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## Legislation

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### Contents

#### I Acts whose publication is obligatory

- ★ Council Regulation (EEC) No 1030/80 of 23 April 1980 extending the 1979/80 milk year and amending Regulations (EEC) No 1961/75 and (EEC) No 3066/75 1
- ★ Council Regulation (EEC) No 1031/80 of 23 April 1980 further extending the 1979/80 marketing year for beef and veal . . . . . 2
- ★ Council Regulation (EEC) No 1032/80 of 23 April 1980 extending Regulation (EEC) No 810/80 fixing the flat-rate production aid and the guide price for certain dried fodder products . . . . . 3
- ★ Council Regulation (EEC) No 1033/80 of 23 April 1980 fixing the basic price and the buying-in price for cauliflowers for May 1980 . . . . . 4
- Commission Regulation (EEC) No 1034/80 of 28 April 1980 fixing the import levies on cereals and on wheat or rye flour, groats and meal . . . . . 5
- Commission Regulation (EEC) No 1035/80 of 28 April 1980 fixing the premiums to be added to the import levies on cereals, flour and malt . . . . . 7
- ★ Commission Regulation (EEC) No 1036/80 of 24 April 1980 on arrangements for imports into the Benelux countries of knitted swimwear originating in Hong Kong 9
- ★ Commission Regulation (EEC) No 1037/80 of 24 April 1980 on arrangements for imports into France and the Benelux countries of certain textile products originating in Macao . . . . . 11
- Commission Regulation (EEC) No 1038/80 of 28 April 1980 fixing the import levies on products processed from cereals and rice . . . . . 13
- Commission Regulation (EEC) No 1039/80 of 28 April 1980 fixing the import levies on compound feedingstuffs . . . . . 17

Contents (continued)

|                                                                                                                      |    |
|----------------------------------------------------------------------------------------------------------------------|----|
| Commission Regulation (EEC) No 1040/80 of 28 April 1980 fixing the import levies on milk and milk products . . . . . | 19 |
|----------------------------------------------------------------------------------------------------------------------|----|

|                                                                                                                         |    |
|-------------------------------------------------------------------------------------------------------------------------|----|
| Commission Regulation (EEC) No 1041/80 of 28 April 1980 fixing the import levies on white sugar and raw sugar . . . . . | 22 |
|-------------------------------------------------------------------------------------------------------------------------|----|

---

II *Acts whose publication is not obligatory*

Commission

80/446/EEC :

|                                                                                                                                                             |    |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Commission Decision of 31 March 1980 authorizing the United Kingdom to restrict the marketing of seed of a variety of an agricultural plant species . . . | 23 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/447/EEC :

|                                                                                                                                                                                          |    |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Commission Decision of 31 March 1980 extending for the Federal Republic of Germany in respect of a variety the period provided for in Article 15 (1) of Directive 70/457/EEC . . . . . | 25 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/448/EEC :

|                                                                                                                                                                                                                                                                                                   |    |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Commission Decision of 1 April 1980 authorizing Ireland not to apply Community treatment to men's and boys' woven suits, falling within subheading ex 61.01 B V of the Common Customs Tariff (category 16), originating in Romania and in free circulation in the other Member States . . . . . | 26 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/449/EEC :

|                                                                                                                                                                                                                                                                                                                                |    |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Commission Decision of 1 April 1980 authorizing Ireland not to apply Community treatment to women's, girls' and infants' woven suits and costumes, falling within subheading ex 61.02 B II of the Common Customs Tariff (category 29), originating in Hong Kong and in free circulation in the other Member States . . . . . | 27 |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/450/EEC :

|                                                                                                                                                                                                                                                                                                                 |    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Commission Decision of 10 April 1980 authorizing Ireland not to apply Community treatment to woven table linen, toilet and kitchen linen, falling within subheading ex 62.02 B of the Common Customs Tariff (category 39), originating in Brazil and in free circulation in the other Member States . . . . . | 28 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/451/EEC :

|                                                                                                                                                                                  |    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| Commission Decision of 10 April 1980 fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 107/80 . . . . . | 29 |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/452/EEC :

|                                                                                                                                                                            |    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| Commission Decision of 10 April 1980 fixing the maximum export refund on barley in connection with the invitation to tender issued in Regulation (EEC) No 108/80 . . . . . | 30 |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

80/453/EEC :

|                                                                                                                                                                                   |    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| Commission Decision of 10 April 1980 fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 1990/79 . . . . . | 31 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|

(Continued on inside back cover)

Contents (continued)

|                                                                                                                                                                                                                                   |    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| 80/454/EEC :                                                                                                                                                                                                                      |    |
| Commission Decision of 10 April 1980 fixing the maximum export refund on<br>barley in connection with the invitation to tender issued in Regulation (EEC)<br>No 2293/79 . . . . .                                                 | 32 |
| 80/455/EEC :                                                                                                                                                                                                                      |    |
| Commission Decision of 11 April 1980 fixing the minimum selling prices for<br>butter for the 26th individual invitation to tender under the standing invitation<br>to tender provided for by Regulation (EEC) No 262/79 . . . . . | 33 |
| 80/456/EEC :                                                                                                                                                                                                                      |    |
| ★ Commission Decision of 24 April 1980 terminating the anti-dumping/anti-subsidy<br>procedure concerning canned peaches originating in Greece . . . . .                                                                           | 35 |

## I

*(Acts whose publication is obligatory)*

**COUNCIL REGULATION (EEC) No 1030/80****of 23 April 1980****extending the 1979/80 milk year and amending Regulations (EEC) No 1961/75  
and (EEC) No 3066/75**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic 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<sup>(1)</sup>, as last  
amended by Regulation (EEC) No 1761/78<sup>(2)</sup>, and in  
particular Articles 2 and 18 (1) thereof,

Having regard to the proposal from the Commission,

Whereas it has not been possible to fix the prices  
valid for the 1980/81 milk year in time; whereas it is  
therefore necessary to extend the 1979/80 milk year;

Whereas the limit for the implementation of Council  
Regulation (EEC) No 1961/75 of 28 July 1975 on the  
prohibition of the use of inward processing arrange-  
ments in respect of skimmed-milk powder<sup>(3)</sup> and of  
Council Regulation (EEC) No 3066/75 of 24  
November 1975 on the prohibition of the use of  
inward processing arrangements in respect of  
butter<sup>(4)</sup>, both as last amended by Regulation (EEC)

No 809/80<sup>(5)</sup>, has been fixed at 30 April 1980, at  
which date the 1979/80 milk year should have ended;  
whereas, pending a decision on the Commission pro-  
posal, the implementation of these Regulations should  
be extended until the end of the milk year in  
progress,

HAS ADOPTED THIS REGULATION:

*Article 1*

The 1979/80 milk year shall end on 31 May 1980 and  
the 1980/81 milk year shall begin on 1 June 1980.

*Article 2*

In the second subparagraph of Article 3 of Regulation  
(EEC) No 1961/75 and in Article 1 of Regulation  
(EEC) No 3066/75, the date '30 April 1980' shall be  
replaced by '31 May 1980'.

*Article 3*

This Regulation shall enter into force on 1 May 1980.

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

Done at Brussels, 23 April 1980.

*For the Council*

*The President*

G. MARCORA

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 204, 28. 7. 1978, p. 6.

<sup>(3)</sup> OJ No L 200, 31. 7. 1975, p. 6.

<sup>(4)</sup> OJ No L 307, 27. 11. 1975, p. 3.

<sup>(5)</sup> OJ No L 88, 1. 4. 1980, p. 20.

**COUNCIL REGULATION (EEC) No 1031/80**  
**of 23 April 1980**  
**further extending the 1979/80 marketing year for beef and veal**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
805/68 of 27 June 1968 on the common organization  
of the market in beef and veal <sup>(1)</sup>, as last amended by  
Regulation (EEC) No 2916/79 <sup>(2)</sup>, and in particular  
Article 4 thereof,

Having regard to the proposal from the Commission,

Whereas it has become necessary to reconsider all the  
matters bearing on the fixing of prices for the coming  
year, which will involve delay in the fixing of these

prices ; whereas it is accordingly necessary to extend  
the 1979/80 marketing year for beef and veal until 1  
June 1980,

HAS ADOPTED THIS REGULATION :

*Article 1*

The 1979/80 marketing year for beef and veal shall  
end on 1 June 1980 and the 1980/81 marketing year  
shall commence on 2 June 1980.

*Article 2*

This Regulation shall enter into force on 5 May 1980.

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

Done at Brussels, 23 April 1980.

*For the Council*

*The President*

G. MARCORA

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<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 26.

<sup>(2)</sup> OJ No L 329, 24. 12. 1979, p. 15.

