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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 305/88

of 2 February 1988

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) 3989/87⁽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 4047/87⁽⁵⁾ and subsequent amending Regulations ;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central

rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

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

Whereas these exchange rates being those recorded on 1 February 1988 ;

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

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 4047/87 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

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

Article 2

This Regulation shall enter into force on 3 February 1988.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 1.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 378, 31. 12. 1987, p. 99.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 2 February 1988 fixing the import levies on cereals and on wheat or rye flour, groats and meal

CN code	Levies	
	Portugal	Third country
0709 90 60	10,36	168,31
0712 90 19	10,36	168,31
1001 10 10	65,54	252,37 ⁽¹⁾ ⁽²⁾
1001 10 90	65,54	252,37 ⁽¹⁾ ⁽²⁾
1001 90 91	5,23	190,22
1001 90 99	5,23	190,22
1002 00 00	45,58	163,21 ⁽²⁾
1003 00 10	39,26	182,03
1003 00 90	39,26	182,03
1004 00 10	95,79	149,33
1004 00 90	95,79	149,33
1005 10 90	10,36	168,31 ⁽²⁾ ⁽³⁾
1005 90 00	10,36	168,31 ⁽²⁾ ⁽³⁾
1007 00 90	33,88	176,95 ⁽²⁾
1008 10 00	39,26	97,87
1008 20 00	39,26	107,29 ⁽²⁾
1008 30 00	39,26	57,91 ⁽²⁾
1008 90 10	(⁽²⁾)	(⁽²⁾)
1008 90 90	39,26	57,91
1101 00 00	21,87	280,85
1102 10 00	78,36	243,04
1103 11 10	115,18	404,76
1103 11 90	21,93	301,63

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

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

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

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

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

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

⁽⁷⁾ The levy applicable to rye shall be charged on imports of the product falling within subheading 1008 90 10 (triticale).

COMMISSION REGULATION (EEC) No 306/88

of 2 February 1988

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

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

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 3989/87 ⁽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 4048/87 ⁽⁵⁾ and subsequent amending Regulations;

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

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

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

Whereas these exchange rates being those recorded on 1 February 1988;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The premiums referred to in Article 15 of Regulation (EEC) No 2727/75 to be added to the import levies fixed in advance in respect of cereals and malt coming from Portugal shall be zero.

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

Article 2

This Regulation shall enter into force on 3 February 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 1.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 378, 31. 12. 1987, p. 102.

ANNEX

to the Commission Regulation of 2 February 1988 fixing the premiums to be added to the import levies on cereals, flour and malt from third countries

A. Cereals and flour

CN code	(ECU/tonne)			
	Current 2	1st period 3	2nd period 4	3rd period 5
0709 90 60	0	0	0	1,13
0712 90 19	0	0	0	1,13
1001 10 10	0	0	0	2,16
1001 10 90	0	0	0	2,16
1001 90 91	0	0	0	0
1001 90 99	0	0	0	0
1002 00 00	0	0	0	0
1003 00 10	0	0,72	0,72	0,72
1003 00 90	0	0,72	0,72	0,72
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	1,13
1005 90 00	0	0	0	1,13
1007 00 90	0	0	0	0
1008 10 00	0	0	0	0
1008 20 00	0	0	0	0
1008 30 00	0	0	0	0
1008 90 90	0	0	0	0
1101 00 00	0	0	0	0

B. Malt

CN code	(ECU/tonne)				
	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
1107 10 11	0	0	0	0	0
1107 10 19	0	0	0	0	0
1107 10 91	0	1,28	1,28	1,28	1,28
1107 10 99	0	0,96	0,96	0,96	0,96
1107 20 00	0	1,12	1,12	1,12	1,12

COMMISSION REGULATION (EEC) No 307/88**of 2 February 1988****on the issuing of a standing invitation to tender for the resale on the internal market of 150 000 tonnes of barley held by the Greek intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 3989/87⁽²⁾, and in particular Article 7 (7) thereof,

