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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1535/89**of 1 June 1989****providing for the adjustment of the price applicable to table wine delivered for compulsory distillation in Spain**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 89 (2) thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas Council Regulation (EEC) No 1441/88 of 24 May 1988 amending Regulation (EEC) No 822/87 on the common organization of the market in wine ⁽⁴⁾ amends the criteria for determining the purchase price of wine delivered for compulsory distillation as provided for in Article 39 of Regulation (EEC) No 822/87 ⁽⁵⁾, as last amended by Regulation (EEC) No 4250/88 ⁽⁶⁾;

Whereas that measure entails the need to adapt certain detailed rules provided for in the Act of Accession in order to ensure equality of treatment between producers in the Community of Ten and those in Spain,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1988/89, 1989/90 and 1990/91 wine years, the purchase price for wine delivered for compulsory distillation as provided for in Article 39 of Regulation (EEC) No 822/87 shall be fixed for Spain, in accordance with the procedure laid down in Article 83 of that Regulation, taking account of the rate of progressive alignment provided for in the second indent of Article 122 (2) of the Act of Accession, after applying the same reduction as that introduced by Regulation (EEC) No 1441/88 to the price fixed for Spain on accession.

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 Luxembourg, 1 June 1989.

For the Council

The President

J. GARCIA VARGAS

⁽¹⁾ OJ No C 329, 22. 12. 1988, p. 5.

⁽²⁾ OJ No C 69, 20. 3. 1989, p. 167.

⁽³⁾ OJ No C 102, 24. 4. 1989, p. 19.

⁽⁴⁾ OJ No L 132, 28. 5. 1988, p. 1.

⁽⁵⁾ OJ No L 84, 27. 3. 1987, p. 1.

⁽⁶⁾ OJ No L 373, 31. 12. 1988, p. 55.

COMMISSION REGULATION (EEC) No 1536/89

of 2 June 1989

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 1213/89 ⁽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 2401/88 ⁽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 June 1989;

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 2401/88 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 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 128, 11. 5. 1989, 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 205, 30. 7. 1988, p. 96.

ANNEX

to the Commission Regulation of 2 June 1989 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	25,25	125,19
0712 90 19	25,25	125,19
1001 10 10	59,60	189,06 ⁽¹⁾ ⁽²⁾
1001 10 90	59,60	189,06 ⁽¹⁾ ⁽²⁾
1001 90 91	35,73	119,49
1001 90 99	35,73	119,49
1002 00 00	63,32	114,71 ⁽³⁾
1003 00 10	53,90	120,26
1003 00 90	53,90	120,26
1004 00 10	44,96	90,42
1004 00 90	44,96	90,42
1005 10 90	25,25	125,19 ⁽²⁾ ⁽³⁾
1005 90 00	25,25	125,19 ⁽²⁾ ⁽³⁾
1007 00 90	48,56	132,93 ⁽⁴⁾
1008 10 00	53,90	14,28
1008 20 00	53,90	8,10 ⁽⁴⁾
1008 30 00	53,90	0,00 ⁽⁵⁾
1008 90 10	(7)	(7)
1008 90 90	53,90	0,00
1101 00 00	64,72	181,98
1102 10 00	103,35	175,29
1103 11 10	106,02	306,68
1103 11 90	68,09	195,50

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

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

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by ECU 1,81/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 ECU 0,60/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 (OJ No L 142, 9. 6. 1977, p. 10) and Commission Regulation (EEC) No 2622/71 (OJ No L 271, 10. 12. 1971, p. 22).

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

COMMISSION REGULATION (EEC) No 1537/89

of 2 June 1989

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 Regulation (EEC) No 2727/75 of the Council of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 1213/89 ⁽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 2402/88 ⁽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 June 1989;

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 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 128, 11. 5. 1989, 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 205, 30. 7. 1988, p. 99.

ANNEX

to the Commission Regulation of 2 June 1989 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	(ECU/tonne)			
	Current 6	1st period 7	2nd period 8	3rd period 9
0709 90 60	0	0	0	3,01
0712 90 19	0	0	0	3,01
1001 10 10	0	0	0	0
1001 10 90	0	0	0	0
1001 90 91	0	5,56	5,56	1,07
1001 90 99	0	5,56	5,56	1,07
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	3,01
1005 90 00	0	0	0	3,01
1007 00 90	0	0	0	0,60
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	7,79	7,79	1,50

B. Malt

CN code	(ECU/tonne)				
	Current 6	1st period 7	2nd period 8	3rd period 9	4th period 10
1107 10 11	0	9,90	9,90	1,90	1,90
1107 10 19	0	7,39	7,39	1,42	1,42
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 1538/89
of 2 June 1989
fixing the import levies on rice and broken rice

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 1418/76
of 21 June 1976 on the common organization of the
market in rice ⁽¹⁾, as last amended by Regulation (EEC)
No 1219/89 ⁽²⁾, and in particular Article 11 (2) thereof,

Having regard to Commission Regulation (EEC) No
883/87 of 23 March 1987 laying down detailed rules for
the application of Council Regulation (EEC) No 3877/86
on imports rice of the long-grain aromatic Basmati variety
falling within CN codes 1006 10, 1006 20 and 1006 30 ⁽³⁾,
as amended by Regulation (EEC) No 1546/87 ⁽⁴⁾, and in
particular Article 8 thereof,

Whereas the import levies on rice and broken rice were
fixed by Commission Regulation (EEC) No 2699/88 ⁽⁵⁾, as
last amended by Regulation (EEC) No 1471/89 ⁽⁶⁾;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 2699/88 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 the products listed in
Article 1 (1) (a) and (b) of Regulation (EEC) No 1418/76
shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 5 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 128, 11. 5. 1989, p. 9.

⁽³⁾ OJ No L 80, 24. 3. 1987, p. 20.

⁽⁴⁾ OJ No L 144, 4. 6. 1987, p. 10.

⁽⁵⁾ OJ No L 241, 1. 9. 1988, p. 27.

⁽⁶⁾ OJ No L 146, 30. 5. 1989, p. 5.

ANNEX

to the Commission Regulation of 2 June 1989 fixing the import levies on rice and broken rice

(ECU / tonne)

CN code	Portugal	Arrangement in Regulation (EEC) No 3877/86	ACP or OCT (⁽¹⁾) (⁽²⁾) (⁽³⁾)	Third countries (except ACP or OCT) (⁽³⁾)
1006 10 21	—	—	145,18	297,57
1006 10 23	—	200,10	129,80	266,80
1006 10 25	—	200,10	129,80	266,80
1006 10 27	—	200,10	129,80	266,80
1006 10 92	—	—	145,18	297,57
1006 10 94	—	200,10	129,80	266,80
1006 10 96	—	200,10	129,80	266,80
1006 10 98	—	200,10	129,80	266,80
1006 20 11	—	—	182,38	371,96
1006 20 13	—	250,13	163,15	333,50
1006 20 15	—	250,13	163,15	333,50
1006 20 17	—	250,13	163,15	333,50
1006 20 92	—	—	182,38	371,96
1006 20 94	—	250,13	163,15	333,50
1006 20 96	—	250,13	163,15	333,50
1006 20 98	—	250,13	163,15	333,50
1006 30 21	13,05	—	236,30	496,46
1006 30 23	12,97	410,67	261,89	547,56
1006 30 25	12,97	410,67	261,89	547,56
1006 30 27	12,97	410,67	261,89	547,56
1006 30 42	13,05	—	236,30	496,46
1006 30 44	12,97	410,67	261,89	547,56
1006 30 46	12,97	410,67	261,89	547,56
1006 30 48	12,97	410,67	261,89	547,56
1006 30 61	13,90	—	252,01	528,73
1006 30 63	13,90	440,24	281,14	586,99
1006 30 65	13,90	440,24	281,14	586,99
1006 30 67	13,90	440,24	281,14	586,99
1006 30 92	13,90	—	252,01	528,73
1006 30 94	13,90	440,24	281,14	586,99
1006 30 96	13,90	440,24	281,14	586,99
1006 30 98	13,90	440,24	281,14	586,99
1006 40 00	0	—	33,02	72,04

(⁽¹⁾) Subject to the application of the provisions of Articles 10 and 11 of Regulation (EEC) No 486/85 and of Regulation No 551/85.

