902 50 00	Styrene
2902 60 00	Ethylbenzene
2902 70 00	Cumene
2905 11 00	Methanol (methyl alcohol)
3403 19 10	Lubricating preparations (including cutting-oil preparations, bolt or nut release preparations, anti-rust or anti-corrosion preparations and mould release preparations, based on lubricants) containing 70 % or more by weight of petroleum oils or of oils obtained from bituminous minerals but not as the basic constituent
3811 21 00	Additives for lubricating oils containing petroleum oils or oils obtained from bituminous minerals
3824 90 10	Petroleum sulphonates, excluding petroleum sulphonated of alkali metals, of ammonium or of ethanolamines; triphenated sulphonic acids of oils obtained from bituminous minerals, and their salts
3824 90 95	Other

COMMISSION REGULATION (EC) No 901/1999
of 30 April 1999
establishing the standard import values for determining the entry price of certain
fruit and vegetables

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

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 1498/98 ⁽²⁾, and in particular Article 4 (1) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 30 April 1999 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 90 70	052	56,2
	999	56,2
0805 10 10, 0805 10 30, 0805 10 50	052	32,6
	204	41,4
	212	63,8
	600	61,9
	624	47,4
	999	49,4
0808 10 20, 0808 10 50, 0808 10 90	388	84,4
	400	89,4
	508	80,3
	512	83,0
	524	75,1
	528	72,0
	720	101,2
	804	104,2
	999	86,2

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2317/97 (OJ L 321, 22.11.1997, p. 19). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 902/1999
of 30 April 1999
fixing the import duties in the cereals sector

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector⁽³⁾, as last amended by Regulation (EC) No 2519/98⁽⁴⁾, and in particular Article 2 (1) thereof,

Whereas Article 10 of Regulation (EEC) No 1766/92 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation; whereas, however, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the cif import price applicable to the consignment in question; however, that duty may not exceed the rate of duty in the Common Customs Tariff;

Whereas, pursuant to Article 10 (3) of Regulation (EEC) No 1766/92, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market;

Whereas Regulation (EC) No 1249/96 lays down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector;

Whereas the import duties are applicable until new duties are fixed and enter into force; whereas they also remain in force in cases where no quotation is available for the reference exchange referred to in Annex II to Regulation (EC) No 1249/96 during the two weeks preceding the next periodical fixing;

Whereas, in order to allow the import duty system to function normally, the representative market rates recorded during a reference period should be used for calculating the duties;

Whereas application of Regulation (EC) No 1249/96 results in import duties being fixed as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the cereals sector referred to in Article 10 (2) of Regulation (EEC) No 1766/92 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 126, 24.5.1996, p. 37.

⁽³⁾ OJ L 161, 29.6.1996, p. 125.

⁽⁴⁾ OJ L 135, 25.11.1998, p. 7.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (EUR/tonne)	Import duty by air or by sea from other ports ⁽²⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	44,39	34,39
	medium quality ⁽¹⁾	54,39	44,39
1001 90 91	Common wheat seed	58,10	48,10
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	58,10	48,10
	medium quality	88,48	78,48
	low quality	102,61	92,61
1002 00 00	Rye	109,60	99,60
1003 00 10	Barley, seed	109,60	99,60
1003 00 90	Barley, other ⁽³⁾	109,60	99,60
1005 10 90	Maize seed other than hybrid	105,92	95,92
1005 90 00	Maize other than seed ⁽³⁾	105,92	95,92
1007 00 90	Grain sorghum other than hybrids for sowing	109,60	99,60

⁽¹⁾ In the case of durum wheat not meeting the minimum quality requirements for durum wheat of medium quality, referred to in Annex I to Regulation (EC) No 1249/96, the duty applicable is that fixed for low-quality common wheat.

⁽²⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3 per tonne, where the port of unloading is on the Mediterranean Sea, or

— EUR 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

⁽³⁾ The importer may benefit from a flat-rate reduction of EUR 14 or 8 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(period from 16 to 29 April 1999)

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas City	Chicago	Chicago	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	Medium quality (*)	US barley 2
Quotation (EUR/t)	113,07	96,68	87,98	80,98	138,15 (**)	128,15 (**)	72,93 (**)
Gulf premium (EUR/t)	—	9,37	3,94	7,63	—	—	—
Great Lakes premium (EUR/t)	11,37	—	—	—	—	—	—

(*) A discount of EUR 10/t (Article 4(1) of Regulation (EC) No 1249/96).

(**) Fob Duluth.

2. Freight/cost: Gulf of Mexico — Rotterdam: EUR 11,06/t; Great Lakes — Rotterdam: EUR 23,06/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96 : EUR 0,00/t (HRW2)
: EUR 0,00/t (SRW2).

COMMISSION REGULATION (EC) No 903/1999
of 30 April 1999
altering 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 Community,

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 Commission Regulation (EC) No 1148/98⁽²⁾, and in particular the second subparagraph of Article 19 (4) thereof,

Whereas the refunds on white sugar and raw sugar exported in the natural state were fixed by Commission Regulation (EC) No 825/1999⁽³⁾, as last amended by Regulation (EC) No 876/1999⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EC) No 825/1999 to the information known to the Commission that the export refunds

at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1(1)(a) of Regulation (EEC) No 1785/81, undenatured and exported in the natural state, as fixed in the Annex to Regulation (EC) No 825/1999 are hereby altered to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 105, 22.4.1999, p. 4.

⁽⁴⁾ OJ L 111, 29.4.1999, p. 6.

ANNEX

to the Commission Regulation of 30 April 1999 altering the export refunds on white sugar and raw sugar exported in its unaltered state

Product code	Amount of refund
	— EUR/100 kg —
1701 11 90 9100	47,78 ⁽¹⁾
1701 11 90 9910	46,90 ⁽¹⁾
1701 11 90 9950	⁽²⁾
1701 12 90 9100	47,78 ⁽¹⁾
1701 12 90 9910	46,90 ⁽¹⁾
1701 12 90 9950	⁽²⁾
	— EUR/1 % of sucrose × 100 kg —
1701 91 00 9000	0,5194
	— EUR/100 kg —
1701 99 10 9100	51,94
1701 99 10 9910	51,94
1701 99 10 9950	51,94
	— EUR/1 % of sucrose × 100 kg —
1701 99 90 9100	0,5194

⁽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 17a (4) of Regulation (EEC) No 1785/81.