Whereas Article 3 of Council Regulation (EEC) No 1581/86 of 23 May 1986 laying down general rules for intervention on the market in cereals⁽³⁾ provides that cereals held by the intervention agency are to be sold by tender;

Whereas Commission Regulation (EEC) No 1836/82⁽⁴⁾, as last amended by Regulation (EEC) No 2418/87⁽⁵⁾, lays down the procedure and conditions for the disposal of cereals held by intervention agencies;

Whereas, in the present market situation, a standing invitation to tender for the resale on the internal market of 150 000 tonnes of barley held by the Greek intervention agency should be issued;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Greek intervention agency shall issue a standing invitation to tender for the resale on the internal market of

150 000 tonnes of barley held by it in accordance with Regulation (EEC) No 1836/82.

Article 2

1. The final date for the submission of tenders for the first partial invitation to tender shall be 12 February 1988.
2. The final date for the submission of tenders for the last partial invitation to tender shall be 31 May 1988.
3. Tenders must be lodged with the Greek intervention agency:

Ydagap, ministère de l'agriculture,
direction marché intérieur,
241, rue Acharnon,
GR-104 46 Athènes
(Telex 221734 ITAG GR).

Article 3

Not later than Tuesday of the week following the final date for the submission of tenders, the Greek intervention agency shall notify the Commission of the quantities and average prices of the various lots sold.

Article 4

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, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 377, 31. 12. 1987.

⁽³⁾ OJ No L 139, 24. 5. 1986, p. 36.

⁽⁴⁾ OJ No L 202, 9. 7. 1982, p. 23.

⁽⁵⁾ OJ No L 223, 11. 8. 1987, p. 5.

COMMISSION REGULATION (EEC) No 308/88

of 2 February 1988

correcting Regulations (EEC) No 1956/87 and (EEC) No 3938/87 fixing the monetary compensatory amounts applicable in the agricultural sector and certain coefficients and rates required for their application

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1677/85 of 11 June 1985 on monetary compensatory amounts in agriculture⁽¹⁾, as last amended by Regulation (EEC) No 1889/87⁽²⁾, and in particular Articles 9 and 12 thereof,

Having regard to Council Regulation (EEC) No 1678/85 of 11 June 1985 fixing the conversion rates to be applied in agriculture⁽³⁾, as last amended by Regulation (EEC) No 57/88⁽⁴⁾,

Whereas the monetary compensatory amounts introduced by Regulation (EEC) No 1677/85 were fixed by Commission Regulation (EEC) No 1956/87⁽⁵⁾, as last amended by Regulation (EEC) No 3876/87⁽⁶⁾; whereas from 1 January 1988 those monetary compensatory amounts were fixed by Regulation (EEC) No 3938/87⁽⁷⁾, as last amended by Regulation (EEC) No 248/88⁽⁸⁾;

Whereas Commission Regulation (EEC) No 3153/85⁽⁹⁾, as last amended by Regulation (EEC) No 3770/87⁽¹⁰⁾, lays down detailed rules for the calculation of monetary compensatory amounts;

Whereas the wording of note 19 introduced by Commission Regulation (EEC) No 3509/87⁽¹¹⁾ does not meet the required purpose; whereas it should therefore be supplemented; whereas that note should also be introduced into Regulation (EEC) No 3938/87;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the management committees concerned,

HAS ADOPTED THIS REGULATION:

Article 1

1. Note 19 in Part 8 of Annex I to Regulation (EEC) No 1956/87 reads as follows:

'⁽¹⁹⁾ The monetary compensatory amount is applicable to liquid preparations which after diluting or other treatment are intended for the manufacture of beverages for consumption.'

