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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 2026/89

of 7 July 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 1834/89⁽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 1915/89⁽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 6 July 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 1915/89 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 8 July 1989.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 180, 27. 6. 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 187, 1. 7. 1989, p. 1.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 7 July 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	34,31	125,73
0712 90 19	34,31	125,73
1001 10 10	13,87	150,52 ⁽¹⁾ ⁽²⁾
1001 10 90	13,87	150,52 ⁽¹⁾ ⁽²⁾
1001 90 91	13,66	102,75
1001 90 99	13,66	102,75
1002 00 00	41,42	109,29 ⁽³⁾
1003 00 10	32,09	102,78
1003 00 90	32,09	102,78
1004 00 10	23,49	81,56
1004 00 90	23,49	81,56
1005 10 90	34,31	125,73 ⁽²⁾ ⁽⁴⁾
1005 90 00	34,31	125,73 ⁽²⁾ ⁽⁴⁾
1007 00 90	52,35	139,24 ⁽⁴⁾
1008 10 00	32,09	0,73
1008 20 00	32,09	19,74 ⁽⁴⁾
1008 30 00	32,09	0,00 ⁽⁵⁾
1008 90 10	(7)	(7)
1008 90 90	32,09	0,00
1101 00 00	32,13	156,85
1102 10 00	70,99	166,01
1103 11 10	35,82	247,63
1103 11 90	34,71	169,40

⁽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 2027/89

of 7 July 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 1834/89⁽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 1916/89⁽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 6 July 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 8 July 1989.

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

Done at Brussels, 7 July 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 180, 27. 6. 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 187, 1. 7. 1989, p. 4.

ANNEX

to the Commission Regulation of 7 July 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 7	1st period 8	2nd period 9	3rd period 10
0709 90 60	0	1,83	1,83	2,16
0712 90 19	0	1,83	1,83	2,16
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	1,65	1,65	1,65
1004 00 90	0	1,65	1,65	1,65
1005 10 90	0	1,83	1,83	2,16
1005 90 00	0	1,83	1,83	2,16
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 7	1st period 8	2nd period 9	3rd period 10	4th period 11
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 2028/89
of 7 July 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 of 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 1917/89⁽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 10 July 1989.

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

Done at Brussels, 7 July 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 187, 1. 7. 1989, p. 7.

ANNEX

to the Commission Regulation of 7 July 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	—	—	147,19	301,59
1006 10 23	—	195,86	126,97	261,14
1006 10 25	—	195,86	126,97	261,14
1006 10 27	—	195,86	126,97	261,14
1006 10 92	—	—	147,19	301,59
1006 10 94	—	195,86	126,97	261,14
1006 10 96	—	195,86	126,97	261,14
1006 10 98	—	195,86	126,97	261,14
1006 20 11	—	—	184,89	376,99
1006 20 13	—	244,82	159,61	326,42
1006 20 15	—	244,82	159,61	326,42
1006 20 17	—	244,82	159,61	326,42
1006 20 92	—	—	184,89	376,99
1006 20 94	—	244,82	159,61	326,42
1006 20 96	—	244,82	159,61	326,42
1006 20 98	—	244,82	159,61	326,42
1006 30 21	13,05	—	239,26	502,37
1006 30 23	12,97	383,11	243,52	510,81
1006 30 25	12,97	383,11	243,52	510,81
1006 30 27	12,97	383,11	243,52	510,81
1006 30 42	13,05	—	239,26	502,37
1006 30 44	12,97	383,11	243,52	510,81
1006 30 46	12,97	383,11	243,52	510,81
1006 30 48	12,97	383,11	243,52	510,81
1006 30 61	13,90	—	255,16	535,03
1006 30 63	13,90	410,69	261,44	547,59
1006 30 65	13,90	410,69	261,44	547,59
1006 30 67	13,90	410,69	261,44	547,59
1006 30 92	13,90	—	255,16	535,03
1006 30 94	13,90	410,69	261,44	547,59
1006 30 96	13,90	410,69	261,44	547,59
1006 30 98	13,90	410,69	261,44	547,59
1006 40 00	0	—	32,61	71,22

(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 2029/89**of 7 July 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 1918/89⁽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 10 July 1989.

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

Done at Brussels, 7 July 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 187, 1. 7. 1989, p. 9.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the premiums to be added to the import levies on rice and broken rice

CN code	(ECU/tonne)			
	Current 7	1st period 8	2nd period 9	3rd period 10
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 2030/89

of 7 July 1989

reintroducing the preferential customs duty on imports of large-flowered roses
originating in Israel

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) (b) thereof,

Whereas Regulation (EEC) No 4088/87 fixes conditions for the application of a preferential customs duty on large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations within the limit of tariff quotas opened annually for imports of fresh cut flowers into the Community;

Whereas Council Regulations (EEC) No 3005/88⁽³⁾, (EEC) No 3175/88⁽⁴⁾, (EEC) No 3552/88⁽⁵⁾ and (EEC) No 4078/88⁽⁶⁾ open and provide for the administration of Community tariff quotas for cut flowers and flower buds, fresh, originating in Cyprus, Jordan, Morocco and Israel respectively;

Whereas Article 2 (3) of Regulation (EEC) No 4088/87 stipulates that the preferential customs duty shall be reintroduced for a given product of a given origin if the prices of the imported product (full rate customs duty not deducted) are, for at least 70 % of the quantities for which prices are available on representative Community import markets, not less than 85 % of the Community producer price for a period, calculated from the actual date of suspension of the actual preferential customs duty,

- of two successive market days, after suspension under Article 2 (2) (a) of that Regulation,
- of three successive market days, after suspension under Article 2 (2) (b) of that Regulation;

Whereas, Article 2 (3) of that Regulation stipulates that in the absence of available price quotations, the preferential customs duty shall be reintroduced if there are no prices for six successive working days from the date the measure was applied.

Whereas Commission Regulation (EEC) No 1550/89⁽⁷⁾ fixed Community producer prices for carnations and roses

for application of the arrangements for importation from the countries in question;

Whereas Commission Regulation (EEC) No 700/88⁽⁸⁾, as amended by Regulation (EEC) No 3556/88⁽⁹⁾, laid down detailed rules for the application of these arrangements;

Whereas to permit the import arrangements to function in the normal manner, prices on importation should be calculated using:

- for currencies maintained against each other within a maximum spread at any given moment for spot rate transactions of 2,25 % a conversion rate based on their central rate multiplied by the correcting factor provided for in the last subparagraph of Article 3 (1) of Council Regulation (EEC) No 1676/85⁽¹⁰⁾, as last amended by Regulation (EEC) No 1636/87⁽¹¹⁾,
- for other currencies a conversion rate based on the arithmetic mean of the spot market rate of the currency, recorded for a given period, against the Community currencies indicated in the preceding indent and of the aforesaid coefficient;

Whereas the preferential customs duty fixed for large-flowered roses originating in Israel by Regulation (EEC) No 4078/88 was suspended by Commission Regulation (EEC) No 24/89⁽¹²⁾;

Whereas on the basis of price recordings made as specified in Regulations (EEC) No 4088/87 and (EEC) No 700/88 it must be concluded that the requirement for reintroduction of the preferential customs duty laid down in the last paragraph of Article 2 (3) relative to the absence of available price quotations for six successive working days is met for large-flowered roses originating in Israel; whereas the preferential customs duty should be reintroduced,

HAS ADOPTED THIS REGULATION:

Article 1

For imports of large-flowered roses (CN codes ex 0603 10 11 and ex 0603 10 51) originating in Israel the preferential customs duty set by Regulation (EEC) No 4078/88 is reintroduced.

Article 2

This Regulation shall enter into force on 8 July 1989.

(¹) OJ No L 382, 31. 12. 1987, p. 22.
(²) OJ No L 311, 17. 11. 1988, p. 1.
(³) OJ No L 271, 1. 10. 1988, p. 7.
(⁴) OJ No L 283, 18. 10. 1988, p. 1.
(⁵) OJ No L 311, 17. 11. 1988, p. 2.
(⁶) OJ No L 359, 28. 12. 1988, p. 8.
(⁷) OJ No L 151, 3. 6. 1989, p. 32.