**COUNCIL REGULATION (EEC) No 1032/80****of 23 April 1980****extending Regulation (EEC) No 810/80 fixing the flat-rate production aid and the guide price for certain dried fodder products**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to Council Regulation (EEC) No 1117/78 of 22 May 1978, on the common organization of the market in dried fodder<sup>(1)</sup>, as last amended by Regulation (EEC) No 114/80<sup>(2)</sup>, and in particular Articles 3 (3), 4 (1) and (3), and 5 (2) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament<sup>(3)</sup>,

Whereas it has become necessary to reconsider all the problems associated with the fixing of prices for the 1980/81 marketing year, which will entail a delay in the fixing of prices; whereas, in the field of dried

fodder, Regulation (EEC) No 810/80<sup>(4)</sup>, has therefore fixed, for April 1980, the flat-rate production aid, the guide price and the percentages to be used in calculating the supplementary aid referred to in Article 5 of Regulation (EEC) No 1117/78;

Whereas, since this period is not sufficiently long, it is appropriate to renew this measure for an additional period of one month,

HAS ADOPTED THIS REGULATION:

*Article 1*

In Articles 1, 2 and 3 of Regulation (EEC) No 810/80, the period '1 to 30 April 1980' shall be replaced by '1 April to 31 May 1980'.

*Article 2*

This Regulation shall enter into force on 1 May 1980.

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

Done at Brussels, 23 April 1980.

*For the Council*

*The President*

G. MARCORA

<sup>(1)</sup> OJ No L 142, 30. 5. 1978, p. 1.

<sup>(2)</sup> OJ No L 16, 22. 1. 1980, p. 3.

<sup>(3)</sup> OJ No C 97, 21. 4. 1980, p. 33.

<sup>(4)</sup> OJ No L 88, 1. 4. 1980, p. 21.

**COUNCIL REGULATION (EEC) No 1033/80****of 23 April 1980****fixing the basic price and the buying-in price for cauliflowers for May 1980**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables<sup>(1)</sup>, as last amended by Regulation (EEC) No 1301/79<sup>(2)</sup>, and in particular Article 16 (1) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament<sup>(3)</sup>,

Having regard to the opinion of the Economic and Social Committee<sup>(4)</sup>,

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price must be fixed for each marketing year for each of the products listed in Annex II to the said Regulation; whereas the products in question, harvested in a given production year, are marketed, as regards cauliflowers, from May to April of the following year;

Whereas, therefore, in order to ensure the continuity of cauliflower prices, the basic price and the buying-in price for this product must be fixed for May 1980,

HAS ADOPTED THIS REGULATION :

*Article 1*

1. The basic price and the buying-in price for cauliflowers, in ECU per 100 kilograms net, shall be fixed as follows for May 1980 :

- basic price : 14.75,
- buying-in price : 6.44.

2. The prices quoted in paragraph 1 relate to packed cauliflowers 'with leaves' of Quality Class I.

*Article 2*

The prices quoted in Article 1 (1) do not include the cost of the packaging in which the product is presented.

*Article 3*

This Regulation shall enter into force on 1 May 1980.

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

Done at Brussels, 23 April 1980.

*For the Council*

*The President*

G. MARCORA

<sup>(1)</sup> OJ No L 118, 20. 5. 1972, p. 1.

<sup>(2)</sup> OJ No L 162, 30. 6. 1979, p. 26.

<sup>(3)</sup> OJ No C 97, 21. 4. 1980, p. 33.

<sup>(4)</sup> Opinion delivered on 26 and 27 March 1980 (not yet published in the Official Journal).

## COMMISSION REGULATION (EEC) No 1034/80

of 28 April 1980

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>, and in particular Article 13(5) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy<sup>(3)</sup>, as last amended by Regulation (EEC) No 2543/73<sup>(4)</sup>, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 1658/79<sup>(5)</sup> and subsequent amending Regulations;

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

— in the case of currencies which are maintained in relation to each other at any given moment within

a band of 2.25 %, a rate of exchange based on their effective parity;

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies in relation to the Community currencies referred to in the previous indent;

Whereas these exchange rates being those recorded on 25 April 1980;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1658/79 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

*Article 1*

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

*Article 2*

This Regulation shall enter into force on 29 April 1980.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No 106, 30. 10. 1962, p. 2553/62.

<sup>(4)</sup> OJ No L 263, 19. 9. 1973, p. 1.

<sup>(5)</sup> OJ No L 193, 1. 8. 1979, p. 5.

## ANNEX

## to the Commission Regulation of 28 April 1980 fixing the import levies on cereals and on wheat or rye flour, groats and meal

*(ECU/tonne)*

| CCT heading No | Description                               | Levies                               |
|----------------|-------------------------------------------|--------------------------------------|
| 10.01 A        | Common wheat, and meslin                  | 89.64                                |
| 10.01 B        | Durum wheat                               | 125.66 <sup>(1)</sup> <sup>(5)</sup> |
| 10.02          | Rye                                       | 83.10 <sup>(6)</sup>                 |
| 10.03          | Barley                                    | 81.48                                |
| 10.04          | Oats                                      | 64.51                                |
| 10.05 B        | Maize, other than hybrid maize for sowing | 94.31 <sup>(2)</sup> <sup>(3)</sup>  |
| 10.07 A        | Buckwheat                                 | 0                                    |
| 10.07 B        | Millet                                    | 25.44 <sup>(4)</sup>                 |
| 10.07 C        | Grain sorghum                             | 86.76 <sup>(4)</sup>                 |
| 10.07 D        | Canary seed ; other cereals               | 0 <sup>(5)</sup>                     |
| 11.01 A        | Wheat or meslin flour                     | 139.15                               |
| 11.01 B        | Rye flour                                 | 130.81                               |
| 11.02 A I a)   | Durum wheat groats and meal               | 207.34                               |
| 11.02 A I b)   | Common wheat groats and meal              | 148.55                               |

<sup>(1)</sup> Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

<sup>(2)</sup> In accordance with Regulation (EEC) No 435/80, the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

<sup>(3)</sup> Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.81 ECU/tonne.

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

<sup>(5)</sup> Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

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

## COMMISSION REGULATION (EEC) No 1035/80

of 28 April 1980

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>, and in particular Article 15(6) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy<sup>(3)</sup>, as last amended by Regulation (EEC) No 2543/73<sup>(4)</sup>, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Regulation (EEC) No 1659/79<sup>(5)</sup> and subsequent amending Regulations;

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

— in the case of currencies which are maintained in relation to each other at any given moment within

a band of 2.25 % a rate of exchange based on their effective parity;

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies in relation to the Community currencies referred to in the previous indent;

Whereas these exchange rates being those recorded on 25 April 1980;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

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

*Article 2*

This Regulation shall enter into force on 29 April 1980.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No 106, 30. 10. 1962, p. 2553/62.

<sup>(4)</sup> OJ No L 263, 19. 9. 1973, p. 1.

<sup>(5)</sup> OJ No L 193, 1. 8. 1979, p. 7.

## ANNEX

to the Commission Regulation of 28 April 1980 fixing the premiums to be added to the import levies on cereals, flour and malt

## A. Cereals and flour

(ECU/tonne)

| CCT heading No | Description                               | Current<br>4 | 1st period<br>5 | 2nd period<br>6 | 3rd period<br>7 |
|----------------|-------------------------------------------|--------------|-----------------|-----------------|-----------------|
| 10.01 A        | Common wheat, and meslin                  | 0            | 0               | 0               | 0               |
| 10.01 B        | Durum wheat                               | 0            | 2.19            | 2.19            | 2.19            |
| 10.02          | Rye                                       | 0            | 0               | 0               | 0               |
| 10.03          | Barley                                    | 0            | 0               | 0               | 0               |
| 10.04          | Oats                                      | 0            | 6.64            | 6.64            | 8.85            |
| 10.05 B        | Maize, other than hybrid maize for sowing | 0            | 1.09            | 1.09            | 0               |
| 10.07 A        | Buckwheat                                 | 0            | 0               | 0               | 0               |
| 10.07 B        | Millet                                    | 0            | 0               | 0               | 0               |
| 10.07 C        | Grain sorghum                             | 0            | 0               | 0               | 0               |
| 10.07 D        | Other cereals                             | 0            | 0               | 0               | 0               |
| 11.01 A        | Wheat or meslin flour                     | 0            | 0               | 0               | 0               |

## B. Malt

(ECU/tonne)

| CCT heading No | Description                                                                          | Current<br>4 | 1st period<br>5 | 2nd period<br>6 | 3rd period<br>7 | 4th period<br>8 |
|----------------|--------------------------------------------------------------------------------------|--------------|-----------------|-----------------|-----------------|-----------------|
| 11.07 A I (a)  | Unroasted malt, obtained from wheat, in the form of flour                            | 0            | 0               | 0               | 0               | 0               |
| 11.07 A I (b)  | Unroasted malt, obtained from wheat, other than in the form of flour                 | 0            | 0               | 0               | 0               | 0               |
| 11.07 A II (a) | Unroasted malt, other than that obtained from wheat, in the form of flour            | 0            | 0               | 0               | 0               | 0               |
| 11.07 A II (b) | Unroasted malt, other than that obtained from wheat, other than in the form of flour | 0            | 0               | 0               | 0               | 0               |
| 11.07 B        | Roasted malt                                                                         | 0            | 0               | 0               | 0               | 0               |

## COMMISSION REGULATION (EEC) No 1036/80

of 24 April 1980

on arrangements for imports into the Benelux countries of knitted swimwear  
originating in Hong Kong