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

COMMISSION REGULATION (EC) No 904/1999**of 30 April 1999****fixing the export refunds on syrups and certain other sugar products exported in the natural state**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 Commission Regulation (EC) No 1148/98⁽²⁾, and in particular Article 17 (5) thereof,

Whereas Article 17 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) (d) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Article 3 of Commission Regulation (EC) No 2135/95 of 7 September 1995 laying down detailed rules of application for the grant of export refunds in the sugar sector⁽³⁾, provides that the export refund on 100 kilograms of the products listed in Article 1 (1) (d) of Regulation (EEC) No 1785/81 is equal to the basic amount multiplied by the sucrose content, including, where appropriate, other sugars expressed as sucrose; whereas the sucrose content of the product in question is determined in accordance with Article 3 of Commission Regulation (EC) No 2135/95;

Whereas Article 17 (6) of Regulation (EEC) No 1785/81 provides that the basic amount of the refund on sorbose exported in the natural state must be equal to the basic amount of the refund less one-hundredth of the production refund applicable, pursuant to Council Regulation (EEC) No 1010/86 of 25 March 1986 laying down general rules for the production refund on sugar used in the chemical industry⁽⁴⁾, as last amended by Regulation (EC) No 1148/98, to the products listed in the Annex to the last mentioned Regulation;

Whereas the basic amount of the refund on the other products listed in Article 1 (1) (d) of Regulation (EEC) No 1785/81 exported in the natural state must be equal to

one-hundredth of an amount which takes account, on the one hand, of the difference between the intervention price for white sugar for the Community areas without deficit for the month for which the basic amount is fixed and quotations or prices for white sugar on the world market and, on the other, of the need to establish a balance between the use of Community basic products in the manufacture of processed goods for export to third countries and the use of third country products brought in under inward processing arrangements;

Whereas the application of the basic amount may be limited to some of the products listed in Article 1 (1) (d) of Regulation (EEC) No 1785/81;

Whereas Article 17 of Regulation (EEC) No 1785/81 makes provision for setting refunds for export in the natural state of products referred to in Article 1 (1) (f) and (g) and (h) of that Regulation; whereas the refund must be fixed per 100 kilograms of dry matter, taking account of the export refund for products falling within CN code 1702 30 91 and for products referred to in Article 1 (1) (d) of Regulation (EEC) No 1785/81 and of the economic aspects of the intended exports; whereas, in the case of the products referred to in the said Article 1 (1) (f) and (g), the refund is to be granted only for products complying with the conditions in Article 5 of Regulation (EC) No 2135/95; whereas, for the products referred to in Article 1 (1) (h), the refund shall be granted only for products complying with the conditions in Article 6 of Regulation (EC) No 2135/95;

Whereas the refunds referred to above must be fixed every month; whereas they may be altered in the intervening period;

Whereas application of these quotas results in fixing refunds for the products in question at the levels given in the Annex to this Regulation;

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

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 214, 8.9.1995, p. 16.

⁽⁴⁾ OJ L 94, 9.4.1986, p. 9.

HAS ADOPTED THIS REGULATION:

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

Article 1

The export refunds on the products listed in Article 1 (1) (d), (f), (g) and (h) of Regulation (EEC) No 1785/81,

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

to the Commission Regulation of 30 April 1999 fixing the export refunds on syrups and certain other sugar products exported in the natural state

Product code	Amount of refund
	— EUR/100 kg dry matter —
1702 40 10 9100	51,94 ⁽²⁾
1702 60 10 9000	51,94 ⁽²⁾
1702 60 80 9100	98,69 ⁽⁴⁾
	— EUR/1 % sucrose × 100 kg —
1702 60 95 9000	0,5194 ⁽¹⁾
	— EUR/100 kg dry matter —
1702 90 30 9000	51,94 ⁽²⁾
	— EUR/1 % sucrose × 100 kg —
1702 90 60 9000	0,5194 ⁽¹⁾
1702 90 71 9000	0,5194 ⁽¹⁾
1702 90 99 9900	0,5194 ⁽¹⁾ ⁽³⁾
	— EUR/100 kg dry matter —
2106 90 30 9000	51,94 ⁽²⁾
	— EUR/1 % sucrose × 100 kg —
2106 90 59 9000	0,5194 ⁽¹⁾

⁽¹⁾ The basic amount is not applicable to syrups which are less than 85 % pure (Regulation (EC) No 2135/95). Sucrose content is determined in accordance with Article 3 of Regulation (EC) No 2135/95.

⁽²⁾ Applicable only to products referred to in Article 5 of Regulation (EC) No 2135/95.

⁽³⁾ The basic amount is not applicable to the product defined under point 2 of the Annex to Regulation (EEC) No 3513/92 (OJ L 355, 5. 12. 1992, p. 12).

⁽⁴⁾ Applicable only to products defined under Article 6 of Regulation (EC) No 2135/95.

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87 (OJ L 366, 24. 12. 1987, p. 1).

**COMMISSION REGULATION (EC) No 905/1999
of 30 April 1999**

**fixing the export refunds on rice and broken rice and suspending the issue of
export licences**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular the second subparagraph of Article 13(3) and (15) thereof,

Whereas Article 13 of Regulation (EC) No 3072/95 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Article 13(4) of Regulation (EC) No 3072/95, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of rice and broken rice on the Community market on the one hand and prices for rice and broken rice on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on the rice market and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances of the Community market with limits resulting from agreements concluded in accordance with Article 228 of the Treaty;

Whereas Commission Regulation (EEC) No 1361/76 ⁽³⁾ lays down the maximum percentage of broken rice allowed in rice for which an export refund is fixed and specifies the percentage by which that refund is to be reduced where the proportion of broken rice in the rice exported exceeds that maximum;

Whereas export possibilities exist for a quantity of 4 743 t of rice to certain destinations; whereas the procedure laid down in Article 7(4) of Commission Regulation (EC) No 1162/95 ⁽⁴⁾, as last amended by Regulation (EC) No 444/98 ⁽⁵⁾ should be used; whereas account should be taken of this when the refunds are fixed;

Whereas Article 13(5) of Regulation (EC) No 3072/95 defines the specific criteria to be taken into account when

the export refund on rice and broken rice is being calculated;

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

Whereas a separate refund should be fixed for packaged long grain rice to accommodate current demand for the product on certain markets;

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

Whereas it follows from applying these rules and criteria to the present situation on the market in rice and in particular to quotations or prices for rice and broken rice within the Community and on the world market, that the refund should be fixed as set out in the Annex hereto;

Whereas, for the purposes of administering the volume restrictions resulting from Community commitments in the context of the WTO, the issue of export licences with advance fixing of the refund should be restricted;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 of Regulation (EC) No 3072/95 with the exception of those listed in paragraph 1(c) of that Article, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

With the exception of the quantity of 4 743 t provided for in the Annex, the issue of export licences with advance fixing of the refund is suspended.

Article 3

This Regulation shall enter into force on 3 May 1999.

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 154, 15.6.1976, p. 11.

⁽⁴⁾ OJ L 117, 24.5.1995, p. 2.

⁽⁵⁾ OJ L 56, 26.2.1998, p. 12.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

to the Commission Regulation of 30 April 1999 fixing the export refunds on rice and broken rice and suspending, the issue of export licences