2. Note 19 is introduced into Part 8 of Annex I to Regulation (EEC) No 3938/87 opposite CN code 2106 90 99:

'⁽¹⁹⁾ For products falling within CN code 2106 90 99, the amounts indicated for additional codes 7001, 7002, 7003 and 7004 are applicable only to liquid preparations which after diluting or other treatment are intended for the manufacture of beverages for consumption.'

Article 2

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

At the request of the party concerned, it shall apply from 7 September 1987.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 164, 24. 6. 1985, p. 6.

⁽²⁾ OJ No L 182, 3. 7. 1987, p. 1.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁴⁾ OJ No L 6, 9. 1. 1988, p. 24.

⁽⁵⁾ OJ No L 186, 6. 7. 1987, p. 3.

⁽⁶⁾ OJ No L 368, 28. 12. 1987, p. 1.

⁽⁷⁾ OJ No L 372, 31. 12. 1987, p. 1.

⁽⁸⁾ OJ No L 29, 1. 2. 1988, p. 1.

⁽⁹⁾ OJ No L 310, 21. 11. 1985, p. 4.

⁽¹⁰⁾ OJ No L 355, 17. 12. 1987, p. 16.

⁽¹¹⁾ OJ No L 334, 24. 11. 1987, p. 9.

COMMISSION REGULATION (EEC) No 309/88

of 2 February 1988

amending Regulation (EEC) No 537/70 authorizing Member States to take measures derogating from certain requirements of the quality standards applicable to exports to third countries of flowering bulbs, corms and tubers

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

Having regard to Council Regulation (EEC) No 234/68 of 27 February 1968 on the establishment of a common organization of the market in live trees and other plants, bulbs, roots and the like, cut flowers and ornamental foliage ⁽¹⁾,

Having regard to Council Regulation (EEC) No 315/68 of 12 March 1968 fixing quality standards for flowering bulbs, corms and tubers ⁽²⁾, as last amended by Regulation (EEC) No 1733/84 ⁽³⁾, and in particular Article 2 (2) thereof,

Whereas pursuant to Article 2 (2) of Regulation (EEC) No 315/68 Member States may be authorized to take measures derogating from certain requirements of the quality standards in order to allow exporters to meet the trade requirements of certain non-member countries;

Whereas the plant health measures in force in Japan require that imported *Hyacinthus orientalis* bulbs be grown for at least one year before being allowed on the market; whereas during that year the size of the *Hyacinthus orientalis* bulbs increases by at least 2 cm;

Whereas this situation has been taken into account by Commission Regulation (EEC) No 537/70 ⁽⁴⁾, as amended by Regulation (EEC) No 2737/77 ⁽⁵⁾ and (EEC) No 3420/84 ⁽⁶⁾, which authorized a minimum size of 12 cm

for *Hyacinthus orientalis* bulbs exported to Japan; whereas these measures expired on 31 December 1987;

Whereas there is no likelihood of the abolition of the existing plant-health measures in Japan; whereas the measures provided in Regulation (EEC) No 2737/77 should therefore be reintroduced;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 537/70 is amended as follows:

1. '*Hyacinthus orientalis*' is added to Article 1 (1) until 31 December 1988.
2. The text appearing in the Annex to this Regulation is added to the Annex thereto.

Article 2

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 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 55, 2. 3. 1968, p. 1.

⁽²⁾ OJ No L 71, 21. 3. 1968, p. 1.

⁽³⁾ OJ No L 164, 22. 6. 1984, p. 1.

⁽⁴⁾ OJ No L 67, 24. 3. 1970, p. 10.

⁽⁵⁾ OJ No L 316, 10. 12. 1977, p. 29.

⁽⁶⁾ OJ No L 316, 6. 12. 1984, p. 33.

ANNEX

Description of products	Type of pack	Third country of destination	Minimum size	Size grading
Hyacinthus orientalis (1)	any packing	Japan	12 cm	12-14

(1) Until 31 December 1988.