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

(⁽³⁾) The import levy on rice entering the overseas department of Réunion is specified in Article 11a of Regulation (EEC) No 1418/76.

NB: The levies are to be converted into national currencies using the specific agricultural conversion rates fixed in Commission Regulation (EEC) No 3294/86 (OJ No L 304, 30. 10. 1986, p. 25).

COMMISSION REGULATION (EEC) No 1539/89**of 2 June 1989****fixing the premiums to be added to the import levies on rice and broken rice**

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 1418/76 of 21 June 1976 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EEC) No 1219/89 ⁽²⁾, and in particular Article 13 (6) thereof,Whereas the premiums to be added to the levies on rice and broken rice were fixed by Commission Regulation (EEC) No 2700/88 ⁽³⁾, as last amended by Regulation (EEC) No 1472/89 ⁽⁴⁾;

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 shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

1. The premiums to be added to the import levies fixed in advance in respect of rice and broken rice originating in Portugal shall be zero.
2. The premiums to be added to the import levies fixed in advance in respect of rice and broken rice originating in third countries shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 5 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.⁽²⁾ OJ No L 128, 11. 5. 1989, p. 9.⁽³⁾ OJ No L 241, 1. 9. 1988, p. 30.⁽⁴⁾ OJ No L 146, 30. 5. 1989, p. 7.

ANNEX

to the Commission Regulation of 2 June 1989 fixing the premiums to be added to the import levies on rice and broken rice

CN code	(ECU/tonne)			
	Current 6	1st period 7	2nd period 8	3rd period 9
1006 10 21	0	0	0	—
1006 10 23	0	0	0	—
1006 10 25	0	0	0	—
1006 10 27	0	0	0	—
1006 10 92	0	0	0	—
1006 10 94	0	0	0	—
1006 10 96	0	0	0	—
1006 10 98	0	0	0	—
1006 20 11	0	0	0	—
1006 20 13	0	0	0	—
1006 20 15	0	0	0	—
1006 20 17	0	0	0	—
1006 20 92	0	0	0	—
1006 20 94	0	0	0	—
1006 20 96	0	0	0	—
1006 20 98	0	0	0	—
1006 30 21	0	0	0	—
1006 30 23	0	0	0	—
1006 30 25	0	0	0	—
1006 30 27	0	0	0	—
1006 30 42	0	0	0	—
1006 30 44	0	0	0	—
1006 30 46	0	0	0	—
1006 30 48	0	0	0	—
1006 30 61	0	0	0	—
1006 30 63	0	0	0	—
1006 30 65	0	0	0	—
1006 30 67	0	0	0	—
1006 30 92	0	0	0	—
1006 30 94	0	0	0	—
1006 30 96	0	0	0	—
1006 30 98	0	0	0	—
1006 40 00	0	0	0	0

COMMISSION REGULATION (EEC) No 1540/89**of 2 June 1989****altering the specific agricultural conversion rates applicable in the rice sector**

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

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy ⁽¹⁾, as last amended by Regulation (EEC) No 1636/87 ⁽²⁾, and in particular Article 2 (4) thereof,

Having regard to Council Regulation (EEC) No 1677/85 of 11 June 1985 on monetary compensatory amounts in agriculture ⁽³⁾, as last amended by Regulation (EEC) No 1889/87 ⁽⁴⁾, and in particular Article 9 (2) thereof,

Whereas by Commission Regulation (EEC) No 3294/86 ⁽⁵⁾, as last amended by Regulation (EEC) No 972/89 ⁽⁶⁾, specific agricultural conversion rates to be applied in the rice sector were established; whereas those conversion rates must be altered pursuant to Articles 2 and 3 of Commission Regulation (EEC) No 3153/85 ⁽⁷⁾, as last amended by Regulation (EEC) No 3521/88 ⁽⁸⁾;

Whereas Regulation (EEC) No 3153/85 lays down detailed rules for the calculation of monetary compensatory amounts; whereas the spot market rate for the pound sterling, recorded in accordance with Regulation (EEC) No 3153/85 during the period 24 to 30 May 1989 requires the specific agricultural conversion rates applicable for the United Kingdom to be altered pursuant to Article 9 (2) of Regulation (EEC) No 1677/85,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 3294/86 is replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on 5 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽²⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 6.

⁽⁴⁾ OJ No L 182, 3. 7. 1987, p. 1.

⁽⁵⁾ OJ No L 304, 30. 10. 1986, p. 25.

⁽⁶⁾ OJ No L 103, 15. 4. 1989, p. 11.

⁽⁷⁾ OJ No L 310, 21. 11. 1985, p. 4.

⁽⁸⁾ OJ No L 307, 12. 11. 1988, p. 28.

*ANNEX***Specific agricultural conversion rate for rice**

(Regulation (EEC) No 3294/86)

ECU 1	= Bfs	48,2869
	= DM	2,34113
	= Dkr	8,93007
	= Dr	197,365
	= Pta	144,806
	= FF	7,85183
	= £Irl	0,873900
	= Lit	1 693,30
	= Fl	2,63785
	= £	0,736502

COMMISSION REGULATION (EEC) No 1541/89

of 2 June 1989

fixing the quantities of frozen beef intended for processing which may be imported on special conditions for the third quarter of 1989

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽¹⁾, as last amended by Regulation (EEC) No 571/89⁽²⁾, and in particular Article 14 (4) (a) and (c) thereof,

Whereas the Council, under a special import system applicable to frozen beef and veal intended for processing, has drawn up, for the period 1 January to 31 December 1989 an estimate of 20 000 tonnes divided into two quantities of 13 350 tonnes and 6 650 tonnes each, according to the type of product to be obtained;

Whereas, pursuant to Article 14 (4) (a) of Regulation (EEC) No 805/68, it is necessary to determine the quantities to be imported per quarter as well as the rate of reduction of the import levy for meat referred to in Article 14 (1) (b) of that Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the third quarter of 1989 the maximum quantities referred to in Article 14 (4) (a) of Regulation (EEC) No 805/68 shall be as follows:

- in respect of the meat referred to in Article 14 (1) (a) of Regulation (EEC) No 805/68, 3 675 tonnes of meat, expressed in bone-in meat,
- in respect of the meat referred to in Article 14 (1) (b) of the said Regulation, 1 825 tonnes of meat, expressed in bone-in meat.

Article 2

The levy on import of the meat referred to in the second indent of Article 1 shall be equal to the levy applicable on the day of import less 55 %.

*Article 3*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 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.⁽²⁾ OJ No L 61, 4. 3. 1989, p. 43.