(⁸) OJ No L 72, 18. 3. 1988, p. 16.
(⁹) OJ No L 311, 17. 11. 1988, p. 8.
(¹⁰) OJ No L 164, 24. 6. 1985, p. 1.
(¹¹) OJ No L 153, 13. 6. 1987, p. 1.
(¹²) OJ No L 4, 6. 1. 1989, p. 33.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION DECISION No 2031/89/ECSC

of 6 July 1989

imposing a definitive anti-dumping duty on imports of certain flat-rolled products of iron or non-alloy steel, cold-rolled, originating in Yugoslavia and definitively collecting the provisional anti-dumping duty imposed on those imports

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to Commission Decision No 2424/88/ECSC of 29 July 1988 on protection against dumped or subsidized imports from countries not members of the European Coal and Steel Community⁽¹⁾, as corrected⁽²⁾, and in particular Article 12 thereof,

After consultations within the Advisory Committee as provided for by the above Decision,

Whereas :

A. Provisional measures

- (1) The Commission, by Decision No 708/89/ECSC⁽³⁾, as amended by Decision No 1324/89/ECSC⁽⁴⁾, imposed a provisional anti-dumping duty on imports of certain flat-rolled products of iron or non-alloy steel, cold-rolled, originating in Yugoslavia.

B. Subsequent procedure

- (2) Following the imposition of the provisional anti-dumping duty, all the exporters and some importers requested and were granted an opportunity to be heard by the Commission and made submissions expressing their views on the duty.

C. Dumping

- (3) No new evidence on dumping has been received since the imposition of the provisional duty and the Commission therefore considers its findings on dumping as set out in Decision No 708/89/ECSC to be definitive.

Consequently, the preliminary determinations on dumping are confirmed.

D. Injury

- (4) As no fresh evidence regarding injury to the Community industry was received, the Commission

also confirms the conclusions on injury reached in Decision No 708/89/ECSC.

E. Community interest

- (5) No observations were received from any user of flat-rolled products of iron or non-alloy steel, cold-rolled, imported from Yugoslavia and subject to provisional anti-dumping duties, within the time limit laid down in Article 2 of Decision No 708/89/ECSC.
- (6) The Commission, therefore, confirms its conclusion that it is in the Community's interest that action be taken. Under these circumstances, protection of the Community's interest calls for the imposition of a definitive anti-dumping duty on imports of certain flat-rolled products of iron or non-alloy steel, cold-rolled, originating in Yugoslavia.

F. Undertaking

- (7) The exporters of the Yugoslav product having been informed that the main findings of the preliminary investigation would be confirmed, offered undertakings concerning their exports of certain flat-rolled products of iron or non-alloy steel, cold-rolled, to the Community.
- (8) After consulting the Advisory Committee, the Commission did not accept the undertakings offered and informed the exporters concerned of the reason for its decision.

G. Rate of definitive duty

- (9) In the light of the above determination, the amounts of the definitive anti-dumping duty should be the same as the amounts of the provisional anti-dumping duty.

H. Collection of provisional duty

- (10) In view of the importance of the dumping margins found and the seriousness of the injury caused to Community producers, it is considered necessary that amounts secured by way of provisional anti-dumping duty should be collected in full,

⁽¹⁾ OJ No L 209, 2. 8. 1988, p. 18.

⁽²⁾ OJ No L 273, 5. 10. 1988, p. 19.

⁽³⁾ OJ No L 78, 21. 3. 1989, p. 14.

⁽⁴⁾ OJ No L 133, 17. 5. 1989, p. 5.

HAS ADOPTED THIS DECISION:

Article 1

1. A definitive anti-dumping duty is hereby imposed on imports of flat-rolled products of iron or non-alloy steel (excluding 'electrical steels') of a width of 600 millimetres or more, cold-rolled, not clad, plated or coated, corresponding to CN codes 7209 11 00, 7209 12 90, 7209 13 90, 7209 14 90, 7209 21 00, 7209 22 90, 7209 23 90, 7209 24 91, 7209 24 99, 7209 31 00, 7209 32 90, 7209 33 90, 7209 34 90, 7209 41 00, 7209 42 90, 7209 43 90, 7209 44 90 and 7209 90 10, originating in Yugoslavia.

2. The amount of the duty shall be ECU 54 per 1 000 kilograms.

3. The provisions in force concerning customs duties shall apply.

Article 2

The amounts secured by way of provisional anti-dumping duty pursuant to Decision No 708/89/ECSC shall be definitively collected in full.

Article 3

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

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

Done at Brussels, 6 July 1989.

For the Commission

Frans ANDRIESEN

Vice-President

COMMISSION REGULATION (EEC) No 2032/89

of 7 July 1989

on the supply of various consignments of cereals and rice 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 last amended by Regulation (EEC) No 1750/89⁽²⁾, and in particular Article 6 (1) (c) thereof,

Whereas Council Regulation (EEC) No 1420/87 of 21 May 1987 laying down implementing rules for Regulation (EEC) No 3972/86 on food-aid policy and food-aid management⁽³⁾ lays down the list of countries and organizations eligible for food-aid operations and specifies the general criteria on the transport of food aid beyond the fob stage;

Whereas following the taking of a number of decisions on the allocation of food aid the Commission has allocated to certain countries and beneficiary organizations 12 861 tonnes of cereals;

Whereas it is necessary to provide for the carrying-out of this measure in accordance with the rules laid down by

Commission Regulation (EEC) No 2200/87 of 8 July 1987 laying down general rules for the mobilization in the Community of products to be supplied as Community food aid⁽⁴⁾; whereas it is necessary to specify the time limits and conditions of supply and the procedure to be followed to determine the resultant costs,

HAS ADOPTED THIS REGULATION:

Article 1

Cereals shall be mobilized in the Community, as Community food aid for supply to the recipients listed in the Annex in accordance with Regulation (EEC) No 2200/87 and under the conditions set out in the Annexes. Supplies shall be awarded by the tendering procedure.

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, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 370, 30. 12. 1986, p. 1.

⁽²⁾ OJ No L 172, 20. 6. 1989, p. 1.

⁽³⁾ OJ No L 136, 26. 5. 1987, p. 1.

⁽⁴⁾ OJ No L 204, 25. 7. 1987, p. 1.

ANNEX I

1. **Operation Nos** (1): 295/89, 296/89 and 297/89
2. **Programme**: 1989
3. **Recipient**: Euronaid, Rijngeesterstraatweg 40, PO box 77, NL-2340 AB Oegstgeest
4. **Representative of the recipient** (2): see OJ No C 103, 16. 4. 1987, p. 3
5. **Place or country of destination**: Chile, Nicaragua, Peru, Haiti, Egypt, Jordan, Zaire
6. **Product to be mobilized**: common wheat flour
7. **Characteristics and quality of the goods** (3):
See list published in OJ No C 216, 14. 8. 1987, p. 3 (under II.A.6)
8. **Total quantity**: 2 065 tonnes (2 829 tonnes of cereals)
9. **Number of lots**: two I: 1 467 tonnes (two parts: A: 167 tonnes; B: 1 300 tonnes) II: 598 tonnes
10. **Packaging and marking** (4):
See list published in OJ No C 216, 14. 8. 1987, p. 3 (under II.B.2 (a))
marking on the bags, in letters at least 5 cm high:
— I: A:
‘ACCIÓN Nº 296/89 / HARINA DE TRIGO / CHILE / AATM / 91723 / COYAHIQUE VÍA CHACABUCO / DONACIÓN DE LA COMUNIDAD ECONÓMICA EUROPEA / DESTINADO A LA DISTRIBUCIÓN GRATUITA’
B:
‘ACCIÓN Nº 297/89 / HARINA DE TRIGO / NICARAGUA / SOSO / 93903 / MANAGUA VÍA CORINTO / DONACIÓN DE LA COMUNIDAD ECONÓMICA EUROPEA / DESTINADO A LA DISTRIBUCIÓN GRATUITA’
— II: (in 20-foot containers ‘FLC/LCL shipper’s count-load and stowage’) (7)
‘ACTION No 295/89 / FOR FREE DISTRIBUTION / GIFT OF THE EUROPEAN ECONOMIC COMMUNITY / EURONAIID / WHEAT FLOUR’ (8)
11. **Method of mobilization**: the Community market
12. **Stage of supply**: free at port of shipment
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment**: 15. 8 to 15. 9. 1989
18. **Deadline for the supply**: —
19. **Procedure for determining the costs of supply**: tendering
20. **Date of expiry of the period allowed for submission of tenders**: 25. 7. 1989 at 12 noon
21. **In the case of a second invitation to tender**:
(a) deadline for the submission of tenders: 8. 8. 1989 at 12 noon
(b) period for making the goods available at the port of shipment: 1 to 30. 9. 1989
(c) deadline for the supply: —
22. **Amount of the tendering security**: ECU 5 per tonne
23. **Amount of the delivery security**: 10 % of the amount of the tender in ecus
24. **Address for submission of tenders** (9):
Bureau de l’aide alimentaire
à l’attention de Monsieur N. Arend
bâtiment Loi 120, bureau 7/58
200, rue de la Loi
B-1049-Bruxelles
telex AGREC 22037 B
25. **Refund payable on request by the successful tenderer** (6):
Refund applicable on 20. 7. 1989 fixed by Commission Regulation (EEC) No 1932/89 (OJ No L 187, 1. 7. 1989, p. 43)