COMMISSION REGULATION (EEC) No 310/88

of 2 February 1988

fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 11 to 17 January 1988

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1347/86 of 6 May 1986 on the granting of a premium for the slaughter of certain adult bovine animals in the United Kingdom ⁽¹⁾, as amended by Regulation (EEC) No 467/87 ⁽²⁾,

Having regard to Commission Regulation (EEC) No 1695/86 of 30 May 1986 laying down detailed rules for the application of the premium for the slaughter of certain adult bovine animals for slaughter in the United Kingdom ⁽³⁾, and in particular Article 7 (1) thereof,

Whereas, under Article 3 of Regulation (EEC) No 1347/86, an amount equivalent to the amount of the variable slaughter premium granted in the United Kingdom is levied on meat and meat preparations from animals on which it has been paid, when they are consigned to other Member States or to non-member countries;

Whereas, under Article 7 (1) of Regulation (EEC) No 1695/86 the amounts to be charged on departure from the territory of the United Kingdom of the products listed in the Annex to the said Regulation must be fixed each week by the Commission;

Whereas Council Regulation (EEC) No 2658/87 ⁽⁴⁾ introduces from 1 January 1988 a new combined nomencla-

ture meeting the requirements of both the Common Customs Tariff and the Community's statistics of foreign trade and replacing the previous nomenclature;

Whereas, accordingly, the amounts to be levied on products which left the United Kingdom during the week 11 to 17 January 1988 should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 3 of amended Regulation (EEC) No 1347/86, the amounts to be levied on the products referred to in Article 7 (1) of Regulation (EEC) No 1695/86 which left the territory of the United Kingdom during the week 11 to 17 January 1988 shall be those set out in the Annex.

Article 2

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 11 January 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 119, 8. 5. 1986, p. 40.

⁽²⁾ OJ No L 48, 17. 2. 1987, p. 1.

⁽³⁾ OJ No L 146, 31. 5. 1986, p. 56.

⁽⁴⁾ OJ No L 256, 7. 9. 1987, p. 1.

ANNEX

Amounts to be levied on products which left the territory of the United Kingdom during
the week 11 to 17 January 1988

(ECU/100 kg net weight)	
CN code	Amount
0201 10 10	26,26474
0201 10 90	26,26474
0201 20 11	26,26474
0201 20 19	26,26474
0201 20 31	21,01179
0201 20 39	21,01179
0201 20 51	31,51769
0201 20 59	31,51769
0201 20 90	21,01179
0201 30	35,98269
0202 10 00	26,26474
0202 20 10	26,26474
0202 20 30	21,01179
0202 20 50	31,51769
0202 20 90	21,01179
0202 30 10	35,98269
0202 30 50	35,98269
0202 30 90	35,98269
0206 10 95	35,98269
0206 29 91	35,98269
0210 20 10	21,01179
0210 20 90	29,94180
0210 90 41	29,94180
1602 50 10 ⁽¹⁾	29,94180
1602 50 10 ⁽²⁾	21,01179

⁽¹⁾ Containing 80 % or more by weight of beef meat.

⁽²⁾ Other.

COMMISSION REGULATION (EEC) No 311/88

of 2 February 1988

amended Regulation (EEC) No 215/88 introducing a countervailing charge on
artichokes originating in Egypt

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 223/88 ⁽²⁾, and in particular the
second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 215/88 ⁽³⁾
introduced a countervailing charge on artichokes origina-
ting in Egypt;

Whereas Article 26 (1) of Regulation (EEC) No 1035/72
laid down the conditions under which a charge intro-

duced 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
artichokes originating in Egypt must be altered,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 215/88 '4,80' ECU is
hereby replaced by '18,03 ECU'.

Article 2

This Regulation shall enter into force on 3 February 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 23, 28. 1. 1988, p. 1.

⁽³⁾ OJ No L 21, 27. 1. 1988, p. 17.