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
3059/78 of 21 December 1978 on common rules for  
imports of certain textile products originating in  
certain third countries<sup>(1)</sup>, as last amended by Regula-  
tion (EEC) No 2143/79<sup>(2)</sup>, and in particular Articles  
11 and 15 thereof,

Whereas Article 11 of Regulation (EEC) No 3059/78  
lays down the conditions on which quantitative limita-  
tions may be established; whereas authorizations for  
exports to the Benelux countries of knitted swimwear  
(category 79) issued by Hong Kong have exceeded the  
level referred to in paragraph 3 of the said Article 11;  
Whereas, in accordance with paragraph 5 of the said  
Article, Hong Kong was notified on 21 December  
1979 of requests for consultations; whereas following  
those consultations it is desirable to make the  
products in question subject to quantitative limita-  
tions for the years 1980 to 1982;

Whereas the import into the Benelux countries of  
knitted swimwear (category 72) is already subject to a  
quantitative limit; whereas it was considered neces-  
sary at the consultations to make products in catego-  
ries 72 and 79 subject to a single limit;

Whereas paragraph 13 of the said Article 11 ensures  
that the quantitative limit is observed by means of a  
double-checking system in accordance with Annex V  
to the Regulation in question;

Whereas the products in question exported from  
Hong Kong between 1 January 1980 and the date of  
entry into force of this Regulation must be set off  
against the quantitative limit for 1980;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

Importation into the Community of the categories of  
products originating in Hong Kong specified in the  
Annex hereto shall be subject to the quantitative  
limits given in that Annex and to the provisions of  
Article 2 (1).

*Article 2*

1. Products of category 79 shipped from Hong  
Kong to the Benelux countries before the date of  
entry into force of this Regulation which have not yet  
been released for free circulation shall be so released  
subject to the presentation of a bill of lading or other  
transport document proving that shipment actually  
took place before that date.

2. Imports of products shipped from Hong Kong  
to the Benelux countries after the entry into force of  
this Regulation shall be subject to the double-  
checking system described in Annex V to Regulation  
(EEC) No 3059/78.

3. For the purposes of applying the provisions of  
paragraph 2, the quantities of products shipped from  
Hong Kong on or after 1 January 1980 and released  
for free circulation shall be set off against the quantita-  
tive limits established for 1980.

*Article 3*

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

It shall apply until 31 December 1982.

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

Done at Brussels, 24 April 1980.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 365, 27. 12. 1978, p. 1.

<sup>(2)</sup> OJ No L 248, 2. 10. 1979, p. 1.

## ANNEX

| Category | CCT heading No                        | NIMEXE code (1980)             | Description                                                                                                                                                                                  | Member States | Units        | Quantitative limits from 1 January to 31 December |       |       |
|----------|---------------------------------------|--------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------|---------------------------------------------------|-------|-------|
|          |                                       |                                |                                                                                                                                                                                              |               |              | 1980                                              | 1981  | 1982  |
| 72       | 60.05<br>A II b) 2                    |                                | Outer garments and other articles, knitted or crocheted, not elastic or rubberized :<br><br>A. Outer garments and clothing accessories :<br><br>II. Other                                    | BNL           | 1 000 pieces | 1 663                                             | 1 706 | 1 755 |
|          | 60.06<br>B I                          | 60.05-11 ; 13 ; 15<br>60.06-91 | Knitted or crocheted fabric and articles thereof, elastic or rubberized (including elastic knee-caps and elastic stockings) :<br><br>B. Other :<br><br>Knitted swimwear                      |               |              |                                                   |       |       |
| 79       | 61.01<br>B II                         |                                | Men's and boys' outer garments :                                                                                                                                                             | BNL           | 1 000 pieces | 220                                               | 234   | 248   |
|          | 61.02<br>B II b)                      | 61.01-22 ; 23<br>61.02-16 ; 18 | Women's, girls' and infants' outer garments :<br><br>B. Other :<br><br>Woven swimwear of wool, of cotton or of man-made textile fibres                                                       |               |              |                                                   |       |       |
| 79       | 61.01<br>B II<br><br>61.02<br>B II b) | 61.01-22 ; 23<br>61.02-16 ; 18 | Of which :<br>Men's and boys' outer garments :<br><br>Women's, girls' and infants' outer garments :<br><br>B. Other :<br><br>Woven swimwear of wool, of cotton or of man-made textile fibres | BNL           | 1 000 pieces | 220                                               | 234   | 248   |

## COMMISSION REGULATION (EEC) No 1037/80

of 24 April 1980

on arrangements for imports into France and the Benelux countries of certain textile products originating in Macao

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3059/78 of 21 December 1978 on common rules for imports of certain textile products originating in third countries<sup>(1)</sup>, as amended by Regulation (EEC) No 2143/79<sup>(2)</sup>, and in particular Articles 11 and 15 thereof,

Whereas Article 11 of Regulation (EEC) No 3059/78 lays down the conditions on which quantitative limitations may be established; whereas imports into France of women's woven suits and costumes (category 29), and into the Benelux countries of brassières, woven, knitted or crocheted (category 31), originating in Macao have exceeded the percentages fixed in paragraph 3 of the said Article;

Whereas, in accordance with Article 11 (5), Macao was notified on 19 November 1979 and 10 January 1980 of a request for consultations; whereas following these consultations it is desirable to make the products in question subject to quantitative limitations for the period 1980 to 1982;

Whereas Article 11 (13) ensures that the quantitative limit is observed by means of a double-checking system in accordance with Annex V to the aforesaid Regulation;

Whereas the products in question exported from Macao between 1 January 1980 and the date of entry into force of this Regulation must be set off against the quantitative limit for 1980;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

Importation into France and into the Benelux countries of the products originating in Macao specified in the Annex hereto shall be subject to the quantitative limits given in that Annex and to the provisions of Article 2 (1).

*Article 2*

1. The products as referred to in Article 1, shipped from Macao to France or to the Benelux countries between 1 January 1980 and the date of entry into force of this Regulation, which have not yet been released for free circulation, shall be so released without delay subject to the presentation of a bill of lading or other transport document proving that shipment actually took place during that period.

2. Imports of products shipped from Macao to France or to the Benelux countries after the entry into force of this Regulation shall be subject to the double-checking system described in Annex V to Regulation (EEC) No 3059/78.

3. For the purposes of applying the provisions of paragraph 2, the quantities of products shipped from Macao on or after 1 January 1980 and released for free circulation shall be set off against the quantitative limits established for 1980.

*Article 3*

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

It shall apply until 31 December 1982.

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

Done at Brussels, 24 April 1980.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 365, 27. 12. 1978, p. 1.

<sup>(2)</sup> OJ No L 248, 2. 10. 1979, p. 1.

## ANNEX

| Category | CCT heading No                       | NIMEXE code (1980)    | Description                                                                                                                                                                                                                                                                                                                                              | Member States | Units        | Quantitative limits from 1 January to 31 December |      |      |
|----------|--------------------------------------|-----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------|---------------------------------------------------|------|------|
|          |                                      |                       |                                                                                                                                                                                                                                                                                                                                                          |               |              | 1980                                              | 1981 | 1982 |
| 29       | 61.02<br>B II e) 3 aa)<br>bb)<br>cc) | 61.02-42 ; 43 ;<br>44 | Women's, girls' and infants' outer garments :<br><br>B. Other :<br><br>Women's, girls' and infants' (other than babies') woven suits and costumes (including coordinate suits consisting of two or three pieces, which are ordered, packed, consigned and normally sold together), of wool, of cotton or of man-made textile fibres, excluding ski suits | F             | 1 000 pieces | 198                                               | 206  | 215  |
| 31       | 61.09<br>D                           | 61.09-50              | Corsets, corset-belts, suspender belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabrics) whether or not elastic ;<br><br>Brassières, woven, knitted or crocheted                                                                                                                           | BNL           | 1 000 pieces | 225                                               | 234  | 244  |

## COMMISSION REGULATION (EEC) No 1038/80

of 28 April 1980

fixing the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice<sup>(3)</sup>, as last amended by Regulation (EEC) No 113/80<sup>(4)</sup>, and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation (EEC) No 1418/76; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice<sup>(5)</sup>, as last amended by Regulation (EEC) No 2245/78<sup>(6)</sup>, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first 25 days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation, is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

Whereas Commission Regulation (EEC) No 1579/74 of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for these products and for compound feedingstuffs manu-

factured from cereals<sup>(7)</sup>, as last amended by Regulation (EEC) No 1740/78<sup>(8)</sup>, provides that the levy thus determined, increased by the fixed component, is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 3.02 ECU per tonne from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75<sup>(9)</sup>, as amended by Regulation (EEC) No 2415/75<sup>(10)</sup>, laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75; whereas, in accordance with Regulation (EEC) No 2742/75<sup>(11)</sup>, as last amended by Regulation (EEC) No 1555/79<sup>(12)</sup>, the variable component of the levy on certain processed products must be reduced by the incidence of the production refund granted in respect of basic products intended for processing;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(13)</sup>, as last amended by Regulation (EEC) No 1198/78<sup>(14)</sup>;

Whereas Article 4 (2) of Regulation (EEC) No 2744/75 provides that the levy to be charged on the products listed in the Annex to that Regulation under subheading 07.06 A is limited, with effect from the date of entry into force of the Geneva Protocol (1967) annexed to the General Agreement on tariffs and

(1) OJ No L 281, 1. 11. 1975, p. 1.

