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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2358/87

of 31 July 1987

opening, allocating and providing for the administration of a Community tariff quota for herring, fresh or chilled, falling within subheading ex 03.01 B I a) 2 aa) of the Common Customs Tariff, originating in Sweden

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

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

Having regard to the proposal from the Commission,

Whereas an agreement between the European Economic Community and the Kingdom of Sweden was concluded on 22 July 1972; whereas, following the accession of Spain and Portugal, an Agreement in the form of Exchange of Letters was concluded between the European Economic Community and the Kingdom of Sweden on the Agricultural and Fisheries sector; whereas this Agreement was adopted by Decision 86/558/EEC⁽¹⁾;

Whereas this Agreement provides for the opening, over a period to be determined by common accord, of a 20 000 tonnes duty free Community tariff quota for herring, fresh or chilled, whole, headless or in pieces, originating in Sweden; whereas, therefore, the tariff quota in question should be opened for the period 15 September 1987 to 14 February 1988 and allocated among the Member States;

Whereas equal and continuous access to the quota should be ensured for all Community importers and the rate of levy for the tariff quota should be applied consistently to all imports until the quota is used up; whereas, in the light of the principles outlined above, a Community tariff arrangement based on an allocation between the Member States would seem to preserve the Community nature of the quota; whereas, to represent as closely as possible the actual development of the market in the said goods, the allocation should follow proportionately the requirements calculated both from statistics of imports from Sweden during a representative reference period and according to the economic outlook for the tariff year in question;

Whereas, during the last three years for which statistics are available, imports of this type of fish, originating in

Sweden, into each of the Member States were as follows (in tonnes):

Member State	(tonnes)		
	1984	1985	1986
Benelux	1 093	310	58
Denmark	37 900	30 783	25 045
Germany	2 822	1 563	1 460
Spain	0	0	0
Greece	0	0	0
France	3	0	0
Ireland	16	0	0
Italy	0	0	0
Portugal	0	0	0
United Kingdom	0	0	0
	41 834	32 656	26 563

Whereas, during the last years under consideration, the products in question were imported only by certain Member States and not at all by the other Member States; whereas, under these circumstances, initial shares should be allocated to the importing Member States and the other Member States should be guaranteed access to the benefit of the tariff quota upon imports into those States of the products concerned being notified; whereas these arrangements for allocation will equally ensure the uniform application of the Common Customs Tariff;

Whereas, taking into account these factors and the forecasts made by certain Member States, the initial percentage shares in the quota volume can be set approximately as follows:

Member State	
Benelux	1,45
Denmark	92,75
Germany	5,78
France	0,02

⁽¹⁾ OJ No L 328, 22. 11. 1986, p. 89.

Whereas, in order to take into account import trends for the products concerned in the various Member States, the quota volume should be divided into two instalments, the first being shared among certain Member States and the second constituting a reserve to cover the subsequent requirements of these Member States where they have used up their initial share and any additional requirements which might arise in the other Member States; whereas, in order to give importers in each Member State a certain degree of security, it is appropriate to fix the first instalment of the Community quota at a level which, in the circumstances, could be 67 % of the quota volume;

Whereas initial shares may be used up at different rates; whereas, to avoid disruption of supplies on this account, it should be provided that any Member State which has almost used up its initial share should draw an additional share from the reserve; whereas, each time its additional share is almost used up, a Member State should draw a further share and so on as many times as the reserve allows; whereas the initial and additional shares should be valid until the end of the quota period; whereas this form of administration requires close collaboration between the Member States and the Commission, and the latter must be in a position to keep account of the extent to which the quotas have been used up and to inform the Member States accordingly;

Whereas if, at a given date in the quota period, a considerable quantity of a Member State's initial share remains unused, it is essential that such State should return a significant proportion thereof to the reserve, in order to prevent a part of the Community tariff quota from remaining unused in one Member State while it could be used in others;

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 operation relating to the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 15 September 1987 to 14 February 1988 the Common Customs Tariff duty on the following products shall be suspended at the level and within the limit of the Community tariff quota as shown herewith:

Order No	CCT heading No	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
09.0616	03.01	Fish, fresh (live or dead), chilled or frozen B. Saltwater fish: I. Whole, headless or in pieces: a) Herring: 2. From 16 June to 14 February: aa) Fresh or chilled originating in Sweden	20 000	0 (a)

(a) However, when those products are imported into Portugal the duty applicable shall be 11,3 % in 1987 and 9,4 % in 1988 within the limit of the quota-shares for which this Member State is eligible.

2. Imports of the products in question shall not benefit from the tariff quotas referred to in paragraph 1 unless the free-at-frontier prices, which are determined by the Member States according to Article 21 of Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as last amended by Regulation (EEC) No 3655/84⁽²⁾, are at least equal to the reference prices if such prices have been fixed or are to be fixed by the Community for the product under consideration or the categories of the products concerned. For the calculation of the reference price the following coefficients shall be applicable:

- whole herring: 1,
- flaps of herring: 2,32,
- pieces of herring: 1,96.

3. The protocol on the definition of the concept of originating products and on methods of administrative cooperation, annexed to the Agreement between the European Economic Community and Sweden, shall be applicable.

Article 2

1. The tariff quota laid down in Article 1 (1) shall be divided into two instalments.

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 340, 28. 12. 1984, p. 1.

2. A first instalment of this quota, amounting to 13 400 tonnes, shall be shared among certain Member States; the respective shares, which, subject to Article 5, shall be valid until 14 February 1988, shall be as follows:

<i>Member States</i>	<i>(in tonnes)</i>
Benelux	194
Denmark	12 428
Germany	775
France	3

3. The second instalment of the quota, being 6 600 tonnes, shall constitute the reserve.

4. If an importer notifies the imminent import of the products in question into a Member State that does not participate in the initial allocation and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve so permits.