COMMISSION REGULATION (EEC) No 312/88
of 2 February 1988
fixing the import levies on white sugar and raw sugar

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

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

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector⁽¹⁾, as last amended by Regulation (EEC) No 3993/87⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Commission Regulation (EEC) No 2054/87⁽³⁾, as last amended by Regulation (EEC) No 304/88⁽⁴⁾;

Whereas Council Regulation (EEC) No 2658/87⁽⁵⁾ introduced from 1 January 1988 a new combined nomenclature meeting the requirements of both the Common Customs Tariff and the Community's statistics of foreign trade and replacing the previous nomenclature;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2054/87 to the information known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies referred to in Article 16 (1) of Regulation (EEC) No 1785/81 shall be, in respect of white sugar and standard quality raw sugar, as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 3 February 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 23.

⁽³⁾ OJ No L 192, 11. 7. 1987, p. 38.

⁽⁴⁾ OJ No L 30, 2. 2. 1988, p. 23.

⁽⁵⁾ OJ No L 256, 7. 9. 1987, p. 1.

ANNEX

to the Commission Regulation of 2 February 1988 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	40,63 (*)
1701 11 90	40,63 (*)
1701 12 10	40,63 (*)
1701 12 90	40,63 (*)
1701 91 00	49,89
1701 99 10	49,89
1701 99 90	49,89

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

COMMISSION REGULATION (EEC) No 313/88**of 2 February 1988****altering the basic amount of the import levies on syrups and certain other products in the sugar sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Regulation (EEC) No 3993/87 ⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on syrups and certain other sugar products were fixed by Commission Regulation (EEC) No 259/88 ⁽³⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 259/88 to the informa-

tion known to the Commission that the basic amount of the levy on syrups and certain other sugar products at present in force should be altered,

HAS ADOPTED THIS REGULATION:

Article 1

The basic amounts of the import levy on the products listed in Article 1 (1) (d) of Regulation (EEC) No 1785/81, as fixed in the Annex to Regulation (EEC) No 259/88 are hereby altered to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 3 February 1988.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 377, 31. 12. 1987, p. 1.

⁽³⁾ OJ No L 26, 30. 1. 1988, p. 31.

ANNEX

to the Commission Regulation of 2 February 1988 altering the import levies on syrups and certain other products in the sugar sector

(ECU)

CN code	Basic amount per percentage point of sucrose content and per 100 kg net of the product in question	Amount of levy per 100 kg of dry matter
1702 20 10	0,4989	
1702 20 90	0,4989	
1702 30 10		58,04
1702 40 10		58,04
1702 60 10		58,04
1702 60 90	0,4989	
1702 90 30		58,04
1702 90 60	0,4989	
1702 90 71	0,4989	
1702 90 90	0,4989	
2106 90 30		58,04
2106 90 59	0,4989	

COMMISSION REGULATION (EEC) No 314/88

of 2 February 1988

laying down detailed rules for the implementation of the olive oil storage contract arrangements

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾, as last amended by Regulation (EEC) No 1915/87 ⁽²⁾, and in particular Article 20d(4) thereof,

Whereas Article 20d(3) of Regulation No 136/66/EEC states that when prices on the Community market remain close to the intervention price over a period to be determined a decision may be taken that producer groups and associations thereof recognized under Council Regulation (EEC) No 1360/78 ⁽³⁾, may conclude storage contracts for the olive oil that they market; whereas the conditions that must be met before such a decision can be taken should be specified;

Whereas the Management Committee for Oils and Fats has not given an opinion within the time limit set by its chairman,

Article 1

When prices paid to producers on the main markets of those Member States in the Community that produce olive oil have, for one or more of the olive oil qualities that may be offered for intervention, been for at least one month lower than the intervention prices applicable in those Member States, a decision may be taken to allow conclusion during the marketing year in progress of storage contracts for oil of those qualities.

Where the market situation improves substantially, the Commission may decide in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC to suspend the possibility of concluding new storage contracts for the quantities concerned or renewing them.