COMMISSION REGULATION (EEC) No 1542/89

of 2 June 1989

fixing the quantity of young male bovine animals which may be imported on special terms in the third quarter of 1989

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽¹⁾, as last amended by Regulation (EEC) No 571/89⁽²⁾, and in particular Articles 13 (4), 15 (2) and 25 thereof,

Whereas the Council has established an estimate of 175 000 head under the new import arrangements for young male bovine animals for fattening for the period 1 January to 31 December 1989; whereas, under Article 13 (4) (a) of Regulation (EEC) No 805/68, the quantity which may be imported each quarter and the rate of reduction in the import levy on these animals must be determined;

Whereas detailed rules for the practical application of the special arrangements were laid down in Commission Regulation (EEC) No 612/77⁽³⁾, as last amended by Regulation (EEC) No 1121/87⁽⁴⁾, and in Commission Regulation (EEC) No 2377/80⁽⁵⁾, as last amended by Regulation (EEC) No 3182/88⁽⁶⁾;

Whereas the supply requirements of certain regions of the Community which have a serious shortfall in bovine animals for fattening must be taken into account; whereas those requirements are apparent in Italy and in Greece and may be estimated for the third quarter of 1989 at 41 600 head and 6 375 head respectively in those Member States;

Whereas the supply requirements in young bovine animals for fattening justify, for the third quarter of 1989, a higher rate of reduction in the levy for animals weighing from 220 to 300 kilograms per head, originating in and coming from Yugoslavia;

Whereas the partial reduction in the levy is intended to help improve cattle rearing and beef and veal production structures in Italy and in Greece; whereas appropriate measures must therefore be taken to ensure that producers can, as far as possible, benefit directly from the arrangements without traditional trade being excluded; whereas this objective can be achieved by giving agricultural producers and their organizations priority

when issuing the licences conferring entitlement under the arrangements;

Whereas, in accordance with Article 9 (1) of Regulation (EEC) No 2377/80 applicants shall undertake either to carry out themselves or to have carried out under their responsibility, the task of fattening; whereas, in the case of agricultural producers or their professional organizations, it appears that the opportunity given to the applicants not to carry out themselves the task of fattening could give rise to abuses in certain cases; whereas it seems appropriate consequently to abolish that opportunity for the quarter in question;

Whereas, in the case of import licence applications made by agricultural producers or their professional organizations, or the traditional trade, it is necessary, in order to permit a more equitable distribution of the quantities available, to limit the maximum quantity which each application may cover;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 July to 30 September 1989, the maximum quantity referred to in Article 13 (4) (a) of Regulation (EEC) No 805/68 shall be 47 975 head of young male bovine animals for fattening, of a live weight of 300 kilograms or less, of which 41 600 head must be imported into and fattened in Italy and 6 375 head must be imported into and fattened in Greece.

2. The levy charged on imports of the young bovine animals referred to in paragraph 1 shall be equal to the levy applicable on the day of import less 60 %. However, the levy applicable on the day of import shall be reduced by 70 % in respect of a maximum of 12 580 young bovine animals weighing from 220 to 300 kilograms per head, originating in and coming from Yugoslavia.

This maximum quantity may be imported up to a maximum of:

- 10 880 head in Italy,
- 1 700 head in Greece.

3. Applications for licences and licences shall, in accordance with Article 9 (1) (c) of Regulation (EEC) No 2377/80, relate to:

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 4. 3. 1989, p. 43.

⁽³⁾ OJ No L 77, 25. 3. 1977, p. 18.

⁽⁴⁾ OJ No L 109, 24. 4. 1987, p. 12.

⁽⁵⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁶⁾ OJ No L 283, 18. 10. 1988, p. 13.

- either young bovine animals of a weight per head not exceeding 300 kilograms, or
- young bovine animals of a weight per head of from 220 to 300 kilograms, originating in and coming from Yugoslavia.

In the latter case, Sections 13 and 14 of applications for licences and licences shall include one of the following entries :

- 'Yugoslavia',
- 'Jugoslavien',
- 'Jugoslawien',
- Γιοσγκοσλαβία',
- 'Yougoslavie',
- 'Iugoslavia',
- 'Joegoslavië',
- 'Jugoslávia'.

Licences shall make it compulsory to import from the country indented.

4. Member States shall specify in the information referred to in Article 15 (4) (a) of Regulation (EEC) No 2377/80 the category of live weight, and the origin of the products in the case referred to in the second indent of the first subparagraph of paragraph 3.

5. Within the quantity reserved for Italy, import licences may be issued directly :

- (a) to agricultural producers of their organizations in respect of a maximum of 27 750 head, including a maximum of 7 250 head originating in and coming from Yugoslavia. Italy shall, for this purpose, specify the categories of applicants in the information referred to in Article 15 (4) (a) of Regulation (EEC) No 2377/80 ;
- (b) to other applicants, in respect of a maximum of 13 850 head, including a maximum of 3 630 head originating in and coming from Yugoslavia;
- (c) to applicants who provide proof of having imported animals qualifying under the arrangements in question during the last three years in respect of quantities in (b) 12 465 head including a maximum of 3 267 head originating in and coming from Yugoslavia.

Quantities covered by licences shall be allocated in proportion to the quantities imported in the three years concerned.

6. Within the quantity reserved for Greece, import licences may be issued directly :

- (a) to agricultural producers or their organizations in respect of a maximum of 4 250 head, including a maximum of 1 155 head originating in and coming

from Yugoslavia. Greece shall, for this purpose, specify the categories of applicants in the information referred to in Article 15 (4) (a) of Regulation (EEC) No 2377/80 ;

- (b) to other applicants, in respect of a maximum of 2 125 head, including a maximum of 545 head originating in and coming from Yugoslavia.

- (c) to applicants who provide proof of having imported animals qualifying under the arrangements in question during the last three years in respect of the quantities in (b) 1 910 head including a maximum of 490 head originating in and coming from Yugoslavia.

Quantities covered by licences shall be allocated in proportion to the quantities imported in the three years concerned.

7. The proof referred to in paragraphs 5 (c) and 6 (c) shall be provided by the customs document of release for free circulation.

8. The import licences are only issued for a quantity equal to or more than 10 head.

Article 2

1. In the case of the quantity referred to in Article 1 (5) (a) and (6) (a) :

- (a) notwithstanding Article 9 (1) (d) of Regulation (EEC) No 2377/80, applications for import licences lodged :

- by agricultural producers, directly or through their professional organizations, shall be acceptable only if the agricultural producers undertake in writing to fatten on their farms the young bovine animals imported under this Regulation;

- by professional organizations shall be acceptable only if they undertake in writing to have the young bovine animals imported under this Regulation fattened on the farms of those who are members of the said organizations at the time the declaration referred to in Article 1 (1) (d) of Regulation (EEC) No 612/77 is made ;

- (b) applications for import licences may not cover more than 100 head when made by individual applicants or more than 100 head per member when made by professional organizations. The total quantity applied for by a professional organization may not, however, exceed 2 500 head.

2. Applications for import licences may not cover more than 10 % of the quantity referred to in Article 1 (5) (b) and (6) (b).

3. Without prejudice to Article 1 (3) of Regulation (EEC) No 612/77, the security referred to therein shall not be released, in whole or in part, unless proof is

provided to the competent authorities of the Member State in question that the undertaking in paragraph 1 (a) has been complied with.

Article 3

For the purpose of Article 5 (3) of Regulation (EEC) No 2377/80, all applications from one applicant which relate

to the same category of weight and the same rate of reduction in the levy shall be treated as application.

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 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION REGULATION (EEC) No 1543/89

of 2 June 1989

amending for the ninth time Regulation (EEC) No 3800/81 determining the classification of vine varieties

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 822/87 of 16 March 1987 on the common organization of the market in wine ⁽¹⁾, as last amended by Regulation (EEC) No 1236/89 ⁽²⁾, and in particular Article 13 (5) thereof,

Whereas the classification of vine varieties approved for cultivation in the Community was determined by Commission Regulation (EEC) No 3800/81 ⁽³⁾, as last amended by Regulation (EEC) No 276/89 ⁽⁴⁾;

Whereas examination of the Binova rootstock variety has shown it to be suitable for cultivation in one administrative unit in the Federal Republic of Germany; whereas that variety should therefore be included in the list of rootstock varieties recommended in that administrative unit;

Whereas the suitability for cultivation of a certain wine-grape vine variety which has been listed for at least five years in the category of varieties temporarily authorized for certain French administrative units is not satisfactory; whereas that variety should therefore be eliminated from the classification in accordance with the fourth indent of Article 11 (4) of Council Regulation (EEC) No 347/79 ⁽⁵⁾, as last amended by Regulation (EEC) No 3805/85 ⁽⁶⁾;

Whereas the classification of wine-grape varieties should now include, among the varieties recommended for certain French and Italian administrative units, certain varieties which have been listed for at least five years in the classification for an administrative unit immediately

bordering thereon and which therefore satisfy the condition laid down in the first indent of Article 11 (1) (a) of Regulation (EEC) No 347/79;

Whereas clerical errors in the Annex to Regulation (EEC) No 3800/81 should be corrected on this occasion;

Whereas certain wine grape varieties have been examined and found to be suitable for cultivation in accordance with Commission Regulation (EEC) No 2314/72 ⁽⁷⁾, as amended by Regulation (EEC) No 3296/80 ⁽⁸⁾, for certain Spanish and Italian administrative units; whereas, for those units, those varieties should be included in the category of authorized vine varieties in accordance with Article 11 (1) (b) of Regulation (EEC) No 347/79;

Whereas the suitability for cultivation of certain wine-grape vine varieties which have been classified for at least five years as varieties provisionally authorized for certain Italian administrative units has been recognized as satisfactory; whereas those varieties should accordingly be classified definitively among vine varieties recommended for those administrative units in accordance with Article 11 (4) of Regulation (EEC) No 347/79;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 3800/81 is hereby amended in accordance with the Annex hereto.