(2) OJ No L 188, 26. 7. 1979, p. 1.

(3) OJ No L 166, 25. 6. 1976, p. 1.

(4) OJ No L 16, 22. 1. 1980, p. 1.

(5) OJ No L 281, 1. 11. 1975, p. 65.

(6) OJ No L 273, 29. 9. 1978, p. 1.

(7) OJ No L 168, 25. 6. 1974, p. 7.

(8) OJ No L 202, 26. 7. 1978, p. 8.

(9) OJ No L 195, 26. 7. 1975, p. 25.

(10) OJ No L 247, 23. 9. 1975, p. 22.

(11) OJ No L 281, 1. 11. 1975, p. 57.

(12) OJ No L 188, 26. 7. 1979, p. 12.

(13) OJ No L 85, 31. 3. 1976, p. 2.

(14) OJ No L 147, 3. 6. 1978, p. 1.

trade, to the amount resulting from application of the rate of duty bound within GATT;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous indent;

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided

for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

*Article 1*

The import levies to be charged on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation (EEC) No 1418/76 and subject to Regulation (EEC) No 2744/75 shall be as set out in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 May 1980.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

## ANNEX

to the Commission Regulation of 28 April 1980 fixing the import levies on products  
processed from cereals and rice

(ECU/tonne)

| CCT heading No                    | Imports                                    |                                     |
|-----------------------------------|--------------------------------------------|-------------------------------------|
|                                   | Third countries<br>(other than ACP or OCT) | ACP or OCT                          |
| 07.06 A                           | 13.93 <sup>(1)</sup>                       | 12.12 <sup>(1)</sup> <sup>(5)</sup> |
| 11.01 C <sup>(2)</sup>            | 145.38                                     | 139.34                              |
| 11.01 D <sup>(2)</sup>            | 116.25                                     | 110.21                              |
| 11.01 E I <sup>(2)</sup>          | 173.89                                     | 167.85                              |
| 11.01 E II <sup>(2)</sup>         | 98.14                                      | 95.12                               |
| 11.01 F <sup>(2)</sup>            | 28.31                                      | 25.29                               |
| 11.01 G <sup>(2)</sup>            | 88.50                                      | 85.48                               |
| 11.02 A II <sup>(2)</sup>         | 147.79                                     | 141.75                              |
| 11.02 A III <sup>(2)</sup>        | 145.38                                     | 139.34                              |
| 11.02 A IV <sup>(2)</sup>         | 116.25                                     | 110.21                              |
| 11.02 A V a) 1 <sup>(2)</sup>     | 136.90                                     | 130.86                              |
| 11.02 A V a) 2 <sup>(2)</sup>     | 173.89                                     | 167.85                              |
| 11.02 A V b) <sup>(2)</sup>       | 98.14                                      | 95.12                               |
| 11.02 A VI <sup>(2)</sup>         | 28.31                                      | 25.29                               |
| 11.02 A VII <sup>(2)</sup>        | 88.50                                      | 85.48                               |
| 11.02 B I a) 1 <sup>(2)</sup>     | 126.88                                     | 123.86                              |
| 11.02 B I a) 2 aa)                | 65.47                                      | 62.45                               |
| 11.02 B I a) 2 bb) <sup>(2)</sup> | 113.23                                     | 110.21                              |
| 11.02 B I b) 1 <sup>(2)</sup>     | 126.88                                     | 123.86                              |
| 11.02 B I b) 2 <sup>(2)</sup>     | 113.23                                     | 110.21                              |
| 11.02 B II a) <sup>(2)</sup>      | 120.13                                     | 117.11                              |
| 11.02 B II b) <sup>(2)</sup>      | 107.76                                     | 104.74                              |
| 11.02 B II c) <sup>(2)</sup>      | 152.22                                     | 149.20                              |
| 11.02 B II d) <sup>(2)</sup>      | 137.10                                     | 134.08                              |
| 11.02 C I <sup>(2)</sup>          | 143.90                                     | 140.88                              |
| 11.02 C II <sup>(2)</sup>         | 129.02                                     | 126.00                              |
| 11.02 C III <sup>(2)</sup>        | 199.57                                     | 193.53                              |
| 11.02 C IV <sup>(2)</sup>         | 100.99                                     | 97.97                               |
| 11.02 C V <sup>(2)</sup>          | 152.22                                     | 149.20                              |
| 11.02 C VI <sup>(2)</sup>         | 137.10                                     | 134.08                              |
| 11.02 D I <sup>(2)</sup>          | 92.83                                      | 89.81                               |
| 11.02 D II <sup>(2)</sup>         | 83.35                                      | 80.33                               |
| 11.02 D III <sup>(2)</sup>        | 81.98                                      | 78.96                               |
| 11.02 D IV <sup>(2)</sup>         | 65.47                                      | 62.45                               |
| 11.02 D V <sup>(2)</sup>          | 98.14                                      | 95.12                               |
| 11.02 D VI <sup>(2)</sup>         | 88.50                                      | 85.48                               |
| 11.02 E I a) 1 <sup>(2)</sup>     | 81.98                                      | 78.96                               |
| 11.02 E I a) 2 <sup>(2)</sup>     | 65.47                                      | 62.45                               |
| 11.02 E I b) 1 <sup>(2)</sup>     | 160.86                                     | 154.82                              |
| 11.02 E I b) 2 <sup>(2)</sup>     | 128.50                                     | 122.46                              |
| 11.02 E II a) <sup>(2)</sup>      | 164.53                                     | 158.49                              |
| 11.02 E II b) <sup>(2)</sup>      | 147.79                                     | 141.75                              |
| 11.02 E II c) <sup>(2)</sup>      | 173.89                                     | 167.85                              |
| 11.02 E II d) 1 <sup>(2)</sup>    | 48.99                                      | 42.95                               |
| 11.02 E II d) 2 <sup>(2)</sup>    | 156.88                                     | 150.84                              |
| 11.02 F I <sup>(2)</sup>          | 164.53                                     | 158.49                              |
| 11.02 F II <sup>(2)</sup>         | 147.79                                     | 141.75                              |

(ECU/tonne)

| CCT heading No               | Imports                                    |                       |
|------------------------------|--------------------------------------------|-----------------------|
|                              | Third countries<br>(other than ACP or OCT) | ACP or OCT            |
| 11.02 F III <sup>(2)</sup>   | 145.38                                     | 139.34                |
| 11.02 F IV <sup>(2)</sup>    | 116.25                                     | 110.21                |
| 11.02 F V <sup>(2)</sup>     | 173.89                                     | 167.85                |
| 11.02 F VI <sup>(2)</sup>    | 28.31                                      | 25.29                 |
| 11.02 F VII <sup>(2)</sup>   | 88.50                                      | 85.48                 |
| 11.02 G I                    | 72.08                                      | 66.04                 |
| 11.02 G II                   | 75.98                                      | 69.94                 |
| 11.04 C I                    | 16.95                                      | 10.30 <sup>(5)</sup>  |
| 11.04 C II a)                | 137.60                                     | 113.42 <sup>(5)</sup> |
| 11.04 C II b)                | 170.68                                     | 146.50 <sup>(5)</sup> |
| 11.07 A I a)                 | 167.61                                     | 156.73                |
| 11.07 A I b)                 | 127.99                                     | 117.11                |
| 11.07 A II a)                | 148.67 <sup>(4)</sup>                      | 137.79                |
| 11.07 A II b)                | 113.84                                     | 102.96                |
| 11.07 B                      | 130.87 <sup>(4)</sup>                      | 119.99                |
| 11.08 A I                    | 137.60                                     | 117.05                |
| 11.08 A II                   | 30.83                                      | 0.00                  |
| 11.08 A III                  | 149.65                                     | 129.10                |
| 11.08 A IV                   | 137.60                                     | 117.05                |
| 11.08 A V                    | 137.60                                     | 58.52 <sup>(5)</sup>  |
| 11.09                        | 416.06                                     | 234.72                |
| 17.02 B II a) <sup>(3)</sup> | 249.39                                     | 152.67                |
| 17.02 B II b) <sup>(3)</sup> | 183.54                                     | 117.05                |
| 21.07 F II                   | 183.54                                     | 117.05                |
| 23.02 A I a)                 | 25.87                                      | 25.87                 |
| 23.02 A I b)                 | 82.79                                      | 82.79                 |
| 23.02 A II a)                | 20.70                                      | 20.70                 |
| 23.02 A II b)                | 82.79                                      | 82.79                 |
| 23.03 A I                    | 326.74                                     | 145.40                |

<sup>(1)</sup> This levy is limited to 6 % of the value for customs purposes.

<sup>(2)</sup> For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polarimetric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

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

<sup>(3)</sup> Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading 17.02 B I is subject to the same levy as products falling within subheading 17.02 B II.

<sup>(4)</sup> In accordance with Regulation (EEC) No 1180/77 this levy is reduced by 5.44 ECU/tonne for products originating in Turkey.