ANNEX II

1. **Operation Nos** (1): 300/89, 301/89, 302/89, 303/89, 304/89 and 305/89
2. **Programme**: 1989
3. **Recipient**: Euronaid, Rhijngesterstraatweg 40, PO Box 77, NL-2340 AB Oegsgeest
4. **Representative of the recipient** (2): see OJ No C 103, 16. 4. 1987
5. **Place or country of destination**: Brazil, Nicaragua, Algeria
6. **Product to be mobilized**: Milled rice (product codes 1006 30 94 900 or 1006 30 96 900)
7. **Characteristics and quality of the goods** (3):
See list published in OJ No C 216, 14. 8. 1987, p. 3 (under IIA.10)
8. **Total quantity**: 3 520 tonnes (8 448 tonnes of cereals)
9. **Number of lots**: one (in three parts: A: 20 tonnes; B: 2 220 tonnes; C: 1 280 tonnes).
10. **Packaging and marking** (4):
See list published in OJ No C 216, 14. 8. 1987, p. 3 (II.B.1 (c))
marking on the bags in letters at least 5 cm high:
Lot A — 20 tonnes:
'ACÇÃO Nº 300/89 / ARROZ / BRASIL / OPEW / 94209 / BELEM / DONATIVO DA COMUNIDADE ECONÓMICA EUROPEIA / DESTINADO A DISTRIBUIÇÃO GRATUITA'
Lot B — 2 220 tonnes:
— 600 tonnes:
'ACCIÓN Nº 301/89 / ARROZ / NICARAGUA / OXFAM B / 90813 / ACOYAPA VÍA CORINTO / DONACIÓN DE LA COMUNIDAD ECONÓMICA EUROPEA / DESTINADO A LA DISTRIBUCIÓN GRATUITA'
— 320 tonnes:
'ACCIÓN Nº 302/89 / ARROZ / NICARAGUA / DÍA / 91111 / MANAGUA VÍA CORINTO / DONACIÓN DE LA COMUNIDAD ECONÓMICA EUROPEA / DESTINADO A LA DISTRIBUCIÓN GRATUITA'
— 1 300 tonnes:
'ACCIÓN Nº 303/89 / ARROZ / NICARAGUA / SOSO / 93904 / MANAGUA VÍA CORINTO / DONACIÓN DE LA COMUNIDAD ECONÓMICA EUROPEA / DESTINADO A LA DISTRIBUCIÓN GRATUITA'
Lot C — 1 280 tonnes:
— 640 tonnes:
'ACTION Nº 304/89 / RIZ / ALGÉRIE / WCC / 90705 / TINDOUF VIA ALGER / DON DE LA COMMUNAUTÉ ÉCONOMIQUE EUROPÉENNE / POUR DISTRIBUTION GRATUITE'
— 640 tonnes:
'ACTION Nº 305/89 / RIZ / ALGÉRIE / OXFAM B / 90800 / TINDOUF VIA ALGER / DON DE LA COMMUNAUTÉ ÉCONOMIQUE EUROPÉENNE / POUR DISTRIBUTION GRATUITE'
11. **Method of mobilization**: the Community market
12. **Stage of supply**: free at port of shipment
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment**: 15. 8. to 15. 9. 1989
18. **Deadline for the supply**: —
19. **Procedure for determining the costs of supply**: tendering
20. **Date of expiry of the period allowed for submission of tenders**: 25. 7. 1989 at 12 noon

21. In the case of a second invitation to tender:

- (a) deadline for the submission of tenders: 8. 8. 1989, at 12 noon
- (b) period for making the goods available at the port of shipment: 1 to 30. 9. 1989
- (c) deadline for the supply: —

22. Amount of the tendering security: ECU 5 per tonne**23. Amount of the delivery security: 10 % of the amount of the tender in ecus****24. Address for submission of tenders^(*):**

Bureau de l'aide alimentaire, à l'attention de Monsieur N. Arend, bâtiment Loi 120, bureau 7/58, 200 rue de la Loi, B-1049 Bruxelles, Telex: AGREC 22037 B

25. Refund payable on request by the successful tenderer^(*):

Refund applicable on 20. 7. 1989 fixed by Commission Regulation (EEC) No 1932/89 (OJ No L 187, 1. 7. 1989, page 43)

ANNEX III

1. **Operation No (1):** 299/89
2. **Programme:** 1989
3. **Recipient:** Euronaid, Rhiingeesterstraatweg 40, PO Box 77, NL-2340 AB Oegstgeest
4. **Representative of the recipient (2):** see OJ No C 103, 16. 4. 1987
5. **Place or country of destination:** Ecuador, Peru, Dominican Republic, Liberia, Angola, Zaire
6. **Product to be mobilized:** Milled rice (product codes 1006 30 94 900 or 1006 30 96 900)
7. **Characteristics and quality of the goods (3):**
see list published in OJ No C 216, 14. 8. 1987, p. 3 (under IIA.10)
8. **Total quantity:** 660 tonnes (1 584 tonnes of cereals)
9. **Number of lots:** one
10. **Packaging and marking (4):**
see list published in OJ No C 216, 14. 8. 1987, p. 3 (under IIB.1 (c)) (in 20-foot containers 'FCL/LCL Shipper's count/load and stowage') (?)
marking on the bags in letters at least 5 cm high:
'ACTION No 299/89 / FOR FREE DISTRIBUTION / GIFT OF THE EUROPEAN ECONOMIC COMMUNITY / EURONAIID / RICE'
11. **Method of mobilization:** the Community market
12. **Stage of supply:** free at port of shipment
13. **Port of shipment:** —
14. **Port of landing specified by the recipient:** —
15. **Port of landing:** —
16. **Address of the warehouse and, if appropriate, port of landing:** —
17. **Period for making the goods available at the port of shipment:** 1. to 31. 8. 1989
18. **Deadline for the supply:** —
19. **Procedure for determining the costs of supply:** tendering
20. **Date of expiry of the period allowed for submission of tenders:** 25. 7. 1989, at 12 noon
21. **In the case of a second invitation to tender:**
 - (a) deadline for the submission of tenders: 8. 8. 1989, at 12 noon
 - (b) period for making the goods available at the port of shipment: 15. 8 to 15. 9. 1989
 - (c) deadline for the supply: —
22. **Amount of the tendering security:** ECU 5 per tonne
23. **Amount of the delivery security:** 10 % of the amount of the tender in ecus
24. **Address for submission of tenders (5):**
Bureau de l'aide alimentaire
à l'attention de Monsieur N. Arend
bâtiment Loi 120, bureau 7/58
200, rue de la Loi
B-1049 Bruxelles
Telex: AGREC 22037 B
25. **Refund payable on request by the successful tenderer (6):**
Refund applicable on 20. 7. 1989, fixed by Commission Regulation (EEC) No 1932/89 (OJ No L 187, 1. 7. 1989, page 43)

Notes:

