

Official Journal

of the European Communities

ISSN 0378-6978

L 19

Volume 33

24 January 1990

English edition

Legislation

Contents

I *Acts whose publication is obligatory*

Commission Regulation (EEC) No 158/90 of 23 January 1990 fixing the import levies on cereals and on wheat or rye flour, groats and meal 1

Commission Regulation (EEC) No 159/90 of 23 January 1990 fixing the premiums to be added to the import levies on cereals, flour and malt 3

★ Commission Regulation (EEC) No 160/90 of 23 January 1990 amending Regulation (EEC) No 2033/85 adapting the guaranteed total quantities of milk and milk products referred to in Article 5c of Council Regulation (EEC) No 804/68 and in Article 6 of Council Regulation (EEC) No 857/84 5

Commission Regulation (EEC) No 161/90 of 23 January 1990 fixing the export refunds on pigmeat 7

Commission Regulation (EEC) No 162/90 of 23 January 1990 fixing the import levies on white sugar and raw sugar 12

II *Acts whose publication is not obligatory*

Commission

90/35/EEC :

★ Commission Directive of 19 December 1989 defining in accordance with Article 6 of Directive 88/379/EEC the categories of preparations the packaging of which must be fitted with child-resistant fastenings and/or carry a tactile warning of danger 14

90/36/EEC :

★ Commission Decision of 16 January 1990 fixing the agro-economic trend coefficient to be used for defining the European size unit in connection with the Community typology for agricultural holdings 16

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 158/90

of 23 January 1990

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 3707/89⁽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 22 January 1990;

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 24 January 1990.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 363, 13. 12. 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, 23 January 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 23 January 1990 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	32,80	131,19 ⁽²⁾ ⁽³⁾
0712 90 19	32,80	131,19 ⁽²⁾ ⁽³⁾
1001 10 10	40,11	171,45 ⁽¹⁾ ⁽³⁾
1001 10 90	40,11	171,45 ⁽¹⁾ ⁽³⁾
1001 90 91	33,59	131,85
1001 90 99	33,59	131,85
1002 00 00	58,71	124,82 ⁽⁶⁾
1003 00 10	49,88	114,48
1003 00 90	49,88	114,48
1004 00 10	41,28	119,17
1004 00 90	41,28	119,17
1005 10 90	32,80	131,19 ⁽²⁾ ⁽³⁾
1005 90 00	32,80	131,19 ⁽²⁾ ⁽³⁾
1007 00 90	49,88	136,21 ⁽⁴⁾
1008 10 00	49,88	20,20
1008 20 00	49,88	64,29 ⁽⁴⁾
1008 30 00	49,88	0,00 ⁽⁷⁾
1008 90 10	(7)	(7)
1008 90 90	49,88	0,00
1101 00 00	60,91	198,47
1102 10 00	96,07	188,63
1103 11 10	76,80	280,38
1103 11 90	64,84	213,40

⁽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 products imported directly into the French overseas departments, 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 159/90

of 23 January 1990

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

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

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

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 3707/89 ⁽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 22 January 1990;

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 24 January 1990.

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

Done at Brussels, 23 January 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.
⁽²⁾ OJ No L 363, 13. 12. 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 23 January 1990 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	(ECU/tonne)			
	Current 1	1st period 2	2nd period 3	3rd period 4
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	0	0	0
1001 10 90	0	0	0	0
1001 90 91	0	4,06	4,06	1,85
1001 90 99	0	4,06	4,06	1,85
1002 00 00	0	0	0	0
1003 00 10	0	0	0	0
1003 00 90	0	0	0	0
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	0
1005 90 00	0	0	0	0
1007 00 90	0	0	0	0
1008 10 00	0	0	0	0
1008 20 00	0	14,70	14,70	14,76
1008 30 00	0	0	0	0
1008 90 90	0	0	0	0
1101 00 00	0	5,68	5,68	2,57

B. Malt

CN code	(ECU/tonne)				
	Current 1	1st period 2	2nd period 3	3rd period 4	4th period 5
1107 10 11	0	7,23	7,23	3,29	3,29
1107 10 19	0	5,40	5,40	2,46	2,46
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 160/90

of 23 January 1990

amending Regulation (EEC) No 2033/85 adapting the guaranteed total quantities of milk and milk products referred to in Article 5c of Council Regulation (EEC) No 804/68 and in Article 6 of Council Regulation (EEC) No 857/84

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 3879/89 ⁽²⁾, and in particular Article 5c ⁽⁷⁾ thereof,