<sup>(5)</sup> In accordance with Regulation (EEC) No 435/80 the levy shall not be charged on the following products originating in the overseas countries and territories:

- arrowroot falling within subheading 07.06 A,
- flours and meal of arrowroot falling within subheading 11.04 C,
- arrowroot starch falling within subheading 11.08 A V.

**COMMISSION REGULATION (EEC) No 1039/80**  
**of 28 April 1980**  
**fixing the import levies on compound feedingstuffs**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>, and in particular Article 14 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on compound feedingstuffs are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75; whereas Article 4 of Council Regulation (EEC) No 2743/75 of 29 October 1975 on the system to be applied to cereal-based compound feedingstuffs<sup>(3)</sup>, as amended by Regulation (EEC) No 2560/77<sup>(4)</sup>, provides that the incidence on the prime costs of these feedingstuffs of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable during the first 25 days of the month preceding that month of importation to the quantities of basic products considered to have been used in the manufacture of such compound feedingstuffs, this average being adjusted on the basis of the threshold price for the basic products in question ruling during the month of importation;

Whereas the levy thus determined, increased by the fixed component, is valid for one month; whereas the amount of the fixed component of the levy is laid down in Article 6 of Regulation (EEC) No 2743/75;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products

processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'<sup>(5)</sup>; as last amended by Regulation (EEC) No 1198/78<sup>(6)</sup>;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous indent;

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

*Article 1*

The import levies to be charged on the compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject to Regulation (EEC) No 2743/75 shall be as set out in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 May 1980.

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 60.

<sup>(4)</sup> OJ No L 303, 28. 11. 1977, p. 1.

<sup>(5)</sup> OJ No L 85, 31. 3. 1976, p. 2.

<sup>(6)</sup> OJ No L 147, 3. 6. 1978, p. 1.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

# ANNEX

to the Commission Regulation of 28 April 1980 fixing the import levies on compound feedingstuffs

(ECU/tonne)

| CCT heading No | Nomenclature in simplified wording                                                                                                                                                                                                                                                                                                                   | Levies                                            |                |
|----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                |                                                                                                                                                                                                                                                                                                                                                      | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT |
|                | Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 21.07 F I) containing starch, glucose or glucose syrup: |                                                   |                |
|                | Containing no starch or containing 10 % or less by weight of starch:                                                                                                                                                                                                                                                                                 |                                                   |                |
| 23.07 B I a) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                                | 25.80                                             | 14.92          |
| 23.07 B I a) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                              | 435.05                                            | 424.17         |
|                | Containing more than 10 % but not more than 30 % by weight of starch:                                                                                                                                                                                                                                                                                |                                                   |                |
| 23.07 B I b) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                                | 57.51                                             | 46.63          |
| 23.07 B I b) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                              | 466.76                                            | 455.88         |
|                | Containing more than 30 % by weight of starch:                                                                                                                                                                                                                                                                                                       |                                                   |                |
| 23.07 B I c) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                                | 104.13                                            | 93.25          |
| 23.07 B I c) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                              | 513.38                                            | 502.50         |

**COMMISSION REGULATION (EEC) No 1040/80**  
**of 28 April 1980**  
**fixing the import levies on milk and milk products**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic 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<sup>(1)</sup>, as last  
amended by Regulation (EEC) No 1761/78<sup>(2)</sup>, and in  
particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products  
were fixed by Regulation (EEC) No 3006/79<sup>(3)</sup>, as last  
amended by Regulation (EEC) No 896/80<sup>(4)</sup>;

Whereas the threshold prices were fixed for the  
1979/80 milk year by Council Regulation (EEC) No  
1268/79 of 25 June 1979<sup>(5)</sup>, as last extended by Regu-  
lation (EEC) No 1030/80<sup>(6)</sup>;

Whereas it follows from applying the detailed rules  
contained in Regulation (EEC) No 3006/79 to the  
prices known to the Commission that the levies at  
present in force should be altered to the amounts set  
out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

*Article 1*

The import levies referred to in Article 14 (2) of Regu-  
lation (EEC) No 804/68 shall be as set out in the  
Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 May 1980.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.  
<sup>(2)</sup> OJ No L 204, 28. 7. 1978, p. 6.  
<sup>(3)</sup> OJ No L 337, 29. 12. 1979, p. 53.  
<sup>(4)</sup> OJ No L 97, 15. 4. 1980, p. 5.  
<sup>(5)</sup> OJ No L 161, 29. 6. 1979, p. 7.  
<sup>(6)</sup> See page 1 of this Official Journal.

## ANNEX

## to the Commission Regulation of 28 April 1980 fixing the import levies on milk and milk products

(ECU/100 kg net weight, unless otherwise indicated)

| CCT heading No     | Code | Import levy                   |
|--------------------|------|-------------------------------|
| 04.01 A I a)       | 0110 | 22.74                         |
| 04.01 A I b)       | 0120 | 20.33                         |
| 04.01 A II a) 1    | 0130 | 20.33                         |
| 04.01 A II a) 2    | 0140 | 25.40                         |
| 04.01 A II b) 1    | 0150 | 19.12                         |
| 04.01 A II b) 2    | 0160 | 24.19                         |
| 04.01 B I          | 0200 | 55.34                         |
| 04.01 B II         | 0300 | 117.06                        |
| 04.01 B III        | 0400 | 180.91                        |
| 04.02 A I          | 0500 | 15.69                         |
| 04.02 A II a) 1    | 0620 | 83.43                         |
| 04.02 A II a) 2    | 0720 | 141.21                        |
| 04.02 A II a) 3    | 0820 | 143.63                        |
| 04.02 A II a) 4    | 0920 | 155.40                        |
| 04.02 A II b) 1    | 1020 | 76.18                         |
| 04.02 A II b) 2    | 1120 | 133.96                        |
| 04.02 A II b) 3    | 1220 | 136.38                        |
| 04.02 A II b) 4    | 1320 | 148.15                        |
| 04.02 A III a) 1   | 1420 | 23.89                         |
| 04.02 A III a) 2   | 1520 | 32.25                         |
| 04.02 A III b) 1   | 1620 | 117.06                        |
| 04.02 A III b) 2   | 1720 | 180.91                        |
| 04.02 B I a)       | 1820 | 36.27                         |
| 04.02 B I b) 1 aa) | 2220 | per kg 0.7618 <sup>(11)</sup> |
| 04.02 B I b) 1 bb) | 2320 | per kg 1.3396 <sup>(11)</sup> |
| 04.02 B I b) 1 cc) | 2420 | per kg 1.4815 <sup>(11)</sup> |
| 04.02 B I b) 2 aa) | 2520 | per kg 0.7618 <sup>(12)</sup> |
| 04.02 B I b) 2 bb) | 2620 | per kg 1.3396 <sup>(12)</sup> |
| 04.02 B I b) 2 cc) | 2720 | per kg 1.4815 <sup>(12)</sup> |
| 04.02 B II a)      | 2820 | - 39.10                       |
| 04.02 B II b) 1    | 2910 | per kg 1.1706 <sup>(12)</sup> |
| 04.02 B II b) 2    | 3010 | per kg 1.8091 <sup>(12)</sup> |
| 04.03 A            | 3110 | 212.83                        |
| 04.03 B            | 3210 | 259.65                        |
| 04.04 A I a) 1     | 3321 | 18.13                         |
| 04.04 A I a) 2     | 3420 | 168.64 <sup>(13)</sup>        |
| 04.04 A I b) 1 aa) | 3521 | 18.13                         |
| 04.04 A I b) 1 bb) | 3619 | 168.64 <sup>(13)</sup>        |
| 04.04 A I b) 2     | 3719 | 168.64 <sup>(13)</sup>        |
| 04.04 A II         | 3800 | 168.64                        |
| 04.04 B            | 3900 | 164.21 <sup>(14)</sup>        |
| 04.04 C            | 4000 | 158.46                        |
| 04.04 D I          | 4120 | 36.27                         |
| 04.04 D II a) 1    | 4410 | 141.95                        |
| 04.04 D II a) 2    | 4510 | 152.58                        |
| 04.04 D II b)      | 4610 | 249.30                        |
| 04.04 E I a)       | 4710 | 164.21                        |
| 04.04 E I b) 1     | 4835 | 186.43 <sup>(19)</sup>        |

(ECU/100 kg net weight, unless otherwise indicated)

| CCT heading No             | Code | Import levy            |
|----------------------------|------|------------------------|
| 04.04 E I b) 2 aa)         | 4922 | 149.02 <sup>(15)</sup> |
| 04.04 E I b) 2 bb)         | 5022 | 149.02 <sup>(16)</sup> |
| 04.04 E I b) 3             | 5030 | 149.02 <sup>(17)</sup> |
| 04.04 E I b) 4             | 5060 | 149.02 <sup>(17)</sup> |
| 04.04 E I b) 5             | 5120 | 149.02 <sup>(19)</sup> |
| 04.04 E I c) 1             | 5210 | 111.77                 |
| 04.04 E I c) 2             | 5250 | 245.74                 |
| 04.04 E II a)              | 5310 | 164.21                 |
| 04.04 E II b)              | 5410 | 245.74                 |
| 17.02 A II <sup>(18)</sup> | 5500 | 27.54                  |
| 21.07 F I                  | 5600 | 27.54                  |
| 23.07 B I a) 3             | 5700 | 59.56                  |
| 23.07 B I a) 4             | 5800 | 77.08                  |
| 23.07 B I b) 3             | 5900 | 72.47                  |
| 23.07 B I c) 3             | 6000 | 60.42                  |
| 23.07 B II                 | 6100 | 77.08                  |

For notes <sup>(1)</sup> to <sup>(10)</sup>, see notes <sup>(1)</sup> to <sup>(10)</sup> of Council Regulation (EEC) No 2915/79 (OJ No L 329, 24. 12. 1979).