- (1) The operation number is to be quoted in all correspondence.
- (2) Commission delegate to be contacted by the successful tenderer:
see list published in OJ No C 227 of 7. 9. 1985, p. 4.
- (3) The successful tenderer shall deliver to the beneficiary a certificate from an official entity certifying that for the product to be delivered the standards applicable, relative to nuclear radiation, in the Member State concerned, have not been exceeded.
The radioactivity certificate must indicate the caesium-134 and -137 levels.
The successful tenderer shall supply to the beneficiary or its representative, on delivery, the following documents:
— phytosanitary certificate,
— certificate of origin.
The supplier should send a duplicate of the original invoice to: M. De Keyzer and Schütz BV, Postbus 1438, Blaak 16, NL-3000 BK Rotterdam.
- (4) Since the goods may be rebagged, the successful tenderer must provide 2 % of empty bags of the same quality as those containing the goods, with the marking followed by a capital 'R'.
- (5) In order not to overload the telex, tenderers are requested to provide, before the date and time laid down in point 20 of this Annex, evidence that the tendering security referred to in Article 7 (4) (a) of Regulation (EEC) No 2200/87 has been lodged, preferably:
— either by porter at the office referred to in point 24 of this Annex,
— or by telecopier on one of the following numbers in Brussels:
235 01 32,
236 10 97,
235 01 30,
236 20 05.
- (6) Commission Regulation (EEC) No 2330/87 (OJ No L 210, 1. 8. 1987) is applicable as regards the export refund and, where appropriate, the monetary and accession compensatory amounts, the representative rate and the monetary coefficient. The date referred to in Article 2 of the abovementioned Regulation is that referred to in point 25 of this Annex.
- (7) Shipment to take place in 20 foot containers, condition FCL/LCL. The supplier shall be responsible for the cost of making the containers available in the stack position at the container terminal at the port of shipment. The recipient shall be responsible for all subsequent loading costs, including the cost of moving the containers from the container terminal. The provisions of Article 13 (2), second subparagraph, of Regulation 2200/87 shall not apply.
The successful tenderer has to submit to the recipient's agent a complete packing list of each container, specifying the number of bags belonging to each shipping number as specified in the invitation to tender.
The successful tenderer has to seal each container with a numbered locktainer, the number of which is to be provided to the beneficiary's forwarder.
- (8) Food aid consignments in favour of Jordan: (Lot II: 20 tonnes)
Manufacturing and expiration dates must be printed on each individual bag (strict requirement of Ministry of Health).
-

COMMISSION REGULATION (EEC) No 2033/89

of 6 July 1989

re-establishing the levying of customs duties on woven fabrics of synthetic filament yarn, products of category No 33 (order No 40.0330), originating in Thailand, and binder and baler twine for agricultural machines, products of category No 146 A (order No 42.1461), originating in Mexico, to which the preferential tariff arrangements of Council Regulation (EEC) No 4259/88 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4259/88 of 19 December 1988 applying generalized tariff preferences for 1989 to textile products originating in developing countries⁽¹⁾, and in particular Article 13 thereof,

Whereas Article 11 of Regulation (EEC) No 4259/88 provides that preferential tariff treatment shall be accorded, for each category of products subjected in Annexes I and II thereto to individual ceilings, within the limits of the quantities specified in column 8 of Annex I and column 7 of Annex II, in respect of certain or each of the countries or territories of origin referred to in column 5 of the same Annexes;

Whereas Article 12 of the abovementioned Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question once the relevant individual ceilings have been reached at Community level;

Whereas, in respect of woven fabrics of synthetic filament yarn, products of category No 33 (order No 40.0330), originating in Thailand and binder and baler twine for

agricultural machines, products of category No 146 A (code 42.1461) originating in Mexico, the relevant ceiling amounts respectively to 230 and 234 tonnes;

Whereas on 21 June 1989 imports of the products in question into the Community, originating in Thailand for category No 33 and Mexico for category No 146 A, countries covered by preferential tariff arrangements, reached and were charged against that ceiling;

Whereas it is appropriate to re-establish the levying of customs duties for the products in question with regard to Thailand for category No 33 and Mexico for category No 146 A,

HAS ADOPTED THIS REGULATION:

Article 1

As from 11 July 1989, the levying of customs duties, suspended pursuant to Regulation (EEC) No 4259/88, shall be re-established in respect of the following products, imported into the Community and originating in Thailand for category No 33 and Mexico for category No 146 A:

Order No	Category	CN code	Description	Origin
40.0330	33 (tonnes)	5407 20 11 6305 31 91 6305 31 99	Woven fabrics of synthetic filament yarn obtained from strip or the like of polyethylene or polypropylene, less than 3 m wide; sacks and bags, of a kind used for the packing of goods, not knitted or crocheted, obtained from strip or the like	Thailand
42 1461	146 A (tonnes)	ex 5607 21 00	Twine, cordage, ropes and cables, plaited or not — Binder and baler twine for agricultural machines, of sisal and other fibres of the Agave family	Mexico

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 375, 31. 12. 1988, p. 83.

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

Done at Brussels, 6 July 1989.

For the Commission
Christiane SCRIVENER
Member of the Commission

COMMISSION REGULATION (EEC) No 2034/89

of 6 July 1989

re-establishing the levying of customs duties on household linen of all kinds, knitted or crocheted, products of category 67 (order No 40.0670), garments other than knitted or crocheted, products of category 78 (order No 40.0780), sacks and bags, of a kind used for the packing of goods, products of category 93 (order No 40.0930) originating in Pakistan to which the preferential tariff arrangements of Council Regulation (EEC) No 4259/88 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4259/88 of 19 December 1988 concerning the administration of generalized tariff preferences for 1989 to textile products originating in developing countries⁽¹⁾, and in particular Article 13 thereof,

Whereas Article 11 of that Regulation provides that preferential tariff treatment shall be accorded, for each category of products subjected in Annexes I and II to Council Regulation (EEC) No 4259/88 to individual ceilings, within the limits of the quantities specified in column 8 of Annex I and 7 of Annex II thereto, in respect of certain or each of the countries or territories of origin referred to in column 5 of the same Annexes;

Whereas Article 12 of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question once the relevant individual ceilings have been reached at Community level;

Whereas, in respect of household linen of all kinds, knitted or crocheted, products of category 67 (order No

40.0670), garments other than knitted or crocheted, products of category 78 (order No 40.0780), sacks and bags, of a kind used for the packing of goods, products of category 93 (order No 40.0930) the relevant ceiling respectively amounts to 81, 151 and 27 tonnes;

Whereas on 21 June 1989 imports of the products in question into the Community originating in Pakistan, a country covered by preferential tariff arrangements, reached and were charged against that ceiling;

Whereas it is appropriate to re-introduce the levying of customs duties for the products in question with regard to Pakistan,

HAS ADOPTED THIS REGULATION:

Article 1

As from 11 July 1989 the levying of customs duties, suspended pursuant to Council Regulation (EEC) No 4259/88, shall be re-established in respect of the following products, imported into the Community and originating in Pakistan:

Order No	Category	CN code	Description
40.0670	67 (tonnes)	5807 90 90	Knitted or crocheted clothing accessories other than for babies, household linen of all kinds, knitted or crocheted; curtains (including drapes) and interior blinds, curtain or bed valances and other furnishing articles knitted or crocheted blankets and travelling rugs, other knitted or crocheted articles including parts of garments or of clothing accessories
		6113 00 10	
		6117 10 00	
		6117 20 00	
		6117 80 10	
		6117 80 90	
		6117 90 00	
		6301 20 10	
		6301 30 10	
		6301 40 10	
		6301 90 10	
		6302 10 10	
		6302 10 90	
		6302 40 00	
		ex 6302 60 00	

⁽¹⁾ OJ No L 375, 31. 12. 1988, p. 83.

Order No	Category	CN code	Description
40.0670 (cont'd)		6303 11 00	
		6303 12 00	
		6303 19 00	
		6304 11 00	
		6304 91 00	
		ex 6305 20 00	
		6305 31 10	
		ex 6305 39 00	
		ex 6305 90 00	
		6307 10 10	
		6307 90 10	
		6203 41 30	
		6203 42 59	
		6203 43 39	
		6203 49 39	
40.0780	78 (tonnes)	6203 41 30	Garments, other than knitted or crocheted excluding garments of categories 6, 7, 8, 14, 15, 16, 17, 18, 21, 26, 27, 29, 68, 72, 76 and 77.
		6203 42 59	
		6203 43 39	
		6203 49 39	
		6204 61 80	
		6204 61 90	
		6204 62 59	
		6204 62 90	
		6204 63 39	
		6204 63 90	
		6204 69 39	
		6204 69 50	
		6210 40 00	
		6210 50 00	
40.0930	93 (tonnes)	6211 31 00	Sacks and bags, of a kind used for the packing of goods, of woven fabrics, other than made from polyethylene or polypropylene strip
		6211 32 90	
		6211 33 90	
		6211 41 00	
		6211 42 90	
		6211 43 90	
		ex 6305 20 00	
		ex 6305 39 00	
		ex 6305 90 00	

Article 2

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

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

Done at Brussels, 6 July 1989.