Article 2

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

⁽¹⁾ OJ No L 84, 27. 3. 1987, p. 1.

⁽²⁾ OJ No L 128, 11. 5. 1989, p. 31.

⁽³⁾ OJ No L 381, 31. 12. 1981, p. 1.

⁽⁴⁾ OJ No L 32, 3. 2. 1989, p. 10.

⁽⁵⁾ OJ No L 54, 5. 3. 1979, p. 75.

⁽⁶⁾ OJ No L 367, 31. 12. 1985, p. 39.

⁽⁷⁾ OJ No L 248, 1. 11. 1972, p. 53.

⁽⁸⁾ OJ No L 344, 19. 12. 1980, p. 13.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

The Annex to Regulation (EEC) No 3800/81 is amended as follows :

I. in Title I, sub-title I, point II 'FEDERAL REPUBLIC OF GERMANY', 4 (b) is amended as follows :

Footnote ⁽⁸⁾ after the variety Regner B is replaced by footnote ⁽⁹⁾;

II. in Title IV, paragraph B, point I 'FEDERAL REPUBLIC OF GERMANY' is amended as follows :

— Footnote ⁽⁶¹⁾ in 2 (a) after the variety Binova is deleted ;

— 'Binova' is added to the list of varieties given at 3 (a) ⁽⁶³⁾;

III. in Title I, sub-title I, point IV 'FRANCE' is amended as follows (the vine varieties are to be inserted in the correct alphabetical order) :

4. **Department of Alpes de Haute-Provence :**

'Edéréna N' is deleted from the category of authorized vine varieties.

5. **Department of Hautes-Alpes :**

'Edéréna N' is deleted from the category of authorized vine varieties.

6. **Department of Alpes-Maritimes :**

— 'Piquepoul Blanc B', 'Piquepoul Gris G' and 'Piquepoul Noir N' are added to the category of recommended vine varieties,

— 'Edéréna N', 'Piquepoul Blanc B', 'Piquepoul Gris G' and 'Piquepoul Noir N' are deleted from the category of authorized vine varieties.

7. **Department of Ardèche (subparagraphs A and B) :**

'Edéréna N' is deleted from the category of authorized vine varieties.

9. **Department of Ariège :**

— 'Chardonnay B' is added to the category of recommended vine varieties,

— 'Edéréna N' is deleted from the category of authorized vine varieties.

11. **Department of Aude :**

Subparagraph A :

'Viognier B (*)' is added to and 'Edéréna N' is deleted from the category of authorized vine varieties.

Subparagraph B :

'Viognier B (*)' and 'Colombard B (*)' are added to and 'Edéréna N' is deleted from the category of authorized vine varieties.

12. **Department of Aveyron :**

'Edéréna N' is deleted from the category of authorized vine varieties.

13. **Department of Bouches-du-Rhône :**

'Edéréna N' is deleted from the category of authorized vine varieties.

15. **Department of Cantal (subparagraph A) :**

'Edéréna N' is deleted from the category of authorized vine varieties.

16. **Department of Charente :**

— 'Arriloba B' is added to the category of recommended vine varieties,

— 'Arriloba B' and 'Edéréna N' are deleted from the category of authorized vine varieties.

19. **Department of Corrèze :**

— 'Chardonnay B' is added to the category of recommended vine varieties,

— 'Edéréna N' is deleted from the category of authorized vine varieties.

20. **Departments of Haute-Corse and Corse-du-Sud :**

'Edéréna N' is deleted from the category of authorized vine varieties.

24. **Department of Dordogne :**

'Edéréna N' is deleted from the category of authorized vine varieties.

(*) Added under Article 11 (1) (b) of Regulation (EEC) No 347/79 with effect from 6 June 1989.

26. **Department of Drôme** (subparagraphs A and B):
‘Edéréna N’ is deleted from the category of authorized vine varieties.
30. **Department of Gard**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
31. **Department of Haute-Garonne**:
— ‘Chardonnay B’ and ‘Colombard B’ are added to the category of recommended vine varieties,
— ‘Edéréna N’ is deleted from the category of authorized vine varieties.
32. **Department of Gers**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
33. **Department of Gironde**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
34. **Department of Hérault**:
Same vine varieties as for the department of Gard, except for ‘Viognier B (’), which is authorized only. In addition, the variety ‘Tourbat B’ is recommended and the variety ‘Servant B’ is authorized.
36. **Department of Indre**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
37. **Department of Indre-et-Loire**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
38. **Department of Isère**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
40. **Department of Landes**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
41. **Department of Loir-et-Cher**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
42. **Department of Loire**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
44. **Department of Loire-Atlantique**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
45. **Department of Loiret**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
46. **Department of Lot**:
— ‘Chardonnay B’ is added to the category of recommended vine varieties,
— ‘Edéréna N’ is deleted from the category of authorized vine varieties.
47. **Department of Lot-et-Garonne**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
49. **Department of Maine-et-Loire**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
63. **Department of Puy-de-Dôme**:
— ‘Arriloba B’ is added to the category of recommended vine varieties,
— ‘Arriloba B’ is deleted from the category of authorized vine varieties.
64. **Department of Pyrénées-Atlantiques**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
72. **Department of Sarthe**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
73. **Department of Savoie**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.
79. **Department of Deux-Sèvres**:
‘Edéréna N’ is deleted from the category of authorized vine varieties.

81. **Department of Tarn :**
— 'Chardonnay B' is added to the category of recommended vine varieties,
— 'Edéréna N' is deleted from the category of authorized vine varieties.
82. **Department of Tarn-et-Garonne :**
— 'Chardonnay B' is added to the category of recommended vine varieties,
— 'Edéréna N' is deleted from the category of authorized vine varieties.
83. **Department of Var :**
'Edéréna N' is deleted from the category of authorized vine varieties.
84. **Department of Vaucluse :**
'Edéréna N' is deleted from the category of authorized vine varieties.
85. **Department of Vendée :**
'Edéréna N' is deleted from the category of authorized vine varieties.
86. **Department of Vienne :**
'Edéréna N' is deleted from the category of authorized vine varieties ;
- IV. In Title I, sub-title I, point IX 'SPAIN' is amended as follows (the vine varieties are to be inserted in the correct alphabetical order) :
6. **Region Catalana :**
Comunidad Autónoma de Cataluña :
Provincias : Barcelona, Gerona, Lérida, Tarragona :
'Pinot noir T (*)', 'Chenin B (*)' and 'Riesling B (*)' are added to the category of authorized vine varieties.
7. **Region Balear :**
Comunidad Autónoma de Baleares :
'Macabeo B (*)', 'Parellada B (*)' and 'Tempranillo T (*)' are added to the category of authorized vine varieties ;
- V. in Title I, sub-title I, point V 'ITALY' is amended as follows (the vine varieties are to be inserted in the correct alphabetical order) :
2. **Provincia di Alessandria :**
— 'Cabernet Sauvignon N' and 'Chardonnay B' are added to the category of recommended vine varieties,
— 'Cabernet Sauvignon N (*)' and 'Chardonnay B (*)' are deleted from the category of authorized vine varieties.
24. **Provincia di Padova :**
— 'Chardonnay B' is added to the category of recommended vine varieties,
— 'Chardonnay B (*)' is deleted from the category of authorized vine varieties.
26. **Provincia di Treviso :**
— 'Chardonnay B' is added to the category of recommended vine varieties,
— 'Chardonnay B (*)' is deleted from the category of authorized vine varieties.
34. **Provincia di Bologna :**
— 'Pignoletto B' is added to the category of recommended vine varieties,
— 'Pinot Grigio G' and 'Alionza B' are added to the category of authorized vine varieties, and 'Pignoletto B (*)' is deleted.
39. **Provincia di Piacenza :**
— 'Chardonnay B' is added to the category of recommended vine varieties,
— 'Chardonnay B (*)' is deleted from the category of authorized vine varieties.

