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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1395/88**of 24 May 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) 1097/88⁽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 20 May 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 25 May 1988.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 7.

⁽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, 24 May 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

to the Commission Regulation of 24 May 1988 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CN code	Levies	
	Portugal	Third country
0709 90 60	16,55	177,41
0712 90 19	16,55	177,41
1001 10 10	73,91	251,43 ⁽¹⁾ ⁽²⁾
1001 10 90	73,91	251,43 ⁽¹⁾ ⁽²⁾
1001 90 91	11,45	191,09
1001 90 99	11,45	191,09
1002 00 00	51,75	165,03 ⁽³⁾
1003 00 10	45,43	171,75
1003 00 90	45,43	171,75
1004 00 10	101,89	146,73
1004 00 90	101,89	146,73
1005 10 90	16,55	177,41 ⁽²⁾ ⁽³⁾
1005 90 00	16,55	177,41 ⁽²⁾ ⁽³⁾
1007 00 90	40,05	185,13 ⁽⁴⁾
1008 10 00	45,43	100,51
1008 20 00	45,43	146,76 ⁽⁴⁾
1008 30 00	45,43	62,69 ⁽⁵⁾
1008 90 10	(7)	(7)
1008 90 90	45,43	62,69
1101 00 00	31,23	282,73
1102 10 00	87,65	246,25
1103 11 10	128,41	403,56
1103 11 90	31,32	302,19

⁽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 1396/88

of 24 May 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 1097/88 ⁽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 20 May 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 25 May 1988.

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 7.

⁽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 24 May 1988 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	(ECU/tonne)			
	Current 5	1st period 6	2nd period 7	3rd period 8
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	0	0	0
1001 10 90	0	0	0	0
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	0	0
1003 00 90	0	0	0	0
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	0
1005 90 00	0	0	0	0
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 5	1st period 6	2nd period 7	3rd period 8	4th period 9
1107 10 11	0	0	0	0	0
1107 10 19	0	0	0	0	0
1107 10 91	0	0	0	0	0
1107 10 99	0	0	0	0	0
1107 20 00	0	0	0	0	0

COMMISSION REGULATION (EEC) No 1397/88**of 24 May 1988****closing two invitations to tender on the supply of common wheat flour to the
World Food Programme (WFP) as food aid**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3972/86 of 22 December 1986 on food-aid policy and food-aid management⁽¹⁾, as amended by Regulation (EEC) No 3785/87⁽²⁾ and in particular Article 6 (1) (c) thereof,Whereas, by Annex I to Regulation (EEC) No 1206/88⁽³⁾, the Commission issued an invitation to tender for the supply of 25 200 tonnes of common wheat flour to the WFP as food aid; whereas the conditions of the supply should be reviewed and the invitation to tender in question should consequently be closed,

HAS ADOPTED THIS REGULATION:

Article 1

For lots IV and V of Annex I to Regulation (EEC) No 1206/88 the tender is closed.

*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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President⁽¹⁾ OJ No L 370, 30. 12. 1986, p. 1.⁽²⁾ OJ No L 356, 18. 12. 1987, p. 8.⁽³⁾ OJ No L 115, 3. 5. 1988, p. 24.

COMMISSION REGULATION (EEC) No 1398/88**of 24 May 1988****deleting Annex I to Regulation (EEC) No 1205/88 as regards the supply of common wheat to non-governmental organizations (NGOs) as food aid**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3972/86 of 22 December 1986 on food-aid policy and food-aid management⁽¹⁾, as amended by Regulation (EEC) No 3785/87⁽²⁾ and in particular Article 6 (1) (c) thereof,Whereas, by Annex I to Regulation (EEC) No 1205/88⁽³⁾, the Commission issued an invitation to tender for the supply of 10 000 tonnes of common wheat for an NGO as food aid; whereas the conditions of the supply should be reviewed and the Annex in question should consequently be deleted,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EEC) No 1205/88 is hereby deleted.

*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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 370, 30. 12. 1986, p. 1.⁽²⁾ OJ No L 356, 18. 12. 1987, p. 8.⁽³⁾ OJ No L 115, 3. 5. 1988, p. 20.

COMMISSION REGULATION (EEC) No 1399/88**of 24 May 1988****repealing Regulation (EEC) No 2183/87 on the sale at a price fixed in advance of unprocessed currants from the 1986 harvest held by Greek storage agencies**

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

Having regard to Council Regulation (EEC) 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 3909/87 ⁽²⁾, and in particular 8 (8) thereof,

Having regard to Council Regulation (EEC) No 1277/84 of 8 May 1984 laying down general rules for the system of production aid for processed fruit and vegetables ⁽³⁾, and in particular Article 6 (1) thereof,

Whereas provisions were laid down in Commission Regulation (EEC) No 2183/87 ⁽⁴⁾, as amended by Regulation (EEC) No 703/88 ⁽⁵⁾, for sale of unprocessed currants from the 1986 harvest for processing within the Community for consumption; whereas to improve the marketing conditions for unprocessed currants from the

1987 harvest, the sale of unprocessed currants from the 1986 harvest should be stopped;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2183/87 is hereby repealed.

Article 2

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

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 49, 27. 2. 1986, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 20.

⁽³⁾ OJ No L 123, 9. 5. 1984, p. 25.

⁽⁴⁾ OJ No L 203, 24. 7. 1987, p. 14.

⁽⁵⁾ OJ No L 72, 18. 3. 1988, p. 23.

COMMISSION REGULATION (EEC) No 1400/88**of 24 May 1988****repealing Regulation (EEC) No 2983/87 on the sale at a price fixed in advance of unprocessed dried grapes (sultanas) from the 1986 harvest held by Greek storage agencies**

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

Having regard to Council Regulation (EEC) 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 3909/87 ⁽²⁾, and in particular 8 (8) thereof,

Having regard to Council Regulation (EEC) No 1277/84 of 8 May 1984 laying down general rules for the system of production aid for processed fruit and vegetables ⁽³⁾, and in particular Article 6 (1) thereof,

Whereas provisions were laid down in Commission Regulation (EEC) No 2983/87 ⁽⁴⁾, as amended by Regulation (EEC) No 703/88 ⁽⁵⁾, for sale of unprocessed dried grapes (sultanas) from the 1986 harvest for processing within the Community for consumption; whereas to improve the marketing conditions for unprocessed dried grapes (sultanas) from the 1987 harvest,

the sale of unprocessed dried grapes (sultanas) from the 1986 harvest should be stopped;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2983/87 is hereby repealed.

Article 2

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

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 49, 27. 2. 1986, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 20.

⁽³⁾ OJ No L 123, 9. 5. 1984, p. 25.

⁽⁴⁾ OJ No L 283, 6. 10. 1987, p. 8.

⁽⁵⁾ OJ No L 72, 18. 3. 1988, p. 23.

COMMISSION REGULATION (EEC) No 1401/88**of 24 May 1988****repealing Regulation (EEC) No 3921/87 determining the price fixed in advance of unprocessed currants from the 1985 harvest, reserved for the manufacture of certain condiments**

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

Having regard to Council Regulation (EEC) No 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 3909/87 ⁽²⁾, and in particular Article 8 (8) thereof,

Having regard to Council Regulation (EEC) No 1277/84 of 8 May 1984 laying down general rules for the system of production aid for processed fruit and vegetables ⁽³⁾, and in particular Article 6 (1) thereof,

Whereas Article 6 (2) of Commission Regulation (EEC) No 626/85 of 12 March 1985 on the purchasing, selling and storage of unprocessed dried grapes and figs by storage agencies ⁽⁴⁾, as last amended by Regulation (EEC) No 344/86 ⁽⁵⁾, stipulates that such products, intended for specific uses yet to be determined, must be sold at prices fixed in advance or determined by an invitation to tender;

Whereas Commission Regulation (EEC) No 682/86 of 4 March 1986 on the sale by storage agencies of unprocessed dried grapes for the manufacture of certain condiments ⁽⁶⁾ stipulates that certain quantities of dried grapes

may be sold at a price fixed in advance to interested operators;

Whereas Commission Regulation (EEC) No 3921/87 ⁽⁷⁾ determines the price fixed in advance for a maximum of 142 tonnes of unprocessed currants from the 1985 harvest, reserved for the manufacture of certain condiments; whereas the remaining quantities are not likely to be sold for the abovementioned use; whereas Regulation (EEC) No 3921/87 should accordingly be repealed;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3921/87 is hereby repealed.

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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 49, 27. 2. 1986, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 20.

⁽³⁾ OJ No L 123, 9. 5. 1984, p. 25.

⁽⁴⁾ OJ No L 72, 13. 3. 1985, p. 7.

⁽⁵⁾ OJ No L 41, 18. 2. 1986, p. 15.

⁽⁶⁾ OJ No L 62, 5. 3. 1986, p. 8.

⁽⁷⁾ OJ No L 369, 29. 12. 1987, p. 18.

COMMISSION REGULATION (EEC) No 1402/88

of 24 May 1988

amending Regulation (EEC) No 1847/85 fixing the list of representative producer
markets for certain fruit and vegetables as regards nectarines

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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 1113/88 ⁽²⁾, and in particular Article
17 (2) thereof,

Whereas Council Regulation (EEC) No 223/88 ⁽³⁾ adds
nectarines to the list of products set out in Annex II to
Regulation (EEC) No 1035/72; whereas the representative
producer markets for those products are the same as for
peaches; whereas Commission Regulation (EEC) No
1847/85 ⁽⁴⁾, as last amended by Regulation (EEC) No
277/88 ⁽⁵⁾, should therefore be supplemented accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

In Annex IV to Regulation (EEC) No 1847/85:

- the heading 'peaches' is hereby replaced by 'peaches
and nectarines',
- under 'France' the word 'Nîmes' is added.

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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 33.

⁽³⁾ OJ No L 23, 28. 1. 1988, p. 1.

⁽⁴⁾ OJ No L 174, 4. 7. 1985, p. 12.

⁽⁵⁾ OJ No L 26, 30. 1. 1988, p. 66.

COMMISSION REGULATION (EEC) No 1403/88

of 24 May 1988

amending Regulation (EEC) No 3587/86 fixing the conversion factors to be applied to the buying-in prices for fruit and vegetables as regards aubergines and nectarines

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the Treaty establishing the European Economic Community,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3587/86 is hereby amended as follows:

1. In Article 1, the end of the sentence after 'peaches' is replaced by 'nectarines, apricots, lemons, pears, table grapes, apples, mandarins, satsumas, clementines, and oranges be as shown in Annexes I to XIV hereto'.
2. In the second paragraph of Article 2, 'in Annex XIV' is replaced by 'in Annex XV'.
3. In Annex III:
 - in the title 'AUBERGINES (packaged)', the word '(packaged)' is deleted,
 - the following point (d) is added:

(d) form of packaging: packaged,	
maximum 15 kg net	1,00
Only where the second subparagraph of Article 15 (1) (Regulation (EEC) No 1805/78) and Article 19a (serious crisis) of Regulation (EEC) No 1035/72 apply:	
— loose, in vehicle	0,80
4. Annexes V to XIV become Annexes VI to XV respectively.
5. The following Annex is inserted:

ANNEX V

NECTARINES

Conversion rates:

(a) *variety*:

- Armking, Crimsongold, Early sun grand, Fantasia, Flavortop, Indépendance, Jacquote, May grand, Nectagrand, Nectared, Red June, Snow Queen, Spring red, Stark red gold, Stark singlo 1,00
- other 0,80

(¹) OJ No L 118, 20. 5. 1972, p. 1.
 (²) OJ No L 110, 29. 4. 1988, p. 33.
 (³) OJ No L 23, 28. 1. 1988, p. 1.
 (⁴) OJ No L 334, 27. 11. 1986, p. 1.
 (⁵) OJ No L 26, 30. 1. 1988, p. 64.
 (⁶) OJ No L 205, 29. 7. 1978, p. 64.
 (⁷) OJ No L 146, 6. 6. 1987, p. 53.

(b) *quality class:*

- | | |
|--|------|
| — II | 0,72 |
| — III (where authorization is given for marketing of this class) | 0,40 |

(c) *sizing:*

- | | |
|----------------------------|------|
| — 80 mm or more | 1,00 |
| — 67 mm to less than 80 mm | 1,00 |
| — 61 mm to less than 67 mm | 1,00 |
| — 51 mm to less than 61 mm | 0,80 |

Only in quality class III where authorization is given for marketing of this class:

- | | |
|--|------|
| — 47 mm to less than 51 mm | 0,45 |
| — 40 mm to less than 47 mm (authorized only for certain varieties) | 0,45 |
| — mixed sizings | 0,45 |

(d) *form of packaging:*

- | | |
|------------------------------|------|
| — layered in their packaging | 1,00 |
|------------------------------|------|
- Only where the second subparagraph of Article 15 (1) of Regulation (EEC) No 1035/72 (Regulation (EEC) No 1805/78) applies:
- | | |
|--------------------------|------|
| — unlayered in packaging | 0,90 |
|--------------------------|------|

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, 24 May 1988.

For the Commission

Frans ANDRIESSEN

Vice-President

COMMISSION REGULATION (EEC) No 1404/88

of 24 May 1988

laying down the intervention threshold for nectarines for 1988

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

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 1113/88⁽²⁾, and in particular Article 16a (5),

Whereas Article 16a of Regulation (EEC) No 1035/72 lays down for nectarines the criteria for fixing the intervention threshold for the Community as constituted at 31 December 1985; whereas it falls to the Commission to fix this intervention threshold by multiplying by the percentage specified in Article 2 of the Regulation the average, for the last five years for which statistics are available, of the quantities produced for consumption without processing;

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

HAS ADOPTED THIS REGULATION:

Article 1

The intervention threshold for nectarines for 1988 shall be 37 272 tonnes.

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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 33.

COMMISSION REGULATION (EEC) No 1405/88

of 24 May 1988

exempting certain Member States from the obligation to buy in certain fruit and vegetables

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 1113/88⁽²⁾, and in particular Article 19a (4) thereof,

Whereas Commission Regulation (EEC) No 1852/85 of 2 July 1985 laying down detailed rules of application with a view to exempt Member States from the obligation to buy in certain types of fruit and vegetables⁽³⁾ specified what information the Member States were to provide to the Commission with a view to their being exempted if they so requested, as provided for in Article 19a (4) of Regulation (EEC) No 1035/72, from intervention purchasing;

Whereas this information must concern either the proportion of each of the products indicated in Article 19a of Regulation (EEC) No 1035/72 marketed through recognized producer organizations or the proportion harvested in the Member State concerned during the last three marketing years;

Whereas the Member States have supplied this information; whereas the conditions for exemption laid down in Regulation (EEC) No 1852/85 are met by certain Member

States for certain products for the 1988/89 marketing year; whereas those Member States which have so applied should therefore be exempted from the obligation to make intervention purchases,

HAS ADOPTED THIS REGULATION:

Article 1

The following Member States are hereby exempted, in respect of the 1988/89 marketing year, from the obligations to make intervention purchases, as provided for in Article 19a of Regulation (EEC) No 1035/72, of pears from 1 July to 31 August, peaches, apricots, tomatoes and aubergines:

Belgium
Denmark
Germany
Ireland
Luxembourg
Netherlands
United Kingdom

This exemption shall apply in respect of Greece only to the pears referred to above.

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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 33.

⁽³⁾ OJ No L 174, 4. 7. 1985, p. 24.

COMMISSION REGULATION (EEC) No 1406/88**of 24 May 1988****concerning the stopping of fishing for plaice by vessels flying the flag of the Netherlands**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2241/87 of 23 July 1987 establishing certain control measures for fishing activities ⁽¹⁾, and in particular Article 11 (3) thereof,

Whereas Council Regulation (EEC) No 3977/87 of 21 December 1987 fixing, for certain fish stocks and groups of fish stocks, the total allowable catches for 1988 and certain conditions under which they may be fished ⁽²⁾, provides for plaice quotas for 1988;

Whereas, in order to ensure compliance with the provisions relating to the quantitative limitations on catches of stocks subject to quotas, it is necessary for the Commission to fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated;

Whereas, according to the information communicated to the Commission, catches of plaice in the waters of ICES division III a, Skagerrak, by vessels flying the flag of the Netherlands or registered in the Netherlands have reached the quota allocated for 1988; whereas the

Netherlands have prohibited fishing for this stock as from 14 May 1988; whereas it is therefore necessary to abide by that date,

HAS ADOPTED THIS REGULATION:

Article 1

Catches of plaice in the waters of ICES division III a, Skagerrak, by vessels flying the flag of the Netherlands or registered in the Netherlands are deemed to have exhausted the quota allocated to the Netherlands for 1988.

Fishing for plaice in the waters of ICES division III a, Skagerrak, by vessels flying the flag of the Netherlands or registered in the Netherlands is prohibited, as well as the retention on board, the transshipment and the landing of such stock captured by the abovementioned vessels after the date of application of this Regulation.

Article 2

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 14 May 1988.

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

Done at Brussels, 24 May 1988.

For the Commission

António CARDOSO E CUNHA

Member of the Commission

⁽¹⁾ OJ No L 207, 29. 7. 1987, p. 1.

⁽²⁾ OJ No L 375, 31. 12. 1987, p. 1.

COMMISSION REGULATION (EEC) No 1407/88**of 24 May 1988****fixing the time limit for the submission of applications for private storage aid in respect of pigmeat**

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

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as last amended by Regulation (EEC) No 3906/87⁽²⁾, and in particular Article 4 (6) thereof,

Whereas private storage aid granted pursuant to Commission Regulation (EEC) No 322/88 of 3 February 1988 on special conditions for the granting of private storage aid for pigmeat⁽³⁾, has had a favourable effect on the pigmeat market; whereas an actual stabilization of prices is expected; whereas the granting of private storage aid for pigmeat should therefore be suspended;

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

HAS ADOPTED THIS REGULATION:

Article 1

The time limit for the submission of applications for private storage aid for pigmeat shall be 4 June 1988.

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, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 370, 30. 12. 1987, p. 11.

⁽³⁾ OJ No L 32, 4. 2. 1988, p. 11.

COMMISSION REGULATION (EEC) No 1408/88**of 24 May 1988****abolishing the countervailing charge 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 1117/88⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 1371/88⁽³⁾ introduced a countervailing charge on fresh lemons originating in Spain (except the Canary Islands).

Whereas the present trend of prices for products originating in Spain (except in the Canary Islands) on the representative markets referred to in Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 3811/85⁽⁵⁾, recorded or calculated in accordance with the provisions of Article 5 of that Regulation, indicated that entry prices have been at least equal to the reference price for two consecutive market days; whereas the conditions

specified in the second indent of Article 26 (1) of Regulation (EEC) No 1035/72 are therefore fulfilled and the countervailing charge on imports of these products originating in Spain (except the Canary Islands) can be abolished;

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal⁽⁶⁾, 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,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1371/88 is hereby repealed.

Article 2

This Regulation shall enter into force on 25 May 1988.

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 107, 28. 4. 1988, p. 1.

⁽³⁾ OJ No L 126, 20. 5. 1988, p. 35.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 1.

⁽⁶⁾ OJ No L 302, 15. 11. 1985, p. 9.

COMMISSION REGULATION (EEC) No 1409/88**of 24 May 1988****introducing a countervailing charge on tomatoes originating in Poland**

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 1117/88⁽²⁾, and in particular the first subparagraph of Article 27 (2) thereof,

Whereas Article 25 (1) of Regulation (EEC) No 1035/72 provides that, if the entry price of a product imported from a third country remains at least 0,6 ECU below the reference price for two consecutive market days, a countervailing charge must be introduced in respect of the exporting country concerned, save in exceptional circumstances; whereas this charge is equal to the difference between the reference price and the arithmetic mean of the last two entry prices available for that exporting country;

Whereas Commission Regulation (EEC) No 723/88 of 18 March 1988 fixing for the 1988 marketing year the reference prices for tomatoes⁽³⁾ fixed the reference price for products of class I at 136,75 ECU per 100 kilograms net for the month of May 1988;

Whereas the entry price for a given exporting country is equal to the lowest representative prices recorded for at least 30 % of the quantities from the exporting country concerned which are marketed on all representative markets for which prices are available less the duties and the charges indicated in Article 24 (3) of Regulation (EEC) No 1035/72; whereas the meaning of representative price is defined in Article 24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 3811/85⁽⁵⁾, the prices to be taken into conside-

ration must be recorded on the representative markets or, in certain circumstances, on other markets; whereas it is necessary to multiply the prices with the coefficient fixed in the second indent of Article 1 (2) of Regulation (EEC) No 723/88;

Whereas, for tomatoes originating in Poland the entry price calculated in this way has remained at least 0,6 ECU below the reference price for two consecutive market days; whereas a countervailing charge should therefore be introduced for these tomatoes;

Whereas, if the system is to operate normally, the entry price 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 Council Regulation (EEC) No 1676/85⁽⁶⁾, as last amended by Regulation No 1636/87⁽⁷⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

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

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 42,13 ECU per 100 kilograms net is applied to tomatoes (CN code 0702 00) originating in Poland

Article 2

This Regulation shall enter into force on 26 May 1988.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 107, 28. 4. 1988, p. 1.

⁽³⁾ OJ No L 74, 19. 3. 1988, p. 51.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 1.

⁽⁶⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁷⁾ OJ No L 153, 13. 6. 1987, p. 1.

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 1410/88**of 24 May 1988****abolishing the countervailing charge on courgettes 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 1117/88 ⁽²⁾, and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 1370/88 ⁽³⁾, introduced a countervailing charge on courgettes originating in Spain (except the Canary Islands).

Whereas the present trend of prices for products originating in Spain (except in the Canary Islands) on the representative markets referred to in Regulation (EEC) No 2118/74 ⁽⁴⁾, as last amended by Regulation (EEC) No 3811/85 ⁽⁵⁾, recorded or calculated in accordance with the provisions of Article 5 of that Regulation, indicated that entry prices have been at least equal to the reference price for two consecutive market days; whereas the conditions

specified in the second indent of Article 26 (1) of Regulation (EEC) No 1035/72 are therefore fulfilled and the countervailing charge on imports of these products originating in Spain (except the Canary Islands) can be abolished;

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal ⁽⁶⁾, 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,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1370/88 is hereby repealed.

Article 2

This Regulation shall enter into force on 25 May 1988.

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 107, 28. 4. 1988, p. 1.

⁽³⁾ OJ No L 126, 20. 5. 1988, p. 33.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 1.

⁽⁶⁾ OJ No L 302, 15. 11. 1985, p. 9.

COMMISSION REGULATION (EEC) No 1411/88**of 24 May 1988****altering the corrective amount applicable to the refund on cereals**

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 1097/88 ⁽²⁾, and in particular the fourth sentence of the second subparagraph of Article 16(4) thereof,

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

Whereas the corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EEC) No 1377/88 ⁽⁴⁾;

Whereas, on the basis of today's cif prices and cif forward delivery prices, taking foreseeable developments on the

market into account, the corrective amount at present applicable to the refund on cereals should be altered,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16(4) of Regulation (EEC) No 2727/75, fixed in the Annex to Regulation (EEC) No 1377/88, which is applicable to the export refunds fixed in advance in respect of cereals, is hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 May 1988.

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

Done at Brussels, 24 May 1988.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 126, 20. 5. 1988, p. 49.

ANNEX

to the Commission Regulation of 24 May 1988 altering the corrective amount applicable to the refund on cereals

(ECU / tonne)

Product code	Destination (1)	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10	6th period 11
0709 90 60 000	—	—	—	—	—	—	—	—
0712 90 19 000	—	—	—	—	—	—	—	—
1001 10 10 000	—	—	—	—	—	—	—	—
1001 10 90 000	01	0	0	— 30,00	— 23,00	— 30,00	— 30,00	— 30,00
1001 90 91 000	—	—	—	—	—	—	—	—
1001 90 99 000	02	0	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00
	03	0	0	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00
1002 00 00 000	01	0	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00
1003 00 10 000	—	—	—	—	—	—	—	—
1003 00 90 000	01	0	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00
1004 00 10 000	—	—	—	—	—	—	—	—
1004 00 90 000	—	—	—	—	—	—	—	—
1005 10 90 000	—	—	—	—	—	—	—	—
1005 90 00 000	01	0	0	— 20,00	— 20,00	— 20,00	— 20,00	— 20,00
1007 00 90 000	—	—	—	—	—	—	—	—
1008 20 00 000	—	—	—	—	—	—	—	—
1101 00 00 110	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 120	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 130	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 150	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 170	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 180	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1101 00 00 190	—	—	—	—	—	—	—	—
1101 00 00 900	—	—	—	—	—	—	—	—
1102 10 00 100	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1102 10 00 200	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1102 10 00 300	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1102 10 00 500	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1102 10 00 900	—	—	—	—	—	—	—	—
1103 11 10 100	01	0	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00
1103 11 10 200	01	0	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00
1103 11 10 500	01	0	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00
1103 11 10 900	01	0	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00	— 50,00
1103 11 90 100	01	0	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00	— 40,00
1103 11 90 900	—	—	—	—	—	—	—	—

(1) For the following destinations:

- 01 All third countries,
- 02 Other third countries,
- 03 Morocco.

N. B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 296/88 (OJ No L 30, 2. 2. 1988).