Whereas under the terms of Regulation (EEC) No 804/68 and of Council Regulation (EEC) No 857/84 of 31 March 1984 adopting general rules for the application of the levy referred to in Article 5c of Regulation (EEC) No 804/68 in the milk and milk products sector ⁽³⁾, as last amended by Regulation (EEC) No 3880/89 ⁽⁴⁾, it is possible under

certain conditions to adjust the guaranteed total quantities of milk and milk products fixed for delivery to purchasers and sale for direct consumption;

Whereas Commission Regulation (EEC) No 2033/85 ⁽⁵⁾ was last amended Commission Regulation (EEC) No 3296/89 ⁽⁶⁾ to take account of structural changes in Spain and in Greece affecting both deliveries of milk to purchasers and sales for direct consumption; whereas Council Regulation (EEC) No 3879/89 amending Regulation (EEC) No 804/68 reduced the guaranteed total quantities of the Member States for each of the three 12-month periods between 1 April 1989 and 31 March 1992; whereas Regulation (EEC) No 2033/85 should be amended to take account of this;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 (1) of Regulation (EEC) No 2033/85 is hereby replaced by the following:

'1. From 1 April 1986 the guaranteed total quantities for the Federal Republic of Germany, Belgium, Spain, France and Greece shown in the second subparagraph and at (b) and (c) of the third subparagraph of Article 5c (3) of Regulation (EEC) No 804/68 are hereby adjusted as follows:

(1 000 tonnes)

	Guaranteed total quantity	Period 1 April 1987 to 31 March 1988	Period 1 April 1988 to 31 March 1989	Period 1 April 1989 to 31 March 1990 and subsequent periods
Federal Republic of Germany	23 423	22 987,540	22 753,310	22 519,080
Belgium	3 211	3 151,120	3 121,861	3 089,751
Spain	4 650	4 607,000	4 560,500	4 664,000
France	25 634	25 221,320	24 964,980	24 708,640
Greece	537	526,260	520,890	555,520

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 378, 27. 12. 1989, p. 1.

⁽³⁾ OJ No L 90, 1. 4. 1984, p. 13.

⁽⁴⁾ OJ No L 378, 27. 12. 1989, p. 3.

⁽⁵⁾ OJ No L 192, 24. 7. 1985, p. 9.

⁽⁶⁾ OJ No L 320, 1. 11. 1989, p. 45.

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, 23 January 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION REGULATION (EEC) No 161/90
of 23 January 1990
fixing the export refunds on pigmeat

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 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as last amended by Regulation (EEC) No 1249/89⁽²⁾, and in particular the first sentence of Article 15 (5) thereof,

Having regard to Council Regulation (EEC) No 2768/75 of 29 October 1975 laying down general rules for granting export refunds on pigmeat and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 (1) thereof,

Whereas Article 15 of Regulation (EEC) No 2759/75 provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices for these products within the Community may be covered by an export refund;

Whereas it follows from applying these rules and criteria to the present situation on the market in pigmeat that the refund should be fixed as set out below;

Whereas facilities exist at present for the export of pigs falling within CN codes 0103 91 10 and 0103 92 19 and certain products falling within CN code 0203; whereas a refund should be fixed for these products taking particular account of the conditions of competition for Community exporters on world markets;

Whereas, in the case of products falling within CN codes 0210 19 51 and 0210 19 81, the refund should be limited to an amount which takes account of the qualitative characteristics of each of the products falling within these codes and of the foreseeable trend of production costs on the world market; whereas it is important that the Community should continue to take part in international trade in the case of certain typical Italian products falling within CN code 0210 91 81;

Whereas, because of the conditions of competition in certain third countries, which are traditionally importers of products falling within CN codes 1601 00 and 1602, the refund for these products should be fixed so as to take

this situation into account; whereas steps should be taken to ensure that the refund is granted only for the net weight of the edible substances, to the exclusion of the net weight of the bones possibly contained in the said preparations;

Whereas, since economically significant quantities of other pigmeat products are not being exported at present, there is no need to fix a refund for these products;

Whereas Article 4 of Regulation (EEC) No 2768/75 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 (1) of Regulation (EEC) No 2759/75 according to destination;

Whereas Commission Regulation (EEC) No 617/86 of 28 February 1986 laying down specific rules on export refunds in the pigmeat sector following the accession of Portugal and amending Regulation (EEC) No 150/86⁽⁴⁾ established the principle that no Community refund should be granted on pigmeat products originating in Portugal;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The list of products on which the export refund specified in Article 15 of Regulation (EEC) No 2759/75 is granted and the amount of the refund shall be as set out in the Annex hereto.
2. The refund referred to in paragraph 1 shall not be granted on exports of products to Portugal.
3. The refund referred to in paragraph 1 shall not be granted on exports of products that originated in Portugal.

Article 2

This Regulation shall enter into force on 24 January 1990.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 129, 11. 5. 1989, p. 12.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

⁽⁴⁾ OJ No L 58, 1. 3. 1986, p. 46.

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

Done at Brussels, 23 January 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 23 January 1990 fixing the export refunds on pigmeat

(ECU/100 kg net weight)

Product code	Destination of refund (%)	Amount of refund
0103 91 10 000	01	20,00
0103 92 19 000	01	20,00
0203 11 10 000	01	30,00
0203 12 11 000	01	30,00
0203 12 19 000	01	30,00
0203 19 11 000	01	30,00
0203 19 13 000	01	30,00
0203 19 15 000	01	20,00
0203 19 55 120	01	30,00
0203 19 55 190	01	30,00
0203 19 55 310	01	20,00
0203 19 55 390	01	20,00
0203 19 55 900	01	—
0203 21 10 000	01	30,00
0203 22 11 000	01	30,00
0203 22 19 000	01	30,00
0203 29 11 000	01	30,00
0203 29 13 000	01	30,00
0203 29 15 000	01	20,00
0203 29 55 120	01	30,00
0203 29 55 190	01	30,00
0203 29 55 310	01	20,00
0203 29 55 390	01	20,00
0203 29 55 900	01	—
0210 11 11 000	01	30,00
0210 11 31 100	01	70,00
0210 11 31 900	01	52,00
0210 12 11 000	01	20,00
0210 12 19 000	01	35,00
0210 19 40 000	01	30,00
0210 19 51 100	01	30,00

(ECU/100 kg net weight)

Product code	Destination of refund (1)	Amount of refund
0210 19 51 300	01	20,00
0210 19 51 900	01	—
0210 19 81 100	01	70,00
0210 19 81 300	01	52,00
0210 19 81 900	01	—
1601 00 10 100	01	35,00
1601 00 10 900	01	—
1601 00 91 100	01	58,00
1601 00 91 900	01	—
1601 00 99 100	01	40,00
1601 00 99 900	01	—
1602 10 00 000	01	16,00
1602 20 90 100	01	30,00
1602 20 90 900	01	—
1602 41 10 100	01	30,00
1602 41 10 210	01	57,00
1602 41 10 290	01	26,00
1602 41 10 900	01	—
1602 42 10 100	01	30,00
1602 42 10 210	01	51,00
1602 42 10 290	01	26,00
1602 42 10 900	01	—
1602 49 11 110	01	30,00
1602 49 11 190	01	57,00
1602 49 11 900	01	—
1602 49 13 110	01	30,00
1602 49 13 190	01	51,00
1602 49 13 900	01	—
1602 49 15 110	01	30,00
1602 49 15 190	01	51,00
1602 49 15 900	01	—
1602 49 19 110	01	20,00
1602 49 19 190	01	36,00
1602 49 19 900	01	—
1602 49 30 100	01	26,00
1602 49 30 900	01	—
1602 49 50 100	01	16,00
1602 49 50 900	01	—
1602 90 10 100	01	28,00
1602 90 10 900	01	—
1902 20 30 100	01	16,00
1902 20 30 900	01	—

(¹) The destinations are as follows :

- 01 All destinations,
- 02 The United States of America and Canada,
- 03 All destinations except the United States of America and Canada,
- 04 The United States of America, Canada and Australia,
- 05 All destinations except the United States of America, Canada and Australia.

NB : The product codes and the footnotes are defined in amended Commission Regulation (EEC)
No 3846/87 (OJ No L 366, 24. 12. 1987, p. 1).

COMMISSION REGULATION (EEC) No 162/90

of 23 January 1990

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 157/90 ⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1920/89 to the information known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 24 January 1990.

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

Done at Brussels, 23 January 1990.

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 18, 23. 1. 1990, p. 33.

ANNEX

to the Commission Regulation of 23 January 1990 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	29,96 ⁽¹⁾
1701 11 90	29,96 ⁽¹⁾
1701 12 10	29,96 ⁽¹⁾
1701 12 90	29,96 ⁽¹⁾
1701 91 00	33,96
1701 99 10	33,96
1701 99 90	33,96 ⁽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 DIRECTIVE

of 19 December 1989

defining in accordance with Article 6 of Directive 88/379/EEC the categories of preparations the packaging of which must be fitted with child-resistant fastenings and/or carry a tactile warning of danger

(90/35/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 88/379/EEC of 7 June 1988 on the approximation of Member States' laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous preparations⁽¹⁾, as last amended by Directive 89/178/EEC⁽²⁾, and in particular Article 6 (3) thereof,

Whereas, under Article 6 (2) of Directive 88/379/EEC, containers containing certain categories of dangerous preparations offered or sold to the general public are to be fitted with child-resistant fastenings and/or carry a tactile warning of danger; whereas under Article 6 (3) the categories of dangerous preparations the packaging of which have to be fitted with the abovementioned devices are defined by the procedure set out in Article 21 of Council Directive 67/548/EEC⁽³⁾, as last amended by Directive 88/490/EEC⁽⁴⁾;

Whereas all forms of sufficiently child-resistant packages, especially those defined by international standards, can be considered as packages fitted with child-resistant fastenings;

Whereas the provisions of this Directive are in accordance with the opinion of the Committee for the Adaptation to

Technical Progress of the Directives on the Removal of Technical Barriers to Trade in Dangerous Substances and Preparations;

HAS ADOPTED THIS DIRECTIVE:

Article 1

Containers of whatever the capacity, containing preparations offered or sold to the general public and labelled as very toxic, toxic or corrosive in accordance with Article 7 of Directive 88/379/EEC and under the conditions laid down in Article 3 thereof shall be fitted with child-resistant fastenings and carry a tactile warning of danger.

These fastenings and warnings must conform to the specifications in parts A and B of Annex IX to Directive 67/548/EEC.

Article 2

Containers of whatever the capacity, containing preparations offered or sold to the general public and labelled as harmful, extremely flammable or highly flammable in accordance with Article 7 and under the conditions laid down in Article 3 of Directive 88/379/EEC, shall carry a tactile warning of danger.

This warning must conform to the specifications in part B of Annex IX to Directive 67/548/EEC.

⁽¹⁾ OJ No L 187, 16. 7. 1988, p. 14.

⁽²⁾ OJ No L 64, 8. 3. 1989, p. 18.

⁽³⁾ OJ No 196, 16. 8. 1967, p. 1.

⁽⁴⁾ OJ No L 259, 19. 9. 1988, p. 1.

Article 3

By 31 December 1990, Member States shall adopt and publish the provisions necessary to comply with this Directive and shall forthwith inform the Commission thereof.

They shall apply these provisions from 10 June 1991 at the latest.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 19 December 1989.

For the Commission

Martin BANGEMANN

Vice-President

COMMISSION DECISION

of 16 January 1990

fixing the agro-economic trend coefficient to be used for defining the European size unit in connection with the Community typology for agricultural holdings

(90/36/EEC)

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

Having regard to Council Regulation No 79/65/EEC of 15 June 1965 setting up a network for the collection of accountancy data on the incomes and business operation of agricultural holdings in the European Economic Community⁽¹⁾, as last amended by Regulation (EEC) No 3644/85⁽²⁾,

Having regard to Council Regulation (EEC) No 571/88 of 29 February 1988 on the organization of community surveys on the structure of agricultural holdings between 1988 and 1997⁽³⁾, as amended by Regulation (EEC) No 807/89⁽⁴⁾, and in particular Article 8 (3) thereof,

Whereas Annex III to Commission Decision 85/377/EEC of 7 June 1985 establishing a Community typology for agricultural holdings⁽⁵⁾ defines the European size unit; whereas the definition refers to a coefficient to take account of global agro-economic trends since the reference period '1980'; whereas the coefficient is to be calculated by the Commission and fixed after consultation with the Member States and whereas such consultation

has taken place at the meetings of the Group of Experts 'Typology for Agricultural Holdings',

HAS ADOPTED THIS DECISION:

Article 1

The agro-economic trend coefficient used for defining the European size unit as provided for in Annex III (A) (2) to Decision 85/377/EEC is hereby fixed, for the trend between the reference periods '1980' and '1986', at 1,2.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 16 January 1990.

For the Commission

Henning CHRISTOPHERSEN

Vice-President

⁽¹⁾ OJ No 109, 23. 6. 1965, p. 1859/65.

⁽²⁾ OJ No L 348, 24. 12. 1985, p. 4.

⁽³⁾ OJ No L 56, 2. 3. 1988, p. 1.

⁽⁴⁾ OJ No L 86, 31. 3. 1989, p. 1.

⁽⁵⁾ OJ No L 220, 17. 8. 1985, p. 1.