Article 3

1. If a Member State has used 90 % or more of its initial share as fixed in Article 2 (2), or of that share minus any portion returned to the reserve pursuant to Article 5, it shall forthwith, by notifying the Commission, draw a second share, to the extent that the reserve so permits, equal to 10 % of its initial share, rounded up as necessary to the next whole number.

2. If a Member State, after exhausting its initial share, has used 90 % or more of the second share drawn by it, that Member State shall forthwith, in the manner and to the extent provided in paragraph 1, draw a third share equal to 5 % of its initial share, rounded up as necessary to the whole number.

3. If a Member State, after exhausting its second share, has used 90 % or more of the third share drawn by it, that Member State shall, in the manner and to the extent provided in paragraph 1, draw a fourth share equal to the third.

This process shall apply until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, a Member State may draw shares lower than those specified in those paragraphs if there are grounds for believing that those specified may not be used in full. Any Member State applying this paragraph shall inform the Commission of its grounds for so doing.

Article 4

Additional shares drawn pursuant to Article 3 shall be valid until 14 February 1988.

Article 5

Member State shall, not later than 15 January 1988, return to the reserve the unused portion of their initial

share which, on 1 January 1988 is in excess of 20 % of the initial volume. They may return a greater portion if there are grounds for believing that it may not be used in full.

Member States shall, not later than 15 January 1988, notify the Commission of the total quantities of the product in question imported up to and including 1 January 1988 and charged against the Community quota and of any portion of their initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and shall, as soon as the information reaches it, inform each State of the extent to which the reserve has been used up.

It shall, not later than 20 January 1988, inform the Member States of the amount still in reserve, following any return of shares pursuant to Article 5.

It shall ensure that the drawing which exhausts the reserve does not exceed the balance available, and to this end shall notify the amount of that balance to the Member State making the last drawing.

Article 7

1. The Member States shall take all appropriate measures to ensure that additional shares drawn pursuant to Article 3 are opened in such a way that importations may be charged without interruption against their accumulated shares of the Community quota.

2. The Member States shall ensure that importers of the product in question have free access to the shares allocated to them.

3. The Member States shall charge imports of the product in question against their shares as and when the product is entered with the customs authorities for free circulation.

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

Article 8

At the request of the Commission, the Member States shall inform it of imports actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 10

This Regulation shall enter into force on 15 September 1987.

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

Done at Brussels, 31 July 1987.

For the Council

The President

K.E. TYGESEN

COMMISSION REGULATION (EEC) No 2359/87

of 4 August 1987

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 1900/87 ⁽²⁾, and in particular Article 13 (5) thereof,Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy ⁽³⁾, as last amended by Regulation (EEC) No 1636/87 ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Commission Regulation (EEC) No 1944/87 ⁽⁵⁾ and subsequent amending Regulations ;

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

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

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

Whereas these exchange rates being those recorded on 3 August 1987 ;

Whereas the aforesaid corrective factor affects the entire calculation basis for the levies, including the equivalence coefficients ;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1944/87 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

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

Article 2

This Regulation shall enter into force on 5 August 1987.

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

Done at Brussels, 4 August 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 182, 3. 7. 1987, p. 40.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 185, 4. 7. 1987, p. 38.

ANNEX

to the Commission Regulation of 4 August 1987 fixing the import levies on cereals and on wheat or rye flour, groats and meal

CCT heading No	Description	(ECU/tonne)	
		Levies	
		Portugal	Third country
10.01 B I	Common wheat, and meslin	—	183,39
10.01 B II	Durum wheat	34,54	239,16 ⁽¹⁾ ⁽²⁾
10.02	Rye	28,12	156,60 ⁽²⁾
10.03	Barley	26,43	173,51
10.04	Oats	82,74	128,02
10.05 B	Maize, other than hybrid maize for sowing	5,29	180,38 ⁽²⁾ ⁽³⁾ ⁽⁴⁾
10.07 A	Buckwheat	26,43	114,11
10.07 B	Millet	26,43	107,47 ⁽⁴⁾
10.07 C II	Grain sorghum, other than hybrid sorghum for sowing	29,71	183,48 ⁽⁴⁾ ⁽⁵⁾
10.07 D I	Triticale	⁽⁷⁾	⁽⁷⁾
10.07 D II	Canary seed ; other cereals	26,43	29,01 ⁽⁵⁾
11.01 A	Wheat or meslin flour	13,50	269,97
11.01 B	Rye flour	52,59	232,46
11.02 A I a)	Durum wheat groats and meal	66,62	383,78
11.02 A I b)	Common wheat groats and meal	14,34	291,33

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

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

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

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

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

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

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

⁽⁸⁾ The levy referred to in Article 1 of Council Regulation (EEC) No 2913/86 shall be fixed on the basis of an invitation to tender in accordance with Commission Regulation (EEC) No 3140/86.

COMMISSION REGULATION (EEC) No 2360/87

of 4 August 1987

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1900/87⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 1636/87⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Commission Regulation (EEC) No 1945/87⁽⁵⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 3 August 1987;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The premiums referred to in Article 15 of Regulation (EEC) No 2727/75 to be added to the import levies fixed in advance in respect of cereals and malt coming from Portugal shall be zero.
2. The premiums referred to in Article 15 of Regulation (EEC) No 2727/75 to be added to the import levies fixed in advance in respect of cereals and malt originating in third countries shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 5 August 1987.

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

Done at Brussels, 4 August 1987.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 182, 3. 7. 1987, p. 40.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 185, 4. 7. 1987, p. 41.

