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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 294/86

of 11 February 1986

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⁽¹⁾, as last amended by Regulation (EEC) No 3793/85⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Commission Regulation (EEC) No 2956/85⁽⁴⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 10 February 1986;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2956/85 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 12 February 1986.

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

Done at Brussels, 11 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 285, 25. 10. 1985, p. 8.

ANNEX

to the Commission Regulation of 11 February 1986 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)		
CCT heading No	Description	Levies
10.01 B I	Common wheat, and meslin	156,73
10.01 B II	Durum wheat	203,87 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	133,29 ⁽⁶⁾
10.03	Barley	143,96
10.04	Oats	126,70
10.05 B	Maize, other than hybrid maize for sowing	121,49 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	76,73 ⁽⁴⁾
10.07 C	Grain sorghum	131,90 ⁽⁴⁾
10.07 D I	Triticale	⁽⁷⁾
10.07 D II	Canary seed; other cereals	0 ⁽⁹⁾
11.01 A	Wheat or meslin flour	234,11
11.01 B	Rye flour	201,30
11.02 A I a)	Durum wheat groats and meal	329,58
11.02 A I b)	Common wheat groats and meal	250,97

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

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

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

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

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

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

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

COMMISSION REGULATION (EEC) No 295/86

of 11 February 1986

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⁽¹⁾, as last amended by Regulation (EEC) No 3793/85⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Commission Regulation (EEC) No 2160/85⁽⁴⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 10 February 1986;

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 12 February 1986.

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

Done at Brussels, 11 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 367, 31. 12. 1985, p. 19.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 203, 1. 8. 1985, p. 11.

ANNEX

to the Commission Regulation of 11 February 1986 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 2	1st period 3	2nd period 4	3rd period 5
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	0	0	3,37
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	2,08
10.05 B	Maize, other than hybrid maize for sowing	0	4,17	4,17	11,81
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	8,00
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

CCT heading No	Description	(ECU/tonne)				
		Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
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 296/86**of 10 February 1986**

on the implementation of the arrangements for inward processing, outward processing and processing under customs control in trade between Member States of the Community as constituted on 31 December 1985 and Spain or Portugal and also in trade between the two new Member States for such time as customs duties are levied in such trade

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal and in particular Article 50 (3) and 210 (3) thereof, and Article 8 (3) of Protocol No 3,

Whereas trade with third countries under inward processing relief arrangements is governed by Council Directive 69/73/EEC of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing⁽¹⁾, as last amended by the Act of Accession;

Whereas trade with third countries under outward processing relief arrangements is governed by Council Directive 76/119/EEC of 18 December 1975 on the harmonization of provisions laid down by law, regulation or administrative action in respect of outward processing⁽²⁾;

Whereas trade with third countries under the arrangements for processing under customs control is governed by Council Regulation (EEC) No 2763/83 of 26 September 1983 on arrangements permitting goods to be processed under customs control before being put into free circulation⁽³⁾, as amended by Regulation (EEC) No 2110/85⁽⁴⁾;

Whereas, save as otherwise provided in the Act of Accession and Protocol No 3, the provisions of customs legislation relating to trade with third countries shall apply, pursuant to Articles 51 (1) and 211 (1) of that Act and Article 9 (1) of the said Protocol, under the same conditions to trade within the Community, for such time as customs duties are levied in that trade;

Whereas it is in consequence necessary to apply to trade between the Community as composed on 31 December 1985 and the new Member States as well as to trade

between the two last mentioned States, the rules laid down in the two Directives referred to above and in the directives and regulations adopted for their implementation;

Whereas, nevertheless, the provisions in force for trade with third countries can only be extended to apply to trade between Member States subject to certain amendments to take account of the extent to which the customs union has already been established in the Community;

Whereas it is first necessary to provide that the arrangements for inward processing relief and processing under customs control may be applied to goods traded within the enlarged Community, even where such goods are in one of the legal situations referred to in Article 9 (2) of the Treaty: whereas these goods are defined in Regulation (EEC) No 2763/83 as Community goods;

Whereas subject to the transitional measures laid down in the Act of Accession, Member States must give equal treatment to Community goods regardless of the Member State from which they come; whereas the provisions making use of the inward processing relief arrangements in trade with third countries subject to the requirement that the arrangements about the best conditions for export of processed goods are consequently not justified for trade between Member States; whereas use of inward processing relief arrangements in trade between Member States must therefore always be deemed to contribute in the Member State of processing towards providing the most favourable conditions for export of the products resulting from such processing without conflicting with essential interests of Community producers; whereas, moreover, Council Regulation (EEC) No 866/84 of 31 March 1984 laying down special measures concerning the exclusion of milk products from inward processing arrangements and from certain usual forms of handling⁽⁵⁾ must not be applied to inward processing relief arrangements carried out in trade between Member States;

⁽¹⁾ OJ No L 58, 8. 3. 1969, p. 1.

⁽²⁾ OJ No L 24, 30. 1. 1976, p. 58.

⁽³⁾ OJ No L 272, 5. 10. 1983, p. 1.

⁽⁴⁾ OJ No L 198, 25. 7. 1985, p. 3.

⁽⁵⁾ OJ No L 90, 1. 4. 1984, p. 27.

Whereas the rules for discharge of inward processing relief arrangements must be extended to include the use of T2 ES and T2 PT documents and documents having the same effect;

Whereas for the reasons given in connection with the inward processing arrangements, the economic conditions referred to in Article 4 (g) of Regulation (EEC) No 2763/83 should likewise be deemed to be fulfilled where the arrangements for processing under customs control are used for trade within the Community;

Whereas Article 10 (4) of Directive 76/119/EEC already provides that where goods are exported from one Member State for outward processing and reimported in the form of compensating products into another Member State, that the amount of import duties to be deducted pursuant to Article 10 (1) of the Directive shall be reduced, if necessary, by the amount of import duties which would be applicable if the goods were traded directly between the two Member States;

Whereas the requirement that Community goods be treated equally, regardless of the Member State from which they come, means that in trade between Member States, the outward processing relief arrangements must always be deemed not likely to cause serious damage to the essential interests of Community processors;

Whereas the provisions of this Regulation shall, if necessary, be adapted to take account of the application from 1 January 1987 of Council Regulation (EEC) No 1999/85 of 16 July 1985 on inward processing relief arrangements ⁽¹⁾,

HAS ADOPTED THIS REGULATION:

I. Introductory provisions

Article 1

1. Without prejudice to other Community provisions which may apply, this Regulation lays down special provisions for the application of:

- (a) inward processing relief arrangements in respect of:
 - goods traded within the Community,
 - non-Community goods, where some or all of the compensating products or intermediate products are sent to a Member State other than that in which processing was carried out;
- (b) outward processing relief arrangements in respect of goods traded within the Community;

- (c) the arrangements for processing under customs control in respect of goods traded within the Community.

2. For the purposes of this Regulation:

- (a) The Member States of the Community as constituted on 31 December 1985, hereinafter referred to as the 'ten-member Community', shall be deemed to constitute a single Member State;
- (b) Member State means:
 - in the case of Spain, the territory of the Kingdom of Spain not including the Canary Islands and Ceuta and Melilla,
 - in the case of Portugal, the territory of the Portuguese Republic,
 - in the case of the ten-member Community, the customs territory of the Community as defined in Council Regulation (EEC) No 2151/84 ⁽²⁾, not including the territories listed in the first and second indents.

II. Provisions relating to the inward processing of Community goods

Article 2

The inward processing relief arrangements referred to in the first indent of Article 1 (1) (a) shall allow working in a Member State, without imposition of,

- (a) customs duties,
- (b) — as regards products covered by Council Regulation (EEC) No 3033/80 ⁽³⁾;
 - for Spain and the ten-member Community, the fixed component referred to in Article 53 (2) and (5) of the Act of Accession,
 - for Portugal and the ten-member Community, the fixed component referred to in Article 213 (2) and (5) of the said Act,
 - for Spain and Portugal, the fixed component referred to in Article 7 (2) of Protocol No 3 of the said Act,
 - as regards products covered by the common organization of markets in the rice and cereal sectors, the component for protection of the processing industry referred to in Articles 78 and 273 of the said Act, and

⁽¹⁾ OJ No L 188, 20. 7. 1985, p. 1.

⁽²⁾ OJ No L 197, 27. 7. 1984, p. 1.

⁽³⁾ OJ No L 323, 29. 11. 1980, p. 1.

- (c) other charges imposed in trade between Member States under the Common Agricultural Policy or under specific arrangements applicable to certain goods resulting from the processing of agricultural products

in respect of goods imported from another Member State which meet the conditions laid down in Articles 9 and 10 of the Treaty, where all or part of such goods are intended for export from the customs territory of the processing Member States in the form of compensating products.

The inward processing relief arrangements shall, however, not be applicable when the goods are only subject to monetary compensatory amounts.

Article 3

The rules established in Directive 69/73/EEC and implementing directives with the exception of Commission Directive 84/318/EEC of 23 May 1984 on the application of Articles 13 and 14 of Directive 69/73/EEC⁽¹⁾ shall apply to the inward processing relief arrangements referred to in Article 1 (1) (a) as provided in this Regulation.

Article 4

1. The inward processing relief arrangements referred to in the first indent of Article 1 (1) (a) shall be deemed to contribute towards providing the most favourable conditions for the export of products resulting from such processing without conflicting with essential interests of producers within the Community.
2. Regulations prohibiting the use of inward processing relief arrangements in respect of certain goods shall not apply to the arrangements referred to in paragraph 1.

Article 5

For the purpose of applying the rules laid down in Article 15 of Directive 69/73/EEC to the inward processing relief arrangements referred to in the first indent of Article 1 (1) (a):

- (a) 'the Community market' means the market of the Member State where inward processing takes place;
- (b) 'external markets' means not only the markets of third countries but also the markets of other Member States;

Article 6

For the purposes of applying the rules laid down in Article 22 of Directive 69/73/EEC to the inward processing relief arrangements referred to in Article 1 (1) (a), temporary exportation for further processing in another Member State shall be treated as analogous to temporary exportation for further processing in a third country.

Article 7

Where the goods placed under the inward processing relief arrangements are sent in the form of compensating

or intermediate products to another Member State, the following shall be applied in the Member State where processing arrangements are authorized:

- the charges set out in the first paragraph of Article 2, at (c) relating to goods imported from the originating Member State;
- the amounts provided for at dispatch, to the Member State of destination, of compensating or intermediate products.

Account shall not be taken in applying this Article of monetary compensatory amounts, without prejudice to Article 8 of Commission Regulation (EEC) No 3154/85 of 11 November 1985 laying down detailed rules for the administrative application of monetary compensatory amounts⁽²⁾.

III. Provisions concerning inward processing of non-Community goods

Article 8

1. The inward processing relief arrangements as defined in Article 2 (1) of Directive 69/73/EEC shall be considered as terminated when, except for the cases provided for in Article 13 of the abovementioned Directive, these compensating products are:
 - (a) sent to another Member State either under the Community transit system (external procedure) or covered by a T2 ES or T2 PT document, or by a document having equivalent effect.
 - or
 - (b) placed in a free zone or under the customs warehousing arrangements in order to be dispatched later in accordance with sub-paragraph (a).
2. Directive 84/318/EEC shall not apply.

IV. Provisions relating to outward processing

Article 9

1. The outward processing relief arrangements in Article 1 (1) (b) shall allow the temporary dispatch of goods from one Member State to another with a view to their reintroduction in the form of compensating products with partial or total exemption from:
 - (a) customs duties, and
 - (b) — as regards products covered by Regulation (EEC) No 3033/80:
 - for Spain and the ten-member Community, the fixed component referred to in Article 53 (2) and (5) of the Act of Accession,
 - for Portugal and the ten-member Community, the fixed component referred to in Article 213 (2) and (5) of the said Act,
 - for Spain and Portugal, the fixed component referred to in Article 7 (2) of Protocol No 3 of the said Act,

⁽¹⁾ OJ No L 166, 26. 6. 1984, p. 19.

⁽²⁾ OJ No L 310, 21. 11. 1985, p. 9.

- as regards products covered by the common organization of markets in the rice and cereal sectors, the component for protection of the processing industry referred to in Articles 78 and 273 of the said Act,

after these goods have been the subject, in another Member State, of one or more processing operations.

2. The rules set out in Directive 76/119/EEC and implementing directives shall apply to the arrangements provided for in paragraph 1.

3. The arrangements provided for in paragraph 1 shall be deemed not to conflict with essential interests of producers within the Community.

4. When goods are placed under the outward processing relief arrangements, the amounts instituted under the Common Agricultural Policy or under specific arrangements applicable to certain goods resulting from processing of agricultural products shall not be applied, as regards goods dispatched to the processing Member State.

However, monetary compensatory amounts shall be applicable.

V. Provisions relating to processing under customs control

Article 10

1. Community goods imported from one Member State may be worked in another Member State under the arrangements

for processing under customs control referred to in Article 1 (1) (c).

2. The rules laid down by Regulation (EEC) No 2763/83 and implementing regulations shall apply to the arrangements referred to in paragraph 1.

3. The arrangements referred to in paragraph 1 shall be deemed to contribute toward creating or maintaining the activity of processing goods in the Community without the essential interests of Community producers of similar goods being adversely affected.

VI. Final provisions

Article 11

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

It shall apply, for so long as charges other than the monetary compensatory amounts are levied on inter-Community trade,

- (a) on goods in the unaltered state subject to one or other of these charges, in the case of application under II, IV and V,
- (b) on compensating products subject to one or other of these charges, in the case of application under III.

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

Done at Brussels, 10 February 1986.

For the Commission

COCKFIELD

Vice-President

COMMISSION REGULATION (EEC) No 297/86

of 10 February 1986

allocating the Community quantitative exports quotas for copper ash and residues and waste and scrap

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of the Kingdom of Spain to the European Economic Community,

Having regard to Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas⁽¹⁾, and in particular Article 2 thereof,

Whereas Council Regulation (EEC) No 3680/85 of 20 December 1985 on export arrangements for certain types of non-ferrous metal waste and scrap⁽²⁾, fixed Community quantitative export quotas for copper ash and residues and waste and scrap for 1986; whereas the same Regulation also established quotas for exports of the same products to Spain from the Member States of the ten-member Community;

Whereas, in accordance with Article 4 of Regulation (EEC) No 3680/85 the quotas are to be allocated according to estimated needs and with regard to the export opportunities that already exist for the products in question;

Whereas it is necessary to provide for an adaptable and flexible method of administering the Community reserve which will allow all exporters equal and continuous access to the quotas until they are used up;

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

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

HAS ADOPTED THIS REGULATION:

Article 1

The Community quantitative export quotas opened by Regulation (EEC) No 3680/85 for the period 1 January to 31 December 1986 shall be allocated among the Member States as follows without prejudice to Article 4:

(tonnes)		
CCT heading No	Description	Quantity
ex 26.03	Ash and residues of copper and copper alloys	Germany
		9 000
		France
		3 300
		Italy
		2 350
		Benelux
		850
		United Kingdom
		1 600
		Denmark
		1 400
		Ireland
		—
		Greece
		700
		Spain
		200
		Portugal
		100
		Community reserve
		5 500

⁽¹⁾ OJ No L 124, 8. 6. 1970, p. 1.

⁽²⁾ OJ No L 351, 28. 12. 1985, p. 5.

(tonnes)

CCT heading No	Description	Quantity
74.01 D	Waste and scrap of copper and copper alloys	Germany 13 500
		France 4 000
		Italy 1 000
		Benelux 4 500
		United Kingdom 2 200
		Denmark 1 000
		Ireland 480
		Greece 200
		Spain 200
		Portugal 100
		Community reserve 3 020

Article 2

Exports to Spain from the Member States of the ten-member Community shall be limited to the following quantities in the period 1 January to 31 December 1986:

(tonnes)

CCT heading No	Description	Quantity
ex 26.03	Ash and residues of copper and copper alloys	Germany 1 300
		France 1 700
		Italy 200
		Benelux 300
		United Kingdom 1 200
		Denmark 100
		Ireland 100
		Greece 100
74.01 D	Waste and scrap of copper and copper alloys	Germany 3 000
		France 6 500
		Italy 1 100
		Benelux 1 100
		United Kingdom 1 500
		Denmark 200
		Ireland 400
		Greece 200

Article 3

1. If 70 % or more of a Member State's initial share as specified in Article 1, or of that share minus the portion returned to the reserve where Article 5 is applied, has been used up, that Member State shall, by notifying the Commission, draw a second share equal to 15 % of its initial share, rounded up where necessary to the next unit, to the extent permitted by the amount of the reserve.

2. If, after its initial share has been used up, 70 % or more of the share drawn by a Member State has been used up, that Member State shall, in accordance with the conditions imposed by paragraph 1, draw a third share equal to 7,5 % of its initial share, rounded up where necessary to the next unit.

3. If, after its second share has been used up, 70 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with the same conditions, draw a fourth share equal to the third.

This process shall continue to apply until the reserve is used up.

4. By way of derogation from paragraphs 1 to 3, a Member State may draw shares lower than those fixed in those paragraphs if there are grounds for believing that those fixed may not be used up. It shall inform the Commission of its reasons for applying this paragraph.

Article 4

Supplementary shares drawn pursuant to Article 3 shall be valid until 31 December 1986.

Article 5

Member States shall return to the reserve, not later than 15 October 1986, the unused portion of their initial share which they estimate will not be utilized.

Member States shall, not later than 15 October 1986 notify the Commission of any quantities of the initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Article 1 and 3 and shall, as soon as it has been notified, inform each State of the extent to which the reserve has been used up.

It shall inform the Member States, not later than 20 October 1986, of the amount still in reserve after amounts have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which uses up the reserve is limited to the balance available and to this end shall specify the amount thereof to the Member State making the last drawing.

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

Done at Brussels, 10 February 1986.

Article 7

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

2. Member States shall ensure that exporters of the said goods established in their territory have free access to the shares allocated to them.

3. Member States shall charge exports of the said goods against their shares as and when such goods are presented to the customs authorities under cover of export authorizations or customs exports documents.

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

Article 8

Member States shall supply the Commission with the information specified in Article 8 of Regulation (EEC) No 1023/70.

Article 9

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

It shall apply until 31 December 1986.

For the Commission

Willy DE CLERCQ

Member of the Commission

COMMISSION REGULATION (EEC) No 298/86

of 11 February 1986

fixing for Great Britain the level of the variable slaughter premium for sheep
and the amounts to be charged on products leaving region 5

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat ⁽¹⁾, as last amended by Regulation (EEC) No 3768/85 ⁽²⁾,

Having regard to Commission Regulation (EEC) No 1633/84 of 8 June 1984 laying down detailed rules for applying the variable slaughter premium for sheep and repealing Regulation (EEC) No 2661/80 ⁽³⁾, as amended by Regulation (EEC) No 3451/85 ⁽⁴⁾, and in particular Articles 3 (1) and 4 (1) thereof,

Whereas the United Kingdom is the only country which grants the variable slaughter premium, in region 5, within the meaning of Article 3 (5) of Regulation (EEC) No 1837/80; whereas it is necessary therefore for the Commission to fix, for the week beginning 20 January 1986, the level of the premium and the amount to be charged on products leaving that region;

Whereas Article 3 (1) of Regulation (EEC) No 1633/84 stipulates that the level of the variable slaughter premium is to be fixed each week by the Commission;

Whereas Article 4 (1) of Regulation (EEC) No 1633/84 lays down that the amount to be charged on products leaving region 5 shall be fixed weekly by the Commission;

Whereas it follows from the application of the rules laid down in Article 9 (1) of Regulation (EEC) No 1837/80 and in Article 4 (1), (3) and (4) of Regulation (EEC) No

1633/84 that the variable slaughter premium for sheep certified as eligible in the United Kingdom, and the amounts to be charged on products leaving region 5 of the aforesaid Member State during the week beginning 20 January 1986, shall be set out in the Annexes hereto,

HAS ADOPTED THIS REGULATION:

Article 1

For sheep or sheepmeat certified as eligible in the United Kingdom in region 5, within the meaning of Article 3 (5) of Regulation (EEC) No 1837/80, for the variable slaughter premium during the week beginning 20 January 1986 the level of the premium shall be equivalent to the amount fixed in Annex I.

Article 2

For products referred to in Article 1 (a) and (c) of Regulation (EEC) No 1837/80 which left the territory of region 5 during the week beginning 20 January 1986, the amounts to be charged shall be equivalent to those fixed in Annex II hereto.

Article 3

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

It shall apply with effect from 20 January 1986.

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

Done at Brussels, 11 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 8.

⁽³⁾ OJ No L 154, 9. 6. 1984, p. 27.

⁽⁴⁾ OJ No L 328, 7. 12. 1985, p. 23.

ANNEX I

Level of variable slaughter premium for certified sheep in region 5 for the week commencing 20 January 1986

Description	Premium
Certified sheep or sheepmeat	108,383 ECU per 100 kilograms of estimated or actual dressed carcase weight ⁽¹⁾

⁽¹⁾ Within the weight limits laid down by Article 1 (1) (b) of Regulation (EEC) No 1633/84.

ANNEX II

Amount to be charged for products leaving region 5 during the week commencing
20 January 1986

(ECU/100 kg)

CCT heading No	Description	Amounts		
		A. Products qualifying for the premium specified in Article 9 of Regulation (EEC) No 1837/80	B. Products specified at the second, third and fourth indents of the first subparagraph of Article 4 (4) of Regulation (EEC) No 1633/84 (1)	C. Products specified at the first indent of the first subparagraph of Article 4 (4) of Regulation (EEC) No 1633/84 (1)
01.04 B	Live sheep and goats other than pure-bred breeding animals	Live weight	Live weight	Live weight
		50,940	25,470	5,094
		Net weight	Net weight	Net weight
02.01 A IV a)	Meat of sheep or goats, fresh or chilled :			
	1. Carcases or half-carcases	108,383	54,192	10,838
	2. Short forequarters	75,868		
	3. Chines and/or best ends	119,221		
	4. Legs	140,898		
	5. Other :			
02.01 A IV b)	aa) Unboned (bone-in)	140,898		
	bb) Boned or boneless	197,257		
	Meat of sheep or goats, frozen :			
	1. Carcases or half-carcases	81,287		
	2. Short forequarters	56,901		
	3. Chines and/or best ends	89,416		
02.06 C II a)	4. Legs	105,673		
	5. Other :			
	aa) Unboned (bone-in)	105,673		
	bb) Boned or boneless	147,942		
	Meat of sheep or goats, salted in brine, dried or smoked :			
	1. Unboned (bone-in)	140,898		
ex 16.02 B III b) 2 aa) 11)	2. Boned or boneless	197,257		
	Other prepared or preserved meat or meat offal of sheep or goats, uncooked ; mixtures of cooked meat or offal and uncooked meat or offal :			
	— unboned (bone-in)	140,898		
	— boned or boneless	197,257		

(1) Eligibility for these reduced amounts is subject to compliance with the conditions laid down in the second subparagraph of Article 5 (3) of Regulation (EEC) No 1633/84.

CORRIGENDA

**Corrigendum to Commission Regulation (EEC) No 130/86 of 22 January 1986 extending
Community surveillance of imports of certain products originating in Japan**

(Official Journal of the European Communities No L 18 of 24 January 1986)

Page 21, Annex :

for: 'Nimexe Code 1986',

read: 'Nimexe Code 1985'.

GUIDE TO THE COUNCIL OF THE EUROPEAN COMMUNITIES

I/1985

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