(EUR/t)			(EUR/t)		
Product code	Destination (1)	Amount of refunds	Product code	Destination (1)	Amount of refunds
1006 20 11 9000	01	107,00	1006 30 65 9900	01	134,00
1006 20 13 9000	01	107,00		04	—
1006 20 15 9000	01	107,00	1006 30 67 9100	05	140,00
1006 20 17 9000	—	—	1006 30 67 9900	—	—
1006 20 92 9000	01	107,00	1006 30 92 9100	01	134,00
1006 20 94 9000	01	107,00		02	140,00 (2)
1006 20 96 9000	01	107,00		03	145,00 (2)
1006 20 98 9000	—	—		04	—
1006 30 21 9000	01	107,00		05	140,00
1006 30 23 9000	01	107,00	1006 30 92 9900	01	134,00
1006 30 25 9000	01	107,00		04	—
1006 30 27 9000	—	—	1006 30 94 9100	01	134,00
1006 30 42 9000	01	107,00		02	140,00 (2)
1006 30 44 9000	01	107,00		03	145,00 (2)
1006 30 46 9000	01	107,00		04	—
1006 30 48 9000	—	—		05	140,00
1006 30 61 9100	01	134,00	1006 30 94 9900	01	134,00
	02	140,00 (2)		04	—
	03	145,00 (2)	1006 30 96 9100	01	134,00
	04	—		02	140,00 (2)
	05	140,00		03	145,00 (2)
1006 30 61 9900	01	134,00		04	—
	04	—		05	140,00
1006 30 63 9100	01	134,00	1006 30 96 9900	01	134,00
	02	140,00 (2)		04	—
	03	145,00 (2)	1006 30 98 9100	05	140,00
	04	—	1006 30 98 9900	—	—
	05	140,00	1006 40 00 9000	—	—
1006 30 63 9900	01	134,00			
	04	—			
1006 30 65 9100	01	134,00			
	02	140,00 (2)			
	03	145,00 (2)			
	04	—			
	05	140,00			

(1) The destinations are identified as follows:

01 Liechtenstein, Switzerland, the communes of Livigno and Campione d'Italia; refunds fixed under the procedure laid down in Article 7(4) of Regulation (EC) No 1162/95 in respect of a quantity of 1 780 t of milled rice equivalent,

02 Zones I, II, III, VI, excluding Turkey,

03 Zones IV, V, VII (c), Canada and Zone VIII excluding Suriname, Guyana and Madagascar,

04 Destinations mentioned in Article 34 of amended Commission Regulation (EEC) No 3665/87,

05 Ceuta and Melilla; refunds fixed under the procedure laid down in Article 7(4) of Regulation (EC) No 1162/95 in respect of a total quantity of 465 t.

(2) For rice of destinations 02 and 03, refunds fixed under the procedure laid down in Article 7(4) of Regulation (EC) No 1162/95 in respect of a total quantity of 2 498 t.

NB: The zones are those defined in the Annex to amended Commission Regulation (EEC) No 2145/92.

**COMMISSION REGULATION (EC) No 906/1999
of 30 April 1999**

**amending Regulation (EEC) No 391/92 setting the amounts of aid for the supply
of cereals products from the Community to the French overseas departments**

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

Having regard to Council Regulation (EEC) No 3763/91 of 16 December 1991 introducing specific measures in respect of certain agricultural products for the benefit of the French overseas departments ⁽¹⁾, as last amended by Regulation (EC) No 2598/95 ⁽²⁾, and in particular Article 2 (6) thereof,

Whereas the amounts of aid for the supply of cereals products to the French overseas departments (FOD) has been settled by Commission Regulation (EEC) No 391/92 ⁽³⁾, as last amended by Regulation (EC) No 662/1999 ⁽⁴⁾; whereas, as a consequence of the changes of the rates and prices for cereals products in the European part of the Community and on the world market, the aid for

supply to the FOD should be set at the amounts given in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex of amended Regulation (EEC) No 391/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 356, 24.12.1991, p. 1.

⁽²⁾ OJ L 267, 9.11.1995, p. 1.

⁽³⁾ OJ L 43, 19.2.1992, p. 23.

⁽⁴⁾ OJ L 83, 27.3.1999, p. 17.

ANNEX

to the Commission Regulation of 30 April 1999 amending Regulation (EEC) No 391/92 setting the amounts of aid for the supply of cereals products from the Community to the French overseas departments

(EUR/tonne)

Product (CN code)	Amount of aid			
	Destination			
	Guadeloupe	Martinique	French Guiana	Réunion
Common wheat (1001 90 99)	43,00	43,00	43,00	46,00
Barley (1003 00 90)	60,00	60,00	60,00	63,00
Maize (1005 90 00)	54,00	54,00	54,00	57,00
Durum wheat (1001 10 00)	12,00	12,00	12,00	16,00

COMMISSION REGULATION (EC) No 907/1999
of 30 April 1999
amending Regulation (EEC) No 1832/92 setting the amounts of aid for the supply
of cereals products from the Community to the Canary Islands

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 introducing specific measures in respect of certain agricultural products for the benefit of the Canary Islands ⁽¹⁾, as last amended by Regulation (EC) No 2348/96 ⁽²⁾, and in particular Article 3 (4) thereof,

Whereas the amounts of aid for the supply of cereals products to the Canary Islands has been settled by Commission Regulation (EEC) No 1832/92 ⁽³⁾, as last amended by Regulation (EC) No 663/1999 ⁽⁴⁾; whereas, as a consequence of the changes of the rates and prices for cereals products in the European part of the Community

and on the world market, the aid for supply to the Canary Islands should be set at the amounts given in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex of amended Regulation (EEC) No 1832/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 13.

⁽²⁾ OJ L 320, 11.12.1996, p. 1.

⁽³⁾ OJ L 185, 4.7.1992, p. 26.

⁽⁴⁾ OJ L 83, 27.3.1999, p. 19.

ANNEX

to the Commission Regulation of 30 April 1999 amending Regulation (EEC)
No 1832/92 setting the amounts of aid for the supply of cereals products from the
Community to the Canary Islands

(EUR/tonne)

Product (CN code)		Amount of aid
Common wheat	(1001 90 99)	40,00
Barley	(1003 00 90)	57,00
Maize	(1005 90 00)	51,00
Durum wheat	(1001 10 00)	8,00
Oats	(1004 00 00)	63,00

COMMISSION REGULATION (EC) No 908/1999
of 30 April 1999
amending Regulation (EEC) No 1833/92 setting the amounts of aid for the supply
of cereals products from the Community to the Azores and Madeira

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

Having regard to Council Regulation (EEC) No 1600/92 of 15 June 1992 introducing specific measures in respect of certain agricultural products for the benefit of the Azores and Madeira ⁽¹⁾, as last amended by Regulation (EC) No 562/98 ⁽²⁾, and in particular Article 10 thereof,

Whereas the amounts of aid for the supply of cereals products to the Azores and Madeira has been settled by Commission Regulation (EEC) No 1833/92 ⁽³⁾, as last amended by Regulation (EC) No 664/1999 ⁽⁴⁾; whereas, as a consequence of the changes of the rates and prices for cereals products in the European part of the Community and on the world market, the aid for supply to the Azores

and Madeira should be set at the amounts given in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex of amended Regulation (EEC) No 1833/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 1.

⁽²⁾ OJ L 76, 13.3.1998, p. 6.

⁽³⁾ OJ L 185, 4.7.1992, p. 28.

⁽⁴⁾ OJ L 83, 27.3.1999, p. 21.