ANNEX

to the Commission Regulation of 4 August 1987 fixing the premiums to be added to the import levies on cereals, flour and malt from third countries

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 8	1st period 9	2nd period 10	3rd period 11
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	0	0	2,78
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	1,23	1,23	0,28
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C II	Grain sorghum, other than hybrid sorghum for sowing	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

CCT heading No	Description	(ECU/tonne)				
		Current 8	1st period 9	2nd period 10	3rd period 11	4th period 12
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 2361/87

of 31 July 1987

amending certain Regulations implementing customs procedures with economic impact

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3599/82 of 21 December 1982 on temporary importation arrangements ⁽¹⁾, and in particular Article 33 thereof,

Having regard to 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 ⁽²⁾, and in particular Article 15 thereof,

Having regard to Council Regulation (EEC) No 1999/85 of 16 July 1985 on inward processing relief arrangements ⁽³⁾, and in particular Article 33 thereof,

Whereas certain provisions for implementation of the arrangements for temporary importation, processing under customs control and inward processing have been established by Commission Regulation (EEC) No 1751/84 ⁽⁴⁾, and Commission Regulation (EEC) No 3548/84 ⁽⁵⁾ and Council Regulation (EEC) No 3677/86 ⁽⁶⁾ respectively;

Whereas Council Regulation (EEC) No 1900/85 of 8 July 1985 introducing Community export and import declaration forms ⁽⁷⁾ provides that from 1 January 1988 declarations placing goods imported into the customs territory of the Community under customs procedure and those for the permanent or temporary export or re-export of goods from the said territory shall be made out on form IM or EX respectively, corresponding to the specimen forms COM drawn up in accordance with Council Regulation (EEC) No 679/85 of 18 February 1985 introducing a specimen declaration form to be used in trade in goods within the Community ⁽⁸⁾; whereas it is necessary to amend some of the provisions implementing the various customs procedures with economic impact so that the said Community forms may be used;

Whereas other modifications are desirable in order to assure the coherence between the different regulations in the framework of the arrangements with economic impact;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1751/84 is hereby amended as follows:

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

'2. Without prejudice to Articles 12 and 13, the application referred to in paragraph 1 shall be made in writing. It shall be signed and shall contain at least the following information:

- (a) the name or business name and address of the applicant, and where the user is not the same as the applicant, the name or business name of the user of the goods;
- (b) the Article of the basic Regulation under which authorization is applied for;
- (c) the estimated period for which the goods will remain under the arrangements in the Member State in which authorization is applied for;
- (d) the place where the goods are to be used;
- (e) the trade and/or technical description of the goods;
- (f) an indication of the Common Customs Tariff classification of the goods;

For information purposes. Only the tariff heading need be given, unless an indication of the subheading is required to enable the authorization to be issued or for the proper conduct of the temporary importation procedure;

- (g) the estimated quantity of goods in respect of which authorization is applied for.'

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

'2. The authorization referred to in paragraph 1 shall specify the conditions on which the arrangements may be used; it shall contain at least the following information:

- (a) the name or business name and address of the holder of the authorization and, where the user is not the same as the holder of the authorization, the name or business name and address of the user of the goods;
- (b) the Article of the basic Regulation under which the authorization is granted;

⁽¹⁾ OJ No L 376, 31. 12. 1982, p. 1.

⁽²⁾ OJ No L 272, 5. 10. 1983, p. 1.

⁽³⁾ OJ No L 188, 20. 7. 1985, p. 1.

⁽⁴⁾ OJ No L 171, 29. 6. 1984, p. 1.

⁽⁵⁾ OJ No L 331, 19. 12. 1984, p. 5.

⁽⁶⁾ OJ No L 351, 12. 12. 1986, p. 1.

⁽⁷⁾ OJ No L 179, 11. 7. 1985, p. 4.

⁽⁸⁾ OJ No L 79, 21. 2. 1985, p. 7.

- (c) the estimated period for which the goods will remain under the arrangements in the Member State in which the authorization is issued;
- (d) the place where the goods are to be used;
- (e) the trade and/or technical description of the goods;
- (f) an indication of the Common Customs Tariff classification of the goods;
- (g) the estimated quantity of goods for which use of the arrangements is authorized.

The authorization must also give reference to the application. Where the information specified in this paragraph is given in the form of a reference to the application, the application shall form an integral part of the authorization.

3. Article 4 (1) and (2) are replaced by the following:

- '1. Without prejudice to Articles 12 and 13, the declaration referred to in Article 3 shall be made out on a form IM as provided for in Article 3 of Council Regulation (EEC) No 1900/85⁽¹⁾.
- 2. The declaration referred to in paragraph 1 must also contain, should the need arise:
 - in box 44, the reference to the authorization,
 - in box 47, the elements to be taken into consideration for the calculation of the import duties to be applied.

The description of the goods given in the declaration referred to in paragraph 1 must correspond to the description given in the authorization.

⁽¹⁾ OJ No L 179, 11. 7. 1985, p. 4.'

4. Article 11 is replaced by the following:

'Article 11

1. Where the Member State in which entry of goods for the temporary importation arrangements is applied for has empowered some or all of its customs offices to issue the authorization, the lodging at one of these offices of the declaration referred to in Article 3 shall also constitute application for authorization.

In that event, acceptance of the declaration shall constitute authorization and the said acceptance shall be subject to the conditions for granting the authorization.

2. Where paragraph 1 is applied, the declaration referred to in Article 3 must be accompanied by a document made out by the declarant containing the following information, in so far as this information is necessary and cannot be inserted in box 44:

- (a) where the person applying to use the temporary importation arrangements is not the same as the declarant, the name or business name and address of that person;
- (b) where the user of the goods is not the same as the applicant or declarant, the name or business name and address of the user;

- (c) the Article of the basic Regulation under which authorization is applied for;
- (d) the estimated period for which the goods will remain under the arrangements in the Member State in which authorization is applied for;
- (e) the place where the goods are to be used.

Such accompanying document shall form an integral part of the declaration.