<sup>(11)</sup> The levy on 100 kg of product falling within this subheading is equal to the sum of the following components:

- a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product;
- b) 7.25 ECU; and
- c) 5.05 ECU.

<sup>(12)</sup> The levy on 100 kg of product falling within this subheading is equal to the sum of the following components:

- a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product; and
- b) 5.05 ECU.

<sup>(13)</sup> The levy is limited to 9.07 ECU per 100 kg net weight.

<sup>(14)</sup> The levy is limited to 6 % of the value for customs purposes.

<sup>(15)</sup> The levy is limited to 64.27 ECU per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

<sup>(16)</sup> The levy is limited to 88.45 ECU per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

<sup>(17)</sup> The levy is limited to 52.18 ECU per 100 kg net weight for imports from Bulgaria, Hungary, Romania and Turkey (Regulation (EEC) No 1054/68 as amended).

<sup>(18)</sup> Lactose and lactose syrup falling within subheading 17.02 A I are, in pursuance of Regulation (EEC) No 2730/75, subject to the same levy as that applicable to lactose and lactose syrup falling within subheading 17.02 A II.

<sup>(19)</sup> Within the tariff quotas referred to in Article 9 (2) of Regulation (EEC) No 2915/79 the levy on 100 kg net weight shall be equal to 12.09 ECU.

**NB:** For the purposes of heading No 04.04, the exchange rate to be applied in converting into national currencies the ECU referred to in the subdivisions of this heading shall, notwithstanding general rule C 3 contained in Part I, Section I, of the Common Customs Tariff, be the representative rate, if such a rate is fixed pursuant to Council Regulation No 129 on the value of the ECU and the exchange rates to be applied for the purposes of the common agricultural policy (OJ No 106, 30. 10. 1962, p. 2553/62).

**COMMISSION REGULATION (EEC) No 1041/80**  
**of 28 April 1980**  
**fixing the import levies on white sugar and raw sugar**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
3330/74 of 19 December 1974 on the common organ-  
ization of the market in sugar<sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1396/78<sup>(2)</sup>, and in particular  
Article 15 (7) thereof,

Whereas the import levies on white sugar and raw  
sugar were fixed by Regulation (EEC) No 1328/79<sup>(3)</sup>,  
as last amended by Regulation (EEC) No 1026/80<sup>(4)</sup>;

Whereas it follows from applying the detailed rules  
contained in Regulation (EEC) No 1328/79 to the  
information known to the Commission that the levies

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

HAS ADOPTED THIS REGULATION :

*Article 1*

The import levies referred to in Article 15 (1) of Regu-  
lation (EEC) No 3330/74 shall be, in respect of white  
sugar and standard quality raw sugar, as set out in the  
Annex hereto.

*Article 2*

This Regulation shall enter into force on 29 April  
1980.

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

Done at Brussels, 28 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

ANNEX

**to the Commission Regulation of 28 April 1980 fixing the import levies on white sugar  
and raw sugar**

| <i>(ECU / 100 kg)</i> |                                              |                     |
|-----------------------|----------------------------------------------|---------------------|
| CCT<br>heading<br>No  | Description                                  | Levy                |
| 17.01                 | Beet sugar and cane sugar, in solid form :   |                     |
|                       | A. White sugar ; flavoured or coloured sugar | 7.23                |
|                       | B. Raw sugar                                 | 2.03 <sup>(1)</sup> |

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

<sup>(1)</sup> OJ No L 359, 31. 12. 1974, p. 1.

<sup>(2)</sup> OJ No L 170, 27. 6. 1978, p. 1.

<sup>(3)</sup> OJ No L 162, 30. 6. 1979, p. 85.

<sup>(4)</sup> OJ No L 108, 26. 4. 1980, p. 53.

## II

*(Acts whose publication is not obligatory)*

# COMMISSION

## COMMISSION DECISION

of 31 March 1980

**authorizing the United Kingdom to restrict the marketing of seed of a variety of  
an agricultural plant species**

**(Only the English text is authentic)**

(80/446/EEC)

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Directive 70/457/EEC of 29  
September 1970 on the common catalogue of varieties  
of agricultural plant species<sup>(1)</sup>, as last amended by  
Council Directive 79/967/EEC of 12 November  
1979<sup>(2)</sup>, and in particular Article 15 (2) and (3)  
thereof,

Having regard to the application lodged by the United  
Kingdom,

Whereas under Article 15 (1) of the said Directive,  
seeds and propagating material of varieties of agricul-  
tural plant species which have been officially accepted  
during 1977 in at least one of the Member States and  
which also meet the conditions laid down in the said  
Directive are, with effect from 31 December 1979, no  
longer subject to any marketing restrictions relating to  
variety in the Community;

Whereas, however, Article 15 (2) of the said Directive  
provides that a Member State may be authorized upon  
application to prohibit the marketing of seeds and  
propagating material of certain varieties;

Whereas the United Kingdom has applied for such  
authorization for a certain number of varieties of  
different species;

Whereas Commission Decision 80/128/EEC<sup>(3)</sup>  
extended for the United Kingdom the period  
provided for in Article 15 (1) of the said Directive in  
respect of some of these varieties beyond 31  
December 1979 until 31 March 1980;

Whereas the Commission has meanwhile completed  
its examination of the United Kingdom application in  
respect of these varieties;

Whereas in respect of the variety Capper (Perennial  
ryegrass), the results of the trials show that in the  
United Kingdom, when compared with the national  
rules governing the acceptance of varieties there,  
which apply within the framework of current Commu-  
nity provisions, it is not distinct from another variety  
accepted there (Article 15 (3) (a), first case, of the said  
Directive);

Whereas, therefore, the application of the United  
Kingdom in respect of this variety should be granted  
in full;

Whereas other varieties are no longer included in the  
United Kingdom application;

Whereas the measures provided for in this Decision  
are in accordance with the opinion of the Standing  
Committee on Seeds and Propagating Material for  
Agriculture, Horticulture and Forestry,

<sup>(1)</sup> OJ No L 225, 12. 10. 1970, p. 1.

<sup>(2)</sup> OJ No L 293, 20. 11. 1979, p. 16.

<sup>(3)</sup> OJ No L 29, 6. 2. 1980, p. 35.

HAS ADOPTED THIS DECISION :

*Article 1*

The United Kingdom is hereby authorized to prohibit the marketing in its territory of seed of the following variety listed in the 1980 common catalogue of varieties of agricultural plant species: Capper (*Lolium perenne* L.).

*Article 2*

The authorization given in Article 1 shall be withdrawn as soon as it is established that the conditions thereof are no longer satisfied.

*Article 3*

The United Kingdom shall notify the Commission of the date from which it makes use of the authorization

under Article 1 and the detailed methods to be followed. The Commission shall inform the other Member States thereof.

*Article 4*

This Decision is addressed to the United Kingdom.

Done at Brussels, 31 March 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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**COMMISSION DECISION****of 31 March 1980****extending for the Federal Republic of Germany in respect of a variety the period  
provided for in Article 15 (1) of Directive 70/457/EEC)****(Only the German text is authentic)****(80/447/EEC)**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Directive 70/457/EEC of 29  
September 1970 on the common catalogue of varieties  
of agricultural plant species<sup>(1)</sup>, as last amended by  
Council Directive 79/967/EEC of 12 November  
1979<sup>(2)</sup>, and in particular Article 15 (7) thereof,

Whereas under Article 15 (1) of the said Directive,  
seeds and propagating material of varieties of agricul-  
tural plant species which have been officially accepted  
during 1977 in at least one of the Member States and  
which also meet the conditions laid down in the said  
Directive are, with effect from 31 December 1979, no  
longer subject to any marketing restrictions relating to  
variety in the Community;

Whereas, however, Article 15 (2) of the said Directive  
provides that a Member State may be authorized upon  
application to prohibit the marketing of seeds and  
propagating material of certain varieties;

Whereas the Federal Republic of Germany has  
applied for such authorization for a certain number of  
varieties of different species;

Whereas Commission Decision 80/126/EEC<sup>(3)</sup>  
extended for the Federal Republic of Germany the  
period provided for in Article 15 (1) of the said Direc-  
tive in respect of some of these varieties, beyond 31  
December 1979 until 31 March 1980; whereas the  
Commission has meanwhile completed its examina-  
tion of the application in respect of most of these  
varieties;

Whereas, however, in respect of the variety Brio (pota-  
toes) the request is now still being carefully examined  
by the Commission;

Whereas it is not possible to complete examination of  
this variety before expiry of the period provided for in  
the said Decision;

Whereas it consequently seems desirable to extend,  
for the Federal Republic of Germany, the period in  
question for an appropriate time to permit a full exam-  
ination of the request for this variety;

Whereas the measures provided for in this Decision  
are in accordance with the opinion of the Standing  
Committee on Seeds and Propagating Material for  
Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

*Article 1*

The period provided for in Article 15 (1) of Directive  
70/457/EEC and extended by Decision 80/126/EEC  
shall be extended for the Federal Republic of  
Germany beyond 31 March 1980 until 31 December  
1980 in respect of the variety Brio (potatoes).