ANNEX

to the Commission Regulation of 30 April 1999 amending Regulation (EEC)
No 1833/92 setting the amounts of aid for the supply of cereals products from the
Community to the Azores and Madeira

(EUR/tonne)

Product (CN code)		Amount of aid	
		Destination	
		Azores	Madeira
Common wheat	(1001 90 99)	40,00	40,00
Barley	(1003 00 90)	57,00	57,00
Maize	(1005 90 00)	51,00	51,00
Durum wheat	(1001 10 00)	8,00	8,00

COMMISSION REGULATION (EC) No 909/1999
of 30 April 1999
fixing the refunds applicable to cereal and rice sector products supplied as
Community and national food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 2547/98⁽²⁾, and in particular the third subparagraph of Article 13(2) thereof,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice⁽³⁾, as amended by Regulation (EC) No 2072/98⁽⁴⁾, and in particular Article 13(3) thereof,

Whereas Article 2 of Council Regulation (EEC) No 2681/74 of 21 October 1974 on Community financing of expenditure incurred in respect of the supply of agricultural products as food aid⁽⁵⁾ lays down that the portion of the expenditure corresponding to the export refunds on the products in question fixed under Community rules is to be charged to the European Agricultural Guidance and Guarantee Fund, Guarantee Section;

Whereas, in order to make it easier to draw up and manage the budget for Community food aid actions and to enable the Member States to know the extent of Community participation in the financing of national

food aid actions, the level of the refunds granted for these actions should be determined;

Whereas the general and implementing rules provided for in Article 13 of Regulation (EEC) No 1766/92 and in Article 13 of Regulation (EC) No 3072/95 on export refunds are applicable *mutatis mutandis* to the above-mentioned operations;

Whereas the specific criteria to be used for calculating the export refund on rice are set out in Article 13 of Regulation (EC) No 3072/95;

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

HAS ADOPTED THIS REGULATION:

Article 1

For Community and national food aid operations under international agreements or other supplementary programmes, and other Community free supply measures, the refunds applicable to cereals and rice sector products shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 126, 24.5.1996, p. 37.

⁽³⁾ OJ L 329, 30.12.1995, p. 18.

⁽⁴⁾ OJ L 265, 30.9.1998, p. 4.

⁽⁵⁾ OJ L 288, 25.10.1974, p. 1.

ANNEX

to the Commission Regulation of 30 April 1999 fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid

(EUR/tonne)

Product code	Refund
1001 10 00 9400	0,00
1001 90 99 9000	37,00
1002 00 00 9000	74,00
1003 00 90 9000	54,00
1004 00 00 9400	60,00
1005 90 00 9000	48,00
1006 30 92 9100	148,00
1006 30 92 9900	148,00
1006 30 94 9100	148,00
1006 30 94 9900	148,00
1006 30 96 9100	148,00
1006 30 96 9900	148,00
1006 30 98 9100	148,00
1006 30 98 9900	148,00
1006 30 65 9900	148,00
1006 40 00 9000	—
1007 00 90 9000	48,00
1101 00 15 9100	49,25
1101 00 15 9130	49,25
1102 20 10 9200	74,66
1102 20 10 9400	64,00
1102 30 00 9000	—
1102 90 10 9100	79,71
1103 11 10 9200	30,00
1103 11 90 9200	30,00
1103 13 10 9100	95,99
1103 14 00 9000	—
1104 12 90 9100	79,32
1104 21 50 9100	106,28

NB: The product codes and the footnotes are defined in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24. 12. 1987, p. 1), amended.

COMMISSION REGULATION (EC) No 910/1999
of 30 April 1999
setting the amounts of aid for the supply of rice products from the Community
to the Canary Islands

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 introducing specific measures in respect of certain agricultural products for the benefit of the Canary Islands ⁽¹⁾, as last amended by Regulation (EC) No 2348/96 ⁽²⁾, and in particular Article 3 thereof,

Whereas, pursuant to Article 3 of Regulation (EEC) No 1601/92, the requirements of the Canary Islands for rice are to be covered in terms of quantity, price and quality by the mobilization, on disposal terms equivalent to exemption from the levy, of Community rice, which involves the grant of an aid for supplies of Community origin; whereas this aid is to be fixed with particular reference to the costs of the various sources of supply and in particular is to be based on the prices applied to exports to third countries;

Whereas Commission Regulation (EC) No 2790/94 ⁽³⁾, as last amended by Regulation (EC) No 825/98 ⁽⁴⁾, lays down common detailed rules for implementation of the specific

arrangements for the supply of certain agricultural products, including rice, to the Canary Islands;

Whereas, as a result of the application of these detailed rules to the current market situation in the rice sector, and in particular to the rates of prices for these products in the European part of the Community and on the world market, the aid for supply to the Canary Islands should be set at the amounts given in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 3 of Regulation (EEC) No 1601/92, the amount of aid for the supply of rice of Community origin under the specific arrangements for the supply of the Canary Islands shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 13.

⁽²⁾ OJ L 320, 11.12.1996, p. 1.

⁽³⁾ OJ L 296, 17.11.1994, p. 23.

⁽⁴⁾ OJ L 117, 21.4.1998, p. 5.

ANNEX

to the Commission Regulation of 30 April 1999 setting the amounts of aid for the supply of rice products from the Community to the Canary Islands

(EUR/tonne)

Product (CN code)	Amount of aid
Milled rice (1006 30)	148,00
Broken rice (1006 40)	33,00

COMMISSION REGULATION (EC) No 911/1999

of 30 April 1999

setting the amounts of aid for the supply of rice products from the Community
to the Azores and Madeira

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

Having regard to Council Regulation (EEC) No 1600/92 of 15 June 1992 introducing specific measures in respect of certain agricultural products for the benefit of the Azores and Madeira ⁽¹⁾, as last amended by Regulation (EC) No 2348/96 ⁽²⁾, and in particular Article 10 thereof,

Whereas, pursuant to Article 10 of Regulation (EEC) No 1600/92, the requirements of the Azores and Madeira for rice are to be covered in terms of quantity, price and quality by the mobilization, on disposal terms equivalent to exemption from the levy, of Community rice, which involves the grant of an aid for supplies of Community origin; whereas this aid is to be fixed with particular reference to the costs of the various sources of supply and in particular is to be based on the prices applied to exports to third countries;

Whereas Commission Regulation (EEC) No 1696/92 ⁽³⁾, as last amended by Regulation (EEC) No 2596/93 ⁽⁴⁾, lays down common detailed rules for implementation of the specific arrangements for the supply of certain agricultural products, including rice, to the Azores and Madeira; whereas Commission Regulation (EEC) No 1983/92 of 16 July 1992 laying down detailed rules for implementation of the specific arrangements for the supply of rice products to the Azores and Madeira and establishing the fore-

cast supply balance for these products ⁽⁵⁾, as last amended by Regulation (EC) No 1683/94 ⁽⁶⁾, lays down detailed rules which complement or derogate from the provisions of the aforementioned Regulation;

Whereas, as a result of the application of these detailed rules to the current market situation in the rice sector, and in particular to the rates of prices for these products in the European part of the Community and on the world market the aid for supply to the Azores and Madeira should be set at the amounts given in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 10 of Regulation (EEC) No 1600/92, the amount of aid for the supply of rice of Community origin under the specific arrangements for the supply of the Azores and Madeira shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 1.

⁽²⁾ OJ L 320, 11.12.1996, p. 1.

⁽³⁾ OJ L 179, 1.7.1992, p. 6.

⁽⁴⁾ OJ L 238, 23.9.1993, p. 24.

⁽⁵⁾ OJ L 198, 17.7.1992, p. 37.

⁽⁶⁾ OJ L 178, 12.7.1994, p. 53.