3. Each Member State shall notify the Commission of customs offices empowered for the purposes of paragraph 1.'

Article 2

Regulation (EEC) No 3548/84 is hereby amended as follows:

1. The Title I heading is replaced by the following:

'TITLE I

Authorizing use of the arrangements; entry of goods for the arrangements'

2. Article 1 is replaced by the following:

'Article 1

1. The application for authorization referred to in Article 3 (2) of Regulation (EEC) No 2763/83, hereinafter referred to as the 'basic Regulation', shall be made in writing. It shall be signed and shall contain at least the following information:

- (a) the name or business name and address of the applicant and where the person carrying out the processing is not the same as the applicant, the name or business name and address of that person;
- (b) the trade and/or technical description of the goods;
- (c) the estimated quantity of goods;
- (d) the estimated value of goods;
- (e) an indication of the Common Customs Tariff classification of the goods;

For information purposes. Only the tariff heading need be given, unless an indication of the subheading is required to enable the authorization to be issued or for the proper conduct of the processing under customs control;

- (f) the nature of the processing operation;
- (g) the trade and/or technical description of the processed products to be obtained;
- (h) the rate of yield or, where appropriate, the method by which the rate will be established;
- (i) the period within which the goods entered for the arrangements are to be dealt with in one of the ways provided for in Article 10 of the basic Regulation;
- (j) the place where the processing operation is to be carried out.

2. Before issuing the authorization the customs authority shall check that the conditions for use of the arrangements are fulfilled.

The authorization may cover one or more processing operations as the case may be.

3. The authorization shall be made out in writing.

It shall be dated and signed and shall contain at least the following information :

- (a) the name or business name and address of the holder of the authorization and where the person carrying out the processing operation is not the same as the holder of the authorization, the name or business name and address of that person ;
- (b) the trade and/or technical description of the goods ;
- (c) the quantity of goods for which use of the arrangements is authorized ;
- (d) the estimated value of goods ;
- (e) an indication of the Common Customs Tariff classification of the goods ;
- (f) the nature of the processing operation ;
- (g) the trade description of the processed products to be obtained ;
- (h) the rate of yield or, where appropriate, the method by which the rate will be established ;
- (i) the period within the goods entered for the arrangements are to be dealt with in one of the ways provided for in Article 10 of the basic Regulation ;
- (j) the place where the processing operation is to be carried out.

The authorization must also give reference to the application. Where the information specified in this paragraph is given in the form of a reference to the application, the application shall form an integral part of the authorization.'

3. The following Article 1a is inserted :

Article 1a

Entry of goods for the arrangements for processing under customs control, hereinafter referred to as the "arrangements", shall be subject to the lodging at a competent customs office, under the conditions laid down by this Regulation, of a declaration of entry for processing under customs control, hereinafter referred to as the "declaration".

The person making the declaration is hereinafter referred to as the "declarant".

4. Article 2 is replaced by the following :

Article 2

1. The declaration referred to in Article 1a shall be made out on a form IM as provided for in Article 3 of Council Regulation (EEC) No 1900/85 ⁽¹⁾.

2. The declaration referred to in paragraph 1 must also contain, should the need arise :

- in box 44, the reference to the authorization,
- in box 47, the elements to be taken into consideration for the calculation of the import duties to be applied under Article 12 of the basic Regulation.

3. The description of the goods given in the declaration referred to in paragraph 1 must correspond to the description given in the authorization.

⁽¹⁾ OJ No L 179, 11. 7. 1985, p. 4.'

5. Article 4 shall become Article 4 (1) and the following paragraph 2 is applied :

'2. Where paragraph 1 is applied, the declaration referred to in Article 1a must be accompanied by a document made out by the declarant containing the following information to the extent that it is necessary and cannot be entered in box 44 :

- (a) where the person applying to use the arrangements is not the same as the declarant, the name or business name and address of that person ;
- (b) where the person carrying out the processing is not the same as the applicant or declarant, the name or business name and address of that person ;
- (c) the nature of the processing operation ;
- (d) the trade description of the processed products to be obtained ;
- (e) the rate of yield or, where appropriate, the method by which the rate will be established ;
- (f) the period within which the goods entered for the arrangements are to be dealt with in one of the ways provided for in Article 10 of the basic Regulation.

Such accompanying document shall form an integral part of the declaration.'

Article 3

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

1. Article 19 is replaced by the following :

Article 19

1. The declaration referred to in Article 18 shall be made out on a form IM as provided for in Article 3 of Council Regulation (EEC) No 1900/85 ⁽¹⁾.

2. The declaration referred to in paragraph 1 must also contain, should the need arise :

- in box 44, the reference to the authorization,
- in box 47, the elements to be taken into consideration for the calculation of the import duties to be applied.

3. The description of the goods given in the declaration referred to in paragraph 1 must correspond to the description given in the authorization.'

⁽¹⁾ OJ No L 179, 11. 7. 1985, p. 4.'

2. Article 21 shall be replaced by the following :

'Article 21

1. Particulars of the authorization must also be given in Box 44 of the entry for release for free circulation made out under the drawback system.

2. The description of the goods given in the entry referred to in paragraph 1 must correspond to the description given in the authorization.'

3. Article 22 is deleted.

4. The following paragraph 3 is added to Article 23 :

'3. Where paragraph 2 is applied, particulars of the application for authorization shall also be given in Box 44, the declaration or entry in question.'

5. Article 26 (3) is replaced by the following :

'3. Where paragraphs 1 and 2 are applied, the declaration referred to in Article 18 or the entry referred to in Article 21 shall be accompanied by a document made out by the declarant containing the following information :

- (a) where the person applying to use the arrangements is not the same as the declarant, the name or business name and address of that person ;
- (b) where the processor is not the same as the applicant or declarant, the name or business name and address of the said processor ;
- (c) the nature of the processing operation ;
- (d) the trade and/or technical description of the compensating products ;
- (e) the rate of yield or, where appropriate, the method by which the rate will be established ;
- (f) the period within which the goods are to be dealt with in one of the ways provided for in Article 18 or 27 of the basic Regulation ;
- (g) the place where it is intended to carry out the processing operation.