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, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

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

⁽²⁾ OJ No L 183, 3. 7. 1987, p. 7.

⁽³⁾ OJ No L 166, 23. 6. 1978, p. 1.

COMMISSION REGULATION (EEC) No 315/88

of 2 February 1988

on olive oil storage contracts for the 1987/88 marketing year

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 Articles 90 (1) and 257 (1) thereof,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1915/77⁽²⁾, and in particular Article 20d (3) and (4) thereof,

Whereas Article 20d (3) of Regulation No 136/66/EEC provides that, when certain conditions are met, a decision may be taken that producer groups and associations recognized under Council Regulation (EEC) No 1360/78⁽³⁾ may conclude storage contracts for olive oil; whereas the market situation during the first month of the 1987/88 marketing years has been such that the conditions laid down by Commission Regulation (EEC) No 314/88⁽⁴⁾ are met; whereas permission to conclude storage contracts should therefore be granted for the 1987/88 marketing year;

Whereas Articles 90 (1) and 257 (1) of the Act of Accession specify a period during which transitional measures may be taken to facilitate the switchover from the arrangements existing in Spain and Portugal on accession to those of the common organization of markets as defined in the Act, and in particular should appreciate difficulties arise in the application of the new arrangements on the scheduled date; whereas Council Regulation (EEC) No 4007/87⁽⁵⁾ extends this period to 31 December 1988 for Spain and to 31 December 1990 for Portugal; whereas there are difficulties in both countries over the implementation of Regulation (EEC) No 1360/78; whereas it is possible therefore to allow contracts to be concluded in those Member States by other types of bodies;

Whereas the aim behind private storage contracts is temporary withdrawal of products from a market in imbalance, without change of ownership, so that they can be put on the market again when the situation has returned

to normal; whereas it should therefore be specified that storage contracts may be entered into only for olive oil produced during the current marketing year;

Whereas only recognized groups and associations may be authorized to store oil produced by their members; whereas in order to enable them to refrain from marketing the oil that they hold aid should be granted;

Whereas the aim behind private storage must be the improved marketing of olive oil; whereas the period during which storage contracts may be concluded should therefore be restricted; whereas, moreover, the offering of oil for intervention on expiry of the storage contract should be discouraged; whereas it is accordingly desirable to reduce the storage aid if the oil is subsequently offered for intervention;

Whereas it is desirable to specify that entitlement for a storage contract is annulled by the acceptance of an export declaration;

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

HAS ADOPTED THIS REGULATION:

Article 1

The intervention agencies in the producer Member States shall conclude olive-oil storage contracts for the 1987/88 marketing year as provided for in this Regulation.

Article 2

1. Storage contracts (hereinafter called 'contracts') shall be concluded only with recognized groups or associations within the meaning of Regulation (EEC) No 1360/78 which hold olive oil of Community origin produced by their own members and which have appropriate storage facilities at their disposal.

2. In Spain and Portugal, notwithstanding paragraph 1, storage contracts may be concluded with their recognized producer organization and associations thereof within the meaning of Regulation No 136/66/EEC and with recognized associations in accordance with the respective national rules carrying out their activities in the olive-oil sector which hold olive oil of Community origin produced by their own members and which have appropriate storage facilities at their disposal.

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

⁽²⁾ OJ No L 183, 3. 7. 1987, p. 7.

⁽³⁾ OJ No L 166, 23. 6. 1978, p. 1.

⁽⁴⁾ See page 16 of this Official Journal.

⁽⁵⁾ OJ No L 378, 31. 12. 1987, p. 1.

3. Contracts shall relate only to olive-oil qualities that may be offered for intervention with the exception of crude olive-oil residue and to lots of at least 250 tonnes net of the same quality. In Portugal, however the minimum size of lots shall be 50 tonnes.