ANNEX

to the Commission Regulation of 30 April 1999 setting the amounts of aid for the supply of rice products from the Community to the Azores and Madeira

(EUR/tonne)

Product (CN code)	Amount of aid	
	Destination	
	Azores	Madeira
Milled rice (1006 30)	148,00	148,00

COMMISSION REGULATION (EC) No 912/1999
of 30 April 1999
fixing the corrective amount applicable to the refund on cereals

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾, and in particular Article 13 (8) thereof,

Whereas Article 13 (8) of Regulation (EEC) No 1766/92 provides that the export refund applicable to cereals on the day on which application for an export licence is made must be applied on request to exports to be effected during the period of validity of the export licence; whereas, in this case, a corrective amount may be applied to the refund;

Whereas Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, as last amended by Regulation (EC) No 2513/98⁽⁴⁾, allows for the fixing of a corrective amount for the products listed in Article 1(1)(c) of Regulation (EEC) No 1766/92; whereas that corrective amount must be calculated taking account of the factors referred to in Article 1 of Regulation (EC) No 1501/95;

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

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure; whereas it may be altered in the period between fixings;

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

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

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 1(1) (a), (b) and (c) of Regulation (EEC) No 1766/92 which is applicable to export refunds fixed in advance in respect of malt shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 126, 24.5.1996, p. 37.

⁽³⁾ OJ L 147, 30.6.1995, p. 7.

⁽⁴⁾ OJ L 313, 21.11.1998, p. 16.

ANNEX

to the Commission Regulation of 30 April 1999 fixing the corrective amount applicable to the refund on cereals

(EUR/t)

Product code	Destination ⁽¹⁾	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10	6th period 11
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	01	0	0	0	-1,00	-2,00	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	01	0	0	-10,00	-10,00	-10,00	—	—
1002 00 00 9000	01	0	0	-10,00	-10,00	-10,00	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	03	0	-35,00	-35,00	-35,00	-35,00	—	—
	02	0	-10,00	-10,00	-10,00	-10,00	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	01	0	0	-10,00	-10,00	-10,00	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	04	0	0	0	0	0	—	—
	02	0	-1,00	-2,00	-3,00	-3,00	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	01	0	0	-10,00	-10,00	-10,00	—	—
1101 00 15 9130	01	0	0	-10,00	-10,00	-10,00	—	—
1101 00 15 9150	01	0	0	-10,00	-10,00	-10,00	—	—
1101 00 15 9170	01	0	0	-10,00	-10,00	-10,00	—	—
1101 00 15 9180	01	0	0	-10,00	-10,00	-10,00	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	01	0	0	0	0	0	—	—
1102 10 00 9700	—	—	—	—	—	—	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	01	0	-10,00	-10,00	-10,00	-10,00	—	—
1103 11 10 9400	01	0	-10,00	-10,00	-10,00	-10,00	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	01	0	0	-10,00	-10,00	-10,00	—	—
1103 11 90 9800	—	—	—	—	—	—	—	—

(¹) The destinations are identified as follows:

01 all third countries

02 other third countries

03 United States of America, Canada and Mexico

04 Switzerland, Liechtenstein and Slovenia.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ L 214, 30.7.1992, p. 20).

COMMISSION REGULATION (EC) No 913/1999
of 30 April 1999
suspending the buying-in of butter in certain Member States

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular the first subparagraph of Article 7a(1) and Article 7a(3) thereof,

Whereas Council Regulation (EEC) No 777/87 ⁽³⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, sets out the circumstances under which the buying-in of butter and skimmed-milk powder may be suspended and subsequently resumed and, where suspension takes place, the alternative measures that may be taken;

Whereas Commission Regulation (EEC) No 1547/87 ⁽⁴⁾, as last amended by Regulation (EC) No 1802/95 ⁽⁵⁾, lays down the criteria for opening and suspending the buying-in of butter by invitation to tender in the Member States or, in the case of the United Kingdom and Germany, in a region thereof;

Whereas Commission Regulation (EC) No 798/1999 ⁽⁶⁾ suspends buying-in of butter in certain Member States; whereas information on market prices shows that the

condition laid down in Article 1(3) of Regulation (EEC) No 1547/87 is no longer met in Germany, Finland, Italy, Ireland, Northern Ireland, Spain, the Netherlands and Portugal; whereas the list of Member States in which that suspension applies must be adjusted accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

Buying-in of butter by invitation to tender as provided for in Article 1(3) of Regulation (EEC) No 777/87 is hereby suspended in Belgium, Denmark, Greece, France, Luxembourg, Austria, Sweden and Great Britain.

Article 2

Regulation (EC) No 798/1999 is hereby repealed.

Article 3

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 148, 28.6.1968, p. 13.

⁽²⁾ OJ L 206, 16.8.1996, p. 21.

⁽³⁾ OJ L 78, 20.3.1987, p. 10.

⁽⁴⁾ OJ L 144, 4.6.1987, p. 12.

⁽⁵⁾ OJ L 174, 26.7.1995, p. 27.

⁽⁶⁾ OJ L 102, 17.4.1999, p. 7.

COMMISSION REGULATION (EC) No 914/1999
of 30 April 1999

fixing the maximum aid for concentrated butter for the 202nd special invitation to tender opened under the standing invitation to tender provided for in Regulation (EEC) No 429/90

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular Article 7a(3) thereof,

Whereas, in accordance with Commission Regulation (EEC) No 429/90 of 20 February 1990 on the granting by invitation to tender of an aid for concentrated butter intended for direct consumption in the Community ⁽³⁾, as last amended by Regulation (EC) No 124/1999 ⁽⁴⁾, the intervention agencies are opening a standing invitation to tender for the granting of aid for concentrated butter; whereas Article 6 of that Regulation provides that in the light of the tenders received in response to each special invitation to tender, a maximum amount of aid is to be fixed for concentrated butter with a minimum fat content of 96 % or a decision is to be taken to make no award; whereas the end-use security must be fixed accordingly;

Whereas, in the light of the tenders received, the maximum aid should be fixed at the level specified below and the end-use security determined accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 202nd special invitation to tender under the standing invitation to tender opened by Regulation (EEC) No 429/90, the maximum aid and the amount of the end-use security shall be as follows:

- | | |
|---------------------|-----------------|
| — maximum aid: | 117 EUR/100 kg |
| — end-use security: | 129 EUR/100 kg. |

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 148, 28.6.1968, p. 13.

⁽²⁾ OJ L 206, 16.8.1996, p. 21.

⁽³⁾ OJ L 45, 21.2.1990, p. 8.

⁽⁴⁾ OJ L 16, 21.1.1999, p. 19.

COMMISSION REGULATION (EC) No 915/1999
of 30 April 1999

**fixing the minimum selling prices for butter and the maximum aid for cream,
butter and concentrated butter for the 30th individual invitation to tender under
the standing invitation to tender provided for in Regulation (EC) No 2571/97**

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular Article 6(3) and (6) and Article 12(3) thereof,

Whereas the intervention agencies are, pursuant to Commission Regulation (EC) No 2571/97 of 15 December 1997 on the sale of butter at reduced prices and the granting of aid for cream, butter and concentrated butter for use in the manufacture of pastry products, ice-cream and other foodstuffs ⁽³⁾, as last amended by Regulation (EC) No 494/1999 ⁽⁴⁾, to sell by invitation to tender certain quantities of butter that they hold and to grant aid for cream, butter and concentrated butter; whereas Article 18 of that Regulation stipulates that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter; whereas it is further stipulated that the price or aid may vary according

to the intended use of the butter, its fat content and the incorporation procedure, and that a decision may also be taken to make no award in response to the tenders submitted; whereas the amount(s) of the processing securities must be fixed accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum aid and processing securities applying for the 30th individual invitation to tender, under the standing invitation to tender provided for in Regulation (EC) No 2571/97, shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 148, 28.6.1968, p. 13.