For the Commission
 Christiane SCRIVENER
 Member of the Commission

COMMISSION REGULATION (EEC) No 2035/89

of 6 July 1989

re-establishing the levying of customs duties on woven fabrics of synthetic filament yarn, products of category 33 (order No 40.0330) and overcoats and jackets, knitted or crocheted, products of category 83 (order No 40.0830), originating in India to which the preferential tariff arrangements set out in Council Regulation (EEC) No 4259/88 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4259/88 of 19 December 1988 applying generalized tariff preferences for 1989 to textile products originating in developing countries⁽¹⁾, and in particular Article 13 thereof,

Whereas Article 11 of Regulation (EEC) No 4259/88 provides that preferential tariff treatment shall be accorded, for each category of products subjected in Annexes I and II to individual ceilings, within the limits of the quantities specified in column 8 of Annex I and column 7 of Annex II, thereto, in respect of certain or each of the countries or territories of origin referred to in column 5 of the same Annexes; whereas Article 12 of the abovementioned Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question once the relevant individual ceilings have been reached at Community level;

Whereas, in respect of woven fabrics of synthetic filament yarn, products of category 33 (order No 40.0330), and overcoats and jackets, knitted or crocheted, products of category 83 (order No 40.0830), the relevant ceiling amounts respectively to 230 and 57 tonnes;

Whereas on 21 June 1989 imports of the products in question into the Community, originating in India, a country covered by preferential tariff arrangements, reached and were charged against that ceiling;

Whereas it is appropriate to re-establish the levying of customs duties for the products in question with regard to India,

HAS ADOPTED THIS REGULATION:

Article 1

As from 11 July 1989 the levying of customs duties, suspended pursuant to Council Regulation (EEC) No 4259/88, shall be re-established in respect of the following products, imported into the Community and originating in India:

Order No	Category	CN code	Description
40.0330	33 (tonnes)	5407 20 11 6305 31 91 6305 31 99	Woven fabrics of synthetic filament yarn obtained from strip or the like of polyethylene or polypropylene, less than 3 m wide; sacks and bags, of a kind used for the packing of goods, not knitted or crocheted, obtained from strip or the like
40.0830	83 (tonnes)	6101 10 10 6101 20 10 6101 30 10 6102 10 10 6102 20 10 6102 30 10 6103 31 00 6103 32 00 6103 33 00 ex 6103 39 00 6104 31 00 6104 32 00 6104 33 00 ex 6104 39 00 ex 6112 20 00 6113 00 90 6114 10 00 6114 20 00 6114 30 00	Overcoats, jackets, blazer and other garments, including ski suits, knitted or crocheted, excluding garments of categories 4, 5, 7, 13, 24, 26, 27, 28, 68, 69, 72, 73, 74, 75

⁽¹⁾ OJ No L 375, 31. 12. 1988, p. 83.

Article 2

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

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

Done at Brussels, 6 July 1989.

For the Commission
Christiane SCRIVENER
Member of the Commission

COMMISSION REGULATION (EEC) No 2036/89

of 7 July 1989

fixing the amount by which the variable component of the levy applicable to
bran and sharps originating in Argentina must be reduced

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 1058/88
of 28 March 1988 on the import of bran, sharps and other
residues derived from the sifting, milling or other working
of cereals other than maize and rice and amending
Regulation (EEC) No 2658/87 on the tariff and statistical
nomenclature and on the Common Customs Tariff⁽¹⁾,
and in particular Article 2 (2) thereof,

Whereas Regulation (EEC) No 1058/88 provides that the
variable component of the levy, calculated in accordance
with Article 2 of Regulation (EEC) No 2744/75 of the
Council of 29 October 1975 on the import and export
system for products processed from cereals and from
rice⁽²⁾ as last amended by Regulation (EEC) No
1906/87⁽³⁾, is to be reduced by an amount equal to 40 %
of the average of the variable components of the levies
applicable to the product in question in the three months
preceding the months during which that amount is fixed;
whereas that reduction is applicable to products falling
within CN codes 2302 30 10, 2302 30 90, 2302 40 10 and
2302 40 90 for up to a maximum of 550 000 tonnes per
year on the import of the products in question originating
in Argentina and from any other third country which
applies to exports of those products a special tax of an

amount equal to that by which the variable amount of the
levy is reduced and which provides satisfactory proof of
payment of that tax;

Whereas Commission Regulation (EEC) No 1193/88⁽⁴⁾,
as amended by Regulation (EEC) No 84/89⁽⁵⁾, lays down
the detailed rules of application of the special
arrangements for imports of bran, sharps and other
residues, whether or not in the form of pellets, derived
from the sifting, milling or other working of cereals other
than maize and rice falling within CN codes 2302 30 and
2302 40,

HAS ADOPTED THIS REGULATION:

Article 1

The amount referred to in Article 1 of Regulation (EEC)
No 1058/88 by which the variable amount of the levy
applicable to imports of bran, sharps and other residues
originating in Argentina and in any other third country,
meeting the conditions laid down in that Article must be
reduced shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 1 August 1989.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 104, 23. 4. 1988, p. 1.

⁽²⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽³⁾ OJ No L 182, 3. 7. 1987, p. 49.

⁽⁴⁾ OJ No L 111, 30. 4. 1988, p. 87.

⁽⁵⁾ OJ No L 13, 17. 1. 1989, p. 13.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the amount by which the variable component of the levy applicable to bran and sharps originating in Argentina must be reduced

<i>(ECU/tonne)</i>	
CN code	Amount
2302 30 10	20,72
2302 30 90	44,40
2302 40 10	20,72
2302 40 90	44,40

COMMISSION REGULATION (EEC) No 2037/89

of 7 July 1989

fixing the amount by which the variable component of the levy applicable to bran and sharps originating in Algeria, Morocco and Tunisia must be reduced

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 1512/76 of 24 June 1976 concluding the Agreement in the form of an exchange of letters relating to Article 22 of the Cooperation Agreement and Article 15 of the Interim Agreement between the European Economic Community and the Republic of Tunisia and concerning the import into the Community of bran and sharps originating in Tunisia⁽¹⁾, and in particular the second subparagraph of paragraph 3 of the exchange of letters,

Having regard to Council Regulation (EEC) No 1518/76 of 24 June 1976 concluding the Agreement in the form of an exchange of letters relating to Article 21 of the Cooperation Agreement and Article 14 of the Interim Agreement between the European Economic Community and the People's Democratic Republic of Algeria and concerning the import into the Community of bran and sharps originating in Algeria⁽²⁾, and in particular the second subparagraph of paragraph 3 of the exchange of letters,

Having regard to Council Regulation (EEC) No 1525/76 of 24 June 1976 concluding the Agreement in the form of an exchange of letters relating to Article 23 of the Cooperation Agreement and Article 16 of the Interim Agreement between the European Economic Community and the Kingdom of Morocco and concerning the import into the Community of bran and sharps originating in

Morocco⁽³⁾, and in particular the second subparagraph of paragraph 3 of the exchange of letters,

Whereas the Agreement in the form of an exchange of letters annexed to Regulations (EEC) No 1512/76, (EEC) No 1518/76 and (EEC) No 1525/76 provides that the variable component of the levy calculated in accordance with Article 2 of Regulation (EEC) No 2744/75 of the Council of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last modified by Regulation (EEC) No 1906/87⁽⁵⁾, is to be reduced by an amount fixed by the Commission each quarter; whereas this amount must be equal to 60 % of the average of the variable components of the levies in force during the three months preceding the month during which the amount is fixed;

Whereas the variable components applicable to the products falling within CN codes 2302 30 and 2302 40 during April, May and June 1989 have been taken into consideration,

HAS ADOPTED THIS REGULATION:

Article 1

The amount referred to in the second subparagraph of paragraph 3 of the exchange of letters forming the Agreement annexed to Regulations (EEC) No 1512/76, (EEC) No 1518/76 and (EEC) No 1525/76 to be deducted from the variable component applicable to bran and sharps originating in Tunisia, Algeria and Morocco respectively, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 August 1989.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 169, 28. 6. 1976, p. 19.

⁽²⁾ OJ No L 169, 28. 6. 1976, p. 37.