4. Contracts shall be concluded for a period of 60 days. They shall be automatically renewed for 60-day periods if the party concerned does not, before expiry of the period, ask the intervention agency to cancel the contract always provided that the new expiry date is not later than 31 October 1988 and, except where the possibility of concluding new contracts or renewing them is suspended, as provided for in Regulation (EEC) No 314/88.

5. The maximum quantity that may be covered by contacts at any one time during the 1987/88 marketing year shall be 200 000 tonnes.

Article 3

1. With a view to conclusion of a contract, a written application must be lodged, by 30 April 1988 at the latest, with the intervention agency of the Member State in which the olive oil is located. It must be accompanied by proof that a security of 0,5 Ecu per 100 kilograms of oil has been lodged.

2. Applications must be lodged on Mondays or Tuesdays of each week. On Wednesdays Member States shall notify the Commission of the quantities for which valid applications have been made and for which contracts expired in the previous week.

The Commission shall each week total the quantities for which applications have been made and shall, until exhaustion of the maximum quantity specified in Article 2 (5), authorize Member States to accept the applications made. Should there be a risk of exhaustion of the quantity it shall authorize acceptance of quantities applied for proportionally to the quantity available.

3. After authorization by the Commission, contracts shall be concluded without discrimination and as rapidly as possible. The date of conclusion of the contract shall be that of sending notification of acceptance of the relevant application by the intervention agency. The date of commencement of the contract shall be the day following the date of conclusion, unless the applicant has requested a later date.

4. Only olive oil produced in the Community during the current marketing year may be the subject of a contract.

Article 4

1. Contracts shall be drawn up in two copies and shall include the following information :

- (a) the business name of the storing party ;
- (b) its full postal address ;
- (c) the name and address of the intervention agency ;
- (d) the exact address of the place of storage ;
- (e) the number and individual particulars of the lots covered by the contract and the net weight and quality of each lot ;
- (f) the consent of the owner of the oil stored, if the holder is not himself the owner ;
- (g) the date of commencement of the contract ;
- (h) the reference to this Regulation ;
- (i) the date of conclusion of the contract.

2. Contracts shall make the following obligations incumbent upon the storer :

- (a) that of holding in store during the period stipulated the agreed quantity of the relevant product on his own behalf and at his own risk ;
- (b) that of storing oils of differing qualities in separate and identifiable containers ;
- (c) that of authorizing the intervention agency to verify at any time that the obligations laid down in the contract are in fact being complied with.

3. The storer may cancel the contract at any moment. He shall thereby lose entitlement to aid for the current 60-day period.

4. The obligation of compliance with the quantity shown in the contract shall be deemed to be met if at least 98 % of that quantity has been maintained in store.

Article 5

1. For each 60-day period, the following aid shall be granted :

- 2 ECU per 100 kilograms if the storage agency provides evidence within 60 days of the date of expiry of the contract that the olive oil has been marketed,
- 0,6 ECU per 100 kilograms in all other cases.

2. For the purposes of this Regulation 'marketed' shall mean that the oil has either been sold and delivered to a packaging plant meeting requirements laid down by the Member State in the case of Spain and Portugal and approved under Commission Regulation (EEC) No 2677/85 ⁽¹⁾ in the case of the other Member States, or, if it is lampante virgin oil to a refiner, or has been exported.

3. An amount of 0,6 ECU per 100 kilograms may be paid in advance on conclusion or renewal of the contract against security for an equivalent amount.

⁽¹⁾ OJ No L 254, 25. 9. 1985, p. 5.

4. The rate applicable for the conversion into national currency of the amount of the storage aid shall be the agricultural conversion rate in force on the day of conclusion of the contract.

5. The amount of the aid shall be calculated by reference to the net weight ascertained on the date of commencement of the contract.

Article 6

1. Subject to the provisions of Article 7, the aid shall be paid only where all the obligations in the contract have been complied with.