⁽²⁾ OJ L 206, 16.8.1996, p. 21.

⁽³⁾ OJ L 350, 20.12.1997, p. 3.

⁽⁴⁾ OJ L 59, 6.3.1999, p. 17.

ANNEX

to the Commission Regulation of 30 April 1999 fixing the minimum selling prices for butter and the maximum aid for cream, butter and concentrated butter for the 30th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 2571/97

(EUR/100 kg)

Formula			A		B	
Incorporation procedure			With tracers	Without tracers	With tracers	Without tracers
Minimum selling price	Butter ≥ 82 %	Unaltered	—	—	—	—
		Concentrated	—	—	—	—
Processing security		Unaltered	—	—	—	—
		Concentrated	—	—	—	—
Maximum aid	Butter ≥ 82 %		95	91	—	91
	Butter < 82 %		—	88	—	88
	Concentrated butter		117	113	117	—
	Cream		—	—	40	38
Processing security	Butter		105	—	—	—
	Concentrated butter		129	—	129	—
	Cream		—	—	44	—

COMMISSION REGULATION (EC) No 916/1999
of 30 April 1999

fixing the maximum purchasing price for butter for the 238th invitation to tender carried out under the standing invitation to tender governed by Regulation (EEC) No 1589/87

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular the first subparagraph of Article 7a(1) first indent and Article 7a(3) thereof,

Whereas Article 5 of Commission Regulation (EEC) No 1589/87 of 5 June 1987 on the sale by tender of butter to intervention agencies ⁽³⁾, as last amended by Regulation (EC) No 124/1999 ⁽⁴⁾, provides that, in the light of the tenders received for each invitation to tender, a maximum buying-in price is to be fixed in relation to the interven-

tion price applicable and that it may also be decided not to proceed with the invitation to tender;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 238th invitation to tender issued under Regulation (EEC) No 1589/87, for which tenders had to be submitted not later than 27 April 1999, the maximum buying-in price is fixed at 295,38 EUR/100 kg.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 148, 28.6.1968, p. 13.

⁽²⁾ OJ L 206, 16.8.1996, p. 21.

⁽³⁾ OJ L 146, 6.6.1987, p. 27.

⁽⁴⁾ OJ L 16, 21.1.1999, p. 19.

COMMISSION REGULATION (EC) No 917/1999
of 30 April 1999

fixing the maximum export refund on wholly milled long grain rice in connection with the invitation to tender issued in Regulation (EC) No 2566/98

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

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas an invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2566/98 ⁽³⁾;

Whereas, Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund; whereas in fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled long grain rice falling within CN code 1006 30 67 to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2566/98 is hereby fixed on the basis of the tenders submitted from 26 to 29 April 1999 at EUR/t 330,00.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 320, 28.11.1998, p. 49.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 918/1999**of 30 April 1999****fixing the maximum export refund on wholly milled medium round grain and long grain A rice in connection with the invitation to tender issued in Regulation (EC) No 2565/98**

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

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13(3) thereof,

Whereas an invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2565/98 ⁽³⁾;

Whereas Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund; whereas in fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled medium round grain and long grain A rice to be exported to certain third countries of Europe pursuant to the invitation to tender issued in Regulation (EC) No 2565/98 is hereby fixed on the basis of the tenders submitted from 26 to 29 April at EUR/t 175,00.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 320, 28.11.1998, p. 46.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 919/1999
of 30 April 1999

**fixing the maximum export refund on wholly milled round grain, medium grain
and long grain A rice in connection with the invitation to tender issued in
Regulation (EC) No 2564/98**

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

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13(3) thereof,

Whereas an invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2564/98 ⁽³⁾;

Whereas Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund; whereas in fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled round grain, medium grain and long grain A rice to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2564/98 is hereby fixed on the basis of the tenders submitted from 26 to 29 April 1999 at EUR/t 150,00.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 320, 28.11.1998, p. 43.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 920/1999**of 30 April 1999****fixing the maximum export refund on wholly milled round grain rice in connection with the invitation to tender issued in Regulation (EC) No 770/1999**

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

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas an invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 770/1999 ⁽³⁾;

Whereas Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund; whereas in fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled round grain rice to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 770/1999 is hereby fixed on the basis of the tenders submitted from 26 to 29 April 1999 at 200,00 EUR/t.

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 100, 15.4.1999, p. 14.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 921/1999
of 30 April 1999

**providing for special measures to distribute fruit and vegetables withdrawn from
the market to refugees from Kosovo**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 857/1999 ⁽²⁾, and in particular Article 30(7) thereof,

- (1) Whereas Commission Regulation (EC) No 659/97 ⁽³⁾, as last amended by Regulation (EC) No 729/1999 ⁽⁴⁾, lays down detailed rules for applying Regulation (EC) No 2200/96 as regards intervention arrangements in the fruit and vegetables sector and especially the free distribution of products withdrawn from the market as humanitarian aid outside the Community;
- (2) Whereas Article 14(3) and Article 16(2) of that Regulation lay down a number of conditions and require a Commission Decision before each free distribution operation outside the Community;
- (3) Whereas the urgent need to get food aid to the refugee victims of the Kosovo crisis and to their host families is well known;
- (4) Whereas, to facilitate aid to these people, some provisions of Article 14(3) and Article 16(2) of Regulation (EC) No 659/97 should be derogated from, until further notice;

(5) Whereas the areas to which this derogation applies should be demarcated;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 14(3) and Article 16(2) of Regulation (EC) No 659/97 shall not apply to free distribution operations involving Kosovo refugees and their host families in the territory of the Federal Republic of Yugoslavia (Serbia and Montenegro), Albania, the former Yugoslav Republic of Macedonia, Bosnia and Herzegovina, Bulgaria and Romania.

For these operations, the Member States shall send to the Commission:

- on the first working day of each month, the information stipulated in Annex VI to Regulation (EC) No 659/97 on the operations completed,
- a copy of the notification sent to the FAO Subcommittee on Surplus Disposal.

Article 2

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

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 108, 27.4.1999, p. 7.

⁽³⁾ OJ L 100, 17.4.1997, p. 22.

⁽⁴⁾ OJ L 93, 8.4.1999, p. 11.

COMMISSION REGULATION (EC) No 922/1999
of 30 April 1999
amending Regulation (EC) No 2479/96 laying down detailed rules for the applica-
tion of the minimum import price system for certain soft fruit originating in
Estonia, Latvia and Lithuania and fixing the minimum import prices

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1926/96 of 7 October 1996 establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for the adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Agreements on free trade and trade-related matters with Estonia, Latvia and Lithuania, to take account of the Agreement on Agriculture concluded during the Uruguay Round multilateral trade negotiations⁽¹⁾, and in particular Article 5 thereof,

Whereas the Annexes to Annexes Ia and Ib, IIb and IIIa to Regulation (EC) No 1926/96 indicate that the minimum import prices are fixed for each marketing year; whereas Annex II to Commission Regulation (EC) No 2479/96⁽²⁾, as last amended by Regulation (EC) No 844/98⁽³⁾, fixes these prices for the 1998/1999 marketing

year; whereas the minimum import prices for the 1999/2000 marketing year should accordingly be fixed;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EC) No 2479/96 is replaced by:

'Article 2

For the 1999/2000 marketing year, the minimum import prices shall be as set out in Annex II to this Regulation.'

Article 2

This Regulation shall enter into force on 1 May 1999.

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

Done at Brussels, 30 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 254, 8.10.1996, p. 1.

⁽²⁾ OJ L 335, 24.12.1996, p. 25.

⁽³⁾ OJ L 120, 23.4.1998, p. 11.

COMMISSION REGULATION (EC) No 923/1999
of 30 April 1999

**fixing the rates of the refunds applicable to certain milk products exported in the
form of goods not covered by Annex II to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular Article 17 (3) thereof,

Whereas Article 17 (1) of Regulation (EEC) No 804/68 provides that the difference between prices in international trade for the products listed in Article 1 (a), (b), (c), (d), (e), and (g) of that Regulation and prices within the Community may be covered by an export refund; whereas Commission Regulation (EC) No 1222/94 of 30 May 1994 laying down common implementing rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and criteria for fixing the amount of such refunds ⁽³⁾, as last amended by Regulation (EC) No 1352/98 ⁽⁴⁾, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68;

Whereas, in accordance with the first subparagraph of Article 4 (1) of Regulation (EC) No 1222/94, the rate of the refund per 100 kilograms for each of the basic products in question must be fixed for each month;

Whereas Article 4 (3) of Regulation (EC) No 1222/94 provides that, when the rate of the refund is being fixed, account should be taken, where necessary, of production refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products;

Whereas Article 11 (1) of Regulation (EEC) No 804/68 provides for the payment of aid for Community-produced skimmed milk processed into casein if such milk and the casein manufactured from it fulfil certain conditions set out in Article 1 of Council Regulation (EEC) No 987/68 of 15 July 1968 laying down general rules for granting aid for skimmed milk processed into casein or caseinates ⁽⁵⁾, as last amended by Regulation (EEC) No 1435/90 ⁽⁶⁾;

Whereas Commission Regulation (EC) No 2571/97 of 15 December 1997 on the sale of butter at reduced prices and the granting of aid for cream, butter and concentrated butter for use in the manufacture of pastry products, ice-cream and other foodstuffs ⁽⁷⁾, as last amended by Regulation (EC) No 494/1999 ⁽⁸⁾, lays down that butter and cream at reduced prices should be made available to industries which manufacture certain goods;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The rates of the refunds applicable to the basic products appearing in Annex A to Regulation (EC) No 1222/94 and listed in Article 1 of Regulation (EEC) No 804/68, exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68, are hereby fixed as shown in the Annex to this Regulation.

2. No rates of refund are fixed for any of the products referred to in the preceding paragraph which are not listed in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 May 1999.

⁽¹⁾ OJ L 148, 28.6.1968, p. 13.

⁽²⁾ OJ L 206, 16.8.1996, p. 21.

⁽³⁾ OJ L 136, 31.5.1994, p. 5.

⁽⁴⁾ OJ L 184, 27.6.1998, p. 25.

⁽⁵⁾ OJ L 169, 18.7.1968, p. 6.

⁽⁶⁾ OJ L 138, 31.5.1990, p. 8.

⁽⁷⁾ OJ L 350, 20.12.1997, p. 3.

⁽⁸⁾ OJ L 59, 6.3.1999, p. 17.

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

Done at Brussels, 30 April 1999.

For the Commission

Martin BANGEMANN

Member of the Commission

ANNEX

to the Commission Regulation 30 April 1999 fixing the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

(EUR/100 kg)

CN code	Description	Rate of refund
ex 0402 10 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content not exceeding 1,5 % by weight (PG 2): (a) On exportation of goods of CN code 3501 (b) On exportation of other goods	— 90,00
ex 0402 21 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content of 26 % by weight (PG 3): (a) Where goods incorporating, in the form of products assimilated to PG 3, reduced-price butter or cream obtained pursuant to Regulation (EEC) No 2571/97 are exported (b) On exportation of other goods	85,94 120,00
ex 0405 10	Butter, with a fat content by weight of 82 % (PG 6): (a) Where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EEC) No 2571/97 are exported (b) On exportation of goods of CN code 2106 90 98 containing 40 % or more by weight of milk fat (c) On exportation of other goods	61,00 177,25 170,00

COMMISSION REGULATION (EC) No 924/1999
of 30 April 1999

**fixing the rates of refunds applicable to certain products from the sugar sector
exported in the form of goods not covered by Annex II to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 (EC) No 1599/96⁽²⁾ and in particular Article 17 (5) (a) and (15),

Whereas Article 17 (1) and (2) of Regulation (EEC) No 1785/81 provides that the differences between the prices in international trade for the products listed in Article 1 (1) (a), (c), (d), (f), (g) and (h) of that Regulation and prices within the Community may be covered by an export refund where these products are exported in the form of goods listed in the Annex to that Regulation; whereas Commission Regulation (EC) No 1222/94 of 30 May 1994 laying down common implementing rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty and the criteria for fixing the amount of such refunds⁽³⁾ as last amended by Regulation (EC) No 1909/97⁽⁴⁾ specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in Annex I to Regulation (EEC) No 1785/81;

Whereas, in accordance with Article 4 (1) of Regulation (EC) No 1222/94, the rate of the refund per 100 kilograms for each of the basic products in question must be fixed for each month;

Whereas Article 17 (3) of Regulation (EEC) No 1785/81 and Article 11 of the Agreement on Agriculture concluded under the Uruguay Round lay down that the export refund for a product contained in a good may not exceed the refund applicable to that product when exported without further processing;

Whereas the refunds fixed under this Regulation may be fixed in advance; whereas the market situation over the next few months cannot be established at the moment;

Whereas the commitments entered into with regard to refunds which may be granted for the export of agricultural products contained in goods not covered by Annex II to the Treaty may be jeopardized by the fixing in advance of high refund rates; whereas it is therefore necessary to take precautionary measures in such situations without, however, preventing the conclusion of long-term contracts; whereas the fixing of a specific refund rate for the advance fixing of refunds is a measure which enables these various objectives to be met;

Whereas Article 4 (5) (b) of Regulation (EC) No 1222/94 provides that in the absence of the proof referred to in Article 4 (5) (a) of that Regulation, a reduced rate of export refund has to be fixed, taking account of the amount of the production refund applicable, pursuant to Council Regulation (EEC) No 1010/86⁽⁵⁾, as last amended by Commission Regulation (EC) No 1126/96⁽²⁾, for the basic product in question, used during the assumed period of manufacture of the goods;

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

The rates of the refunds applicable to the basic products appearing in Annex A to Regulation (EC) No 1222/94 and listed in Article 1 (1) and (2) of Regulation (EEC) No 1785/81, exported in the form of goods listed in Annex I to Regulation (EEC) No 1785/81, are fixed as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1999.

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 136, 31.5.1994, p. 5.

⁽⁴⁾ OJ L 184, 27.6.1998, p. 25.