*Article 2*

This Decision is addressed to the Federal Republic of  
Germany.

Done at Brussels, 31 March 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 225, 12. 10. 1970, p. 1.

<sup>(2)</sup> OJ No L 293, 20. 11. 1979, p. 16.

<sup>(3)</sup> OJ No L 29, 6. 2. 1980, p. 31.

## COMMISSION DECISION

of 1 April 1980

**authorizing Ireland not to apply Community treatment to men's and boys' woven suits, falling within subheading ex 61.01 B V of the Common Customs Tariff (category 16), originating in Romania and in free circulation in the other Member States**

(Only the English text is authentic)

(80/448/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 24 March 1980 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' woven suits, falling within subheading ex 61.01 B V of the Common Customs Tariff (category 16), originating in Romania and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Romania is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Romania has undertaken to take all necessary steps to limit its exports of the products in question to the Community up to the amount of certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas there are therefore disparities existing between the import conditions in the various Member States; whereas uniformity can only be achieved progressively;

Whereas it appears from the application submitted that there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions laid down in Commission Decision 71/202/EEC of 12 May 1971 <sup>(1)</sup>, and in particular Article 1 thereof;

Whereas, however, the application for a licence which gave rise to the application in question does not need to be covered by such an authorization,

HAS ADOPTED THIS DECISION:

*Article 1*

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 21 March 1980:

| CCT heading No                                                   | Description                                                                                                                                                                                                                        |
|------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ex 61.01 B V<br>(NIMEXE codes 61.01-51, 54, 57)<br>(category 16) | Men's and boys' woven suits (including coordinate suits consisting of two or three pieces, which are ordered, packed, consigned and normally sold together), of wool, of cotton or of man-made textile fibres, excluding ski suits |

*Article 2*

This Decision shall apply until 30 September 1980.

*Article 3*

This Decision is addressed to Ireland.

Done at Brussels, 1 April 1980.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 121, 3. 6. 1971, p. 26.

**COMMISSION DECISION****of 1 April 1980**

**authorizing Ireland not to apply Community treatment to women's, girls' and infants' woven suits and costumes, falling within subheading ex 61.02 B II of the Common Customs Tariff (category 29), originating in Hong Kong and in free circulation in the other Member States**

(Only the English text is authentic)

(80/449/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 25 March 1980 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' woven suits and costumes, falling within subheading ex 61.02 B II of the Common Customs Tariff (category 29), originating in Hong Kong and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Hong Kong is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Hong Kong has undertaken to take all necessary steps to limit its exports of the products in question to the Community up to the amount of certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas there are therefore disparities existing between the import conditions in the various Member States; whereas uniformity can only be achieved progressively;

Whereas it appears from the application submitted that there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the condi-

tions laid down in Commission Decision 71/202/EEC of 12 May 1971 <sup>(1)</sup>, and in particular Article 1 thereof;

Whereas, however, the application for a licence which gave rise to the application in question does not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION:

*Article 1*

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 21 March 1980:

| CCT heading No                                                    | Description                                                                                                                                                                                                                                                                      |
|-------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ex 61.02 B II<br>(NIMEXE codes 61.02-42, 43, 44)<br>(category 29) | Women's, girls' and infants' (other than babies) woven suits and costumes (including coordinate suits consisting of two or three pieces, which are ordered, packed, consigned and normally sold together), of wool, of cotton or of man-made textile fibres, excluding ski suits |

*Article 2*

This Decision shall apply until 30 September 1980.

*Article 3*

This Decision is addressed to Ireland.

Done at Brussels, 1 April 1980.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 121, 3. 6. 1971, p. 26.

## COMMISSION DECISION

of 10 April 1980

authorizing Ireland not to apply Community treatment to woven table linen, toilet and kitchen linen, falling within subheading ex 62.02 B of the Common Customs Tariff (category 39), originating in Brazil and in free circulation in the other Member States

(Only the English text is authentic)

(80/450/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 27 March 1980 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to woven table linen, toilet and kitchen linen, falling within subheading ex 62.02 B of the Common Customs Tariff (category 39), originating in Brazil and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Brazil is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Brazil has undertaken to take all necessary steps to limit its exports of the products in question to the Community up to the amount of certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas there are therefore disparities existing between the import conditions in the various Member States; whereas uniformity can only be achieved progressively;

Whereas it appears from the application submitted that there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties and to call into question the objectives sought by the commercial measures concerned;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions laid down in Commission Decision 80/47/EEC of 20 December 1979 <sup>(1)</sup>, and in particular Article 3 thereof;

Whereas, however, the applications for a licence which gave rise to the application in question do not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION:

*Article 1*

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Brazil and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 24 March 1980:

| CCT heading No                                                             | Description                                                                          |
|----------------------------------------------------------------------------|--------------------------------------------------------------------------------------|
| ex 62.02 B<br>(NIMEXE codes 62.02-41, 43, 47, 65, 73, 77)<br>(category 39) | Woven table linen, toilet and kitchen linen, other than those of cotton terry fabric |

*Article 2*

This Decision shall apply until new opportunities arise in Ireland for the importation of these products from Brazil or until 30 September 1980, whichever is the earlier.

*Article 3*

This Decision is addressed to Ireland.

Done at Brussels, 10 April 1980.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 16, 22. 2. 1980, p. 14.

**COMMISSION DECISION****of 10 April 1980****fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 107/80****(80/451/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds<sup>(3)</sup>, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on common wheat was issued under Commission Regulation (EEC) No 107/80<sup>(4)</sup>;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75<sup>(5)</sup>, as amended by Regulation (EEC) No 2944/78<sup>(6)</sup>, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 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 cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS DECISION:

*Article 1*

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 107/80 is hereby fixed on the basis of the tenders submitted by 10 April 1980 at 60.00 ECU per tonne.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 10 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 78.

<sup>(4)</sup> OJ No L 14, 19. 1. 1980, p. 24.

<sup>(5)</sup> OJ No L 31, 5. 2. 1975, p. 8.

<sup>(6)</sup> OJ No L 351, 15. 12. 1978, p. 16.

**COMMISSION DECISION****of 10 April 1980****fixing the maximum export refund on barley in connection with the invitation  
to tender issued in Regulation (EEC) No 108/80****(80/452/EEC)**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
2727/75 of 29 October 1975 on the common organiza-  
tion of the market in cereals<sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1547/79<sup>(2)</sup>,

Having regard to Council Regulation (EEC) No  
2746/75 of 29 October 1975 laying down general  
rules for granting export refunds on cereals and  
criteria for fixing the amount of such refunds<sup>(3)</sup>, and  
in particular Article 5 thereof,

Whereas an invitation to tender for the export refund  
on barley was issued under Commission Regulation  
(EEC) No 108/80<sup>(4)</sup>;

Whereas, pursuant to Article 5 of Commission Regula-  
tion (EEC) No 279/75<sup>(5)</sup>, as amended by Regulation  
(EEC) No 2944/78<sup>(6)</sup>, the Commission, acting under  
the procedure laid down in Article 26 of Regulation  
(EEC) No 2727/75, may decide to fix a maximum  
export refund; whereas in fixing this maximum the  
criteria provided for in Articles 2 and 3 of Regulation  
(EEC) No 2746/75 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 cereal  
in question results in the maximum export refund  
being fixed at the amount specified in Article 1;

Whereas the Management Committee for Cereals has  
not delivered an opinion within the time limit set by  
its chairman,

HAS ADOPTED THIS DECISION:

*Article 1*

The maximum export refund on barley to be exported  
pursuant to the invitation to tender for the export of  
barley issued in Regulation (EEC) No 108/80 is  
hereby fixed on the basis of the tenders submitted by  
10 April 1980 at 61.50 ECU per tonne.

*Article 2*

The Decision is addressed to the Member States.

Done at Brussels, 10 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 78.

<sup>(4)</sup> OJ No L 14, 19. 1. 1980, p. 27.

<sup>(5)</sup> OJ No L 31, 5. 2. 1975, p. 8.

<sup>(6)</sup> OJ No L 351, 15. 12. 1978, p. 16.

**COMMISSION DECISION****of 10 April 1980****fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 1990/79****(80/453/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds<sup>(3)</sup>, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on common wheat was issued under Commission Regulation (EEC) No 1990/79<sup>(4)</sup>, as last amended by Regulation (EEC) No 69/80<sup>(5)</sup>;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75<sup>(6)</sup>, as amended by Regulation (EEC) No 2944/78<sup>(7)</sup>, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 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 cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS DECISION:

*Article 1*

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 1990/79 is hereby fixed on the basis of the tenders submitted by 10 April 1980 at 61.00 ECU per tonne.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 10 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 78.

<sup>(4)</sup> OJ No L 229, 11. 9. 1979, p. 12.