The aid shall be paid, and the securities specified in Articles 3 (1) and 5 (3) released after verification of compliance with the said obligations, within 60 days of expiry of the contract.

2. Acceptance of an export declaration shall terminate the storage arrangement. In this case no aid shall be paid for the period in progress at the time of such acceptance for the quantity entered in the export declaration.

Article 7

1. In cases of *force majeure*, the intervention agency shall determine what action it deems necessary given the circumstances invoked. Such action may, in particular, involve payment of the aid due *pro rata* for the quantity stored and the actual period of storage.

2. Member States shall inform the Commission of all cases they deem to be cases of *force majeure* and of the action taken in each case.

Article 8

1. The Member States shall take all action necessary to ensure, throughout the contractual storage period, verifi-

cation of compliance with the obligations laid down in the contract. Such verification shall include physical inspection of the goods in store, removed from store or placed in store and verification of the appropriate registers.

Physical inspection shall include verification of the nature and the quality of the stocks and the possibility of their identification and shall include checks as to whether the quantities stored and marked tally with the quantities declared.

2. Failure to comply with the contractual obligations shall entail forfeiture of the security specified in Article 3 (1), without prejudice to any other penalties applicable.

3. Member States shall notify to the Commission national measures adopted in implementation of this Regulation, with a specimen of the contract.

Article 9

Member States shall notify the Commission by the 10th of each month :

- of the quantities and qualities of olive oil for which contracts have been concluded or renewed during the preceding month,
- by quality, of the total quantities of olive oil in storage at the end of the preceding month, and the total number of current contracts.

Article 10

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, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 316/88

of 2 February 1988

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 the Act of Accession of Spain and Portugal,

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 3908/87⁽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 last amended by Regulation (EEC) No 1860/86⁽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 11 January 1988, 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 Council Regulation (EEC) No 2658/87⁽⁵⁾ introduces from 1 January 1988 a new combined nomenclature meeting the requirements of both the Common

Customs Tariff and the Community's statistics of foreign trade and replacing the previous nomenclature;

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 11 January 1988, 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 11 January 1988 the level of the premium is fixed at 109,801 140,861 kg of estimated or actual dressed carcase weight within the limits laid down by Article 1 (1) (b) of Regulation (EEC) No 1633/84.

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 11 January 1988, the amounts to be charged shall be equivalent to those fixed in the Annexes 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 11 January 1988.

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 16.

⁽³⁾ OJ No L 154, 9. 6. 1984, p. 27.

⁽⁴⁾ OJ No L 161, 17. 6. 1986, p. 25.

⁽⁵⁾ OJ No L 256, 7. 9. 1987, p. 1.

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

Done at Brussels, 2 February 1988.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

Amount to be charged for products leaving region 5 during the week commencing 11 January 1988

(ECU/100 kg)

CN code	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)
	Live weight	Live weight	Live weight
0104 10 90	66,205	33,103	6,620
0104 20 90		33,103	
	Net weight	Net weight	Net weight
0204 10 00	140,861	70,431	14,086
0204 21 00	140,861	70,431	
0204 50 11		70,431	
0204 22 10	98,603		
0204 22 30	154,947		
0204 22 50	183,119		
0204 22 90	183,119		
0204 23 00	256,367		
0204 30 00	105,646		
0204 41 00	105,646		
0204 42 10	73,952		
0204 42 30	116,211		
0204 42 50	137,340		
0204 42 90	137,340		
0204 43 00	192,276		
0204 50 13	98,603		
0204 50 15	154,947		
0204 50 19	183,119		
0204 50 31	183,119		
0204 50 39	256,367		
0204 50 51	105,646		
0204 50 53	73,952		
0204 50 55	116,211		
0204 50 59	137,340		
0204 50 71	137,340		
0204 50 79	192,276		
0210 90 11	183,119		
0210 90 19	256,367		
1602 90 71			
— unboned (bone-in)	183,119		
— boned or boneless	256,367		

(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.