⁽⁵⁾ OJ L 94, 9.4.1986, p. 9.

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

Done at Brussels, 30 April 1999.

For the Commission
Martin BANGEMANN
Member of the Commission

ANNEX

to the Commission Regulation of 30 April 1999 fixing the rates of the refunds applicable to certain products in the sugar sector exported in the form of goods not covered by Annex II to the Treaty

Product	Rate of refund in EUR/100 kg	
	In case of advance fixing of refunds	Other
White sugar:		
— pursuant to Article 4(5)(b) of Regulation (EC) No 1222/94	5,79	8,38
— in all other cases	49,35	51,94

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 26 April 1999

amending Decision 88/591/ECSC, EEC, Euratom establishing a Court of First Instance of the European Communities to enable it to give decisions in cases when constituted by a single judge

(1999/291/EC, ECSC, Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 168a thereof,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 32d thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 140a thereof,

Having regard to the request by the Court of Justice,

Having regard to the opinion of the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

- (1) Whereas, since the creation of the Court of First Instance its workload has considerably increased and there will be a further considerable increase as a result of litigation relating to intellectual property rights, and in particular arising from the application of Council Regulation (EC) No 40/94 of 20 December 1993 on the Community trade mark ⁽²⁾;
- (2) Whereas, to enable the Court of First Instance to cope with this increased workload, it is necessary, before contemplating any increase in the number

of the Members of the Court of First Instance, to exhaust all the possibilities of improving the working efficiency of the Court of First Instance as composed at present;

- (3) Whereas experience gained in various national legal systems of Member States shows that, in a number of cases, neither the nature of the legal or factual questions raised, nor the importance of the case, nor other special circumstances justify a case being heard at first instance by a bench of judges and that, by conferring on a single judge jurisdiction to give decisions in certain cases, the number of cases heard by a court may be considerably increased;
- (4) Whereas, similarly, neither the legal or factual difficulty of certain cases coming before the Court of First Instance, nor their importance, nor any special circumstance justify those cases being heard by three Judges;
- (5) Whereas it is therefore necessary to amend Council Decision 88/591/ECSC, EEC, Euratom of 24 October 1998 establishing a Court of First Instance of the European Communities ⁽³⁾,

⁽¹⁾ OJ C 328, 26.10.1998, p. 167.

⁽²⁾ OJ L 11, 14.1.1994, p. 1.

⁽³⁾ OJ L 319, 25.11.1988, p. 1. Decision as last amended by the 1994 Act of Accession.

HAS DECIDED AS FOLLOWS:

Article 1

In Article 2(4) of Decision 88/591/ECSC, EEC, Euratom, the words 'or be constituted by a single judge' shall be added at the end of the third sentence.

Article 2

This Decision shall enter into force on the 15th day following that of its publication in the *Official Journal of the European Communities*.

Done at Luxembourg, 26 April 1999.

For the Council

The President

J. FISCHER

COMMISSION

COMMISSION DECISION

of 29 April 1999

amending Commission Decision 1999/212/EC on certain measures to prevent the transmission of foot and mouth disease virus from Algeria, Morocco and Tunisia to the territory of the European Community

(notified under document number C(1999) 1118)

(Text with EEA relevance)

(1999/292/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries⁽¹⁾ and in particular Article 22(6) thereof,

- (1) Whereas foot and mouth disease has been confirmed to be present in the livestock in Algeria, Morocco and Tunisia; whereas therefore the Commission has adopted Decision 1999/212/EC⁽²⁾ on certain measures to prevent the transmission of foot and mouth disease virus from Algeria, Morocco and Tunisia to the territory of the European Community;
- (2) Whereas in accordance with Article 4 of that Decision, the measures must be reviewed in the light of the disease evolution;
- (3) Whereas the disease situation in the third countries concerned does not allow withdrawing the meas-

ures; whereas therefore the period these measures are in force should be extended for three months;

- (4) 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

In Article 4 of Commission Decision 1999/212/EC the date '30 April 1999' is replaced by '31 July 1999'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 24, 30.1.1998, p. 9.

⁽²⁾ OJ L 74, 19.3.1999, p. 29.

COMMISSION DECISION
of 29 April 1999
concerning certain protective measures against bluetongue in parts of Greece
(notified under document number C(1999) 1119)
(Only the Greek text is authentic)
(Text with EEA relevance)

(1999/293/EC)

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

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, as last amended by Directive 92/118/EEC ⁽²⁾, and in particular Article 10(4) thereof,

- (1) Whereas outbreaks of bluetongue occurred between late October and early December 1998 on the islands of Rhodes, Kos and Leros in the Prefecture of Dodekanisa and in the Prefecture of Samos;
- (2) Whereas emergency measures were taken by the Greek authorities and a Community financial contribution towards the cost of these measures was fixed by Commission Decision 1999/221/EC ⁽³⁾;
- (3) Whereas the measures concerning the movement of live animals of sensitive species and some products thereof in the regions concerned laid down in Article 3 of Decision 1999/221/EC should be extended;
- (4) 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

Greece shall prohibit the departure of species of animals sensitive to bluetongue, their sperm, eggs and embryos from the Prefectures of Dodekanisa and Samos.

Greece shall make the movement of animals sensitive to bluetongue within the Prefectures of Dodekanisa and Samos subject to authorisation from the veterinary services.

Article 2

This Decision shall be reviewed every two months and apply until 1 February 2000.

Article 3

This Decision is addressed to the Hellenic Republic.

Done at Brussels, 29 April 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 224, 18.8.1990, p. 29.

⁽²⁾ OJ L 62, 15.3.1993, p. 49.

⁽³⁾ OJ L 82, 26.3.1999, p. 44.

*(Treaties signed between Member States)***Information concerning the date of entry into force of the Treaty of Amsterdam**

The Treaty of Amsterdam amending the Treaty on European Union, the Treaties establishing the European Communities and certain related acts, signed at Amsterdam on 2 October 1997 ⁽¹⁾, enters into force today 1 May 1999, in accordance with Article 14(2) of the Treaty, as the last instrument of ratification was deposited on 30 March 1999.

There is set out below the state of the declarations concerning acceptance of the jurisdiction of the Court of Justice of the European Communities to give preliminary rulings on the validity and interpretation of the acts referred to in Article 35 of the Treaty on European Union:

- the Kingdom of Spain has declared that it accepts the jurisdiction of the Court of Justice of the European Communities in accordance with the arrangements laid down in Article 35(2) and (3)(a),
- the Kingdom of Belgium, the Federal Republic of Germany, the Hellenic Republic, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Republic of Austria, the Portuguese Republic, the Republic of Finland and the Kingdom of Sweden have declared that they accept the jurisdiction of the Court of Justice of the European Communities in accordance with the arrangements laid down in Article 35(2) and (3)(b),
- when making the abovementioned declarations, the Kingdom of Belgium, the Federal Republic of Germany, the Kingdom of Spain, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the Republic of Austria reserved the right to make provision in their national law that when a question concerning the validity or interpretation of an act referred to in Article 35(1) is raised in a case pending before a national court or tribunal against whose decisions there is no judicial remedy under national law, that court or tribunal is obliged to bring the matter before the Court of Justice.

⁽¹⁾ OJ C 340, 10.11.1997, p. 1.