<sup>(5)</sup> OJ No L 11, 16. 1. 1980, p. 8.

<sup>(6)</sup> OJ No L 31, 5. 2. 1975, p. 8.

<sup>(7)</sup> OJ No L 351, 15. 12. 1978, p. 16.

**COMMISSION DECISION****of 10 April 1980****fixing the maximum export refund on barley in connection with the invitation  
to tender issued in Regulation (EEC) No 2293/79****(80/454/EEC)**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
2727/75 of 29 October 1975 on the common organiza-  
tion of the market in cereals<sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1547/79<sup>(2)</sup>,

Having regard to Council Regulation (EEC) No  
2746/75 of 29 October 1975 laying down general  
rules for granting export refunds on cereals and  
criteria for fixing the amount of such refunds<sup>(3)</sup>, and  
in particular Article 5 thereof,

Whereas an invitation to tender for the export refund  
on barley was issued under Commission Regulation  
(EEC) No 2293/79<sup>(4)</sup>, as amended by Regulation  
(EEC) No 70/80<sup>(5)</sup>;

Whereas, pursuant to Article 5 of Commission Regula-  
tion (EEC) No 279/75<sup>(6)</sup>, as amended by Regulation  
(EEC) No 2944/78<sup>(7)</sup>, the Commission, acting under  
the procedure laid down in Article 26 of Regulation  
(EEC) No 2727/75, may decide to fix a maximum  
export refund; whereas in fixing this maximum the  
criteria provided for in Articles 2 and 3 of Regulation  
(EEC) No 2746/75 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 cereal  
in question results in the maximum export refund  
being fixed at the amount specified in Article 1;

Whereas the Management Committee for Cereals has  
not delivered an opinion within the time limit set by  
its chairman,

HAS ADOPTED THIS DECISION:

*Article 1*

The maximum export refund on barley to be exported  
pursuant to the invitation to tender for the export of  
barley issued in Regulation (EEC) No 2293/79 is  
hereby fixed on the basis of the tenders submitted by  
10 April 1980 at 61.50 ECU per tonne.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 10 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 78.

<sup>(4)</sup> OJ No L 263, 19. 10. 1979, p. 14.

<sup>(5)</sup> OJ No L 11, 16. 1. 1980, p. 10.

<sup>(6)</sup> OJ No L 31, 5. 2. 1975, p. 8.

<sup>(7)</sup> OJ No L 351, 15. 12. 1978, p. 16.

## COMMISSION DECISION

of 11 April 1980

fixing the minimum selling prices for butter for the 26th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 262/79

(80/455/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic 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<sup>(1)</sup>, as last amended by Regulation (EEC) No 1761/78<sup>(2)</sup>, and in particular Article 6 (7) thereof,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream<sup>(3)</sup>, as last amended by Regulation (EEC) No 1272/79<sup>(4)</sup>, and in particular Article 7a thereof,

Whereas, pursuant to Commission Regulation (EEC) No 262/79 of 12 February 1979 on the sale of butter at reduced prices for use in the manufacture of pastry products, ice cream and other foodstuffs<sup>(5)</sup>, as last amended by Regulation (EEC) No 2478/79<sup>(6)</sup>, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them ;

Whereas Article 16 of that Regulation provides that, in the light of the tenders received, a minimum selling price must be fixed which may vary according

to the use to which the butter is to be put and according to the fat content of the butter ; whereas, alternatively, a decision may be taken not to proceed with the invitation to tender ; whereas the amounts of the processing security must be fixed in the light of the difference between the minimum selling prices and the market prices of the butter ;

Whereas, in the light of the tenders received in response to the 26th individual invitation to tender, the minimum selling prices should be fixed at the levels specified below and the processing securities determined accordingly ;

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

HAS ADOPTED THIS DECISION :

*Article 1*

For the 26th individual invitation to tender under Regulation (EEC) No 262/79, in respect of which the time limit for the submission of tenders was 8 April 1980, the minimum selling prices and processing securities shall be fixed as follows :

| Use to which the butter is to be put<br>(Article 4 (1), (2) and (3)<br>of Regulation (EEC) No 262/79) | Fat content of the butter | Minimum selling<br>price (ECU<br>per 100 kg butter) | Processing security<br>(ECU<br>per 100 kg butter) |
|-------------------------------------------------------------------------------------------------------|---------------------------|-----------------------------------------------------|---------------------------------------------------|
| Formula A and/or C                                                                                    | 82 % or more              | 106.00                                              | 202.00                                            |
|                                                                                                       | Less than 82 %            | 103.40                                              | 197.07                                            |
| Formula B                                                                                             | 82 % or more              | 170.00                                              | 138.00                                            |
|                                                                                                       | Less than 82 %            | —                                                   | —                                                 |

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 204, 28. 7. 1978, p. 6.

<sup>(3)</sup> OJ No L 169, 18. 7. 1968, p. 1.

<sup>(4)</sup> OJ No L 161, 29. 6. 1979, p. 13.

<sup>(5)</sup> OJ No L 41, 16. 2. 1979, p. 1.

<sup>(6)</sup> OJ No L 281, 9. 11. 1979, p. 25.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 11 April 1980.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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## COMMISSION DECISION

of 24 April 1980

terminating the anti-dumping/anti-subsidy procedure concerning canned  
peaches originating in Greece

(80/456/EEC)

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
3017/79 of 20 December 1979 on protection against  
dumped or subsidized imports from countries not  
members of the European Economic Community<sup>(1)</sup>,  
and in particular Article 9 thereof,

Whereas in July 1979 the Commission received a  
complaint submitted by the 'Organisation européenne  
des industries transformatrices de fruits et légumes'  
(OEITFL — European Organization of Fruit and Vege-  
table Processing Industries) on behalf of Italian and  
French producers of canned peaches representing all  
producers of that product in the Community; whereas  
that complaint included proof of the existence of  
dumping practices concerning like products origi-  
nating in Greece, and of resulting serious injury;

Whereas the information supplied provided sufficient  
evidence to justify initiating an investigation; whereas  
the Commission accordingly, after consulting the  
Committee set up by the abovementioned Regulation,  
announced in the *Official Journal of the European  
Communities* of 24 August 1979 the initiation of an  
investigation concerning imports of canned peaches  
originating in Greece<sup>(2)</sup>, officially advised the expor-  
ters and importers known to be concerned, the repre-  
sentatives of the exporting country and the complai-  
nants, and commenced investigating the matter at  
Community level;

Whereas the Commission has given the parties  
concerned the opportunity to make known their views  
in writing and to apply to be heard orally; whereas  
the complainants, and certain exporters and importers  
have availed themselves of this opportunity; whereas  
the Commission has furthermore given the parties  
directly concerned an opportunity to meet so that  
opposing views might be presented and any rebuttal  
put forward; whereas none of the parties has taken  
this opportunity; whereas the complainants, the  
importers and the exporters known to be concerned  
and the representatives of the exporting country have  
had the opportunity to inspect non-confidential infor-

mation made available to the Commission which is  
relevant to the defence of their interests; whereas  
none of these parties has addressed a request to the  
Commission to that end;

Whereas in order to arrive at an assessment of the  
dumping margin and injury, the Commission sought  
and verified all information it deemed to be necessary,  
and carried out inspections at the premises of Greek  
exporters who replied to the questionnaire sent to  
them, notably Throuvalas Bros. and Intra Ltd, Athens,  
and of the main French producers, notably Conserve-  
Gard and Roussillon Alimentaire-La Catalane;

Whereas in view of the lack of significant sales on the  
Greek domestic market, the normal value was esta-  
blished on the basis of the constructed value; whereas  
an examination of the facts shows that these Greek  
producers export their products at less than their  
production costs and that dumping takes place with a  
margin of 10 % and over;

Whereas with regard to the injury caused to the  
production concerned, the evidence available to the  
Commission shows that imports into the Community  
of canned peaches originating in Greece rose from  
about 75 000 tonnes in 1976 to over 83 000 tonnes in  
1978 and 53 000 tonnes in the first nine months of  
1979; whereas they achieved a market share in the  
Community of over 29 % in 1978 and over 34 % in  
1979;

Whereas the resale prices of canned peaches origi-  
nating in Greece have in the past depressed the prices  
of Community producers; whereas this factor contri-  
buted to the closing down of a number of production  
establishments in the Community;

Whereas, however, most Italian producers have not  
shown any interest whatsoever in the investigation;  
whereas the only reply to the questions asked by the  
Commission shows a favourable development of  
activity since 1978; whereas the main French  
producers have reorganized their production and  
informed the Commission investigators that they no  
longer feel that the imports from Greece are causing  
them injury;

Whereas in these circumstances no protective measure  
is necessary;

<sup>(1)</sup> OJ No L 339, 31. 12. 1979, p. 1.

<sup>(2)</sup> OJ No C 212, 24. 8. 1979, p. 2.

Whereas the procedure should therefore be terminated, since no objection thereto was expressed when the Committee was consulted,

Done at Brussels, 24 April 1980.

HAS DECIDED AS FOLLOWS:

The anti-dumping/anti-subsidy procedure concerning canned peaches originating in Greece is hereby terminated.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

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