⁽³⁾ OJ No L 169, 28. 6. 1976, p. 53.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 182, 3. 7. 1987, p. 49.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the amount by which the variable component of the levy applicable to bran and sharps originating in Algeria, Morocco and Tunisia must be reduced

<i>(ECU/tonne)</i>	
CN code	Amount
2302 30 10	31,08
2302 30 90	66,59
2302 40 10	31,08
2302 40 90	66,59

COMMISSION REGULATION (EEC) No 2038/89**of 7 July 1989****fixing the amount by which the variable component of the levy applicable to bran and sharps originating in Egypt must be reduced**

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 1030/77 of 17 May 1977 concluding the Interim Agreement between the European Economic Community and the Arab Republic of Egypt⁽¹⁾, and in particular the second subparagraph of paragraph 3 of the exchange of letters relating to Article 13 of the Agreement,

Whereas the exchange of letters covered by Regulation (EEC) No 1030/77 provides that the variable component of the levy calculated in accordance with Article 2 of Regulation (EEC) No 2744/75 of the Council of 29 October 1975 on the import and export system for products processed from cereals and rice⁽²⁾, as last amended by Regulation (EEC) No 1906/87⁽³⁾, is to be reduced by an amount fixed by the Commission each quarter; whereas this amount must be equal to 60 % of

the average of the levies in force during the three months preceding the month during which the amount is fixed;

Whereas the variable components applicable during April, May and June 1989 to the products falling within CN codes 2302 10, 2302 20, 2302 30 and 2302 40 are to be taken into consideration,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts referred to in the second subparagraph of paragraph 3 of the exchange of letters covered by Regulation (EEC) No 1030/77 to be deducted from the variable component applicable to bran and sharps originating in Egypt shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 August 1989.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 126, 23. 5. 1977, p. 1.

⁽²⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽³⁾ OJ No L 182, 3. 7. 1987, p. 49.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the amount by which the variable component of the levy applicable to bran and sharps originating in Egypt must be reduced

<i>(ECU/tonne)</i>	
CN code	Amount
2302 10 10	31,08
2302 10 90	66,59
2302 20 10	31,08
2302 20 90	66,59
2302 30 10	31,08
2302 30 90	66,59
2302 40 10	31,08
2302 40 90	66,59

COMMISSION REGULATION (EEC) No 2039/89**of 7 July 1989****fixing the amount by which the levy on imports of rice from the Arab Republic of Egypt must be reduced**

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 2229/88⁽²⁾, and in particular Article 11 thereof,

Having regard to Council Regulation (EEC) No 1250/77 of 17 May 1977 on imports of rice from the Arab Republic of Egypt⁽³⁾, and in particular Article 1 thereof,

Whereas Regulation (EEC) No 1250/77 provides that the levy calculated in accordance with Article 11 of Regulation (EEC) No 1418/76 is to be reduced by an amount to be fixed by the Commission each quarter; whereas this amount must be equal to 25 % of the average of the levies applied during a reference period;

Whereas, pursuant to Commission Regulation (EEC) No 2942/73 of 30 October 1973 laying down detailed rules for the application of Regulation (EEC) No 2412/73⁽⁴⁾, as amended by Regulation (EEC) No 3817/85⁽⁵⁾, the reference period is to be the quarter preceding the month in which the amount is fixed;

Whereas the levies to be taken into consideration are therefore those applicable during April, May and June 1989,

HAS ADOPTED THIS REGULATION:

Article 1

The amount referred to in Article 1 of Regulation (EEC) No 1250/77 by which the levy on imports of rice originating in and coming from the Arab Republic of Egypt is to be reduced shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 August 1989.

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

Done at Brussels, 7 July 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 197, 26. 7. 1988, p. 30.

⁽³⁾ OJ No L 146, 14. 6. 1977, p. 9.

⁽⁴⁾ OJ No L 302, 31. 10. 1973, p. 1.

⁽⁵⁾ OJ No L 368, 31. 12. 1985, p. 16.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the amount by which the levy on imports of rice from the Arab Republic of Egypt must be reduced

(ECU/tonne)

CN code	Amounts to be deducted
1006 10 21	75,02
1006 10 23	69,95
1006 10 25	69,95
1006 10 27	69,95
1006 10 92	75,02
1006 10 94	69,95
1006 10 96	69,95
1006 10 98	69,95
1006 20 11	93,77
1006 20 13	87,44
1006 20 15	87,44
1006 20 17	87,44
1006 20 92	93,77
1006 20 94	87,44
1006 20 96	87,44
1006 20 98	87,44
1006 30 21	124,94
1006 30 23	140,51
1006 30 25	140,51
1006 30 27	140,51
1006 30 42	124,94
1006 30 44	140,51
1006 30 46	140,51
1006 30 48	140,51
1006 30 61	133,06
1006 30 63	150,63
1006 30 65	150,63
1006 30 67	150,63
1006 30 92	133,06
1006 30 94	150,63
1006 30 96	150,63
1006 30 98	150,63
1006 40 00	21,22

COMMISSION REGULATION (EEC) No 2040/89
of 7 July 1989
fixing the amount of the subsidy on oil seeds

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 No 136/66/EEC of the Council of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1225/89⁽²⁾, and in particular Article 27 (4) thereof,

Having regard to Council Regulation (EEC) No 1678/85 of 11 June 1985 fixing the conversion rates to be applied in agriculture⁽³⁾, as last amended by Regulation (EEC) No 1887/89⁽⁴⁾,

Having regard to Regulation (EEC) No 1569/72 of the Council of 20 July 1972 laying down special measures for colza, rape and sunflower seed⁽⁵⁾, as last amended by Regulation (EEC) No 2216/88⁽⁶⁾, and in particular Article 2 (3) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Commission Regulation (EEC) No 1933/89⁽⁷⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1933/89 to the information known to the Commission that the amount of the subsidy at present in force should be altered to the amount set out in the Annexes hereto;

Whereas the abatement of the subsidy which arises, where appropriate, from the system of maximum guaranteed

quantities for the 1989/90 year, has not, to date, been fixed; whereas the amount of the subsidy for the 1989/90 year has been provisionally calculated on the basis of an abatement of ECU 3,44 per 100 kilograms for colza and rape seed, and of ECU 11,55 per 100 kilograms for sunflower seed,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amount of the subsidy and the exchange rate referred to in Article 33 (2) and (3) of Commission Regulation (EEC) No 2681/83⁽⁸⁾ are as set out in the Annexes hereto.
2. The amount of the compensatory aid referred to in Article 14 of Council Regulation (EEC) No 475/86⁽⁹⁾ is as set out in Annex III for sunflower seed harvested in Spain.
3. The amount of the special subsidy provided for by Council Regulation (EEC) No 1920/87⁽¹⁰⁾ for sunflower seed harvested and processed in Portugal is as set out in Annex III.
4. However, the amount of the subsidy in the case of advance fixing for the 1989/90 marketing year for colza, rape and sunflower seed will be confirmed or replaced as from 8 July 1989 to take into account the consequences of the application of the system of maximum guaranteed quantities.

Article 2

This Regulation shall enter into force on 8 July 1989.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

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

⁽²⁾ OJ No L 128, 11. 5. 1989, p. 15.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁴⁾ OJ No L 182, 29. 6. 1989, p. 22.

⁽⁵⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁶⁾ OJ No L 197, 26. 7. 1988, p. 10.

⁽⁷⁾ OJ No L 187, 1. 7. 1989, p. 48.

⁽⁸⁾ OJ No L 266, 28. 9. 1983, p. 1.

⁽⁹⁾ OJ No L 53, 1. 3. 1986, p. 47.

⁽¹⁰⁾ OJ No L 183, 3. 7. 1987, p. 18.