Such accompanying document shall form an integral part of the declaration.'

Article 4

This Regulation shall enter into force on 1 January 1988.

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

Done at Brussels, 31 July 1987.

For the Commission

COCKFIELD

Vice-President

COMMISSION REGULATION (EEC) No 2362/87

of 31 July 1987

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas certain provisions for the implementation of Regulation (EEC) No 1999/85 on inward processing relief arrangements have been established by Council Regulation (EEC) No 3677/86 of 24 November 1987⁽²⁾, as amended by Regulation (EEC) No 2361/87⁽³⁾ whereas it is desirable to amend that Regulation making certain simplifications as concerns the use of production accessories, the application of specific commercial policy measures in the event that compensating products are released for free circulation and the communication of the authorizations which have been granted;

Whereas it is necessary to adapt the procedure for exchange of information for administrative cooperation by means of the INF 1 sheet in order to enable the customs authorities of the Member State where release for free circulation is authorized to levy the total amount of import duties resulting from this release for free circulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee for Customs Processing Arrangements,

HAS ADOPTED THIS REGULATION:

Article 1

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

1. Article 2 is replaced by the following text:

'Article 2

The goods covered by the fourth indent of Article 1 (3) (h) of the basic Regulation, used as production accessories are listed in Annex I.'

2. Article 50 (1) is replaced by the following:

'1. The release for free circulation of import goods in the form either of goods in the unaltered state or of compensating products other than the secondary compensating products referred to in Article 46 (1) (b) and listed in Annex VII, shall be subject to the application by the customs authority of any specific commercial policy measures in force for the import goods at the time when the entry for release for free circulation was accepted.'

3. Article 52 (1) is replaced by the following paragraph:

'1. The list of compensating products and processing operations to which the first indent of Article 21 (1) (a) of the basic Regulation applies is given at Annex VII.

For the application of this Article, the destruction under the supervision of the customs authority of compensating products other than those to which the first indent of Article 21 (1) (a) of the basic Regulation applies, is considered to be the same as an exportation outside the customs territory of the Community.'

4. The code 6106 is added to Article 70 (3) (a).

5. Article 74 is replaced by the following:

'Article 74

1. Without prejudice to paragraph 4, where the release for free circulation of all or a part of the compensating products or goods in the unaltered state referred to in Article 71 is requested, the customs authority responsible for authorizing such release shall, using the INF 1 sheet endorsed by it, ask the customs authority which authorized use of the inward processing arrangements to indicate:

- the amount of import duties to be levied under Article 20 (1) on the second subparagraph of Article 27 (3) of the basic Regulation;
- the quantity, the tariff heading and the origin of the imported goods used in the manufacture of the compensating products put in free circulation.

This amount shall also include the eventual difference between:

- the amount of import duties determined by application of Article 20 of the basic Regulation or the amount of import duties refunded or remitted and
- the amount of import duties which have already been recorded, or to be refunded or to be remitted.

⁽¹⁾ OJ No L 188, 20. 7. 1985, p. 1.

⁽²⁾ OJ No L 351, 12. 12. 1986, p. 1.

⁽³⁾ See page 9 of this Official Journal.

The original of the INF 1 sheet shall be transmitted to the customs authority which authorized use of the inward processing arrangements, and the copy shall be kept by the customs authority which endorsed the sheet.'

2. Where the application for release for free circulation related to products or goods referred to in Article 71 (2) and the specific commercial policy measures are to be applied in the Member State where use of the arrangements was authorized, the customs authority responsible for authorizing such release shall, using the INF 1 sheet endorsed by it, ask the customs authority which authorized use of the inward processing arrangements to indicate whether the specific commercial policy measures in force for goods entered for the said arrangements have in fact been applied. In that case the original of the INF 1 sheet shall be transmitted to the customs authority which authorized use of the inward processing arrangements, and the copy shall be kept by the customs authority which endorsed the sheet.

Where the INF 1 sheet is used to apply specific commercial policy measures, the authority receiving it shall notify the holder of the authorization of the application.

3. The customs authority to which the INF 1 sheet is addressed shall supply the information requested in boxes 8 to 10 of this sheet, certify and return the original. However, it shall not be obliged to supply such information beyond the expiry of the period for which it is required to keep records.

4. The INF 1 sheet can also be endorsed by the customs authority which authorized use of the inward processing arrangements should the holder of the authorization so request. Only for the purpose of the calculation of the amount referred to in paragraph 1, the products to which the INF 1 sheet refers shall be

considered as having been released for free circulation. This authority shall give the original to the holder of the authorization and keep the copy.

5. Where paragraph 4 is applied, the part of the compensating products which have not been released for free circulation and which could benefit from the first indent of Article 21 (1) (a) of the basic Regulation and to the extent that they correspond proportionally to the quantity of the compensating products indicated in the INF 1 sheet shall only be released for free circulation under the provisions of Article 20 of the basic Regulation.

6. The acceptance of the declaration for release for free circulation shall imply the transfer of the obligation to export the compensating products indicated on the INF 1 sheet from the holder of the authorization to the person who has lodged the declaration.

6. Annex I is replaced by the following :

ANNEX I

LIST OF GOODS (PRODUCTION AS ACCESSORIES) REFERRED TO IN ARTICLE 2

All goods, which are not to be found in the compensating products, but which allow or facilitate the production of compensating products, even if they are entirely or partially used up in the process, with the exclusion of the following goods :

- (a) fuels, energy sources other than those needed for the testing of compensating products or for the detection of faults in import goods needing repair ;
- (b) lubricants other than those needed for the testing of compensating products, the adjustment or withdrawal ;
- (c) equipment and tools.'

Article 2

This Regulation shall enter into force on 1 January 1988.