(*) Added under Article 11 (1) (b) of Regulation (EEC) No 347/79 with effect from 6 June 1989.

52. Provincia di Ascoli Piceno :

'Cabernet Franc N', 'Chardonnay B', 'Riesling italico B', 'Riesling renano B', 'Sauvignon B' and 'Tocai friulano B' are added to the category of authorized vine varieties.

53. Provincia di Macerata :

'Chardonnay B' is added to the category of authorized vine varieties.

55. Provincia di Perugia :

- 'Chardonnay B' is added to the category of recommended vine varieties,
- 'Chardonnay B (*)' is deleted from the category of authorized vine varieties.

56. Provincia di Terni :

- 'Chardonnay B' is added to the category of recommended vine varieties,
- 'Chardonnay B (*)' is deleted from the category of authorized vine varieties.

61. Provincia di Viterbo :

'Chardonnay B' is added to the category of authorized vine varieties.

71. Provincia di Campobasso e Isernia :

- 'Garganega B', 'Incrocio Manzoni 6.0.13' and 'Sauvignon B' are added to the category of recommended vine varieties,
- 'Garganega B (*)', 'Incrocio Manzoni 6.0.13 (*)' and 'Sauvignon B (*)' are deleted from the category of authorized vine varieties.

72. Provincia di Bari :

- 'Riesling italico B' is added to the category of recommended vine varieties,
- 'Riesling italico B (*)' is deleted from the category of authorized vine varieties.

74. Provincia di Foggia :

- 'Cabernet franc N', 'Cabernet Sauvignon N' and 'Riesling renano B' are added to the category of recommended vine varieties,
- 'Cabernet franc N (*)', 'Cabernet Sauvignon N (*)' and 'Riesling renano B (*)' are deleted from the category of authorized vine varieties.

82. Provincia di Agrigento :

'Cabernet Sauvignon B', 'Chardonnay B', 'Pinot bianco B' and 'Sauvignon B' are added to the category of authorized vine varieties.

83. Provincia di Caltanissetta :

'Chardonnay B' is added to the category of authorized vine varieties.

84. Provincia di Catania :

'Cabernet Sauvignon B' and 'Chardonnay B' are added to the category of authorized vine varieties.

87. Provincia di Palermo :

'Cabernet Sauvignon B', 'Chardonnay B', 'Müller-Thurgau B', 'Pino Bianco B', 'Pinot nero N' and 'Sauvignon B' are added to the category of authorized vine varieties.

90. Provincia di Trapani :

'Cabernet Sauvignon B', 'Chardonnay B', 'Müller-Thurgau', 'Pinot bianco B' and 'Sauvignon B' are added to the category of authorized vine varieties ;

VI. in the Annex to Regulation (EEC) No 3800/81 :

the following footnote is added : ⁽⁶³⁾ Authorized exclusively in the Regierungsbezirke Darmstadt.

COMMISSION REGULATION (EEC) No 1544/89

of 2 June 1989

amending Regulation (EEC) No 3460/85 laying down detailed rules for the granting of a compensatory allowance for Mediterranean sardines

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3117/85 of 4 November 1985 laying down general rules for the granting of compensatory allowance for sardines of the species *Sardina pilchardus* ⁽¹⁾, as amended by Regulation (EEC) No 3940/87 ⁽²⁾, and in particular Article 4 thereof,

Whereas the curing time of certain salted products means that in some cases it is impossible to keep to the deadline for lodging applications for the payment of the allowance set in Commission Regulation (EEC) No 3460/85 ⁽³⁾; whereas, in the interests of preventing the products concerned from being unable to qualify for the compensatory allowance, Article 5 (1) of the abovementioned Regulation should be amended;

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

Done at Brussels, 2 June 1989.

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

HAS ADOPTED THIS REGULATION:

Article 1

The following subparagraph is hereby added to Article 5 (1) of Regulation (EEC) No 3460/85:

'For salted products which must be cured in salt for a period which means that the six-month deadline referred to above cannot be adhered to, the Member State concerned extends, if necessary, this deadline to the extent required for the products to cure. This extension of the deadline can in no case be longer than six months.'

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 1 January 1987.

For the Commission

Manuel MARÍN

Vice-President

⁽¹⁾ OJ No L 297, 9. 11. 1985, p. 1.

⁽²⁾ OJ No L 373, 31. 12. 1987, p. 6.

⁽³⁾ OJ No L 332, 10. 12. 1985, p. 19.

COMMISSION REGULATION (EEC) No 1545/89

of 2 June 1989

on transitional measures for the grant of agricultural income aids

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 768/89 of 21 March 1989 establishing a system of transitional aids to agricultural income⁽¹⁾, and in particular Article 12 thereof,

Whereas, pursuant to the first paragraph of Article 11 of Regulation (EEC) No 768/89, agricultural income aids are in principle prohibited where the conditions or rules governing the grant thereof differ from those laid down in the abovementioned Regulation; whereas, however, Article 12 of that Regulation enables transitional measures on the subject to be adopted if need be;

Whereas, before Regulation (EEC) No 768/89 was adopted, certain Member States had notified the Commission of draft measures to institute or extend agricultural income aids, pursuant to Article 93 (3) of the Treaty; whereas, pursuant to the second paragraph of Article 11 of Regulation (EEC) No 768/89, recourse may no longer be had to Article 92 (3) of the Treaty with a view to considering such aids compatible with the common market; whereas, pending the many detailed rules still required for the implementation of the aid system instituted by Regulation (EEC) No 768/89, specific criteria for approving the income aids in question should be laid down as a transitional measure;

Whereas, although they cannot claim to qualify for Community financing as provided for in Title II of Regulation (EEC) No 768/89, such aids appear acceptable provisionally where they comply broadly, from a material viewpoint, with the framework conditions laid down in that Regulation, in particular as regards the determination of the potential recipients, the level of the aid and its degressivity;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Notwithstanding Articles 2, 7 and 11 of Regulation (EEC) No 768/89, agricultural income aids:

- (a) draft measures for the institution or amendment of which have been notified to the Commission before 1 April 1989 pursuant to Article 93 (3) of the Treaty;
- (b) which comply with the conditions laid down in Article 6 (1) and (2), second subparagraph, of Regulation (EEC) No 768/89; and
- (c) which may be considered broadly to comply with Articles 4 and 5 of that Regulation;

may be authorized as a transitional measure.

2. Paragraph 1 shall apply only to income aids which it is decided to grant to individual recipients before 1 January 1990 and which are at least in part paid to them before that date.

3. The Commission shall decide on the authorization of the aids referred to in this Regulation in accordance with the procedure laid down in Article 93 of the Treaty.

4. Aids authorized pursuant to this Regulation may not qualify for Community financing as provided for in Title II of Regulation (EEC) No 768/89.

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 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 84, 29. 3. 1989, p. 8.

COMMISSION REGULATION (EEC) No 1546/89**of 2 June 1989****amending Regulation (EEC) No 3154/85 laying down detailed rules for the administrative application of monetary compensatory amounts**

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 Article 12 thereof,Whereas the detailed rules for the administrative application of monetary compensatory amounts were laid down by Commission Regulation (EEC) No 3154/85⁽³⁾, as last amended by Regulation (EEC) No 3521/88⁽⁴⁾;

Whereas the second paragraph of Article 9 (2) of Regulation (EEC) No 3154/85 lays down that no details relating to the monetary compensatory amounts need be declared if the exporter indicates his intention to waive his rights to monetary compensatory amounts; whereas a corresponding provision should be made for importers indicating the same intention;

Whereas the information to be included on the copy of the import entry as referred to in the second subparagraph of Article 15 (5) of Regulation (EEC) No 3154/85 has to be changed as a result of the entry into force of Regulation (EEC) No 3521/88;

Whereas the measures provided for in this Regulation are in accordance with the opinions of the relevant management committees,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3154/85 is hereby amended as follows:

1. the following subparagraph is added to Article 6:

‘if the importer indicates, in particular by a statement or by not submitting the documents prescribed, his intention to waive his rights to monetary compensatory amounts, no details relating to the monetary compensatory amounts need be declared’;

2. in the second subparagraph of Article 15 (5), ‘in the section of the control copy headed “control as to use and/or destination” is replaced by ‘in Box 106 of the control copy’.

*Article 2*This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

On request of the trader, Article 1 (1) shall apply to transactions for which the import declaration has been accepted as from 1 January 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission⁽¹⁾ OJ No L 164, 24. 6. 1985, p. 6.⁽²⁾ OJ No L 182, 3. 7. 1987, p. 1.⁽³⁾ OJ No L 310, 21. 11. 1985, p. 9.⁽⁴⁾ OJ No L 307, 12. 11. 1988, p. 28.

COMMISSION REGULATION (EEC) No 1547/89

of 2 June 1989

amending Regulation (EEC) No 2185/87 on the repayment of export refunds for certain agricultural products exported in the form of certain goods not covered by Annex II to the Treaty and the charging of accession compensatory amounts

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Regulation (EEC) No 2727/75 of the Council of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1213/89⁽²⁾, and in particular Article 16 (6) thereof,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector⁽³⁾, as last amended by Regulation (EEC) No 1069/89⁽⁴⁾, and in particular Article 19 (7) thereof,

Whereas Commission Regulation (EEC) No 2185/87⁽⁵⁾, as last amended by Regulation (EEC) No 164/89⁽⁶⁾, provides in certain cases for the repayment of a refund calculated on the basis of the quantities fixed in the Annex thereto;

Whereas the products falling within CN code 3809 10 are the subject of export refunds which are higher than the

duties charged on import into the Community; whereas those products should therefore be included in the scope of Regulation (EEC) No 2185/87 in order to avoid undue benefit for the operators;

Whereas the measures provided for in this Regulation are in accordance with the opinions of the relevant management committees,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 2185/87 is hereby replaced by the Annex hereto.

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 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 128, 11. 5. 1989, p. 1.

⁽³⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽⁴⁾ OJ No L 114, 27. 4. 1989, p. 1.

⁽⁵⁾ OJ No L 203, 24. 7. 1987, p. 20.

⁽⁶⁾ OJ No L 20, 25. 1. 1989, p. 12.

ANNEX

ANNEX

Goods (CN code)	Quantities of basic products regarded as having been used to manufacture 100 kg of goods
1302 31 00	} 717 kg of white sugar
1302 32 10	
1302 32 90	
1302 39 00	
2941 10 00	6 703 kg of maize (for the starch industry) plus 787,40 kg of white sugar
3001 90 91	717 kg of white sugar
3505 10 50	335 kg of common wheat (for the starch industry)
3809 10 10	} 180 kg of maize (for the starch industry)
3809 10 30	
3809 10 50	
3809 10 90	
3912 90 90	} 717 kg of white sugar
3913 90 90	

COMMISSION REGULATION (EEC) No 1548/89

of 2 June 1989

introducing a countervailing charge on aubergines 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 1119/89⁽²⁾, and in particular the second 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 673/89 of 16 March 1989 fixing for the 1989 marketing year the reference prices for aubergines⁽³⁾ fixed the reference price for products of class I for the month of June 1989 at 78,58 ECU per 100 kilograms net;

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 Commission Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by

Regulation (EEC) No 3811/85⁽⁵⁾, the prices to be taken into consideration must be recorded on the representative markets or, in certain circumstances, on other markets;

Whereas, for aubergines originating in Spain (except the Canary Islands) 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 aubergines;

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 (EEC) 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, pursuant to Article 136 (2) of the Act of Accession, 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 8 % reduction in the countervailing charges applicable under Regulation (EEC) No 1035/72 during the fourth year after accession,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 11,95 ECU per 100 kilograms net is applied to aubergines (CN code 0709 30 00) originating in Spain (except the Canary Islands).

Article 2

This Regulation shall enter into force on 6 June 1989.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 118, 29. 4. 1989, p. 12.

⁽³⁾ OJ No L 73, 17. 3. 1989, p. 12.

⁽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, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION REGULATION (EEC) No 1549/89

of 2 June 1989

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 1115/88 ⁽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 1075/89 ⁽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 8 May 1989,
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 Commis-
sion;

Whereas in the Annex to Commission Regulation (EEC)
No 1310/88 of 11 May 1988 on the application of the
guarantee limitation arrangements for sheepmeat and
goatmeat ⁽⁵⁾ the weekly amounts of the guide level are set
out pursuant to Article 9a (3) of Regulation (EEC) No
1837/80;

Whereas, pursuant to the provisions of Article 9 (1) of
Regulation (EEC) No 1837/80, for the week beginning 8
May 1989, the variable slaughter premium for sheep certi-
fied as eligible in the United Kingdom is to be in accor-
dance with the amounts fixed in the Annexes hereto;
whereas, for that week, in the light of the Judgment of
the Court of Justice of 2 February 1988 in Case 61/86,
the provisions of Article 9 (3) of Regulation (EEC) No
1837/80 and of Article 4 of Regulation (EEC) No 1633/84
lead to the amounts to be charged on products, leaving
region 5, being fixed in accordance with those Annexes;

Whereas, as regards the controls necessary for the appli-
cation of the provisions relating to the said amounts, the
system of controls provided for by Regulation (EEC) No
1633/84 should be maintained without prejudice to the
preparation of any more specific provisions following the
abovementioned Judgment of the Court of Justice,

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 8 May
1989, the level of the premium is fixed at 0,000 ECU/100
kilograms of estimated or actual dressed carcass weight
within the limits laid down by Article 1 (1) (b) of Regu-
lation (EEC) No 1633/84.

Article 2

For products referred to in Article 1 (a) and (c) of Regu-
lation (EEC) No 1837/80, which left the territory of region
5 during the week beginning 8 May 1989, 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 8 May 1989.

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 110, 29. 4. 1988, p. 36.

⁽³⁾ OJ No L 154, 9. 6. 1984, p. 27.

⁽⁴⁾ OJ No L 114, 27. 4. 1989, p. 13.

⁽⁵⁾ OJ No L 122, 12. 5. 1988, p. 69.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 2 June 1989 fixing for Great Britain the level of the variable slaughter premium for sheep and the amounts to be charged on products leaving region 5

(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 in Article 4 (4) of Regulation (EEC) No 1633/84 ⁽¹⁾
	Live weight	Live weight
0104 10 90	0,000	0
0104 20 90		0
	Net weight	Net weight
0204 10 00	0,000	0
0204 21 00	0,000	0
0204 50 11		0
0204 22 10	0,000	
0204 22 30	0,000	
0204 22 50	0,000	
0204 22 90	0,000	
0204 23 00	0,000	
0204 30 00	0,000	
0204 41 00	0,000	
0204 42 10	0,000	
0204 42 30	0,000	
0204 42 50	0,000	
0204 42 90	0,000	
0204 43 00	0,000	
0204 50 13		0
0204 50 15		0
0204 50 19		0
0204 50 31		0
0204 50 39		0
0204 50 51		0
0204 50 53		0
0204 50 55		0
0204 50 59		0
0204 50 71		0
0204 50 79		0
0210 90 11	0,000	
0210 90 19	0,000	
1602 90 71 :		
— unboned (bone-in)	0,000	
— boned or boneless	0,000	

⁽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.

COMMISSION REGULATION (EEC) No 1550/89

of 2 June 1989

fixing Community producer prices for carnations and roses for the application of the import arrangements for certain floricultural products originating in Cyprus, Israel, Jordan and Morocco

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

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan and Morocco⁽¹⁾, as amended by Regulation (EEC) No 3551/88⁽²⁾, and in particular Article 5 (2) (a) thereof,

Whereas, pursuant to Article 3 of the abovementioned Regulation (EEC) No 4088/87, Community producer prices applicable for fortnightly periods are fixed twice a year before 15 May and 15 October for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses; whereas, pursuant to Article 1 of Commission Regulation (EEC) No 700/88 of 17 March 1988 laying down certain detailed rules for the application of the arrangements for the import into the Community of certain flowers originating in Cyprus, Israel and Jordan⁽³⁾, as amended by Regulation (EEC) No 3556/88⁽⁴⁾, prices for roses are determined on the basis of the average daily prices recorded on the representative producer markets for the pilot varieties of quality grade 1 in the three preceding years; whereas for carnations those prices are fixed under the same conditions for the bloom and spray types; whereas, for the determination of the average, prices which differ by 40 % and more from the average price recorded on the same market during the

same period during the three preceding years are excluded;

Whereas the Community producer prices for the fortnightly periods to 5 November 1989 should be determined on the basis of data provided by the Member States;

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

The Community producer for large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations provided for in Article 3 of Regulation (EEC) No 4088/87 for the fortnightly periods to 5 November 1989 shall be as set out in the Annex hereto.

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 1 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 382, 31. 12. 1987, p. 22.

⁽²⁾ OJ No L 311, 17. 11. 1988, p. 1.

⁽³⁾ OJ No L 72, 18. 3. 1988, p. 16.

⁽⁴⁾ OJ No L 311, 17. 11. 1988, p. 8.

ANNEX

Community producer prices

(ECU/100 pieces)

Weeks	Period	Uniflorous carnations (bloom)	Multiflorous carnations (spray)	Large-flowered roses	Small-flowered roses
23 and 24	5. 6 to 18. 6. 1989	10,64	11,23	25,36	12,40
25 and 26	19. 6 to 2. 7. 1989	9,48	11,11	19,94	9,01
27 and 28	3. 7 to 16. 7. 1989	8,57	10,53	19,09	8,57
29 and 30	17. 7 to 30. 7. 1989	11,26	13,11	18,97	9,01
31 and 32	31. 7 to 13. 8. 1989	11,28	10,87	20,90	9,46
33 and 34	14. 8 to 27. 8. 1989	9,77	9,63	20,17	9,28
35 and 36	28. 8 to 10. 9. 1989	12,20	10,58	23,83	10,31
37 and 38	11. 9 to 24. 9. 1989	13,66	12,10	25,16	12,04
39 and 40	25. 9 to 8. 10. 1989	13,03	11,35	29,51	12,03
41 and 42	9. 10 to 22. 10. 1989	13,19	11,67	28,21	13,24
43 and 44	23. 10 to 5. 11. 1989	17,39	12,29	33,91	15,12

COMMISSION REGULATION (EEC) No 1551/89
of 2 June 1989
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 1069/89 ⁽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 1466/89 ⁽³⁾, as last amended by Regulation (EEC) No 1531/89 ⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2336/88 to the infor-

mation 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 June 1989.

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

Done at Brussels, 2 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 114, 27. 4. 1989, p. 1.

⁽³⁾ OJ No L 203, 28. 7. 1988, p. 22.

⁽⁴⁾ OJ No L 150, 2. 6. 1989, p. 16.

ANNEX

to the Commission Regulation of 2 June 1989 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	32,17 ⁽¹⁾
1701 11 90	32,17 ⁽¹⁾
1701 12 10	32,17 ⁽¹⁾
1701 12 90	32,17 ⁽¹⁾
1701 91 00	35,96
1701 99 10	35,96
1701 99 90	35,96 ⁽²⁾

⁽¹⁾ 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 Commission Regulation (EEC) No 837/68 (OJ No L 151, 30. 6. 1968, p. 42).

⁽²⁾ In accordance with Article 16 (2) of Regulation (EEC) No 1785/81 this amount is also applicable to sugar obtained from white and raw sugar containing added substances other than flavouring or colouring matter.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 22 May 1989

amending the Seventh Council Decision 85/355/EEC on the equivalence of field inspections carried out in third countries on seed-producing crops and the Seventh Council Decision 85/356/EEC on the equivalence of seed produced in third countries

(89/357/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed⁽¹⁾, as last amended by Directive 89/100/EEC⁽²⁾,

Having regard to the Seventh Council Decision 85/355/EEC of 27 June 1985 on the equivalence of field inspections carried out in third countries on seed-producing crops⁽³⁾, as last amended by Decision 89/124/EEC⁽⁴⁾, and in particular Article 2 thereof,

Having regard to the Seventh Council Decision 85/356/EEC of 27 June 1985 on the equivalence of seed produced in third countries⁽⁵⁾, as last amended by Decision 89/124/EEC, and in particular Article 4 thereof,

Whereas, in Decision 85/355/EEC, the Council determined that field inspections carried out in certain third countries on seed-producing crops of certain species satisfy the conditions laid down in the Community Directives;

Whereas, in Decision 85/356/EEC, the Council determined that seed of certain species produced in certain third countries is equivalent to corresponding seed produced in the Community;

Whereas for certain species these determinations include New Zealand;

Whereas an examination of the rules of New Zealand and of the manner in which they are applied has shown that, in respect of creeping bent grass, red fescue and smooth-stalk meadowgrass, the prescribed field inspections satisfy the conditions laid down in Annex I to Directive 66/401/EEC and the conditions governing seed harvested and controlled there afford the same assurances, as regards the seed's characteristics, identity, examination, marking and control as do the conditions applicable to such seed harvested and controlled within the Community;

Whereas the existing equivalence for New Zealand should therefore be extended accordingly;

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

HAS ADOPTED THIS DECISION:

Article 1

The table in Part I (2) of the Annex to Decision 85/355/EEC is hereby amended in accordance with Annex I.

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 38, 10. 2. 1989, p. 36.

⁽³⁾ OJ No L 195, 26. 7. 1985, p. 1.

⁽⁴⁾ OJ No L 46, 18. 2. 1989, p. 30.

⁽⁵⁾ OJ No L 195, 26. 7. 1985, p. 20.

Article 2

Done at Brussels, 22 May 1989.

The table in Part I (2) of the Annex to Decision 85/356/EEC is hereby amended in accordance with Annex II.

Article 3

This Decision is addressed to the Member States.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX I

In the section relating to New Zealand, in column 3, the second indent is replaced by the following :

— 66/401

Agrostis tenuis
Agrostis stolonifera
Dactylis glomerata
Festuca arundinacea
Festuca rubra
Lolium multiflorum
Lolium perenne
Lolium × hybridum
Phleum pratense
Poa pratensis
Medicago sativa
Pisum sativum (partim)
Trifolium pratense
Trifolium repens
Brassica napus var. *napobrassica*
Brassica oleracea convar. *acephala*
Raphanus sativus ssp. *oleifera*

ANNEX II

In the section relating to New Zealand, in column 3, the second indent is replaced by the following :

— 66/401

Agrostis tenuis
Agrostis stolonifera
Dactylis glomerata
Festuca arundinacea
Festuca rubra
Lolium multiflorum
Lolium perenne
Lolium × hybridum
Phleum pratense
Poa pratensis
Medicago sativa
Pisum sativum (partim)
Trifolium pratense
Trifolium repens
Brassica napus var. *napobrassica*
Brassica oleracea convar. *acephala*
Raphanus sativus ssp. *oleifera*

COMMISSION DECISION

of 23 May 1989

laying down measures for the application of Article 8 of Council Directive
85/358/EEC

(89/358/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,Having regard to Council Directive 85/358/EEC of 16
July 1985 supplementing Directive 81/602/EEC
concerning the prohibition of certain substances having a
hormonal action and of any substances having a
thyrostatic action⁽¹⁾, as last amended by Directive
88/146/EEC⁽²⁾, and in particular Article 8 thereof,Whereas pursuant to Article 8 of Directive 85/358/EEC it
is the responsibility of the Commission to establish, in
accordance with Article 10 of that Directive, detailed rules
to be followed when the results of controls carried out in
a Member State indicate the need for investigation in one
or more other Member States or third countries;Whereas the Member States must inform each other and
the Commission of positive findings made in the course
of the control of hormonal or thyrostatic substances
where these findings have implications for other Member
States or third countries; whereas the information
exchanged should give the maximum possibility of
identifying any animals, meat or substances involved;Whereas Member States should act upon such
information in the same way as they act upon
information which they obtain themselves in their own
territory; whereas they should inform the other Member
States and the Commission of the measures which they
take and the results of those measures;Whereas in the case of a problem arising in a third
country the Commission should inform the third country
and request an explanation of the reason for the problem
as well as measures to be taken to prevent a recurrence;Whereas the Commission may send a mission to a
Member State or third country in order to obtain supple-
mentary information or to investigate the application of
Community veterinary provisions relating to the
information supplied; whereas such a mission must be
afforded all practical assistance necessary for achieving its
purpose;Whereas the results of on-the-spot investigations, along
with any consequent requests for further measures to be
taken should be communicated as rapidly as possible to
the Member State or third country involved;Whereas it is necessary to lay down certain administrative
rules for the veterinary experts performing missions of
inspection;Whereas the measures provided for in this Decision are in
accordance with the opinion of the Standing Veterinary
Committee,

HAS ADOPTED THIS DECISION:

*Article 1*For the purpose of this Decision, 'competent authority'
means the central department or body assigned by each
Member State in accordance with Article 3 of Council
Directive 86/469/EEC of 16 September 1986 concerning
the examination of animals and fresh meat for the
presence of residues⁽³⁾.*Article 2*1. The information referred to in the first paragraph of
Article 8 of Directive 85/358/EEC shall be
communicated, without delay, by the competent authority
of the Member State concerned to the competent
authorities of the other Member States concerned and to
the Commission.2. The competent authority communicating the
information referred to in paragraph 1 shall give details of
its findings and the reasons for requesting further investi-
gations, and in particular:

- the substance or substances and quantities found,
- the type of sample and place and date of sampling,
- the method and date of examination,
- where appropriate, the species of animal and, if
known, the sex, age and identification,
- any other information relevant to an investigation of
the source of the substance in question.

3. Information which is communicated in any form by
Member States in compliance with this Decision shall be
treated as confidential. It shall be covered by the
obligation of professional secrecy and shall enjoy the⁽¹⁾ OJ No L 191, 23. 7. 1985, p. 46.⁽²⁾ OJ No L 70, 16. 3. 1988, p. 16.⁽³⁾ OJ No L 275, 26. 9. 1986, p. 36.

protection which the national law of the Member State receiving the information gives to information of the same nature and the protection which is afforded by the corresponding provisions applicable to Community authorities.

The information referred to in the first subparagraph must not be transmitted to persons other than those in the Member States, third countries, or within the Community institutions who are required to have cognizance thereof in the course of their duties. Such information may not be used for purposes other than those specified in this Decision, unless the authority which supplied the information has given its explicit consent and provided that the rules in force in the Member State or within the authority receiving the information do not prohibit such transmission or use.

4. The provisions of paragraph 3 shall not preclude the use of information obtained pursuant to this Decision for the purposes of subsequent legal proceedings relating to non-compliance with the veterinary rules.

Any such use shall be notified without delay to the competent body of the Member State which supplied the information concerned.

Article 3

1. The competent authorities of the Member States shall treat information received from each other in the same manner and with the same priority as information which they obtain themselves, and shall act accordingly.

2. In particular, where the information received in accordance with Article 2 indicates:

- the presence, or possible presence, in animals or meat, of residues of prohibited substances or of authorized substances exceeding the maximum natural physiological levels, or
- the presence, or possible presence, of prohibited substances, or
- the possibility of authorized substances being used abusively,

the competent authority shall immediately initiate an investigation in accordance with Article 6 (2) of Directive 85/358/EEC and shall immediately apply the appropriate provisions in accordance with that Directive.

3. The competent authority of a Member State shall inform the competent authorities of the other Member States and the Commission:

- without delay, of the measures taken in response to the information received in accordance with Article 2,
- of the results of these measures including, as soon as they are available, the results of any laboratory examinations.

4. Where the information received in accordance with Article 2 concerns a third country the Commission shall, without delay, communicate the information to the third country concerned. At the same time, the Commission shall request the third country to:

- carry out an investigation of the source of the substance or substances concerned,
- take all measures necessary to ensure that no animals, or meat from animals, to which the substance or substances may have been administered are sent to the Community,
- inform the Commission, without delay, of the details of the measures taken. The Commission shall communicate this information to the Member States at the earliest opportunity.

Article 4

1. If the need arises, at the request of the Member State supplying the information laid down in Article 2 (2), or on its own initiative, the Commission may send one or more veterinary experts of its choice to carry out on-the-spot investigations in Member States or in third countries relating to the information supplied.

2. A Member State in whose territory an investigation is being carried out shall give all the necessary assistance to the experts in carrying out their duties. This shall include, where necessary, the right of access along with officials of the competent authority to any land, premises or vehicle, for the purpose of checking the application of Directive 85/358/EEC.

Article 5

1. Experts shall carry out the on-the-spot investigations and report their results to the Commission with the least possible delay.

2. As soon as possible after receiving the report of an investigation, the Commission shall:

- (a) communicate the results of the investigation directly to the Member State or third country concerned, and to all Member States in the Standing Veterinary Committee; and
- (b) where necessary, request any further measures, taking account of the result of the investigation, to be carried out within a specified period.

Article 6

1. The Commission shall, on proposals from the Member States, draw up a list of veterinary experts who may be appointed to assist Commission veterinary experts in making the investigations referred to in Article 5.

2. Each Member State may propose veterinary experts with specialized knowledge in the matters covered by this Decision.

3. Where a Member State considers that one of the experts which it has proposed should no longer be appointed to assist in making investigations, it shall so inform the Commission and may propose a new expert. The Commission shall amend the list as quickly as possible.

Article 7

1. Veterinary experts from the Member States, who may be appointed by the Commission in accordance with this Decision, shall act under the direction of the Commission.

2. The experts may in no circumstances make use for personal ends of any information acquired in the course of investigations nor may they divulge such information to any person outside the Commission.

3. The experts shall be paid travel and subsistence expenses by the Commission in accordance with the rules for reimbursement of such expenses incurred by persons outside the Commission who are called upon by the Commission to act as experts.

Article 8

This Decision is addressed to the Member States.

Done at Brussels, 23 May 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

CORRIGENDA

Corrigendum to the corrigendum to Commission Regulation (EEC) No 4213/88 of 21 December 1988 adjusting the common marketing standards for Norway lobster (*Nephrops norvegicus*)

(Official Journal of the European Communities No L 61 of 4 March 1989)

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