ANNEX I

Aids to colza and rape seed other than 'double zero'

(amounts per 100 kg)

	Current 7 (1)	1st period 8 (1)	2nd period 9 (1)	3rd period 10 (1)	4th period 11 (1)	5th period 12 (1)
1. Gross aids (ECU):						
— Spain	1,170	1,170	1,170	1,170	1,170	1,170
— Portugal	0,000	0,000	0,000	0,000	0,000	0,000
— Other Member States	19,444	19,729	19,807	19,667	19,797	20,075
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	46,24	46,91	47,09	46,77	47,07	47,87
— Netherlands (Fl)	51,29	52,04	52,25	51,94	52,29	53,33
— BLEU (Bfrs/Lfrs)	938,89	952,65	956,42	949,66	955,94	969,36
— France (FF)	147,10	149,34	149,95	148,85	149,84	151,98
— Denmark (Dkr)	173,64	176,18	176,88	175,63	176,79	179,27
— Ireland (£ Irl)	16,372	16,621	16,689	16,567	16,677	16,915
— United Kingdom (£)	12,622	12,840	12,866	12,714	12,798	12,864
— Italy (Lit)	32 434	32 913	33 044	32 748	32 965	33 243
— Greece (Dr)	3 142,88	3 143,75	3 101,14	3 014,37	3 034,21	2 948,24
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	178,89	178,89	178,89	178,89	178,89	178,89
— in another Member State (Pta)	3 037,12	3 079,27	3 082,80	3 052,16	3 072,47	3 083,25
(c) Seed harvested in Portugal and processed:						
— in Portugal (Esc)	0,00	0,00	0,00	0,00	0,00	0,00
— in another Member State (Esc)	4 361,48	4 415,47	4 414,64	4 366,83	4 337,77	4 324,17

(1) Subject in the case of advance fixing for the 1989/90 marketing year to the consequences of the application of the system of maximum guaranteed quantities.

ANNEX II

Aids to colza and rape seed 'double zero'

(amounts per 100 kg)

	Current 7 (1)	1st period 8 (1)	2nd period 9 (1)	3rd period 10 (1)	4th period 11 (1)	5th period 12 (1)
1. Gross aids (ECU):						
— Spain	3,670	3,670	3,670	3,670	3,670	3,670
— Portugal	2,500	2,500	2,500	2,500	2,500	2,500
— Other Member States	21,944	22,229	22,307	22,167	22,297	22,575
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	52,15	52,81	53,00	52,67	52,98	53,78
— Netherlands (Fl)	57,88	58,64	58,84	58,54	58,88	59,93
— BLEU (Bfrs/Lfrs)	1 059,61	1 073,37	1 077,14	1 070,38	1 076,65	1 090,08
— France (FF)	166,35	168,58	169,20	168,10	169,08	171,23
— Denmark (Dkr)	195,96	198,51	199,20	197,95	199,11	201,60
— Ireland (£ Irl)	18,514	18,763	18,831	18,709	18,819	19,057
— United Kingdom (£)	14,376	14,593	14,619	14,468	14,552	14,617
— Italy (Lit)	36 617	37 095	37 226	36 931	37 147	37 426
— Greece (Dr)	3 591,35	3 592,22	3 549,61	3 462,84	3 482,68	3 396,70
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	561,13	561,13	561,13	561,13	561,13	561,13
— in another Member State (Pta)	3 419,36	3 461,51	3 465,04	3 434,40	3 454,71	3 465,49
(c) Seed harvested in Portugal and processed:						
— in Portugal (Esc)	480,01	480,01	480,01	480,01	480,01	480,01
— in another Member State (Esc)	4 841,49	4 895,48	4 894,64	4 846,84	4 817,78	4 804,17

(1) Subject in the case of advance fixing for the 1989/90 marketing year to the consequences of the application of the system of maximum guaranteed quantities.

ANNEX III

Aids to sunflower seed

(amounts per 100 kg)

	Current 7	1st period 8 (1)	2nd period 9 (1)	3rd period 10 (1)	4th period 11 (1)
1. Gross aids (ECU):					
— Spain	5,170	6,890	6,890	6,890	6,890
— Portugal	0,000	0,000	0,000	0,000	0,000
— Other Member States	20,078	18,761	18,892	20,312	19,177
2. Final aids:					
(a) Seed harvested and processed in (2):					
— Federal Republic of Germany (DM)	47,92	44,74	45,04	48,37	45,71
— Netherlands (Fl)	53,38	49,49	49,83	53,66	50,67
— BLEU (Bfrs/Lfrs)	969,50	905,91	912,24	980,80	926,00
— France (FF)	145,41	141,04	142,07	153,22	144,26
— Denmark (Dkr)	175,25	167,54	168,71	181,39	171,25
— Ireland (£ Irl)	16,170	15,698	15,812	17,053	16,056
— United Kingdom (£)	11,322	11,826	11,882	12,912	12,023
— Italy (Lit)	31 706	31 262	31 482	33 791	31 879
— Greece (Dr)	2 003,68	2 837,65	2 786,32	3 008,84	2 760,96
(b) Seed harvested in Spain and processed:					
— in Spain (Pta)	797,28	1 053,45	1 053,45	1 053,45	1 053,45
— in another Member State (Pta)	3 178,98	3 161,41	3 170,20	3 368,78	3 200,84
(c) Seed harvested in Portugal and processed:					
— in Portugal (Esc)	0,00	0,00	0,00	0,00	0,00
— in Spain (Esc)	5 949,26	5 928,21	5 933,38	6 192,84	5 897,50
— in another Member State (Esc)	5 798,07	5 777,56	5 782,59	6 035,46	5 747,62
3. Compensatory aids:					
— in Spain (Pta)	3 128,85	3 111,71	3 120,50	3 319,08	3 151,14
4. Special aid:					
— in Portugal (Esc)	5 798,07	5 777,56	5 782,59	6 035,46	5 747,62

(1) Subject in the case of advance fixing for the 1989/90 marketing year to the consequences of the application of the system of maximum guaranteed quantities.

(2) For seed harvested in the Community as constituted at 31 December 1985 and processed in Spain, the amounts shown in 2 (a) to be multiplied by 1,0260760.

ANNEX IV

Exchange rate of the ecu to be used for converting final aids into the currency of the processing country when the latter is a country other than the country of production

(value of ECU 1)

	Current 7	1st period 8	2nd period 9	3rd period 10	4th period 11	5th period 12
DM	2,069410	2,065840	2,062540	2,059530	2,059530	2,051440
Fl	2,331530	2,326300	2,321390	2,316370	2,316370	2,299660
Bfrs/Lfrs	43,323899	43,301300	43,280100	43,268700	43,268700	43,213200
FF	7,026930	7,026550	7,025520	7,023860	7,023860	7,022230
Dkr	8,055980	8,059220	8,062190	8,065370	8,065370	8,078360
£Irl	0,777513	0,777085	0,777186	0,777313	0,777313	0,778110
£	0,679740	0,682390	0,685114	0,687718	0,687718	0,695423
Lit	1 497,87	1 501,80	1 505,32	1 508,64	1 508,64	1 518,73
Dr	178,37900	182,66500	186,21800	189,69900	189,69900	197,91200
Esc	173,00200	173,94000	174,84400	175,99400	175,99400	179,31500
Pta	131,30700	131,89500	132,38300	132,89600	132,89600	134,53000

COMMISSION REGULATION (EEC) No 2041/89
of 7 July 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 1920/89⁽³⁾, as last amended by Regulation (EEC) No 2022/89⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1920/89 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 8 July 1989.

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

Done at Brussels, 7 July 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 187, 1. 7. 1989, p. 13.

⁽⁴⁾ OJ No L 192, 7. 7. 1989, p. 20.

ANNEX

to the Commission Regulation of 7 July 1989 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	27,66 ⁽¹⁾
1701 11 90	27,66 ⁽¹⁾
1701 12 10	27,66 ⁽¹⁾
1701 12 90	27,66 ⁽¹⁾
1701 91 00	28,60
1701 99 10	28,60
1701 99 90	28,60 ⁽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.

COMMISSION REGULATION (EEC) No 2042/89

of 7 July 1989

altering the import levies on products processed from cereals and 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 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 1882/89⁽²⁾, and in particular Article 14⁽⁴⁾ thereof,Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 1219/89⁽⁴⁾, and in particular Article 12⁽⁴⁾ thereof,Having regard to Council Regulation 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⁽⁵⁾, as last amended by Regulation (EEC) No 1636/87⁽⁶⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Commission Regulation (EEC) No 1882/89⁽⁷⁾, as last amended by Regulation (EEC) No 2021/89⁽⁸⁾;Whereas Council Regulation (EEC) No 1906/87⁽⁹⁾ amended Council Regulation (EEC) No 2744/75⁽¹⁰⁾ as regards products falling within CN codes 2302 10, 2302 20, 2302 30 and 2302 40;

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.⁽²⁾ OJ No L 180, 27. 6. 1989, p. 1.⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.⁽⁴⁾ OJ No L 128, 11. 5. 1989, p. 9.⁽⁵⁾ OJ No L 164, 24. 6. 1985, p. 1.⁽⁶⁾ OJ No L 153, 13. 6. 1987, p. 1.⁽⁷⁾ OJ No L 182, 29. 6. 1989, p. 10.⁽⁸⁾ OJ No L 192, 7. 7. 1989, p. 18.⁽⁹⁾ OJ No L 182, 3. 7. 1987, p. 49.⁽¹⁰⁾ OJ No L 281, 1. 11. 1975, p. 65.