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

Done at Brussels, 31 July 1987.

For the Commission

COCKFIELD

Vice-President

COMMISSION REGULATION (EEC) No 2363/87

of 3 August 1987

amending and supplementing Regulations (EEC) No 2295/82 and (EEC) No 3652/85 regarding the Turkish Textile Exporters Associations

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

Having regard to Council Regulation (EEC) No 288/82 of 5 February 1982 on common rules for imports ⁽¹⁾, and in particular Article 10 thereof,

After consultation within the Advisory Committee set up by Article 5 of that Regulation,

Whereas, Commission Regulation (EEC) No 2819/79 ⁽²⁾, as last amended by Regulation (EEC) No 3980/86 ⁽³⁾, makes imports of certain textile products originating in certain non-member countries subject to Community surveillance;

Whereas a system of administrative cooperation has been established between the European Economic Community and Turkey with regard to trade in certain textile products; whereas in consequence Commission Regulation (EEC) No 2295/82 ⁽⁴⁾ and Regulation (EEC) No 3652/85 ⁽⁵⁾, extended by Regulation (EEC) No 3981/86 ⁽⁶⁾, stipulate that the importation document referred to in Article 2 of Regulation (EEC) No 2819/79 be issued or

endorsed only on presentation of an 'exportation information document' issued by the Istanbul, Izmir and Çukurova and Antalya Textile Exporters Associations;

Whereas it is necessary to add to the list of exporters, associations mentioned in these Regulations,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 (2) of Regulations (EEC) No 2295/82 and (EEC) No 3652/85 is replaced by the following text:

'These documents shall be issued by the Istanbul, Izmir, Çukurova, Antalya and Bursa Textile Exporters Associations.'

Article 2

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

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

Done at Brussels, 3 August 1987.

For the Commission

Manuel MARÍN

Vice-President

⁽¹⁾ OJ No L 35, 9. 2. 1982, p. 1.

⁽²⁾ OJ No L 320, 15. 12. 1979, p. 9.

⁽³⁾ OJ No L 370, 30. 12. 1986, p. 21.

⁽⁴⁾ OJ No L 245, 20. 8. 1982, p. 25.

⁽⁵⁾ OJ No L 348, 24. 12. 1985, p. 19.

⁽⁶⁾ OJ No L 370, 30. 12. 1986, p. 25.

COMMISSION REGULATION (EEC) No 2364/87

of 4 August 1987

re-establishing the levying of customs duties on oxalic acid and its salts and esters falling within subheading 29.15 A I, originating in Brazil, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3924/86 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3924/86 of 16 December 1986 applying generalized tariff preferences for 1987 in respect of certain industrial products originating in developing countries⁽¹⁾, and in particular Article 15 thereof,

Whereas, pursuant to Articles 1 and 12 of Regulation (EEC) No 3924/86, suspension of customs duties shall be accorded to each of the countries or territories listed in Annex III other than those listed in column 4 of Annex I, within the framework of the preferential tariff ceiling fixed in column 9 of Annex I;

Whereas, as provided for in Article 13 of Regulation (EEC) No 3924/86, as soon as individual ceilings in question are reached at Community level the levying of customs duties on imports of the products in question originating in each of the countries and territories concerned may at any time be re-established;

Whereas, in the case of oxalic acid and its salts and esters, falling within subheading 29.15 A I, the individual ceiling was fixed at 170 000 ECU; whereas, on 28 July 1987, imports of these products into the Community, originating in Brazil reached the ceiling in question after being charged thereagainst;

Whereas it is appropriate to re-establish the levying of customs duties in respect of the products in question against Brazil,

HAS ADOPTED THIS REGULATION:

Article 1

As from 8 August 1987, the levying of customs duties, suspended pursuant to Regulation (EEC) No 3924/86, shall be re-established on imports into the Community of the following products originating in Brazil:

Order No	CCT heading No and NIMEXE-code	Description
10.0190	29.15 A I (29.15-11)	Oxalic acid and its salts and esters

Article 2

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

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

Done at Brussels, 4 August 1987.

For the Commission

Manuel MARÍN

Vice-President

⁽¹⁾ OJ No L 373, 31. 12. 1986, p. 1.

COMMISSION REGULATION (EEC) No 2365/87

of 29 July 1987

on detailed rules for showing in accounts expenditure consequent on specific disposals of butter from public stocks

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy⁽¹⁾ as last amended by Regulation (EEC) No 3769/85⁽²⁾, and in particular Articles 4 (4) and 5 (3) thereof,Whereas Council Regulation (EEC) No 1883/78 of 2 August 1978 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Section⁽³⁾, as last amended by Regulation (EEC) No 801/87⁽⁴⁾, and in particular Article 4 (1) thereof, stipulates that where intervention entails buying in and storage of products, the amount financed is determined by the annual accounts established by the intervention agencies, but that, in the case of certain specific butter disposal schemes, the financing of losses incurred on sales is deferred and that the deferred financing attracts interest;Whereas Article 6 of Commission Regulation (EEC) No 3184/83 of 31 October 1983 on the operation of the system of advances in respects of expenditure financed by the EAGGF Guarantee Section⁽⁵⁾, as amended by Regulation (EEC) No 3462/85⁽⁶⁾ lays down the method to be followed for declaration of expenditure consequent upon public intervention; whereas special rules should be laid down in respect of the disposal of butter provided for by Regulation (EEC) No 1883/78;

Whereas there should be established a method of calculation of financing costs to be borne by virtue of Regulation (EEC) No 1883/78, which enables these costs to be entered in accounts on a monthly basis and which allows for amounts not yet reimbursed;

Whereas it is expedient to determine what treatment should be applied to any discrepancies between expenditure charged to the accounts for a year under Article 98 of the Financial Regulation of 21 December 1977⁽⁷⁾ and that recognized by the Commission when clearing the accounts as regards this deferred financing;

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

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 6 (2) of Regulation (EEC) No 3184/83 the amount of losses referred to in the second subparagraph of Article 4 (1) of Regulation No 1883/78 shall be drawn, from 1989 onwards, as provided below.

*Article 2*The amount of losses referred to in the second subparagraph of Article 4 (1) of Regulation (EEC) No 1883/78, calculated in accordance with the third subparagraph using from No 1 annexe hereto shall be deducted from the expenditure declared in Annex II to Regulation (EEC) No 3184/83 and in Table IX of Commission Regulation (EEC) No 1723/72⁽⁸⁾, and, accordingly, shall be excluded from the amount to be drawn in accordance with Article 6 (2) of Regulation (EEC) No 3184/83.*Article 3*

From the financial year 1989 onwards, the Member States shall draw, in the first quarter of each financial year, one quarter of the total of the amounts referred to in Article 2 and shall declare this amount as expenditure for the month during which the sum is drawn.

Article 4

1. For the financial years 1987 and 1988, the financing costs relating to the amounts referred to in Article 2 shall be calculated in accordance with form No 2 annexed hereto and drawn monthly.

2. From the financial year 1989, onwards, after deduction of the financing which is to take place in the first quarter, the financing costs shall be calculated on the residual amounts in accordance with column (a) of form No 3 annexed hereto and drawn in equal monthly tranches.

⁽⁸⁾ OJ No L 186, 16. 8. 1972, p. 1.

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽²⁾ OJ No L 362, 31. 12. 1985, p. 17.

⁽³⁾ OJ No L 216, 5. 8. 1978, p. 1.

⁽⁴⁾ OJ No L 79, 21. 3. 1987, p. 14.

⁽⁵⁾ OJ No L 320, 17. 11. 1983, p. 1.

⁽⁶⁾ OJ No L 332, 10. 12. 1985, p. 25.

⁽⁷⁾ OJ No L 356, 31. 12. 1977, p. 1.

Article 5

The definitive amounts which are subject to a deferment of financing under Article 1 shall be established at the time of the clearance of accounts of the financial year in which the disposal takes place.

In the case of a difference between the amounts declared and the amounts recognized at the time of the clearance of accounts, the consequences which affect the financing years following the cleared year and which have been

entered in the accounts up to the execution of the clearance decision, shall be determined by means of form No 3 and shall be paid or drawn at the date provided for in the clearance decision.

Article 6

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

It shall apply with effect from 1 December 1986.

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

Done at Brussels, 29 July 1987.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

Member State	
Product	

19..

NET LOSSES IN RESPECT OF SPECIFIC DISPOSALS

FORM No 1

Determination of losses incurred as a result of specific disposals for which financing is deferred

(Financial years 1987 and 1988)

(Period from 1 December 19.. to 19..)

A. Value of quantities disposed from

- (a) quantities disposed from
1 December 19.. to 19.. tonnes
- (b) carryover price at 1 December 19.. national currency
- (c) = (a × b) value of quantities
disposed from 1 December 19.. to 19.. national currency

B. Proceeds from sales

from 1 December 19.. to 19..

- (a) Regulation No 3143/85 ⁽¹⁾ tonnes national currency
- (b) Regulation No 765/86 ⁽²⁾ tonnes national currency
- (c) Regulation No 2409/86 ⁽³⁾ tonnes national currency
- (d) Regulation No 2409/86 Title VII (a) tonnes national currency
- Total tonnes national currency

C. (A — B) Losses on sales

..... national currency

from 1 December 19.. to 19.. for which financing is deferred (to be deducted in column (b) Annex II Commission Regulation (EEC) No 3184/83 ⁽⁴⁾ and Table IX of Commission Regulation (EEC) 1723/72 ⁽⁵⁾)

D. Losses on sales up to the end of the preceding month for which financing is deferred

..... national currency

E. (C — D) Losses on sales for which financing is deferred to be deducted from month (column (a) of Annex II) and used as a basis for calculation of financing costs ⁽⁶⁾ (Form No 2)

..... national currency

⁽¹⁾ OJ No L 298, 12. 11. 1985, p. 9.⁽²⁾ OJ No L 72, 15. 3. 1986, p. 11.⁽³⁾ OJ No L 208, 31. 7. 1986, p. 29.⁽⁴⁾ OJ No L 320, 17. 11. 1983, p. 1.⁽⁵⁾ OJ No L 186, 16. 8. 1972, p. 1.⁽⁶⁾ The amounts remain unchanged even for accounts clearance purposes.

Member State	
Product	

19..

NET LOSSES IN RESPECT OF SPECIFIC DISPOSALS

FORM No 2

Calculation of financing costs for losses on sales due to specific disposals for which financing is deferred

(Financial years 1987 and 1988)

Month in which expenditure is recorded (physical transactions of preceding month)	AMOUNTS DEFERRED		FINANCING COSTS	
	of month (line E — Form No 1)	Cumulative total	of month ⁽¹⁾ (c) = $\frac{b \times i^{(2)}}{12}$	Cumulative total ⁽²⁾
	(a)	(b)	(c)	(d)
Carried forward from preceding year	—		—	—
January				
February				
March				
April				
May				
June				
July				
August				
September				
October				
November				
December				⁽³⁾

⁽¹⁾ i = financing rate laid down in Commission Regulation (EEC) No 467/77 (OJ No L 62, 8. 3. 1977, p. 9).⁽²⁾ This amount is to be entered in column (a) of Annex II of Regulation (EEC) No 3184/83 (OJ No L 320, 17. 11. 1983, p. 1).⁽²⁾ This amount is to be entered in column (b) of Annex II of Regulation (EEC) No 3184/83.⁽³⁾ This amount must be entered in Table IX of Regulation (EEC) No 1723/72 (OJ No L 186, 16. 8. 1972, p. 1).

NET LOSSES IN RESPECT OF SPECIFIC DISPOSALS

FORM No 3

Calculation of financing costs on residual deferred amounts and of consequences of accounts clearances

(to be used from financial year 1989)

Operation	Basic figures	Figures cleared year	Consequences clearance year
	(a)	(b)	(c) = (a) — (b)
A. Deferred amounts			
1. 1987	(¹)		
2. 1988	(¹)		
3. Total			
B. 1989			
1. Reimbursement $\frac{(A3)}{4}$			
2. Residual deferred amount $(A3 - B1)$			
3. Monthly financing costs = $\frac{B2 \times i(^{1})}{12}$			
4. Difference, financing costs, clearance = $B3 \times n(^{2})$			
C. 1990			
1. Reimbursement $\frac{(A3)}{4}$			
2. Residual deferred amount $(A3 - B1 - C1)$			
3. Monthly financing costs = $\frac{C2 \times i(^{1})}{12}$			
4. Difference, financing costs, clearance = $C3 \times n(^{2})$			
D. 1991			
1. Reimbursement $\frac{(A3)}{4}$			
2. Residual deferred amount $(A3 - B1 - C1 - D1)$			
3. Monthly financing costs = $\frac{D2 \times i(^{1})}{12}$			
4. Difference, financing costs, clearance = $D3 \times n(^{2})$			
E. Total consequences of clearance to be shown in accounts			
1. On deferred amounts $(B1 + C1 + D1)$ column (c)			
2. Financing costs $(B4 + C4 + D4)$			
3. Financing costs in respect of 1987 $(A1 \times i(^{1}))$ paid in 1988			
4. Total financing costs			

(¹) i = financing rate fixed by Commission Regulation (EEC) No 467/77 (OJ No L 62, 8. 3. 1977, p. 9.)(²) n = number of months elapsed between the beginning of the financial year and the execution of the clearance decision or 12 if the decision in question does not take place during the year.(³) Data taken from the last monthly declaration or the amounts accepted in the clearance.

COMMISSION REGULATION (EEC) No 2366/87

of 4 August 1987

abolishing the corrective amount on import of peaches, including nectarines,
originating in Greece into the Community of Nine

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Greece,

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

Having regard to Council Regulation (EEC) No 10/81 of 1 January 1981 fixing, in respect of fruit and vegetables, the general rules for implementing the 1979 Act of Accession⁽¹⁾, and in particular Article 9 (2) thereof,

Whereas Article 75 of the Act of Accession fixes the conditions under which a compensatory mechanism for imports into the Community of Nine of fruit and vegetables coming from Greece for which an institutional price is fixed, is to be introduced;

Whereas Council Regulation (EEC) No 10/81 determined the general rules for applying the said compensatory mechanism and Commission Regulation (EEC) No 53/81⁽²⁾ fixed detailed rules for applying the said compensatory mechanism;Whereas Commission Regulation (EEC) No 2237/87⁽³⁾ introduced a corrective amount on import of peaches, including nectarines, originating in Greece into the Community of Nine;

Whereas Article 7 (1) of Regulation (EEC) No 10/81 fixed the conditions under which a corrective amount, introduced pursuant to Article 6 (1) (a) of the said Regulation, is to be abolished; whereas the said conditions require abolition of the corrective amount on import of peaches, including nectarines, originating in Greece into the Community of Nine,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2237/87 is hereby repealed.

Article 2

This Regulation shall enter into force on 5 August 1987.

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

Done at Brussels, 4 August 1987.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 1, 1. 1. 1981, p. 17.⁽²⁾ OJ No L 4, 1. 1. 1981, p. 34.⁽³⁾ OJ No L 206, 28. 7. 1986, p. 30.

COMMISSION REGULATION (EEC) No 2367/87
of 4 August 1987

amending Regulation (EEC) No 2196/87 introducing a countervailing charge for the second time on fresh lemons originating in Spain (except the Canary Islands)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1926/87⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 2196/87⁽³⁾, as amended by Regulation (EEC) No 2268/87⁽⁴⁾, introduced a countervailing charge on fresh lemons originating in Spain (except the Canary Islands);

Whereas Article 26 (1) of Regulation (EEC) No 1035/72 laid down the conditions under which a charge introduced in application of Article 25 of that Regulation is amended; whereas if those conditions are taken into consideration the countervailing charge on the import of fresh lemons originating in Spain (except the Canary Islands) must be altered;

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal⁽⁵⁾, the arrangements applicable to trade between, on the one hand, a new Member State and, on the other, the Community as constituted at 31 December 1985 must be those which were applicable before accession;

Whereas Article 140 (1) provides for a 4 % reduction in the countervailing charges applicable under Regulation (EEC) No 1035/72 during the second year after accession,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 2196/87, '9,03 ECU' is hereby replaced by '6,36 ECU'.

Article 2

This Regulation shall enter into force on 5 August 1987.

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

Done at Brussels, 4 August 1987

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 183, 3. 7. 1987, p. 24.

⁽³⁾ OJ No L 203, 24. 7. 1987, p. 35.

⁽⁴⁾ OJ No L 208, 30. 7. 1987, p. 33.

⁽⁵⁾ OJ No L 302, 15. 11. 1985, p. 9.

CORRIGENDA

Corrigendum to Commission Decision 87/348/EEC of 11 June 1987 amending the limits of the less-favoured areas in France within the meaning of Council Directive 75/268/EEC

(Official Journal of the European Communities No L 189 of 9 July 1987)

On page 38, in title II of the Annex :

for: 'II. ZONES DÉFAVORISÉES AU SENS DE L'ARTICLE 3 PARAGRAPHE 3 DE LA DIRECTIVE 75/268/CEE',

read: 'II. ZONES DÉFAVORISÉES AU SENS DE L'ARTICLE 3 PARAGRAPHE 4 DE LA DIRECTIVE 75/268/CEE'.
