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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 333/90**of 8 February 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 201/90 ⁽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 7 February 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 9 February 1990.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 22, 27. 1. 1990, p. 7.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 187, 1. 7. 1989, p. 1.

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

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 8 February 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	34,06	137,23 ⁽¹⁾ ⁽²⁾
0712 90 19	34,06	137,23 ⁽¹⁾ ⁽²⁾
1001 10 10	41,81	183,21 ⁽¹⁾ ⁽²⁾
1001 10 90	41,81	183,21 ⁽¹⁾ ⁽²⁾
1001 90 91	34,84	142,97
1001 90 99	34,84	142,97
1002 00 00	59,97	129,68 ⁽³⁾
1003 00 10	51,14	119,72
1003 00 90	51,14	119,72
1004 00 10	42,54	123,92
1004 00 90	42,54	123,92
1005 10 90	34,06	137,23 ⁽¹⁾ ⁽²⁾
1005 90 00	34,06	137,23 ⁽¹⁾ ⁽²⁾
1007 00 90	51,14	142,27 ⁽⁴⁾
1008 10 00	51,14	32,02
1008 20 00	51,14	85,57 ⁽⁵⁾
1008 30 00	51,14	0,00 ⁽⁶⁾
1008 90 10	⁽⁷⁾	⁽⁷⁾
1008 90 90	51,14	0,00
1101 00 00	62,80	214,18
1102 10 00	97,98	195,58
1103 11 10	79,49	298,66
1103 11 90	66,72	230,21

⁽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 334/90

of 8 February 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 201/90⁽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 7 February 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 9 February 1990.

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

Done at Brussels, 8 February 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 22, 27. 1. 1990, p. 7.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 187, 1. 7. 1989, p. 4.

ANNEX

to the Commission Regulation of 8 February 1990 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	Current	1st period	2nd period	3rd period
	2	3	4	5
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	0	0	3,95
1001 10 90	0	0	0	3,95
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	1,44
1003 00 90	0	0	0	1,44
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	0
1005 90 00	0	0	0	0
1007 00 90	0	0	0	0
1008 10 00	0	0	0	0
1008 20 00	0	0	0	0
1008 30 00	0	0	0	0
1008 90 90	0	0	0	0
1101 00 00	0	0	0	0

B. Malt

CN code	Current	1st period	2nd period	3rd period	4th period
	2	3	4	5	6
1107 10 11	0	0	0	0	0
1107 10 19	0	0	0	0	0
1107 10 91	0	0	0	2,56	2,56
1107 10 99	0	0	0	1,92	1,92
1107 20 00	0	0	0	2,23	2,23

COMMISSION REGULATION (EEC) No 335/90

of 8 February 1990

fixing the minimum levies on the importation of olive oil and levies on the importation of other olive oil sector products

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 No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2902/89⁽²⁾, and in particular Article 16 (2) thereof,Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil originating in Algeria⁽³⁾, as last amended by Regulation (EEC) No 4014/88⁽⁴⁾, and in particular Article 5 thereof,Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil originating in Morocco⁽⁵⁾, as last amended by Regulation (EEC) No 4015/88⁽⁶⁾, and in particular Article 5 thereof,Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil originating in Tunisia⁽⁷⁾, as last amended by Regulation (EEC) No 413/86⁽⁸⁾, and in particular Article 5 thereof,Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽⁹⁾, as last amended by Regulation (EEC) No 4016/88⁽¹⁰⁾, and in particular Article 10 (2) thereof,Having regard to Council Regulation (EEC) No 1620/77 of 18 July 1977 laying down detailed rules for the importation of olive oil from Lebanon⁽¹¹⁾;Whereas by Regulation (EEC) No 3131/78⁽¹²⁾, as amended by the Act of Accession of Greece, the Commission decided to use the tendering procedure to fix levies on olive oil;

Whereas Article 3 of Council Regulation (EEC) No 2751/78 of 23 November 1978 laying down general rules for fixing the import levy on olive oil by tender⁽¹³⁾ specifies that the minimum levy rate shall be fixed for each of the products concerned on the basis of the situation on the world market and the Community market and of the levy rates indicated by tenderers;

Whereas, in the collection of the levy, account should be taken of the provisions in the Agreements between the Community and certain third countries; whereas in particular the levy applicable for those countries must be fixed, taking as a basis for calculation the levy to be collected on imports from the other third countries;

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 5 and 6 February 1990 leads to the minimum levies being fixed as indicated in Annex I to this Regulation;

Whereas the import levy on olives falling within CN codes 0709 90 39 and 0711 20 90 and on products falling within CN codes 1522 00 31, 1522 00 39 and 2306 90 19 must be calculated from the minimum levy applicable on the olive oil contained in these products; whereas, however, the levy charged for olive oil may not be less than an amount equal to 8 % of the value of the imported product, such amount to be fixed at a standard rate; whereas application of these provisions leads to the levies being fixed as indicated in Annex II to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The minimum levies on olive oil imports are fixed in Annex I.

Article 2

The levies applicable on imports of other olive oil sector products are fixed in Annex II.

Article 3

This Regulation shall enter into force on 9 February 1990.

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

⁽²⁾ OJ No L 280, 29. 9. 1989, p. 2.

⁽³⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁴⁾ OJ No L 358, 27. 12. 1988, p. 1.

⁽⁵⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁶⁾ OJ No L 358, 27. 12. 1988, p. 2.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁸⁾ OJ No L 48, 26. 2. 1986, p. 1.

⁽⁹⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽¹⁰⁾ OJ No L 358, 27. 12. 1988, p. 3.

⁽¹¹⁾ OJ No L 181, 21. 7. 1977, p. 4.

⁽¹²⁾ OJ No L 370, 30. 12. 1978, p. 60.

⁽¹³⁾ OJ No L 331, 28. 11. 1978, p. 6.

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

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX I

Minimum import levies on olive oil

(ECU/100 kg)	
CN code	Non-member countries
1509 10 10	77,00 ⁽¹⁾
1509 10 90	77,00 ⁽¹⁾
1509 90 00	89,00 ⁽²⁾
1510 00 10	77,00 ⁽¹⁾
1510 00 90	122,00 ⁽³⁾

⁽¹⁾ For imports of oil falling within this CN code and produced entirely in one of the countries listed below and transported directly from any of those countries to the Community, the levy to be collected is reduced by :

(a) Lebanon : ECU 0,60 per 100 kg ;

(b) Tunisia : ECU 12,69 per 100 kg provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force ;

(c) Turkey : ECU 22,36 per 100 kg provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force ;

(d) Algeria and Morocco : ECU 24,78 per 100 kg provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force.

⁽²⁾ For imports of oil falling within this CN code :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by ECU 3,86 per 100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by ECU 3,09 per 100 kg.

⁽³⁾ For imports of oil falling within this CN code :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by ECU 7,25 per 100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by ECU 5,80 per 100 kg.

ANNEX II

Import levies on other olive oil sector products

(ECU/100 kg)	
CN code	Non-member countries
0709 90 39	16,94
0711 20 90	16,94
1522 00 31	38,50
1522 00 39	61,60
2306 90 19	6,16

COMMISSION REGULATION (EEC) No 336/90

of 8 February 1990

correcting Regulations (EEC) No 4084/88 and (EEC) No 124/89 fixing the export
refunds 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 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 201/90 ⁽²⁾, and in particular the fourth subparagraph
of Article 16 (2) thereof,Whereas the refunds applicable to exports of products
processed from cereals and rice were fixed by Commis-
sion Regulation (EEC) No 4084/88 ⁽³⁾ for the period 1 to
19 January 1989 and by Commission Regulation (EEC)
No 124/89 ⁽⁴⁾ for the period 20 to 31 January 1989;Whereas a check has shown that an error appears in the
Annexes to those Regulations; whereas the Regulations in
question should accordingly be corrected;Whereas the measures provided for in this Regulation are
in accordance with the opinion of the Management
Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Annex to Regulation (EEC) No 4084/88 is
hereby replaced by Annex I hereto.
2. The Annex to Regulation (EEC) No 124/89 is
hereby replaced by Annex II hereto.

*Article 2*This Regulation shall enter into force on the day of its
publication in the *Official Journal of the European
Communities*.It shall apply from 1 to 19 January 1989 as regards Regu-
lation (EEC) No 4084/88 and from 20 to 31 January 1989
as regards Regulation (EEC) No 124/89.This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission⁽¹⁾ OJ No L 281, 11. 11. 1975, p. 1.⁽²⁾ OJ No L 22, 27. 1. 1990, p. 7.⁽³⁾ OJ No L 359, 28. 12. 1988, p. 24.⁽⁴⁾ OJ No L 16, 20. 1. 1989, p. 32.

ANNEX I

ANNEX

to the Commission Regulation of 27 December 1988 fixing the export refunds on products
processed from cereals and rice

(ECU/tonne)		(ECU/tonne)	
Product code	Refund	Product code	Refund
1102 20 10 100	121,07	1104 22 10 900	—
1102 20 10 300	103,78	1104 22 30 100	61,30
1102 20 10 900	—	1104 22 30 900	—
1102 20 90 100	103,78	1104 22 50 000	—
1102 20 90 900	—	1104 23 10 100	129,72
1102 30 00 000	—	1104 23 10 300	99,45
1102 90 10 100	104,79	1104 23 10 900	—
1102 90 10 900	71,26	1104 29 10 100	—
1102 90 30 100	64,91	1104 29 10 900	—
1102 90 30 900	—	1104 29 91 000	61,65
1103 12 00 100	64,91	1104 29 95 000	61,65
1103 12 00 900	—	1104 30 10 000	19,54
1103 13 11 100	155,66	1104 30 90 000	21,62
1103 13 11 300	121,07	1107 10 11 000	139,11
1103 13 11 500	103,78	1107 10 91 000	124,35
1103 13 11 900	—	1108 11 00 100	142,30
1103 13 19 100	155,66	1108 11 00 900	—
1103 13 19 300	121,07	1108 12 00 100	130,37
1103 13 19 500	103,78	1108 12 00 900	—
1103 13 19 900	—	1108 13 00 100	130,37
1103 13 90 100	103,78	1108 13 00 900	—
1103 13 90 900	—	1108 14 00 100	—
1103 14 00 000	—	1108 14 00 900	—
1103 19 10 000	61,65	1108 19 10 100	172,64
1103 19 30 100	108,28	1108 19 10 900	—
1103 19 30 900	—	1108 19 90 100	—
1103 21 00 000	79,71	1108 19 90 900	—
1103 29 20 000	71,26	1109 00 00 100	0,00
1103 29 30 000	—	1109 00 00 900	—
1103 29 40 000	88,21	1702 30 51 000	170,29
1104 11 90 100	104,79	1702 30 59 000	130,37
1104 11 90 900	—	1702 30 91 000	170,29
1104 12 90 100	72,12	1702 30 99 000	130,37
1104 12 90 300	57,70	1702 40 90 000	130,37
1104 12 90 900	—	1702 90 50 100	170,29
1104 19 10 000	79,71	1702 90 50 900	130,37
1104 19 50 110	138,37	1702 90 75 000	178,44
1104 19 50 130	112,42	1702 90 79 000	123,85
1104 19 50 150	—	2106 90 55 000	130,37
1104 19 50 190	—	2302 10 10 000	18,76
1104 19 50 900	—	2302 10 90 100	18,76
1104 19 91 000	—	2302 10 90 900	—
1104 21 10 100	104,79	2302 20 10 000	18,76
1104 21 10 900	—	2302 20 90 100	18,76
1104 21 30 100	104,79	2302 20 90 900	—
1104 21 30 900	—	2302 30 10 000	18,76
1104 21 50 100	139,72	2302 30 90 000	18,76
1104 21 50 300	111,78	2302 40 10 000	18,76
1104 21 50 900	—	2302 40 90 000	18,76
1104 22 10 100	57,70	2303 10 11 100	65,18
		2303 10 11 900	—

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

ANNEX II

ANNEX

to the Commission Regulation of 19 January 1989 fixing the export refunds on products
processed from cereals and rice

(ECU/tonne)		(ECU/tonne)	
Product code	Refund	Product code	Refund
1102 20 10 100	112,00	1104 22 10 900	—
1102 20 10 300	96,00	1104 22 30 100	61,30
1102 20 10 900	—	1104 22 30 900	—
1102 20 90 100	96,00	1104 22 50 000	—
1102 20 90 900	—	1104 23 10 100	120,00
1102 30 00 000	—	1104 23 10 300	92,00
1102 90 10 100	104,79	1104 23 10 900	—
1102 90 10 900	71,26	1104 29 10 100	—
1102 90 30 100	64,91	1104 29 10 900	—
1102 90 30 900	—	1104 29 91 000	61,65
1103 12 00 100	64,91	1104 29 95 000	61,65
1103 12 00 900	—	1104 30 10 000	16,25
1103 13 11 100	144,00	1104 30 90 000	20,00
1103 13 11 300	112,00	1107 10 11 000	115,70
1103 13 11 500	96,00	1107 10 91 000	124,35
1103 13 11 900	—	1108 11 00 100	116,00
1103 13 19 100	144,00	1108 11 00 900	—
1103 13 19 300	112,00	1108 12 00 100	120,00
1103 13 19 500	96,00	1108 12 00 900	—
1103 13 19 900	—	1108 13 00 100	120,00
1103 13 90 100	96,00	1108 13 00 900	—
1103 13 90 900	—	1108 14 00 100	—
1103 14 00 000	—	1108 14 00 900	—
1103 19 10 000	61,65	1108 19 10 100	172,64
1103 19 30 100	108,28	1108 19 10 900	—
1103 19 30 900	—	1108 19 90 100	—
1103 21 00 000	66,30	1108 19 90 900	—
1103 29 20 000	71,26	1109 00 00 100	0,00
1103 29 30 000	—	1109 00 00 900	—
1103 29 40 000	81,60	1702 30 51 000	156,75
1104 11 90 100	104,79	1702 30 59 000	120,00
1104 11 90 900	—	1702 30 91 000	156,75
1104 12 90 100	72,12	1702 30 99 000	120,00
1104 12 90 300	57,70	1702 40 90 000	120,00
1104 12 90 900	—	1702 90 50 100	156,75
1104 19 10 000	66,30	1702 90 50 900	120,00
1104 19 50 110	128,00	1702 90 75 000	164,25
1104 19 50 130	104,00	1702 90 79 000	114,00
1104 19 50 150	—	2106 90 55 000	120,00
1104 19 50 190	—	2302 10 10 000	17,19
1104 19 50 900	—	2302 10 90 100	17,19
1104 19 91 000	—	2302 10 90 900	—
1104 21 10 100	104,79	2302 20 10 000	17,19
1104 21 10 900	—	2302 20 90 100	17,19
1104 21 30 100	104,79	2302 20 90 900	—
1104 21 30 900	—	2302 30 10 000	17,19
1104 21 50 100	139,72	2302 30 90 000	17,19
1104 21 50 300	111,78	2302 40 10 000	17,19
1104 21 50 900	—	2302 40 90 000	17,19
1104 22 10 100	57,70	2303 10 11 100	60,00
		2303 10 11 900	—

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

COMMISSION REGULATION (EEC) No 337/90

of 8 February 1990

determining the extent to which applications in the beef and veal sector for the issue of import licences lodged pursuant to Regulation (EEC) No 4024/89 may be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3889/89 of 11 December 1989 opening and providing for the administration of a Community tariff quota for meat of bovine animals, frozen, falling within CN code 0202 and products falling within CN code 0206 29 91 (1990) ⁽¹⁾, and in particular Article 4 thereof,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽²⁾, as last amended by Regulation (EEC) No 571/89 ⁽³⁾, and in particular Article 15 (2) thereof,

Whereas Commission Regulation (EEC) No 4024/89 ⁽⁴⁾, as last amended by Regulation (EEC) No 143/90 ⁽⁵⁾, laid down detailed rules for the application of the import arrangements provided for in Regulation (EEC) No 3889/89; whereas it provides in particular for the quantities reserved for traditional importers to be allocated in proportion to their imports in 1987, 1988 and 1989; whereas in the other cases the quantities applied for in accordance with Article 6 (2) of Regulation (EEC) No 4024/89 exceed the quantities available under Article 1 (2) of that Regulation; whereas, therefore, the quantities applied for should be reduced on a proportional basis,

HAS ADOPTED THIS REGULATION:

Article 1

1. Every application for an import licence lodged in accordance with Regulation (EEC) No 4024/89 shall be granted to the following extent:

- (a) 321,581 kg per tonne imported in 1987, 1988 and 1989 for importers as defined in Article 1 (1) of Regulation (EEC) No 4024/89;
- (b) 484,673 kg per tonne imported in 1988 and 1989 for importers as defined in Article 1 (1) of Regulation (EEC) No 4024/89 in the case of Portugal;
- (c) 16,56 tonnes per application in the case of importers as defined in Article 1 (2) of Regulation (EEC) No 4024/89.

2. Member States shall issue the import licences as from 9 February 1990.

Article 2

This Regulation shall enter into force on 9 February 1990.

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

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 378, 27. 12. 1989, p. 16.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽³⁾ OJ No L 61, 4. 3. 1989, p. 43.

⁽⁴⁾ OJ No L 382, 30. 12. 1989, p. 53.

⁽⁵⁾ OJ No L 16, 20. 1. 1990, p. 29.

COMMISSION REGULATION (EEC) No 338/90
of 8 February 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 330/90 ⁽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 9 February 1990.

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

Done at Brussels, 8 February 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 36, 8. 2. 1990, p. 18.

ANNEX

to the Commission Regulation of 8 February 1990 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	29,46 ⁽¹⁾
1701 11 90	29,46 ⁽¹⁾
1701 12 10	29,46 ⁽¹⁾
1701 12 90	29,46 ⁽¹⁾
1701 91 00	33,28
1701 99 10	33,28
1701 99 90	33,28 ⁽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 339/90
of 8 February 1990
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 Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2902/89⁽²⁾, and in particular Article 27 (4) thereof,

Having regard to Council Regulation (EEC) No 1678/85⁽³⁾ fixing the conversion rates to be applied in agriculture, as last amended by Regulation (EEC) No 286/90⁽⁴⁾,

Having regard to Council Regulation (EEC) No 1569/72 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 Article 27 of Regulation No 136/66/EEC provides that a subsidy should be granted in respect of oil seeds harvested and processed within the Community when the target price for a species of seed is higher than the price on the world market; whereas these provisions at present apply only in respect of colza, rape and sunflower seeds;

Whereas the subsidy on oil seeds should, theoretically, be equal to the difference between those two prices;

Whereas the target price and the monthly increases in the target price for colza, rape and sunflower seed for the 1989/90 marketing year were fixed by Regulations (EEC) No 1228/89⁽⁷⁾ and (EEC) No 1229/89⁽⁸⁾;

Whereas a supplement to the target price for 'double zero' colza and rape seed was fixed in Regulation (EEC) No 1228/89;

Whereas the standard quality for sunflower seed has been maintained by the Council for the 1988/89 and 1989/90 marketing years; whereas the coefficients of equivalence applied to the prices of sunflower seed from third coun-

tries have been fixed by Commission Regulation (EEC) No 2869/87⁽⁹⁾;

Whereas the abatement of the subsidy for colza and rape seed which arises from the system of maximum guaranteed quantities for the 1989/90 marketing year has been fixed by Commission Regulation (EEC) No 2625/89⁽¹⁰⁾;

Whereas the abatement of the subsidy for sunflower seed which arises, where appropriate, from the system of maximum guaranteed quantities for the 1989/90 marketing year, has been fixed by Commission Regulation (EEC) No 2957/89⁽¹¹⁾;

Whereas, in the absence of the target price for the 1990/91 marketing year for colza and rape seed, the abatement of the subsidy from the system of maximum guaranteed quantities, the amount of the subsidy in the case of advance fixing for this period for colza and rape seed has been obtainable only provisionally on the basis of the latest proposals from the Commission to the Council on price and abatement and should be confirmed or replaced when the indicative prices and where appropriate, the effects of the application of the system of maximum guaranteed quantities of the 1990/91 marketing year are known;

Whereas Article 29 of Regulation No 136/66/EEC provides that the world market price, calculated for a Community frontier crossing point, is to be determined on the basis of the most favourable purchasing opportunities, quotations being adjusted where necessary to take account of quotations for competing products;

Whereas Article 4 of Council Regulation No 115/67/EEC of 6 June 1967 laying down criteria for determining world market prices for oil seeds and fixing the frontier crossing point⁽¹²⁾, as last amended by Regulation (EEC) No 1983/82⁽¹³⁾, fixed the said crossing point at Rotterdam; whereas Article 1 of that Regulation provides that when the world market price is being determined account should be taken of all offers on the world market known to the Commission and of quotations on those exchanges which are significant for international trade; whereas Article 2 of Commission Regulation No 225/67/EEC of 28 June 1967 on detailed rules for determining the world market price for oil seeds⁽¹⁴⁾, as last amended by Regulation (EEC) No 2869/87, provides that offers and quotations which do not relate to shipments to be effected within 30 days following the date on which the world market price is determined should be disregarded; whereas offers and quotations which the Commission believes, in view of general price movements

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

⁽²⁾ OJ No L 280, 29. 9. 1989, p. 2.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 11.

⁽⁴⁾ OJ No L 31, 2. 2. 1990, p. 10.

⁽⁵⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁶⁾ OJ No L 197, 26. 7. 1988, p. 10.

⁽⁷⁾ OJ No L 128, 11. 5. 1989, p. 20.

⁽⁸⁾ OJ No L 128, 11. 5. 1989, p. 22.

⁽⁹⁾ OJ No L 273, 26. 9. 1987, p. 16.

⁽¹⁰⁾ OJ No L 254, 31. 8. 1989, p. 9.

⁽¹¹⁾ OJ No L 281, 30. 9. 1989, p. 91.

⁽¹²⁾ OJ No 111, 10. 6. 1967, p. 2196/67.

⁽¹³⁾ OJ No L 215, 23. 7. 1982, p. 6.

⁽¹⁴⁾ OJ No 136, 30. 6. 1967, p. 2919/67.

or information available to it, not to be representative of the real trend of the market must also be disregarded; whereas offers and quotations relating to quantities of less than 500 tonnes and offers relating to seed of a quality other than that normally acceptable on the world market must also be disregarded;

Whereas Article 3 of Regulation No 225/67/EEC provides that of the offers and quotations taken into consideration, those for delivery c and f should be increased by 0,2 %; whereas offers and quotations for delivery fas, fob or otherwise should be increased, as appropriate, by loading, transport and insurance costs from the point of shipment or loading to the frontier crossing point; whereas cif offers and quotations for frontier crossing points other than Rotterdam should be adjusted to allow for the difference in transport and insurance costs as compared with a product delivered cif Rotterdam; whereas the Commission should take account only of the loading, transport and insurance costs which to its knowledge are the lowest; whereas, finally, offers and quotations for delivery cif Rotterdam should be increased by ECU 0,242;

Whereas Article 5 of Regulation No 115/67/EEC provides that the world market price should be determined for seed of the standard quality for which the target price has been fixed, delivered in bulk;

Whereas Article 3 of Regulation No 225/67/EEC provides that offers and quotations relating to products presented otherwise than in bulk should be adjusted by deducting the additional value resulting from that presentation; whereas offers and quotations relating to a quality other than the standard quality for which the target price was fixed should be adjusted on the basis of the coefficients of equivalence shown in the Annex to that Regulation; whereas, in the case of offers on the world market for qualities of colza and rape seed other than those listed in that Annex, coefficients of equivalence derived from those listed in that Annex may, pursuant to Article 4 of Regulation No 225/67/EEC, be applied; whereas, when derived coefficients are being calculated, account must be taken of the differences between prices for the qualities of seed in question and prices for the qualities listed in that Annex, and of the characteristics of these various seeds;

Whereas Article 2 of Regulation No 115/67/EEC provides that, where no offer or quotation can be used as a basis for determining the world market price, that price should be determined on the basis of the value of the average quantities of oil and oil cake resulting from the processing of 100 kilograms of seed within the Community less an amount corresponding to the cost of processing these seeds into oil and oil cake; whereas the quantities and costs to be taken into consideration for the purposes of the calculation are fixed in Article 5 of Regulation No 225/67/EEC; whereas the value of those quantities should be determined in accordance with Article 6 of that Regulation;

Whereas Article 3 of Regulation No 115/67/EEC provides that, where no offer or quotation can be used as a basis

for determining the world market price and where it is, moreover, impossible to establish the value of the oil or oil cake processed from such seed, the world market price should be determined on the basis of the most recent known value for oil or oil cake, adjusted to take account of the trend of world prices for competing products by applying to that value the rules set out in Article 2 of Regulation No 115/67/EEC; whereas Article 7 of Regulation No 225/67/EEC defines competing products as those oils or oil cakes, as the case may be, which appear to have been offered in the largest quantities on the world market during the period under consideration;

Whereas, under Article 6 of Regulation No 115/67/EEC, the price determined for colza, rape and sunflower seeds must also be adjusted by an amount not exceeding the margin, as calculated in accordance with that Article, where that margin may affect the normal disposal of seeds harvested in the Community;

Whereas Council Regulation (EEC) No 1594/83 of 14 June 1983 on the subsidy for oil seeds⁽¹⁾, as last amended by Regulation (EEC) No 2215/88⁽²⁾, laid down rules for granting the subsidy on oil seeds; whereas, under that Regulation, where the subsidy to be granted is fixed in advance, the amount of such subsidy must be equal to the amount applicable on the day on which the application for advance fixing was lodged, adjusted by the difference between the target price valid on that day and the target price valid on the day on which the seeds are placed under control at an oil or feed mill and, where appropriate, a corrective amount; whereas Article 35 of Commission Regulation (EEC) No 2681/83 of 21 September 1983 laying down detailed rules for the application of the subsidy system for oil seeds⁽³⁾, as last amended by Regulation (EEC) No 1966/89⁽⁴⁾, provides that such adjustment should involve increasing or reducing the amount of subsidy applicable on the day on which the application was lodged by the corrective amount and the difference between the target prices mentioned in Article 35 of Regulation (EEC) No 2681/83;

Whereas Article 37 of Regulation (EEC) No 2681/83 provides that the corrective amount must be equal to the difference between the world market price for colza, rape and sunflower seeds and the forward price for those seeds valid for a shipment effected during the month in which the seeds were placed under control at an oil mill, those prices being determined in accordance with Articles 1, 4 and 5 of Regulation No 115/67/EEC; whereas, if no offer and no price can be used for such determination, the method of calculation provided for in Article 37 of Regulation (EEC) No 2681/83 should be used; whereas the abovementioned difference may be adjusted in accordance

⁽¹⁾ OJ No L 163, 22. 6. 1983, p. 44.

⁽²⁾ OJ No L 197, 26. 7. 1988, p. 9.

⁽³⁾ OJ No L 266, 28. 9. 1983, p. 1.

⁽⁴⁾ OJ No L 187, 1. 7. 1989, p. 130.

with Article 38 of Regulation (EEC) No 2681/83, account being taken of the prices of the main competing cereals ;

Whereas the aid for colza, rape or sunflower seed harvested or processed in Spain or Portugal is to be advised as provided for in Council Regulation (EEC) No 478/86 ⁽¹⁾; whereas pursuant to Article 95 (2) and 293 (2) of the Act of Accession this aid is to be introduced at the beginning of the 1986/87 marketing year for seed harvested in these two Member States ;

Whereas, in Article 14 of Council Regulation (EEC) No 475/86 of 25 February 1986 laying down general rules for the mechanism for controlling the prices and the quantities of certain products in the oils and fats sector released for consumption in Spain ⁽²⁾, as amended by Regulation (EEC) No 198/90 ⁽³⁾, provision is made for the granting of compensatory aid, subject to certain conditions ; whereas compensatory aid should be fixed for sunflower seeds harvested in Spain ;

Whereas Council Regulation (EEC) No 1920/87 ⁽⁴⁾, provides for the granting of a special subsidy for sunflower seed harvested and processed in Portugal ; whereas the amount of this subsidy should be fixed ;

Whereas Article 33 of Regulation (EEC) No 2681/83 provides for the publication of the amount of the final subsidy obtained from the conversion into each of the national currencies of the amount in ecus resulting from the calculation referred to above plus or minus the differential amount ; whereas Article 1 of Commission Regulation (EEC) No 1813/84 ⁽⁵⁾, as last amended by Regulation (EEC) No 431/89 ⁽⁶⁾, defined the elements which determine the differential amounts ; whereas these elements are equal to the incidence on the target price less percentage referred to in Article 5, paragraph 1 of the said regulation or the subsidy of the coefficient derived from the percentage referred to in Article 2 (1) of Regulation (EEC) No 1569/72 ; whereas, according to these provisions, this percentage represents :

(a) for those Member States whose currencies are maintained as between themselves within a spread at any given moment of 2,25 %, the difference between :

- the conversion rate used under the common agricultural policy, and
- the conversion rate resulting from the central rate ;

(b) for the other Member States, the difference between :

- the relationship between the conversion rate used under the common agricultural policy for the currency of the Member State concerned and the

central rate of each of the currencies of the Member States referred to in (a), and

- the spot market rate for the currency of the Member State in question in relation to each of the currencies of the Member States referred to in (a), as recorded over a period to be determined ;

Whereas Regulation (EEC) No 1813/84 specifies the spot and forward exchange rates and the period to be used for calculating the differential amounts ; whereas in cases where, for one or more months, quotations of forward exchange rates are not available, the rates adopted for the previous months or the following months, as the case may be, must be used ;

Whereas the subsidy should be fixed whenever the market situation makes it necessary and in such a way as to ensure its being applied at least once a week ; whereas the subsidy may be altered whenever it becomes obvious that such alteration is necessary ;

Whereas it follows from applying these provisions to the offers and quotations known to the Commission that, pursuant to Article 33 of Regulation (EEC) No 2681/83 the amount of the subsidy in ecus and the amount of the subsidy in each of the national currencies must be fixed in accordance with the Annex to this Regulation ; whereas, pursuant to the same Article, the spot and forward exchange rates for the ecu in national currencies determined in accordance with Article 4 of Regulation (EEC) No 1813/84 must also be published,

HAS ADOPTED THIS REGULATION :

Article 1

1. The amounts of the subsidy and the exchange rates referred to in Article 33 (2) and (3) of Regulation (EEC) No 2681/83 shall be as set out in the Annex hereto.

2. The amount of the compensatory aid referred to in Article 14 of Regulation (EEC) No 475/86 shall be as shown in Annex III to this Regulation for sunflower seed harvested in Spain.

3. The amount of the special subsidy provided for by Regulation (EEC) 1920/87 for sunflower seed harvested and processed in Portugal is fixed in Annex III.

4. However, the amount of the subsidy in the case of advance fixing for the 1990/91 marketing year for colza and rape will be confirmed or replaced as from 9 February 1990 to take into account the target price, and where appropriate, the effects of the application of the system of maximum guaranteed quantities for colza and rape seed.

Article 2

This Regulation shall enter into force on 9 February 1990.

⁽¹⁾ OJ No L 53, 1. 3. 1986, p. 55.

⁽²⁾ OJ No L 53, 1. 3. 1986, p. 47.

⁽³⁾ OJ No L 22, 27. 1. 1990, p. 1.

⁽⁴⁾ OJ No L 183, 3. 7. 1987, p. 18.

⁽⁵⁾ OJ No L 170, 29. 6. 1984, p. 41.

⁽⁶⁾ OJ No L 50, 22. 2. 1989, p. 7.

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

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX I

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

(amounts per 100 kg)

	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6	5th period 7 ⁽¹⁾
1. Gross aids (ECU):						
— Spain	1,170	1,170	1,170	1,170	1,170	1,770
— Portugal	0,000	0,000	0,000	0,000	0,000	0,000
— Other Member States	25,404	25,482	25,469	25,813	23,047	22,000
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	60,25	60,44	60,41	61,27	54,80	52,54
— Netherlands (Fl)	67,01	67,22	67,18	68,10	60,80	58,26
— BLEU (Bfrs/Lfrs)	1 226,68	1 230,45	1 229,82	1 246,43	1 112,87	1 062,31
— France (FF)	193,48	194,05	193,91	196,58	174,86	166,90
— Denmark (Dkr)	226,86	227,56	227,44	230,51	205,81	196,46
— Ireland (£ Irl)	21,534	21,598	21,582	21,879	19,462	18,576
— United Kingdom (£)	16,214	16,248	16,192	16,415	14,114	13,569
— Italy (Lit)	42 489	42 613	42 577	43 168	38 322	37 822
— Greece (Dr)	4 532,72	4 529,98	4 495,31	4 534,72	3 919,57	4 280,89
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	178,89	178,89	178,89	178,89	178,89	270,63
— in another Member State (Pta)	3 578,40	3 590,64	3 585,57	3 630,82	3 211,03	3 117,89
(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)	5 286,33	5 301,07	5 285,98	5 338,26	4 765,89	4 701,87

⁽¹⁾ Subject in the case of advance fixing for the 1990/91 marketing year to the adoption of prices and measures and where appropriate, the effects 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 2	1st period 3	2nd period 4	3rd period 5	4th period 6	5th period 7 (1)
1. Gross aids (ECU):						
— Spain	3,670	3,670	3,670	3,670	3,670	4,270
— Portugal	2,500	2,500	2,500	2,500	2,500	2,500
— Other Member States	27,904	27,982	27,969	28,313	25,547	24,500
2. Final aids:						
(a) Seed harvested and processed in:						
— Federal Republic of Germany (DM)	66,15	66,34	66,32	67,17	60,71	58,44
— Netherlands (Fl)	73,61	73,81	73,78	74,69	67,40	64,86
— BLEU (Bfrs/Lfrs)	1 347,40	1 351,17	1 350,54	1 367,15	1 233,59	1 183,03
— France (FF)	212,72	213,30	213,16	215,82	194,10	186,14
— Denmark (Dkr)	249,18	249,88	249,76	252,84	228,14	218,79
— Ireland (£ Irl)	23,676	23,740	23,724	24,021	21,603	20,717
— United Kingdom (£)	17,974	18,009	17,953	18,176	15,875	15,344
— Italy (Lit)	46 739	46 863	46 827	47 418	42 572	42 162
— Greece (Dr)	5 012,66	5 009,92	4 975,24	5 014,66	4 399,50	4 804,67
(b) Seed harvested in Spain and processed:						
— in Spain (Pta)	561,13	561,13	561,13	561,13	561,13	652,87
— in another Member State (Pta)	3 960,64	3 972,88	3 967,81	4 013,06	3 593,27	3 500,13
(c) Seed harvested in Portugal and processed:						
— in Portugal (Esc)	499,40	499,40	499,40	499,40	499,40	512,33
— in another Member State (Esc)	5 785,73	5 800,47	5 785,39	5 837,66	5 265,29	5 214,20

(1) Subject in the case of advance fixing for the 1990/91 marketing year to the adoption of prices and measures and where appropriate, the effects of the application of the system of maximum guaranteed quantities.

ANNEX III

Aids to sunflower seed

(amounts per 100 kg)

	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
1. Gross aids (ECU):					
— Spain	6,890	6,890	6,890	6,890	6,890
— Portugal	0,000	0,000	0,000	0,000	0,000
— Other Member States	34,924	35,055	35,186	35,237	28,909
2. Final aids:					
(a) Seed harvested and processed in (1):					
— Federal Republic of Germany (DM)	82,74	83,05	83,36	83,53	68,74
— Netherlands (Fl)	92,12	92,47	92,82	92,96	76,27
— BLEU (Bfrs/Lfrs)	1 686,37	1 692,70	1 699,02	1 701,49	1 395,93
— France (FF)	266,71	267,69	268,67	269,03	219,34
— Denmark (Dkr)	311,87	313,04	314,21	314,67	258,16
— Ireland (£ Irl)	29,684	29,794	29,903	29,943	24,413
— United Kingdom (£)	22,876	22,948	23,005	22,978	17,713
— Italy (Lit)	58 655	58 869	59 084	59 158	48 074
— Greece (Dr)	6 351,47	6 358,74	6 353,86	6 326,19	4 918,86
(b) Seed harvested in Spain and processed:					
— in Spain (Pta)	1 053,45	1 053,45	1 053,45	1 053,45	1 053,45
— in another Member State (Pta)	4 335,49	4 355,81	4 372,37	4 372,77	3 412,38
(c) Seed harvested in Portugal and processed:					
— in Portugal (Esc)	0,00	0,00	0,00	0,00	0,00
— in Spain (Esc)	7 797,64	7 823,58	7 838,11	7 829,28	6 490,57
— in another Member State (Esc)	7 627,21	7 652,58	7 666,79	7 658,16	6 348,71
3. Compensatory aids:					
— in Spain (Pta)	4 302,73	4 323,05	4 339,61	4 340,83	3 380,44
4. Special aid:					
— in Portugal (Esc)	7 627,21	7 652,58	7 666,79	7 658,16	6 348,71

(1) 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 1,0223450.

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 2	1st period 3	2nd period 4	3rd period 5	4th period 6	5th period 7
DM	2,039400	2,035060	2,030620	2,026300	2,026300	2,014350
Fl	2,299710	2,296050	2,291860	2,287900	2,287900	2,275520
Bfrs/Lfrs	42,642500	42,627100	42,610499	42,590700	42,590700	42,540400
FF	6,930320	6,929550	6,928850	6,929650	6,929650	6,930330
Dkr	7,885360	7,893250	7,902010	7,908260	7,908260	7,921150
£Irl	0,769233	0,769231	0,769501	0,769588	0,769588	0,771846
£	0,721047	0,723353	0,725797	0,728146	0,728146	0,734389
Lit	1 514,91	1 517,56	1 520,06	1 521,99	1 521,99	1 529,04
Dr	191,49400	193,43900	195,26000	197,38900	197,38900	204,01600
Esc	179,74700	180,46200	181,37800	182,50200	182,50200	185,90400
Pta	131,84500	132,25100	132,72000	133,15900	133,15900	134,43900

COMMISSION REGULATION (EEC) No 340/90

of 8 February 1990

fixing the export refunds 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 201/90 ⁽²⁾, and in particular the fourth subparagraph of Article 16 ⁽²⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund;

Whereas Article 2 of Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds ⁽³⁾, provides that when refunds are being fixed, account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand, and prices for cereals and cereal products on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas Article 3 of Regulation (EEC) No 2746/75 defines the specific criteria to be taken into account when the refund on cereals is being calculated;

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation (EEC) No 2746/75; whereas furthermore, when the refund on these products is being calculated,

account must be taken of the quantities of cereals required for their manufacture; whereas these quantities were fixed in Commission Regulation No 162/67/EEC ⁽⁴⁾, as amended by Regulation (EEC) No 1607/71 ⁽⁵⁾;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination;

Whereas the refund must be fixed once a month; whereas it may be altered in the intervening period;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 % a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Council Regulation (EEC) No 1676/85 ⁽⁶⁾, as last amended by Regulation (EEC) No 1636/87 ⁽⁷⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient;

Whereas it follows from applying the detailed rules set out above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be as set out in the Annex hereto;

Whereas, pursuant to Article 275 of the Act of Accession, refunds may be granted in the case of exports to Portugal; whereas, in the light of the situation and the level of prices no refund should be fixed in the case of exports to Portugal;

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 22, 27. 1. 1990, p. 7.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No 128, 27. 6. 1967, p. 2574/67.

⁽⁵⁾ OJ No L 168, 27. 7. 1971, p. 16.

⁽⁶⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁷⁾ OJ No L 153, 13. 6. 1987, p. 1.

HAS ADOPTED THIS REGULATION:

The refund on export to Portugal has not been fixed.

Article 1

The export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 February 1990.

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

Done at Brussels, 8 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 8 February 1990 fixing the export refunds on cereals and on wheat or rye flour, groats and meal

Product code	Destination (1)	Amount of refund (ECU/tonne)
0709 90 60 000	—	—
0712 90 19 000	—	—
1001 10 10 000	—	—
1001 10 90 000	01	10,00
1001 90 91 000	—	—
1001 90 99 000	04	52,00
	05	52,00
	02	10,00
1002 00 00 000	03	60,00
	05	60,00
	02	10,00
1003 00 10 000	—	—
1003 00 90 000	04	59,50
	02	10,00
1004 00 10 000	—	—
1004 00 90 000	01	0
1005 10 90 000	—	—
1005 90 00 000	03	75,00
	02	0
1007 00 90 000	—	—
1008 20 00 000	—	—
1101 00 00 110	01	86,00
1101 00 00 120	01	86,00
1101 00 00 130	01	79,00
1101 00 00 150	01	76,00
1101 00 00 170	01	74,00
1101 00 00 180	01	70,00
1101 00 00 190	—	—
1101 00 00 900	—	—
1102 10 00 100	01	86,00
1102 10 00 200	01	86,00
1102 10 00 300	01	86,00
1102 10 00 500	01	86,00
1102 10 00 900	—	—
1103 11 10 100	01	200,00
1103 11 10 200	01	189,00
1103 11 10 500	01	169,00
1103 11 10 900	01	159,00
1103 11 90 100	01	86,00
1103 11 90 900	—	—

(¹) The destinations are identified as follows :

- 01 All third countries,
- 02 Other third countries,
- 03 Switzerland, Austria and Liechtenstein,
- 04 Switzerland, Austria, Liechtenstein, Ceuta and Melilla,
- 05 Zone II (b).

NB: The zones are those defined in Commission Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977, p. 53), as last amended by Regulation (EEC) No 3049/89 (OJ No L 292, 11. 10. 1989, p. 10).

II

(Acts whose publication is not obligatory)

CONFERENCE OF THE REPRESENTATIVES OF THE
GOVERNMENTS OF THE MEMBER STATES

DECISION
OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER
STATES OF THE EUROPEAN COMMUNITIES

of 31 January 1990

appointing a judge to the Court of Justice

(90/54/Euratom, ECSC, EEC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF
THE MEMBER STATES OF THE EUROPEAN COMMUNI-
TIES,

Having regard to the Treaty establishing the European
Coal and Steel Community, and in particular Article 32b
thereof,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 167
thereof,

Having regard to the Treaty establishing the European
Atomic Energy Community, and in particular Article 139
thereof,

Whereas, in a letter dated 15 September 1989 addressed
to the President of the Court and forwarded to the Presi-
dent of the Council, Mr T. Koopmans, judge at the Court
of Justice of the European Communities, tendered his
resignation with effect from 1 April 1990;

Whereas, pursuant to Article 8 of the Protocol on the
Statute of the Court of Justice of the European Coal and
Steel Community, to Article 7 of the Protocol on the
Statute of the Court of Justice of the European Economic

Community and to Article 7 of the Protocol on the
Statute of the Court of Justice of the European Atomic
Energy Community, a judge should be appointed for the
remaining period of Mr T. Koopmans's term of office,

HAVE DECIDED AS FOLLOWS:

Article 1

Mr P. J. G. Kapteyn is hereby appointed judge to the
Court of Justice until 6 October 1994 inclusive.

Article 2

This Decision shall enter into effect on 1 April 1990.

Done at Brussels, 31 January 1990.

The President

J. F. H. CAMPBELL