— 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 over 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 6 July 1989;

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

Whereas the levy on the basic product as last fixed differs from the average levy by more than ECU 3,02 per tonne of basic product; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74 of the Commission⁽¹¹⁾, as last amended by Regulation (EEC) No 1740/78⁽¹²⁾, the levies at present in force must therefore 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 processed from cereals and rice covered by Regulation (EEC) No 2744/75 as fixed in the Annex to amended Regulation (EEC) No 1882/89 are hereby altered to the amounts set out in the Annex.

Article 2

This Regulation shall enter into force on 8 July 1989.

⁽¹¹⁾ OJ No L 168, 25. 6. 1974, p. 7.⁽¹²⁾ OJ No L 202, 26. 7. 1978, p. 8.

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

Done at Brussels, 7 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 7 July 1989 altering the import levies on products processed from cereals and rice

CN code	Import levies		
	Portugal	Third countries (other than ACP or OCT)	ACP or OCT
1103 19 10	78,15	202,51	196,47
1103 29 10	78,15	202,51	196,47
1104 19 30	78,15	202,51	196,47
1104 29 10 20 ⁽⁹⁾	56,30	148,19	145,17
1104 29 30 20 ⁽⁹⁾	67,12	177,66	174,64
1104 29 95	43,88	114,35	111,33

⁽⁹⁾ TARIC code : rye.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 22 June 1989

authorizing the Hellenic Republic to restrict the marketing of seed of certain varieties of an agricultural plant species

(Only the Greek text is authentic)

(89/421/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species⁽¹⁾, as last amended by Directive 88/380/EEC⁽²⁾, and in particular Article 15 (2) and (3) thereof,

Having regard to the application lodged by the Hellenic Republic,

Whereas, pursuant to Article 15 (1) of Directive 70/457/EEC, Member States shall ensure that, after the expiry of a period ending on 31 December of the second year following that in which a variety was accepted, seed and propagating material of varieties accepted after 1 July 1972 in one or more Member States in accordance with the provisions of the Directive are subject to no marketing restrictions relating to the variety;

Whereas, however, Article 15 (2) of Directive 70/457/EEC provides that, in the cases set out in Article 15 (3), a Member State may be authorized, upon application, to prohibit the marketing of seed and propagating material of certain varieties;

Whereas, moreover, Article 15 (7) of Directive 70/457/EEC provides that, with regard to Greece and in respect of applications submitted by that Member State not later than 31 December 1985 and made on the grounds

referred to in Article 15 (3) (c), second alternative, the period provided for in Article 15 (1) may be extended to 30 June 1989;

Whereas the application of Greece relates to early varieties of soya bean; whereas the application was made before 31 December 1985 and is based on Article 15 (3) (c), second alternative, of Directive 70/457/EEC, namely that it is well known that such varieties are not at present suitable for cultivation in Greece;

Whereas Commission Decision 89/37/EEC⁽³⁾ extended until 30 June 1989 the period during which Greece could subject seed of certain early varieties of soya bean to marketing restrictions relating to the variety, so as to allow complete examination of the application;

Whereas the examination has now been completed and it appears that the ground set out at Article 15 (3) (c), second alternative, of Directive 70/457/EEC, namely that it is well known that early varieties of soya bean are not at present suitable for cultivation in Greece, has been established;

Whereas, therefore, the application of Greece should be granted in full in respect of the early varieties of soya bean listed in Decision 89/37/EEC;

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

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 187, 16. 7. 1988, p. 31.

⁽³⁾ OJ No L 15, 19. 1. 1989, p. 35.

HAS ADOPTED THIS DECISION :

Article 1

The Hellenic Republic is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1989 common catalogue of varieties of agricultural plant species :

Oil and fibre plants

Glycine max (L.) Merr. (soya bean)

Effi

Maple Arrow

Olima

Sito

Ultra.

Article 2

The authorization given in Article 1 shall be withdrawn as soon as it is established that the conditions thereof are no longer satisfied.

Article 3

The Hellenic Republic shall notify the Commission and the other Member States of the date from which it makes use of the authorization under Article 1 and the detailed methods to be followed.

Article 4

This Decision is addressed to the Hellenic Republic.

Done at Brussels, 22 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION DECISION

of 23 June 1989

authorizing the Federal Republic of Germany to restrict the marketing of seed of
a variety of an agricultural plant species and amending Decision 89/77/EEC

(Only the German text is authentic)

(89/422/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 70/457/EEC of 29
September 1970 on the common catalogue of varieties of
agricultural plant species⁽¹⁾, as last amended by Directive
88/380/EEC⁽²⁾, and in particular Article 15 (2) and (3)
thereof,

Having regard to the application lodged by the Federal
Republic of Germany,

Whereas, pursuant to Article 15 (1) of Directive
70/457/EEC, seed or propagating material of varieties of
agricultural plant species which have been officially
accepted during 1986 in at least one of the Member States
and which also meet the conditions laid down in
Directive 70/457/EEC is, with effect from 31 December
1988, no longer subject to any marketing restrictions
relating to the variety in the Community;

Whereas, however, Article 15 (2) of Directive 70/457/EEC
provides that, in the cases set out in Article 15 (3), a
Member State may be authorized upon application to
prohibit the marketing of seed and propagating material
of certain varieties;

Whereas the Federal Republic of Germany has applied
for such an authorization for the perennial ryegrass variety
'Aurora';

Whereas this variety has been the subject of official
growing trials in Germany;

Whereas the application of Germany is based on the
ground that these official growing trials show that the
variety does not, in any part of Germany, produce results
corresponding to those obtained from a comparable
variety accepted there (Article 15 (3) (c), first alternative, of
Directive 70/457/EEC);

Whereas it was impossible to complete the examination
of the application before the time limit specified in
Article 15 (1) of Directive 70/457/EEC; whereas,
therefore, Commission Decisions 89/77/EEC⁽³⁾ and
89/246/EEC⁽⁴⁾ extended this time limit for Germany

until 30 June 1989 in order to allow this examination to
be completed;

Whereas the examination has now been completed and it
appears that the ground set out at Article 15 (3) (c), first
alternative, of Directive 70/457/EEC is established;

Whereas, therefore, the application of Germany in respect
of this variety should be granted in full;

Whereas, by Decision 89/77/EEC, the Commission
authorized Germany to restrict the marketing of seed of
certain varieties of maize with an FAO (Food and
Agriculture Organization) maturity class index over 350,
on the ground that it is well known that such varieties are
not, at present, suitable for cultivation in Germany
(Article 15 (3) (c), second case, of Directive 70/457/EEC);

Whereas it now appears that the list of these maize
varieties contained in Decision 89/77/EEC contains
certain errors which should be corrected;

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

HAS ADOPTED THIS DECISION:

Article 1

The Federal Republic of Germany is hereby authorized to
prohibit the marketing in its territory of seed of the
following variety listed in the 1989 common catalogue of
varieties of agricultural plants species:

Fodder plants

Lolium perenne L.

Aurora.

Article 2

The authorization given in Article 1 shall be withdrawn as
soon as it is established that the conditions thereof are no
longer satisfied.

Article 3

The Federal Republic of Germany shall notify the
Commission and the other Member States of the date
from which it makes use of the authorization pursuant to
Article 1 and the detailed methods to be followed.

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 187, 16. 7. 1988, p. 31.

⁽³⁾ OJ No L 30, 1. 2. 1989, p. 72.

⁽⁴⁾ OJ No L 99, 12. 4. 1989, p. 31.

Article 4

In Decision 89/77/EEC, the list of varieties of *Zea mays* L. (maize) contained in Article 1 (2) is hereby amended as follows :

1. 'Alezan 4006' is deleted ;
 2. after 'Ambra', 'Angelico' is inserted ;
 3. 'DK 250' is deleted ;
 4. 'Loges' is replaced by 'Logos' ;
 5. 'Verax G-4754' is replaced by 'Virax G-4754'.
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Article 5

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 23 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission