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Contents

I *Acts whose publication is obligatory*

Commission Regulation (EC) No 125/95 of 26 January 1995 fixing the minimum levies on the importation of olive oil and levies on the importation of other olive oil sector products	1
Commission Regulation (EC) No 126/95 of 26 January 1995 determining the extent to which applications lodged in January 1995 for import licences for certain pigmeat products under the regime provided for by the Intermediate Agreements concluded by the Community with Bulgaria and Romania can be accepted.....	4
Commission Regulation (EC) No 127/95 of 26 January 1995 fixing the import levies on rice and broken rice	6
Commission Regulation (EC) No 128/95 of 26 January 1995 fixing the maximum export refunds on olive oil for the fourth partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2517/94	8
Commission Regulation (EC) No 129/95 of 26 January 1995 temporarily suspending the advance fixing of export refunds on poultrymeat	10
Commission Regulation (EC) No 130/95 of 26 January 1995 suspending advance fixing of the export refund for certain pigmeat products	11
Commission Regulation (EC) No 131/95 of 26 January 1995 altering the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty	12
Commission Regulation (EC) No 132/95 of 26 January 1995 fixing the export refunds on milk and milk products	14

Commission Regulation (EC) No 133/95 of 26 January 1995 amending Regulation (EC) No 2993/94 fixing the aid for the supply of milk products to the Canary Islands under the arrangements provided for in Articles 2 to 4 of Council Regulation (EEC) No 1601/92.....	25
Commission Regulation (EC) No 134/95 of 26 January 1995 amending Regulation (EEC) No 2219/92 laying down detailed rules for the application of the specific supply arrangements for Madeira relating to milk products regarding the amounts of aid	36
Commission Regulation (EC) No 135/95 of 26 January 1995 fixing definitively the aid for cotton applicable from 1 June to 9 December 1994 for the 1994/95 marketing year	41
Commission Regulation (EC) No 136/95 of 26 January 1995 fixing the import levies on cereals and on wheat or rye flour, groats and meal.....	43
Commission Regulation (EC) No 137/95 of 26 January 1995 fixing the premiums to be added to the import levies on cereals, flour and malt	45
Commission Regulation (EC) No 138/95 of 26 January 1995 establishing the standard import values for determining the entry price of certain fruit and vegetables	47
Commission Regulation (EC) No 139/95 of 26 January 1995 fixing the import levies on white sugar and raw sugar	49

II *Acts whose publication is not obligatory*

Conference of the Representatives of the Governments of the Member States 95/12/EC, Euratom, ECSC :

- * **Decision of the Representatives of the Governments of the Member States of the European Communities of 23 January 1995 appointing the President and the Members of the Commission of the European Communities** 51

Corrigenda

- * **Corrigendum to Commission Regulation (EC) No 3238/94 of 21 December 1994 providing for the determination and the administration of the variable component for certain goods originating in Poland, Hungary, Romania, Bulgaria, the Czech Republic, the Slovak Republic, Lithuania, Latvia and Estonia resulting from the processing of agricultural products referred to in the Annexes of Regulation (EC) No 3448/93 (OJ No L 338 of 28. 12. 1994).....** 52

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 125/95

of 26 January 1995

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 Community,

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 (EC) No 3179/93⁽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 1900/92⁽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 1901/92⁽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 1902/92⁽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, with regard to Turkey and the Maghreb countries, the provisions of this Regulation should be without prejudice to the additional amount to be determined in accordance with the agreements between the Community and these third countries;

Whereas, pursuant to Article 101 (1) of Council Decision 91/482/EEC of 25 July 1991 on the association of the overseas countries and territories with the European Economic Community⁽¹⁴⁾, no levies shall apply on imports of products originating in the overseas countries and territories;

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 23 and 24 January

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

⁽²⁾ OJ No L 285, 20. 11. 1993, p. 9.

⁽³⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁴⁾ OJ No L 192, 11. 7. 1992, p. 1.

⁽⁵⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁶⁾ OJ No L 192, 11. 7. 1992, 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 192, 11. 7. 1992, 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.

⁽¹⁴⁾ OJ No L 263, 19. 9. 1991, p. 1.

1995 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 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX I

Minimum import levies on olive oil ⁽¹⁾

(ECU/100 kg)

CN code	Non-member countries
1509 10 10	50,00 ⁽²⁾
1509 10 90	50,00 ⁽²⁾
1509 90 00	59,00 ⁽³⁾
1510 00 10	60,00 ⁽²⁾
1510 00 90	97,00 ⁽⁴⁾

⁽¹⁾ No levy applies to OCT originating products according to Article 101 (1) of Decision 91/482/EEC.

⁽²⁾ 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) Turkey : ECU 11,48 ^(*) 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) Algeria, Tunisia and Morocco : 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.

^(*) These amounts may be increased by an additional amount to be determined by the Community and the third countries in question.

⁽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 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.

⁽⁴⁾ 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 ⁽¹⁾

(ECU/100 kg)

CN code	Non-member countries
0709 90 39	11,00
0711 20 90	11,00
1522 00 31	25,00
1522 00 39	40,00
2306 90 19	4,80

⁽¹⁾ No levy applies to OCT originating products according to Article 101 (1) of Decision 91/482/EEC.

COMMISSION REGULATION (EC) No 126/95

of 26 January 1995

determining the extent to which applications lodged in January 1995 for import licences for certain pigmeat products under the regime provided for by the Intermediate Agreements concluded by the Community with Bulgaria and Romania can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1590/94⁽¹⁾ laying down detailed rules for the application in the pigmeat sector of the arrangements provided for in the Agreement between the Community and Bulgaria and Romania, as amended by Regulation (EC) No 2337/94⁽²⁾, and in particular Article 4 (4) thereof,

Whereas the applications for import licences lodged for the first quarter of 1995 are for quantities less than the quantities available and can therefore be met in full;

Whereas the surplus to be added to the quantity available for the following period should be determined;

Whereas it is appropriate to draw the attention of operators to the fact that licences may only be used for

products which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. Applications for import licences for the period 1 January to 31 March 1995 submitted under Regulation (EC) No 1590/94 shall be met as referred to in Annex I.
2. During the first 10 days of the period 1 April to 30 June 1995 applications may be lodged pursuant to Regulation (EC) No 1590/94 for import licences for a total quantity as referred to in Annex II.
3. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 167, 1. 7. 1994, p. 16.

⁽²⁾ OJ No L 254, 30. 9. 1994, p. 19.

ANNEX I

Group No	Percentage of acceptance of import licences submitted for the period 1 January to 31 March 1995
14	100,00
15	100,00
16	100,00
17	100,00

ANNEX II

Group No	Total quantity available for the period 1 April to 30 June 1995 (tonnes)
14	210,00
15	910,00
16	1 480,20
17	12 640,00

COMMISSION REGULATION (EC) No 127/95**of 26 January 1995****fixing the import levies on rice and broken rice**

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

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 (EC) No 1869/94 ⁽²⁾, and in particular Article 11 (2) thereof,

Having regard to Commission Regulation (EEC) No 833/87 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 last amended by Regulation (EEC) No 674/91 ⁽⁴⁾, and in particular Article 8 thereof,

Whereas the import levies on rice and broken rice were fixed by Commission Regulation (EC) No 2147/94 ⁽⁵⁾, as last amended by Regulation (EC) No 90/95 ⁽⁶⁾,

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 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 197, 30. 7. 1994, p. 7.

⁽³⁾ OJ No L 80, 24. 3. 1987, p. 20.

⁽⁴⁾ OJ No L 75, 21. 3. 1991, p. 29.

⁽⁵⁾ OJ No L 228, 1. 9. 1994, p. 23.

⁽⁶⁾ OJ No L 15, 21. 1. 1995, p. 2.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the import levies on rice and broken rice

(ECU / tonne)

CN code	Levies (%)		
	Arrangement in Regulation (EEC) No 3877/86 ⁽¹⁾	ACP Bangladesh (⁽¹⁾) (⁽²⁾) (⁽⁴⁾)	Third countries (except ACP and Bangladesh) ⁽³⁾
1006 10 21	—	148,93	305,07
1006 10 23	—	151,23	309,66
1006 10 25	—	151,23	309,66
1006 10 27	232,25	151,23	309,66
1006 10 92	—	148,93	305,07
1006 10 94	—	151,23	309,66
1006 10 96	—	151,23	309,66
1006 10 98	232,25	151,23	309,66
1006 20 11	—	187,07	381,34
1006 20 13	—	189,94	387,08
1006 20 15	—	189,94	387,08
1006 20 17	290,31	189,94	387,08
1006 20 92	—	187,07	381,34
1006 20 94	—	189,94	387,08
1006 20 96	—	189,94	387,08
1006 20 98	290,31	189,94	387,08
1006 30 21	—	232,14	488,13
1006 30 23	—	270,54	564,86
1006 30 25	—	270,54	564,86
1006 30 27	423,65	270,54	564,86
1006 30 42	—	232,14	488,13
1006 30 44	—	270,54	564,86
1006 30 46	—	270,54	564,86
1006 30 48	423,65	270,54	564,86
1006 30 61	—	247,58	519,86
1006 30 63	—	290,41	605,53
1006 30 65	—	290,41	605,53
1006 30 67	454,15	290,41	605,53
1006 30 92	—	247,58	519,86
1006 30 94	—	290,41	605,53
1006 30 96	—	290,41	605,53
1006 30 98	454,15	290,41	605,53
1006 40 00	—	50,91	107,83

(¹) Subject to the application of the provisions of Articles 12 and 13 of Regulation (EEC) No 715/90.

(²) In accordance with Regulation (EEC) No 715/90, the levies are not applied to products originating in the African, Caribbean and Pacific States and imported directly into the overseas department of Réunion.

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

(⁴) The levy on imports of rice, not including broken rice (CN code 1006 40 00), originating in Bangladesh is applicable under the arrangements laid down in Regulations (EEC) No 3491/90 and (EEC) No 862/91.

(⁵) The levy on imports of rice of the long-grain aromatic Basmati variety is applicable under the arrangements laid down in amended Regulation (EEC) No 3877/86.

(⁶) No import levy applies to products originating in the OCT pursuant to Article 101 (1) of amended Decision 91/482/EEC.

COMMISSION REGULATION (EC) No 128/95**of 26 January 1995****fixing the maximum export refunds on olive oil for the fourth partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2517/94**

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

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 (EC) No 3179/93 ⁽²⁾,

Having regard to Council Regulation (EEC) No 1650/86 of 26 May 1986 on the refunds and levies applicable to exports of olive oil ⁽³⁾, and in particular Article 7 thereof,

Whereas Commission Regulation (EC) No 2517/94 ⁽⁴⁾ issued a standing invitation to tender with a view to determining the export refunds on olive oil;

Whereas Council Regulation (EEC) No 990/93 ⁽⁵⁾ prohibits trade between the European Community and the Federal Republic of Yugoslavia (Serbia and Montenegro); whereas this prohibition does not apply in certain situations as comprehensively listed in Articles 2, 4, 5 and 7 thereof; whereas account should be taken of this fact when fixing the refunds;

Whereas Article 6 of Regulation (EC) No 2517/94 provides that maximum amounts are to be fixed for the export refunds in the light in particular of the current situation and foreseeable developments on the Commu-

nity and world olive-oil markets and on the basis of the tenders received; whereas contracts are awarded to any tenderer who submits a tender at the level of the maximum refund or at a lower level;

Whereas, for the purposes of applying the above-mentioned provisions, the maximum export refunds should be set at the levels specified in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refunds for olive oil for the fourth partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2517/94 are hereby fixed in the Annex, on the basis of the tenders submitted by 23 January 1995.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

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

⁽²⁾ OJ No L 285, 20. 11. 1993, p. 9.

⁽³⁾ OJ No L 145, 30. 5. 1986, p. 8.

⁽⁴⁾ OJ No L 268, 19. 10. 1994, p. 3.

⁽⁵⁾ OJ No L 102, 28. 4. 1993, p. 14.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the maximum export refunds on olive oil for the fourth partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2517/94

<i>(ECU/100 kg)</i>	
Product code	Amount of refund ⁽¹⁾
1509 10 90 100	38,00
1509 10 90 900	—
1509 90 00 100	45,00
1509 90 00 900	55,00
1510 00 90 100	10,00
1510 00 90 900	—

⁽¹⁾ Refunds on exports to the Federal Republic of Yugoslavia (Serbia and Montenegro) may be granted only where the conditions laid down in Regulation (EEC) No 990/93 are observed.

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87.

COMMISSION REGULATION (EC) No 129/95**of 26 January 1995****temporarily suspending the advance fixing of export refunds on poultrymeat**

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

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat ⁽¹⁾, as last amended by Regulation (EEC) No 1574/93 ⁽²⁾,

Having regard to Council Regulation (EEC) No 2779/75 of 29 October 1975 laying down general rules for granting export refunds on poultrymeat and criteria for fixing the amount of such refunds ⁽³⁾, and in particular the second subparagraph of Article 5 (4) thereof,

Whereas the refunds for poultrymeat products were fixed by Commission Regulation (EC) No 68/95 ⁽⁴⁾;

Whereas consideration of the situation on the market in poultrymeat reveals the existence of a number of problems arising from the application of the provisions

concerning the advance fixing of the refund; whereas applications are, for speculative purposes, being submitted for the advance fixing of the refund as a result; whereas the advance fixing of refunds should therefore be suspended immediately, with no action being taken on applications already lodged but not yet dealt with,

HAS ADOPTED THIS REGULATION:

Article 1

The advance fixing of export refunds for the products referred to in Article 1 of Regulation (EEC) No 2777/75 is suspended for the period from 27 to 31 January 1995.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 152, 24. 6. 1993, p. 1.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 90.

⁽⁴⁾ OJ No L 12, 18. 1. 1995, p. 8.

COMMISSION REGULATION (EC) No 130/95**of 26 January 1995****suspending advance fixing of the export refund for certain pigmeat products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EEC) No 2759/75 of the Council of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as last amended by Regulation (EEC) No 1249/89⁽²⁾,

Having regard to Regulation (EEC) No 2768/75 of the Council 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 the first subparagraph of Article 5 (4) thereof,

Whereas the refunds for pigmeat products were fixed by Commission Regulation (EC) No 66/95⁽⁴⁾;

Whereas the decrease in the price of pigs currently affecting the Community market threatens to produce an imbalance between supply and demand; whereas, there-

fore, the refunds should be adjusted; whereas as a consequence, in order to preclude applications for advance fixing of refunds for speculative ends, such advance fixing must be suspended forthwith until the application of that adjustment and no action must be taken in respect of applications pending,

HAS ADOPTED THIS REGULATION:

Article 1

Advance fixing of refunds in respect of products which are listed in the Annex of Regulation (EC) No 66/95 is hereby suspended from 27 to 31 January 1995.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽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 12, 18. 1. 1995, p. 4.

COMMISSION REGULATION (EC) No 131/95

of 26 January 1995

altering the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European 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 (EC) No 2807/94 ⁽²⁾, and in particular Article 17 (5) thereof,

Whereas Commission Regulation (EC) No 49/95 ⁽³⁾ has fixed the rates of the refunds applicable from 13 January 1995 to certain dairy products exported in the form of goods not covered by Annex II to the Treaty;

Whereas it follows from applying the rules and criteria contained in Commission Regulation (EC) No 1222/94 of 30 May 1994, laying down common detailed rules for the application of the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds ⁽⁴⁾, as last

amended by Regulation (EC) No 2296/94 ⁽⁵⁾, in particular Article 4 (2) (b) thereof, to the information at present available to the Commission that the export refunds at present applicable should be altered as shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The rates of the refunds applicable to certain milk products exported in the form of the products which appear in the Annex to Regulation (EC) No 49/95 are hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 228, 19. 11. 1994, p. 1.

⁽³⁾ OJ No L 9, 13. 1. 1995, p. 22.

⁽⁴⁾ OJ No L 136, 31. 5. 1994, p. 5.

⁽⁵⁾ OJ No L 249, 24. 9. 1994, p. 9.

ANNEX

to the Commission Regulation of 26 January 1995 altering the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

CN code	Description	(ECU/100 kg) Rate of refund
ex 0402 10 19	Powdered milk, obtained by the spray process, with a fat content of less than 1,5 % by weight and with a water content of less than 5 % by weight (PG 2): a) On exportation of goods of CN code 3501 b) On exportation of other goods	— 58,20
ex 0402 21 19	Powdered milk, obtained by the spray process, with a fat content of 26 % by weight and a water content of less than 5 % by weight (PG 3): a) Where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EEC) No 570/88 are exported b) On exportation of other goods	52,26 97,64
ex 0405 00	Butter, with a fat content by weight of 82 % (PG 6): a) Where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EEC) No 570/88 are exported b) On exportation of goods of CN code 2106 90 98 containing 40 % or more by weight of milk fat c) On exportation of other goods	29,00 156,00 150,00

COMMISSION REGULATION (EC) No 132/95

of 26 January 1995

fixing the export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 (EC) No 2807/94 ⁽²⁾, and in particular Article 17 (4) thereof,

Whereas Article 17 of Regulation (EEC) No 804/68 provides that the difference between prices in international trade for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 876/68 of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and criteria for fixing the amount of such refunds ⁽³⁾, as last amended by Regulation (EC) No 776/94 ⁽⁴⁾, provides that when the refunds on the products listed in Article 1 of Regulation (EEC) No 804/68, exported in the natural state, are being fixed account must be taken of:

- the existing situation and the future trend with regard to prices and availabilities of milk and milk products on the Community market and prices for milk and milk products in international trade,
- marketing costs and the most favourable transport charges from Community markets to ports or other points of export in the Community, as well as costs incurred in placing the goods on the market of the country of destination,
- the aims of the common organization of the market in milk and milk products which are to ensure equilibrium and the natural development of prices and trade on this market,
- the need to avoid disturbances on the Community market, and
- the economic aspect of the proposed exports;

Whereas Article 3 (1) of Regulation (EEC) No 876/68 provides that when prices within the Community are being determined account should be taken of the ruling

prices which are most favourable for exportation, and that when prices in international trade are being determined particular account should be taken of:

- (a) prices ruling on third country markets;
- (b) the most favourable prices in third countries of destination for third country imports;
- (c) producer prices recorded in exporting third countries, account being taken, where appropriate, of subsidies granted by those countries; and
- (d) free-at-Community-frontier offer prices;

Whereas Article 4 of Regulation (EEC) No 876/68 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 of Regulation (EEC) No 804/68 according to destination;

Whereas Article 5 (1) of Regulation (EEC) No 876/68 provides that the list of products on which export refunds are granted and the amount of such refunds should be fixed at least once every four weeks; whereas the amount of the refund may, however, remain at the same level for more than four weeks;

Whereas, in accordance with Article 2 of Commission Regulation (EEC) No 1098/68 of 27 July 1968 on detailed rules for the application of export refunds on milk and milk products ⁽⁵⁾, as last amended by Regulation (EEC) No 2767/90 ⁽⁶⁾, the refund granted for milk products containing added sugar is equal to the sum of the two components, one of which is intended to take account of the quantity of milk products and the other is intended to take account of the quantity of added sucrose; whereas, however, the latter component is applied only if the added sucrose was produced from sugar beet or cane harvested in the Community; whereas, for products falling within CN codes ex 0402 99 11, ex 0402 99 19, ex 0404 90 51, ex 0404 90 53, ex 0404 90 91 and ex 0404 90 93, with a fat content by weight not exceeding 9,5 % and a non-fatty milk content in the dry matter equal to or greater than 15 % by weight, the former abovementioned component is fixed for 100 kilograms of the whole product; whereas, for the other products containing added sugar falling within CN codes 0402 and 0404, that component is calculated by multiplying the basic amount by the milk products content of the product concerned; whereas that basic amount is equal to the refund to be fixed for one kilogram of milk products contained in the whole product;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 298, 19. 11. 1994, p. 1.

⁽³⁾ OJ No L 155, 3. 7. 1968, p. 1.

⁽⁴⁾ OJ No L 91, 8. 4. 1994, p. 6.

⁽⁵⁾ OJ No L 184, 29. 7. 1968, p. 10.

⁽⁶⁾ OJ No L 267, 29. 9. 1990, p. 14.

Whereas the second component is calculated by multiplying the sucrose content of the product by the basic amount of the refund valid on the day of exportation for the products listed in Article 1 (1) (d) of 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 (EC) No 133/94⁽²⁾;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92⁽³⁾, as amended by Regulation (EC) No 3528/93⁽⁴⁾, are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93⁽⁵⁾, as amended by Regulation (EC) No 547/94⁽⁶⁾;

Whereas the level of refund for cheeses is calculated for products intended for direct consumption; whereas the cheese rinds and cheese wastes are not products intended for this purpose; whereas, to avoid any confusion in interpretation, it should be specified that there will be no refund for cheeses of a free-at-frontier value less than ECU 150 per 100 kilograms;

Whereas Commission Regulation (EEC) No 896/84⁽⁷⁾, as last amended by Regulation (EEC) No 222/88⁽⁸⁾, laid down additional provisions concerning the granting of refunds on the change from one milk year to another; whereas those provisions provide for the possibility of varying refunds according to the date of manufacture of the products;

Whereas for the calculation of the refund for processed cheese provision must be made where casein or caseinates are added for that quantity not to be taken into account;

Whereas it follows from applying the rules set out above to the present situation on the market in milk and in particular to quotations or prices for milk products within the Community and on the world market that the refund should be as set out in the Annex to this Regulation;

Whereas Council Regulation (EEC) No 990/93⁽⁹⁾ prohibits trade between the European Community and the Federal Republic of Yugoslavia (Serbia and Montenegro); whereas this prohibition does not apply in certain situations as comprehensively listed in Articles 2, 4, 5 and 7 thereof; whereas account should be taken of this fact when fixing the refunds;

Whereas the Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. The export refunds referred to in Article 17 of Regulation (EEC) No 804/68 on products exported in the natural state shall be as set out in the Annex.

2. There shall be no refunds for exports to Zone E for products falling within CN codes 0401, 0402, 0403, 0404, 0405 and 2309.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 22, 27. 1. 1994, p. 7.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 320, 22. 12. 1993, p. 32.

⁽⁵⁾ OJ No L 108, 1. 5. 1993, p. 106.

⁽⁶⁾ OJ No L 69, 12. 3. 1994, p. 1.

⁽⁷⁾ OJ No L 91, 1. 4. 1984, p. 71.

⁽⁸⁾ OJ No L 28, 1. 2. 1988, p. 1.

⁽⁹⁾ OJ No L 102, 28. 4. 1993, p. 14.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the export refunds on milk and milk products

(in ECU/100 kg net weight unless otherwise indicated)

Product code	Destination (*)	Amount of refund (**)	Product code	Destination (*)	Amount of refund (**)
0401 10 10 000		5,02	0402 21 91 500		110,34
0401 10 90 000		5,02	0402 21 91 600		120,10
0401 20 11 100		5,02	0402 21 91 700		125,90
0401 20 11 500		7,76	0402 21 91 900		132,38
0401 20 19 100		5,02	0402 21 99 100		98,39
0401 20 19 500		7,76	0402 21 99 200		99,11
0401 20 91 100		10,33	0402 21 99 300		100,40
0401 20 91 500		12,04	0402 21 99 400		107,81
0401 20 99 100		10,33	0402 21 99 500		110,34
0401 20 99 500		12,04	0402 21 99 600		120,10
0401 30 11 100		15,46	0402 21 99 700		125,90
0401 30 11 400		23,84	0402 21 99 900		132,38
0401 30 11 700		35,82	0402 29 15 200		0,5820
0401 30 19 100		15,46	0402 29 15 300		0,8557
0401 30 19 400		23,84	0402 29 15 500		0,9046
0401 30 19 700		35,82	0402 29 15 900		0,9764
0401 30 31 100		42,66	0402 29 19 200		0,5820
0401 30 31 400		66,61	0402 29 19 300		0,8557
0401 30 31 700		73,45	0402 29 19 500		0,9046
0401 30 39 100		42,66	0402 29 19 900		0,9764
0401 30 39 400		66,61	0402 29 91 100		0,9839
0401 30 39 700		73,45	0402 29 91 500		1,0781
0401 30 91 100		83,71	0402 29 99 100		0,9839
0401 30 91 400		123,04	0402 29 99 500		1,0781
0401 30 91 700		143,58	0402 91 11 110		5,02
0401 30 99 100		83,71	0402 91 11 120		10,33
0401 30 99 400		123,04	0402 91 11 310		17,61
0401 30 99 700		143,58	0402 91 11 350		21,75
0402 10 11 000		58,20	0402 91 11 370		26,65
0402 10 19 000		58,20	0402 91 19 110		5,02
0402 10 91 000		0,5820	0402 91 19 120		10,33
0402 10 99 000		0,5820	0402 91 19 310		17,61
0402 21 11 200		58,20	0402 91 19 350		21,75
0402 21 11 300		85,57	0402 91 19 370		26,65
0402 21 11 500		90,46	0402 91 31 100		20,42
0402 21 11 900		97,64	0402 91 31 300		31,50
0402 21 17 000		58,20	0402 91 39 100		20,42
0402 21 19 300		85,57	0402 91 39 300		31,50
0402 21 19 500		90,46	0402 91 51 000		23,84
0402 21 19 900		97,64	0402 91 59 000		23,84
0402 21 91 100		98,39	0402 91 91 000		83,71
0402 21 91 200		99,11	0402 91 99 000		83,71
0402 21 91 300		100,40	0402 99 11 110		0,0502
0402 21 91 400		107,81	0402 99 11 130		0,1033

Product code	Destination (*)	Amount of refund (")	Product code	Destination (*)	Amount of refund (")
0402 99 11 150		0,1716	0403 90 61 100		0,0502
0402 99 11 310		20,31	0403 90 61 300		0,0776
0402 99 11 330		24,54	0403 90 63 000		0,1033
0402 99 11 350		32,88	0403 90 69 000		0,1546
0402 99 19 110		0,0502	0404 90 11 100		58,20
0402 99 19 130		0,1033	0404 90 11 910		5,02
0402 99 19 150		0,1716	0404 90 11 950		17,61
0402 99 19 310		20,31	0404 90 13 120		58,20
0402 99 19 330		24,54	0404 90 13 130		85,57
0402 99 19 350		32,88	0404 90 13 140		90,46
0402 99 31 110		0,2214	0404 90 13 150		97,64
0402 99 31 150		34,25	0404 90 13 911		5,02
0402 99 31 300		0,4266	0404 90 13 913		10,33
0402 99 31 500		0,7345	0404 90 13 915		15,46
0402 99 39 110		0,2214	0404 90 13 917		23,84
0402 99 39 150		34,25	0404 90 13 919		35,82
0402 99 39 300		0,4266	0404 90 13 931		17,61
0402 99 39 500		0,7345	0404 90 13 933		21,75
0402 99 91 000		0,8371	0404 90 13 935		26,65
0402 99 99 000		0,8371	0404 90 13 937		31,50
0403 10 22 100		5,02	0404 90 13 939		32,93
0403 10 22 300		7,76	0404 90 19 110		98,39
0403 10 24 000		10,33	0404 90 19 115		99,11
0403 10 26 000		15,46	0404 90 19 120		100,40
0403 10 32 100		0,0502	0404 90 19 130		107,81
0403 10 32 300		0,0776	0404 90 19 135		110,34
0403 10 34 000		0,1033	0404 90 19 150		120,10
0403 10 36 000		0,1546	0404 90 19 160		125,90
0403 90 11 000		58,20	0404 90 19 180		132,38
0403 90 13 200		58,20	0404 90 31 100		58,20
0403 90 13 300		85,57	0404 90 31 910		5,02
0403 90 13 500		90,46	0404 90 31 950		17,61
0403 90 13 900		97,64	0404 90 33 120		58,20
0403 90 19 000		98,39	0404 90 33 130		85,57
0403 90 31 000		0,5820	0404 90 33 140		90,46
0403 90 33 200		0,5820	0404 90 33 150		97,64
0403 90 33 300		0,8557	0404 90 33 911		5,02
0403 90 33 500		0,9046	0404 90 33 913		10,33
0403 90 33 900		0,9764	0404 90 33 915		15,46
0403 90 39 000		0,9839	0404 90 33 917		23,84
0403 90 51 100		5,02	0404 90 33 919		35,82
0403 90 51 300		7,76	0404 90 33 931		17,61
0403 90 53 000		10,33	0404 90 33 933		21,75
0403 90 59 110		15,46	0404 90 33 935		26,65
0403 90 59 140		23,84	0404 90 33 937		31,50
0403 90 59 170		35,82	0404 90 33 939		32,93
0403 90 59 310		42,66	0404 90 39 110		98,39
0403 90 59 340		66,61	0404 90 39 115		99,11
0403 90 59 370		73,45	0404 90 39 120		100,40
0403 90 59 510		83,71	0404 90 39 130		107,81
0403 90 59 540		123,04			
0403 90 59 570		143,58			

Product code	Destination (*)	Amount of refund (")	Product code	Destination (*)	Amount of refund (")
0404 90 39 150		110,34	0405 00 19 500		146,34
0404 90 51 100		0,5820	0405 00 19 700		150,00
0404 90 51 910		0,0502	0405 00 90 100		150,00
0404 90 51 950		20,31	0405 00 90 900		193,13
0404 90 53 110		0,5820	0406 10 20 100		—
0404 90 53 130		0,8557	0406 10 20 230	028	—
0404 90 53 150		0,9046		400	30,85
0404 90 53 170		0,9764		404	—
0404 90 53 911		0,0502		***	37,90
0404 90 53 913		0,1033	0406 10 20 290	028	—
0404 90 53 915		0,1546		400	30,85
0404 90 53 917		0,2384		404	—
0404 90 53 919		0,3582		***	37,90
0404 90 53 931		20,31	0406 10 20 610	028	10,67
0404 90 53 933		24,54		037	—
0404 90 53 935		32,88		039	—
0404 90 53 937		34,25		400	68,92
0404 90 59 130		0,9839		404	—
0404 90 59 150		1,0781		***	70,70
0404 90 59 930		0,5121	0406 10 20 620	028	15,80
0404 90 59 950		0,7345		037	—
0404 90 59 990		0,8371		039	—
0404 90 91 100		0,5820		400	75,99
0404 90 91 910		0,0502		404	—
0404 90 91 950		20,31		***	77,52
0404 90 93 110		0,5820	0406 10 20 630	028	18,96
0404 90 93 130		0,8557		037	—
0404 90 93 150		0,9046		039	—
0404 90 93 170		0,9764		400	86,36
0404 90 93 911		0,0502		404	—
0404 90 93 913		0,1033		***	87,53
0404 90 93 915		0,1546	0406 10 20 640	028	—
0404 90 93 917		0,2384		037	—
0404 90 93 919		0,3582		039	—
0404 90 93 931		20,31		400	102,71
0404 90 93 933		24,54		404	—
0404 90 93 935		32,88		***	102,71
0404 90 93 937		34,25	0406 10 20 650	028	21,73
0404 90 99 130		0,9839		037	—
0404 90 99 150		1,0781		039	—
0404 90 99 930		0,5121		400	51,35
0404 90 99 950		0,7345		404	—
0404 90 99 990		0,8371		***	106,93
0405 00 11 200		113,41	0406 10 20 660		—
0405 00 11 300		142,68	0406 10 20 810	028	—
0405 00 11 500		146,34		037	—
0405 00 11 700		150,00		039	—
0405 00 19 200		113,41		400	16,65
0405 00 19 300		142,68		404	—
				***	16,65

Product code	Destination (*)	Amount of refund (**)	Product code	Destination (*)	Amount of refund (**)
0406 10 20 830	028	—	0406 30 10 200	028	—
	037	—		037	—
	039	—		039	—
	400	28,42		400	34,38
	404	—		404	—
	***	28,42		***	38,46
0406 10 20 850	028	—	0406 30 10 250	028	—
	037	—		037	—
	039	—		039	—
	400	34,46		400	34,38
	404	—		404	—
	***	34,46		***	38,46
0406 10 20 870		—	0406 30 10 300	028	—
0406 10 20 900		—		037	—
0406 20 90 100		—		039	—
0406 20 90 913	028	—		400	50,48
	400	67,11		404	—
	404	—		***	56,43
	***	67,11	0406 30 10 350	028	—
0406 20 90 915	028	—		037	—
	400	89,48		039	—
	404	—		400	34,38
	***	89,48		404	—
0406 20 90 917	028	—		***	38,46
	400	95,06	0406 30 10 400	028	—
	404	—		037	—
	***	95,06		039	—
0406 20 90 919	028	—		400	50,48
	400	106,25		404	—
	404	—		***	56,43
	***	106,25	0406 30 10 450	028	—
0406 20 90 990		—		037	—
		—		039	—
		—		400	34,38
0406 30 10 100		—		404	15,80
0406 30 10 150	028	—		***	38,46
	037	—	0406 30 10 600	028	—
	039	—		037	—
	400	15,83		039	—
	404	—		400	50,48
	***	18,04		404	22,13
				***	56,43

Product code	Destination (*)	Amount of refund (**)	Product code	Destination (*)	Amount of refund (**)
0406 30 10 650	028	—	0406 30 31 730	028	—
	037	—		037	—
	039	—		039	—
	400	73,50		400	50,48
	404	—		404	—
	***	82,12		***	56,43
0406 30 10 700	028	—	0406 30 31 910	028	—
	037	—		037	—
	039	—		039	—
	400	73,50		400	34,38
	404	—		404	—
	***	82,12		***	38,46
0406 30 10 750	028	—	0406 30 31 930	028	—
	037	—		037	—
	039	—		039	—
	400	89,71		400	50,48
	404	—		404	—
	***	100,24		***	56,43
0406 30 10 800	028	—	0406 30 31 950	028	—
	037	—		037	—
	039	—		039	—
	400	89,71		400	73,50
	404	—		404	—
	***	100,24		***	82,12
0406 30 31 100	028	—	0406 30 39 100	028	—
	037	—		037	—
	039	—		039	—
	400	89,71		400	34,38
	404	—		404	15,80
	***	100,24		***	38,46
0406 30 31 300	028	—	0406 30 39 300	028	—
	037	—		037	—
	039	—		039	—
	400	15,83		400	50,48
	404	—		404	22,13
	***	18,04		***	56,43
0406 30 31 500	028	—	0406 30 39 500	028	—
	037	—		037	—
	039	—		039	—
	400	34,38		400	50,48
	404	—		404	22,13
	***	38,46		***	56,43
0406 30 31 710	028	—	0406 30 39 700	028	—
	037	—		037	—
	039	—		039	—
	400	34,38		400	73,50
	404	—		404	—
	***	38,46		***	82,12
	028	—	0406 30 39 930	028	—
	037	—		037	—
	039	—		039	—
	400	34,38		400	73,50
	404	—		404	—
	***	38,46		***	82,12

Product code	Destination (*)	Amount of refund (**)	Product code	Destination (*)	Amount of refund (**)
0406 30 39 950	028	—	0406 90 06 900		—
	037	—	0406 90 07 000	028	—
	039	—		037	—
	400	89,71		039	—
	404	—		400	102,71
	***	100,24		404	—
0406 30 90 000	028	—		***	125,89
	037	—	0406 90 08 100	028	—
	039	—		037	—
	400	89,71		039	—
	404	—		400	102,71
	***	100,24		404	—
0406 40 50 000	028	—		***	125,89
	400	94,82	0406 90 08 900		—
	404	—	0406 90 09 100	028	—
	***	99,95		037	—
0406 40 90 000	028	—		039	—
	400	94,82		400	102,71
	404	—		404	—
	***	99,95		***	125,89
0406 90 02 100	028	—	0406 90 09 900		—
	037	—	0406 90 12 000	028	—
	039	—		037	—
	400	102,71		039	—
	404	—		400	102,71
	***	125,89		404	—
0406 90 02 900		—		***	125,89
0406 90 03 100	028	—	0406 90 14 100	028	—
	037	—		037	—
	039	—		039	—
	400	102,71		400	102,71
	404	—		404	—
	***	125,89		***	125,89
0406 90 03 900		—	0406 90 14 900		—
0406 90 04 100	028	—	0406 90 16 100	028	—
	037	—		037	—
	039	—		039	—
	400	102,71		400	102,71
	404	—		404	—
	***	125,89		***	125,89
0406 90 04 900		—	0406 90 16 900		—
0406 90 05 100	028	—	0406 90 21 900	028	—
	037	—		037	—
	039	—		039	—
	400	102,71		400	102,71
	404	—		404	—
	***	125,89		***	119,85
0406 90 05 900		—	0406 90 23 900	028	—
0406 90 06 100	028	—		037	—
	037	—		039	—
	039	—		400	51,35
	400	102,71		404	—
	404	—		***	106,93
	***	125,89			

Product code	Destination (*)	Amount of refund (")	Product code	Destination (*)	Amount of refund (")
0406 90 25 900	028	—	0406 90 35 990	028	—
	037	—		037	—
	039	—		039	—
	400	51,35		400	102,71
	404	—		404	—
	***	106,93		***	102,71
0406 90 27 900	028	—	0406 90 37 000	028	—
	037	—		037	—
	039	—		039	—
	400	44,35		400	102,71
	404	—		404	—
	***	90,62		***	125,89
0406 90 31 119	028	—	0406 90 61 000	028	—
	037	—		037	71,11
	039	—		039	71,11
	400	49,36		400	146,16
	404	12,64		404	110,61
	***	71,07		***	146,16
0406 90 31 151	028	—	0406 90 63 100	028	—
	037	—		037	82,98
	039	—		039	82,98
	400	46,14		400	167,59
	404	11,82		404	126,41
	***	66,24		***	167,59
0406 90 31 159 0406 90 33 119	028	—	0406 90 63 900	028	—
	037	—		037	55,31
	039	—		039	55,31
	400	49,36		400	118,51
	404	12,64		404	63,21
	***	71,07		***	130,36
0406 90 33 151	028	—	0406 90 69 100 0406 90 69 910	028	—
	037	—		037	55,31
	039	—		039	55,31
	400	46,14		400	118,51
	404	11,82		404	63,21
	***	66,24		***	130,36
0406 90 33 919	028	—	0406 90 73 900	028	—
	037	—		037	33,71
	039	—		039	33,71
	400	49,36		400	119,31
	404	12,64		404	94,82
	***	71,07		***	119,31
0406 90 33 951	028	—	0406 90 75 900	028	—
	037	—		037	—
	039	—		039	—
	400	46,14		400	51,35
	404	11,82		404	—
	***	66,24		***	99,52
0406 90 35 190	028	—	0406 90 76 100	028	18,96
	037	33,71		037	—
	039	33,71		039	—
	400	125,26		400	46,43
	404	71,11		404	—
	***	125,26		***	87,53

Product code	Destination (*)	Amount of refund (**)	Product code	Destination (*)	Amount of refund (**)
0406 90 76 300	028	—	0406 90 85 995	028	21,73
	037	—		037	—
	039	—		039	—
	400	51,35		400	51,35
	404	—		404	—
	***	106,93		***	106,93
0406 90 76 500	028	—	0406 90 85 999		—
	037	—			—
	039	—			—
	400	59,26		028	10,67
	404	—		037	—
	***	106,93		039	—
0406 90 78 100	028	18,96	0406 90 86 200	400	70,70
	037	—		404	—
	039	—		***	70,70
	400	46,43		028	15,80
	404	—		037	—
	***	87,53		039	—
0406 90 78 300	028	—	0406 90 86 300	400	75,99
	037	—		404	—
	039	—		***	77,52
	400	51,35		028	18,96
	404	—		037	—
	***	106,93		039	—
0406 90 78 500	028	—	0406 90 86 400	400	86,36
	037	—		404	—
	039	—		***	87,53
	400	59,26		028	—
	404	—		037	—
	***	106,93		039	—
0406 90 79 900	028	—	0406 90 86 900	400	102,71
	037	—		404	—
	039	—		***	102,71
	400	44,35			—
	404	—		028	10,67
	***	90,62		037	—
0406 90 81 900	028	—	0406 90 87 100	039	—
	037	—		400	70,70
	039	—		404	—
	400	102,71		***	70,70
	404	—		028	15,80
	***	102,71		037	—
0406 90 85 910	028	—	0406 90 87 200	039	—
	037	33,71		400	75,99
	039	33,71		404	—
	400	125,26		***	77,52
	404	71,11		028	18,96
	***	125,26		037	—
0406 90 85 991	028	—	0406 90 87 300	039	—
	037	—		400	86,36
	039	—		404	—
	400	102,71		***	87,53
	404	—			
	***	102,71			

Product code	Destination (*)	Amount of refund (")	Product code	Destination (*)	Amount of refund (")
0406 90 87 951	028	—	2309 10 15 500		0,44
	037	33,71	2309 10 15 700		0,50
	039	33,71	2309 10 19 010		—
	400	119,31	2309 10 19 100		—
	404	71,11	2309 10 19 200		0,21
	***	119,31	2309 10 19 300		0,28
0406 90 87 971	028	21,73	2309 10 19 400		0,36
	037	—	2309 10 19 500		0,44
	039	—	2309 10 19 600		0,50
	400	58,47	2309 10 19 700		0,53
	404	—	2309 10 19 800		0,57
	***	106,93	2309 10 70 010		—
0406 90 87 972	028	—	2309 10 70 100		16,59
	400	30,85	2309 10 70 200		22,12
	404	—	2309 10 70 300		27,65
	***	37,90	2309 10 70 500		33,17
0406 90 87 979	028	21,73	2309 10 70 600		38,70
	037	—	2309 10 70 700		44,23
	039	—	2309 10 70 800		48,66
	400	58,47	2309 90 35 010		—
	404	—	2309 90 35 100		—
	***	106,93	2309 90 35 200		0,21
0406 90 88 100		—	2309 90 35 300		0,28
0406 90 88 200	028	10,67	2309 90 35 400		0,36
	037	—	2309 90 35 500		0,44
	039	—	2309 90 35 700		0,50
	400	70,70	2309 90 39 010		—
	404	—	2309 90 39 100		—
	***	70,70	2309 90 39 200		0,21
0406 90 88 300	028	15,80	2309 90 39 300		0,28
	037	—	2309 90 39 400		0,36
	039	—	2309 90 39 500		0,44
	400	75,99	2309 90 39 600		0,50
	404	—	2309 90 39 700		0,53
	***	77,52	2309 90 39 800		0,57
2309 10 15 010		—	2309 90 70 010		—
2309 10 15 100		—	2309 90 70 100		16,59
2309 10 15 200		0,21	2309 90 70 200		22,12
2309 10 15 300		0,28	2309 90 70 300		27,65
2309 10 15 400		0,36	2309 90 70 500		33,17
			2309 90 70 600		38,70
			2309 90 70 700		44,23
			2309 90 70 800		48,66

(*) The code numbers for the destinations are those set out in the Annex to Commission Regulation (EC) No 3079/94 (OJ No L 325, 17. 12. 1994, p. 17). For destinations other than those indicated for each 'product code', the amount of the refund applying is indicated by ***.

Where no destination is indicated, the amount of the refund is applicable for exports to any destination other than those referred to in Article 1 (2).

(**) Refunds on exports to the Federal Republic of Yugoslavia (Serbia and Montenegro) may be granted only where the conditions laid down in Regulation (EEC) No 990/93 are observed.

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

COMMISSION REGULATION (EC) No 133/95**of 26 January 1995****amending Regulation (EC) No 2993/94 fixing the aid for the supply of milk products to the Canary Islands under the arrangements provided for in Articles 2 to 4 of Council Regulation (EEC) No 1601/92**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 concerning specific measures for the Canary Islands with regard to certain agricultural products ⁽¹⁾, as last amended by Regulation (EEC) No 1974/93 ⁽²⁾, and in particular Article 3 (4) thereof,

Whereas Commission Regulation (EC) No 2790/94 ⁽³⁾, as amended by Regulation (EC) No 2883/94 ⁽⁴⁾, lays down in particular the detailed rules for the application of the specific arrangements for the supply of certain agricultural products to the Canary Islands;

Whereas Commission Regulation (EC) No 2993/94 ⁽⁵⁾, as amended by Regulation (EC) No 57/95 ⁽⁶⁾, fixed the amount of aid for milk products;

Whereas Commission Regulation (EC) No 132/95 ⁽⁷⁾ fixing the export refunds on milk and milk products

adjusts the refunds on certain milk products; whereas the aid for certain products listed in the Annex to Regulation (EC) No 2993/94 should be adapted to take account of those adjustments,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to amended Regulation (EC) No 2993/94 is hereby replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 173, 27. 6. 1992, p. 13.

⁽²⁾ OJ No L 180, 23. 7. 1993, p. 26.

⁽³⁾ OJ No L 296, 17. 11. 1994, p. 23.

⁽⁴⁾ OJ No L 304, 29. 11. 1994, p. 18.

⁽⁵⁾ OJ No L 316, 9. 12. 1994, p. 11.

⁽⁶⁾ OJ No L 11, 17. 1. 1995, p. 1.

⁽⁷⁾ See page 14 of this Official Journal.

ANNEX

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter ⁽¹⁾ :			
0401 10	– Of a fat content, by weight, not exceeding 1 %:			
0401 10 10	– – In immediate packings of a net content not exceeding 2 litres	0401 10 10 000	(¹)	5,02
0401 10 90	– – Other	0401 10 90 000	(¹)	5,02
0401 20	– Of a fat content, by weight, exceeding 1 % but not exceeding 6 %:			
	– – Not exceeding 3 %:			
0401 20 11	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight, not exceeding 1,5 %	0401 20 11 100	(¹)	5,02
	– Of a fat content, by weight, exceeding 1,5 %	0401 20 11 500	(¹)	7,76
0401 20 19	– – – Other:			
	– Of a fat content, by weight, not exceeding 1,5 %	0401 20 19 100	(¹)	5,02
	– Of a fat content, by weight, exceeding 1,5 %	0401 20 19 500	(¹)	7,76
	– – Exceeding 3 %:			
0401 20 91	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight, not exceeding 4 %	0401 20 91 100	(¹)	10,33
	– Of a fat content, by weight, exceeding 4 %	0401 20 91 500	(¹)	12,04
0401 20 99	– – – Other:			
	– Of a fat content, by weight, not exceeding 4 %	0401 20 99 100	(¹)	10,33
	– Of a fat content, by weight, exceeding 4 %	0401 20 99 500	(¹)	12,04
0401 30	– Of a fat content, by weight, exceeding 6 %:			
	– – Not exceeding 21 %:			
0401 30 11	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight:			
	– Not exceeding 10 %	0401 30 11 100	(¹)	15,46
	– Exceeding 10 % but not exceeding 17 %	0401 30 11 400	(¹)	23,84
	– Exceeding 17 %	0401 30 11 700	(¹)	35,82
0401 30 19	– – – Other:			
	– Of a fat content, by weight:			
	– Not exceeding 10 %	0401 30 19 100	(¹)	15,46
	– Exceeding 10 % but not exceeding 17 %	0401 30 19 400	(¹)	23,84
	– Exceeding 17 %	0401 30 19 700	(¹)	35,82
	– – Exceeding 21 % but not exceeding 45 %:			
0401 30 31	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight:			
	– Not exceeding 35 %	0401 30 31 100	(¹)	42,66
	– Exceeding 35 % but not exceeding 39 %	0401 30 31 400	(¹)	66,61
	– Exceeding 39 %	0401 30 31 700	(¹)	73,45

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0401 30 39	— — — Other : — Of a fat content, by weight : — Not exceeding 35 % — Exceeding 35 % but not exceeding 39 % — Exceeding 39 % — — Exceeding 45 % :	0401 30 39 100 0401 30 39 400 0401 30 39 700	(1) (1) (1)	42,66 66,61 73,45
0401 30 91	— — — In immediate packings of a net content not exceeding 2 litres : — Of a fat content, by weight : — Not exceeding 68 % — Exceeding 68 % but not exceeding 80 % — Exceeding 80 %	0401 30 91 100 0401 30 91 400 0401 30 91 700	(1) (1) (1)	83,71 123,04 143,58
0401 30 99	— — — Other : — Of a fat content, by weight : — Not exceeding 68 % — Exceeding 68 % but not exceeding 80 % — Exceeding 80 %	0401 30 99 100 0401 30 99 400 0401 30 99 700	(1) (1) (1)	83,71 123,04 143,58
0402	Milk and cream, concentrated or containing added sugar or other sweetening matter :			
0402 10	— In powder, granules or other solid forms, of a fat content, by weight, not exceeding 1,5 % (7) : — — Not containing added sugar or other sweetening matter (2) :			
0402 10 11	— — — In immediate packings of a net content not exceeding 2,5 kg	0402 10 11 000	(2)	58,20
0402 10 19	— — — Other — — Other (3) :	0402 10 19 000	(2)	58,20
0402 10 91	— — — In immediate packings of a net content not exceeding 2,5 kg	0402 10 91 000	(3)	0,5820
0402 10 99	— — — Other — In powder, granules or other solid forms, of a fat content, by weight, exceeding 1,5 % (7) :	0402 10 99 000	(3)	0,5820
0402 21	— — Not containing added sugar or other sweetening matter (2) : — — — Of a fat content, by weight, not exceeding 27 % :			
0402 21 11	— — — — In immediate packings of a net content not exceeding 2,5 kg : — Of a fat content, by weight : — Not exceeding 11 % — Exceeding 11 % but not exceeding 17 % — Exceeding 17 % but not exceeding 25 % — Exceeding 25 % — — — — Other :	0402 21 11 200 0402 21 11 300 0402 21 11 500 0402 21 11 900	(2) (2) (2) (2)	58,20 85,57 90,46 97,64
0402 21 17	— — — — — Of a fat content, by weight, not exceeding 11 %	0402 21 17 000	(2)	58,20
0402 21 19	— — — — — Of a fat content, by weight, exceeding 11 % but not exceeding 27 % : — Not exceeding 17 % — Exceeding 17 % but not exceeding 25 % — Exceeding 25 % — — — Of a fat content, by weight, exceeding 27 % :	0402 21 19 300 0402 21 19 500 0402 21 19 900	(3) (2) (2)	85,57 90,46 97,64

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0402 21 91	- - - - In immediate packings of a net content not exceeding 2,5 kg : - Of a fat content, by weight : - Not 28 % - Exceeding 28 % but not exceeding 29 % - Exceeding 29 % but not exceeding 41 % - Exceeding 41 % but not exceeding 45 % - Exceeding 45 % but not exceeding 59 % - Exceeding 59 % but not exceeding 69 % - Exceeding 69 % but not exceeding 79 % - Exceeding 7 %	0402 21 91 100 0402 21 91 200 0402 21 91 300 0402 21 91 400 0402 21 91 500 0402 21 91 600 0402 21 91 700 0402 21 91 900	(2) (2) (2) (2) (2) (2) (2) (2)	98,39 99,11 100,40 107,81 110,34 120,10 125,90 132,38
0402 21 99	- - - - Other : - Of a fat content, by weight : - Not exceeding 28 % - Exceeding 28 % but not exceeding 29 % - Exceeding 29 % but not exceeding 41 % - Exceeding 41 % but not exceeding 45 % - Exceeding 45 % but not exceeding 59 % - Exceeding 59 % but not exceeding 69 % - Exceeding 69 % but not exceeding 79 % - Exceeding 79 %	0402 21 99 100 0402 21 99 200 0402 21 99 300 0402 21 99 400 0402 21 99 500 0402 21 99 600 0402 21 99 700 0402 21 99 900	(2) (2) (2) (2) (2) (2) (2) (2)	98,39 99,11 100,40 107,81 110,34 120,10 125,90 132,38
ex 0402 29	- - Other ⁽³⁾ : - - - Of a fat content, by weight, not exceeding 27 % : - - - - Other :			
0402 29 15	- - - - - In immediate packings of a net content not exceeding 2,5 kg : - Of a fat content, by weight : - Not exceeding 11 % - Exceeding 11 % but not exceeding 17 % - Exceeding 17 % but not exceeding 25 % - Exceeding 25 %	0402 29 15 200 0402 29 15 300 0402 29 15 500 0402 29 15 900	(3) (3) (3) (3)	0,5820 0,8557 0,9046 0,9764
0402 29 19	- - - - - Other : - Of a fat content, by weight : - Not exceeding 11 % - Exceeding 11 % but not exceeding 17 % - Exceeding 17 % but not exceeding 25 % - Exceeding 25 % - - - Of a fat content, by weight, exceeding 27 % :	0402 29 19 200 0402 29 19 300 0402 29 19 500 0402 29 19 900	(3) (3) (3) (3)	0,5820 0,8557 0,9046 0,9764

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0402 29 91	— — — — In immediate packings of a net content not exceeding 2,5 kg : — Of a fat content, by weight : — Not exceeding 41 % — Exceeding 41 %	0402 29 91 100 0402 29 91 500	(²) (²)	0,9839 1,0781
0402 29 99	— — — — Other : — Of a fat content, by weight : — Not exceeding 41 % — Exceeding 41 %	0402 29 99 100 0402 29 99 500	(²) (²)	0,9839 1,0781
0402 91	— — Not containing added sugar or other sweetening matter (²) :			
0402 91 11	— — — — In immediate packings of a net content not exceeding 2,5 kg : — Of a non-fat lactic dry matter content : — Of less than 15 % and of a fat content, by weight : — Not exceeding 3 % — Exceeding 3 % — Of 15 % or more and of a fat content, by weight : — Not exceeding 3 % — Exceeding 3 % but not exceeding 7,4 % — Exceeding 7,4 %	0402 91 11 110 0402 91 11 120 0402 91 11 310 0402 91 11 350 0402 91 11 370	(²) (²) (²) (²) (²)	5,02 10,33 17,61 21,75 26,65
0402 91 19	— — — — Other : — Of a non-fat lactic dry matter content : — Of less than 15 % and of a fat content, by weight : — Not exceeding 3 % — Exceeding 3 % — Of 15 % or more and of a fat content, by weight : — Not exceeding 3 % — Exceeding 3 % but not exceeding 7,4 % — Exceeding 7,4 %	0402 91 19 110 0402 91 19 120 0402 91 19 310 0402 91 19 350 0402 91 19 370	(²) (²) (²) (²) (²)	5,02 10,33 17,61 21,75 26,65
0402 91 31	— — — — In immediate packings of a net content not exceeding 2,5 kg : — Of a non-fat lactic dry matter content : — Of less than 15 % — Of 15 % or more	0402 91 31 100 0402 91 31 300	(²) (²)	20,42 31,50
0402 91 39	— — — — Other : — Of a non-fat lactic dry matter content : — Of less than 15 % — Of 15 % or more	0402 91 39 100 0402 91 39 300	(²) (²)	20,42 31,50
0402 91 51	— — — — In immediate packings of a net content not exceeding 2,5 kg	0402 91 51 000	(²)	23,84
0402 91 59	— — — — Other — — — — Of a fat content, by weight, exceeding 45 % :	0402 91 59 000	(²)	23,84
0402 91 91	— — — — In immediate packings of a net content not exceeding 2,5 kg	0402 91 91 000	(²)	83,71
0402 91 99	— — — — Other	0402 91 99 000	(²)	83,71

(in ECU/100 kg weight, if no other indication)				
CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0402 99	— — Other :			
	— — — Of a fat content, by weight, not exceeding 9,5 % :			
0402 99 11	— — — — In immediate packings of a net content not exceeding 2,5 kg :			
	— Of a non-fat lactic dry matter content of less than 15 % and of a fat content, by weight ⁽³⁾ :			
	— Not exceeding 3 %	0402 99 11 110	⁽³⁾	0,0502
	— Exceeding 3 % but not exceeding 6,9 %	0402 99 11 130	⁽³⁾	0,1033
	— Exceeding 6,9 %	0402 99 11 150	⁽³⁾	0,1716
	— Of a non-fat lactic dry matter content of 15 % or more and of a fat content, by weight ⁽⁴⁾ :			
	— Not exceeding 3 %	0402 99 11 310	⁽⁴⁾	20,31
	— Exceeding 3 % but not exceeding 6,9 %	0402 99 11 330	⁽⁴⁾	24,54
	— Exceeding 6,9 %	0402 99 11 350	⁽⁴⁾	32,88
0402 99 19	— — — — Other :			
	— Of a non-fat lactic dry matter content of less than 15 % and of a fat content, by weight ⁽³⁾ :			
	— Not exceeding 3 %	0402 99 19 110	⁽³⁾	0,0502
	— Exceeding 3 % but not exceeding 6,9 %	0402 99 19 130	⁽³⁾	0,1033
	— Exceeding 6,9 %	0402 99 19 150	⁽³⁾	0,1716
	— Of a non-fat lactic dry matter content of 15 % or more and of a fat content, by weight ⁽⁴⁾ :			
	— Not exceeding 3 %	0402 99 19 310	⁽⁴⁾	20,31
	— Exceeding 3 % but not exceeding 6,9 %	0402 99 19 330	⁽⁴⁾	24,54
	— Exceeding 6,9 %	0402 99 19 350	⁽⁴⁾	32,88
	— — — Of a fat content, by weight, exceeding 9,5 % but not exceeding 45 % :			
0402 99 31	— — — — In immediate packings not exceeding 2,5 kg :			
	— Of a fat content, by weight, not exceeding 21 % :			
	— Of a non-fat lactic dry matter content, by weight, of less than 15 % ⁽³⁾	0402 99 31 110	⁽³⁾	0,2214
	— Of a non-fat lactic dry matter content, by weight, of 15 % or more ⁽⁴⁾	0402 99 31 150	⁽⁴⁾	34,25
	— Of a fat content, by weight, exceeding 21 % but not exceeding 39 % ⁽³⁾	0402 99 31 300	⁽³⁾	0,4266
	— Of a fat content, by weight, exceeding 39 % ⁽³⁾	0402 99 31 500	⁽³⁾	0,7345
0402 99 39	— — — — Other :			
	— Of a fat content, by weight, not exceeding 21 % :			
	— Of a non-fat lactic dry matter content, by weight, of less than 15 % ⁽³⁾	0402 99 39 110	⁽³⁾	0,2214
	— Of a non-fat lactic dry matter content, by weight, of 15 % or more ⁽⁴⁾	0402 99 39 150	⁽⁴⁾	34,25
	— Of a fat content, by weight, exceeding 21 % but not exceeding 39 % ⁽³⁾	0402 99 39 300	⁽³⁾	0,4266
	— Of a fat content, by weight, exceeding 39 % ⁽³⁾	0402 99 39 500	⁽³⁾	0,7345
	— — — Of a fat content, by weight, exceeding 45 % :			
0402 99 91	— — — — In immediate packings not exceeding 2,5 kg ⁽³⁾	0402 99 91 000	⁽²⁾	0,8371
0402 99 99	— — — — Other ⁽³⁾	0402 99 99 000	⁽²⁾	0,8371

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0405 00	Butter and other fats and oils derived from milk :			
0405 00 11	— Of a fat content, by weight, not exceeding 85 % :			
	— — In immediate packings of a net content not exceeding 1 kg			
	— Of a fat content, by weight, not exceeding 85 % :			
	— Of less than 62 %	0405 00 11 000		—
	— Of 62 % or more but less than 78 %	0405 00 11 200		113,41
	— Of 78 % or more but less than 80 %	0405 00 11 300		142,68
	— Of 80 % or more but less than 82 %	0405 00 11 500		146,34
	— Of 82 % or more	0405 00 11 700		150,00
0405 00 19	— — Other :			
	— Of a fat content, by weight, not exceeding 85 % :			
	— Of less than 62 %	0405 00 19 100		—
	— Of 62 % or more but less than 78 %	0405 00 19 200		113,41
	— Of 78 % or more but less than 80 %	0405 00 19 300		142,68
	— Of 80 % or more but less than 82 %	0405 00 19 500		146,34
	— Of 82 % or more	0405 00 19 700		150,00
0405 00 90	— Other :			
	— Of a fat content, by weight :			
	— Not exceeding 99,5 %	0405 00 90 100		150,00
	— Exceeding 99,5 %	0405 00 90 900		193,13
0406	— Cheese :			
0406 30	— Processed, cheese, not grated or powdered (*) :			
0406 30 10	— — In the blending of which only Emmentaler, Gruyere and Appenzell have been used and which may contain, as an addition, Glarus herb cheese (known as Schabziger) ; put up for retail sale, of a fat content by weight in the dry matter, not exceeding 56 % :			
	— — — In the blending of which only Emmentaler and Gruyere have been used of a fat content by weight in the dry matter, not exceeding 56 % :			
	— — — — Of a fat content, by weight, not exceeding 36 % and of a fat content, by weight, in the dry matter :			
	— — — — — Not exceeding 48 % :			
	— Of a dry matter content, by weight :			
	— Of less than 27 %	0406 30 10 100		—
	— Of 27 % or more but less than 33 %	0406 30 10 150		18,04
	— Of 33 % or more but less than 38 %	0406 30 10 200		38,46
	— Of 38 % or more but less than 43 % and of a fat content, by weight, in the dry matter :			
	— Of less than 20 %	0406 30 10 250		38,46
	— Of 20 % or more	0406 30 10 300		56,43
	— Of 43 % or more and of a fat content, by weight, in the dry matter :			
	— Of less than 20 %	0406 30 10 350		38,46
	— Of 20 % or more but less than 40 %	0406 30 10 400		56,43
	— Of 40 % or more	0406 30 10 450		82,12
	— — — — — Exceeding 48 % :			
	— Of a dry matter content, by weight :			
	— Of less than 33 %	0406 30 10 500		—
	— Of 33 % or more but less than 38 %	0406 30 10 550		38,46
	— Of 38 % or more but less than 43 %	0406 30 10 600		56,43

(in ECU/100 kg weight, if no other indication)				
CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0406 30 10 (cont'd)	— Of 43 % or more but less than 46 % — Of 46 % or more and of a fat content, by weight, in the dry matter : — Of less than 55 % — Of 55 % or more — — — — Of a fat content, by weight, exceeding 36 % — — — Other — — Other : — — — Of a fat content, by weight, not exceeding 36 % and of a fat content, by weight, in the dry matter :	0406 30 10 650		82,12
		0406 30 10 700		82,12
		0406 30 10 750		100,24
		0406 30 10 800		100,24
		0406 30 10 900		—
0406 30 31	— — — — Not exceeding 48 % : — Of a dry matter content, by weight : — Of less than 27 % — Of 27 % or more but less than 33 % — Of 33 % or more but less than 38 % — Of 38 % or more but less than 43 % and of a fat content, by weight, in the dry matter : — Of less than 20 % — Of 20 % or more — Of 43 % or more and of a fat content, by weight, in the dry matter : — Of less than 20 % — Of 20 % or more but less than 40 % — Of 40 % or more	0406 30 31 100		—
		0406 30 31 300	(⁹)	18,04
		0406 30 31 500	(⁹)	38,46
		0406 30 31 710	(⁹)	38,46
		0406 30 31 730	(⁹)	56,43
		0406 30 31 910	(⁹)	38,46
		0406 30 31 930	(⁹)	56,43
		0406 30 31 950	(⁹)	82,12
0406 30 39	— — — — Exceeding 48 % : — Of a dry matter content, by weight : — Of less than 33 % — Of 33 % or more but less than 38 % — Of 38 % or more but less than 43 % — Of 43 % or more but less than 46 % — Of 46 % or more and of a fat content, by weight, in the dry matter : — Of less than 55 % — Of 55 % or more	0406 30 39 100		—
		0406 30 39 300	(⁹)	38,46
		0406 30 39 500	(⁹)	56,43
		0406 30 39 700	(⁹)	82,12
		0406 30 39 930	(⁹)	82,12
		0406 30 39 950	(⁹)	100,24
0406 30 90	— — — Of a fat content, by weight, exceeding 36 %	0406 30 90 000	(⁹)	100,24
0406 90 23	— — — Edam : — Of a fat content, by weight, in the dry matter : — Of less than 39 % — Of 39 % or more	0406 90 23 100		—
		0406 90 23 900	(⁹)	106,93
0406 90 25	— — — Tilsit : — Of a fat content, by weight, in the dry matter : — Of less than 39 % — Of 39 % or more	0406 90 25 100		—
		0406 90 25 900	(⁹)	106,93

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0406 90 27	— — — Butterkäse : — Of a fat content, by weight, in the dry matter : — Of less than 39 % — Of 39 % or more	0406 90 27 100 0406 90 27 900	(°) (°)	— 90,62
0406 90 76	— — — — — — — Danbo, Fontal, Fontina, Fynbo, Havarti, Maribo, Samsø : — Of a fat content, by weight, in the dry matter of less than 39 % — Of a fat content, by weight, in the dry matter of 39 % or more but less than 55 % — Of a fat content, by weight, in the dry matter of 55 % or more	0406 90 76 100 0406 90 76 300 0406 90 76 500	(°) (°) (°)	87,53 106,93 106,93
0406 90 78	— — — — — — — Gouda : — Of a fat content, by weight, in the dry matter of less than 39 % — Of a fat content, by weight, in the dry matter of 39 % or more but less than 55 % — Of a fat content, by weight, in the dry matter of 55 % or more — — — — — — — Other cheeses, of a water content, calculated by weight, of the non-fatty matter	0406 90 78 100 0406 90 78 300 0406 90 78 500	(°) (°) (°)	87,53 106,93 106,93
0406 90 79	— — — — — — — Estrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin and Taleggio : — Of a fat content, by weight, in the dry matter of less than 39 % — Of a fat content, by weight, in the dry matter of 39 % or more	0406 90 79 100 0406 90 79 900	(°) (°)	— 90,62
0406 90 81	— — — — — — — Cantal, Cheshire, Wensleydale, Lancashire, Double Gloucester, Blarney, Colby and Monterey : — Of a fat content, by weight, in the dry matter of less than 39 % — Of a fat content, by weight, in the dry matter of 39 % or more	0406 90 81 100 0406 90 81 900	(°) (°)	— 102,71
0406 90 86	— — — — — — — Exceeding 47 % but not exceeding 52 % : — Cheeses produced from whey — Other : — Of a fat content, by weight, in the dry matter : — Of less than 5 % — Of 5 % or more but less than 19 % — Of 19 % or more but less than 39 % — Of more than 39 %	0406 90 86 100 0406 90 86 200 0406 90 86 300 0406 90 86 400 0406 90 86 900	(°) (°) (°) (°) (°)	— 70,70 77,52 87,53 102,71

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0406 90 87	— — — — — Exceeding 52 % but not exceeding 62 % : — Cheeses produced from whey — Other : — Of a fat content, by weight, in the dry matter : — Of less than 5 % — Of 5 % or more but less than 19 % — Of 19 % or more but less than 39 % — Of more than 39 % : — Idiazabal, Manchego and Roncal, manufactured exclusively from sheep's milk — Maasdam — Manouri, of a fat content, by weight, of 30 % or more — Other	0406 90 87 100 0406 90 87 200 0406 90 87 300 0406 90 87 400 0406 90 87 951 0406 90 87 971 0406 90 87 972 0406 90 87 979	(¹) (¹) (¹) (¹) (¹) (¹) (¹) (¹)	— 70,70 77,52 87,53 119,31 106,93 37,90 106,93
0406 90 88	— — — — — Exceeding 62 % but not exceeding 72 % : — Cheeses produced from whey — Other : — Of a fat content, by weight, in the dry matter : — Of less than 5 % and of a dry matter content, by weight, of 32 % or more — Of 5 % or more but less than 19 % and of a dry matter content, by weight, of 32 % or more — Other	0406 90 88 100 0406 90 88 200 0406 90 88 300 0406 90 88 900	(¹) (¹)	— 70,70 77,52 —

(¹) When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or casein and/or caseinates, no aid shall be granted.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added to the product.

(²) The weight of the added non-lactic matter and/or added whey and/or added lactose and/or added casein and/or added caseinates shall not be taken into account for the purpose of calculation of the fat content by weight. When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or added casein and/or added caseinates, the whey and/or added casein and/or caseinates shall not be taken into account in the added calculation of the amount of aid.

When completing customs formalities, the applicant shall state, on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

- the actual content by weight of whey and/or lactose and/or casein and/or caseinates added per 100 kilograms of finished product, and in particular,
- the lactose content of the added whey.

(³) The weight of added non-lactic matter and/or added whey and/or added lactose and/or added casein and/or added caseinates shall not be taken into account for the purpose of calculation of the fat content, by weight.

The aid per 100 kilograms of product falling within this subheading shall be equal to the sum of the following components :

- (a) the amount per kilogram shown, multiplied by the weight of the lactic part contained in 100 kilograms of product ; however, where whey and/or lactose and/or casein and/or caseinates have been added to the product, the amount per kilogram shown shall be multiplied by the weight of lactic part excluding the weight of added whey and/or added lactose and/or added caseinates, contained in 100 kilograms of product ;

(b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68 (OJ No L 184, 29. 7. 1968, p. 10).

When completing customs formalities, the applicant shall state, on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

- the actual content by weight of whey and/or lactose and/or casein and/or caseinates added per 100 kilograms of finished products, and in particular,
- the lactose content of the added whey.

(*) The aid on 100 kilograms of product falling within this subheading is equal to the sum of the following elements :

(a) the amount per 100 kilograms shown ; however, where whey and/or lactose and/or casein and/or caseinates have been added to the products, the amount per 100 kilograms shown shall be :

- multiplied by the weight of the lactic part other than the added whey and/or added lactose and/or added casein and/or added caseinates contained in 100 kilograms of product, and then
- divided by the weight of the lactic part contained in 100 kilograms of product ;

(b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68.

When completing customs formalities, the applicant shall state, on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

- the actual content by weight of whey and/or lactose and/or casein and/or caseinates added per 100 kilograms of finished product, and, in particular,
- the lactose content of the added whey.

(5) In the case of cheeses presented in containers which also contain conserving liquid, in particular brine, the aid is granted on the net weight, the weight of the liquid being deducted.

(6) Where the product contains casein and/or caseinates, the part corresponding to the casein and/or the added caseinates will not be taken into account for the purpose of calculating the aid.

When completing customs formalities, the party concerned is to state, on the declaration provided for the purpose, whether or not casein and/or caseinates have been added per 100 kilograms and where this is the case, the actual content by weight of added casein and/or added caseinates of finished product.

(7) The aid on frozen condensed milk is the same as that on products falling within CN codes 0402 91 or 0402 99.

COMMISSION REGULATION (EC) No 134/95**of 26 January 1995****amending Regulation (EEC) No 2219/92 laying down detailed rules for the application of the specific supply arrangements for Madeira relating to milk products regarding the amounts of aid**

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

Having regard to Council Regulation (EEC) No 1600/92 of 15 June 1992 concerning specific measures for the Azores and Madeira relating to certain agricultural products ⁽¹⁾, as last amended by Regulation (EEC) No 1974/93 ⁽²⁾, and in particular Article 10 thereof,

Whereas Commission Regulation (EEC) No 1696/92 ⁽³⁾, as last amended by Regulation (EEC) No 2596/93 ⁽⁴⁾, lays down in particular the detailed rules for the application of the specific arrangements for the supply of certain agricultural products to the Azores and Madeira;

Whereas Annex II to Regulation (EEC) No 2219/92 of 30 July 1992 laying down detailed rules for the application of the specific supply arrangements for Madeira relating to milk products and establishing the forecast supply balance ⁽⁵⁾, as last amended by Regulation (EC) No 58/95 ⁽⁶⁾, fixes the aid for milk products;

Whereas Commission Regulation (EC) No 132/95 ⁽⁷⁾, fixing the export refunds on milk and milk products adjusts the refunds on certain milk products; whereas the aid for certain products listed in Annex II to Regulation (EEC) No 2219/92 should be adapted in order to take account of those adjustments,

HAS ADOPTED THIS REGULATION:

Article 1

Annex II to Regulation (EEC) No 2219/92 is hereby replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 173, 27. 6. 1992, p. 1.
⁽²⁾ OJ No L 180, 23. 7. 1993, p. 26.
⁽³⁾ OJ No L 179, 1. 7. 1992, p. 6.
⁽⁴⁾ OJ No L 238, 23. 9. 1993, p. 24.
⁽⁵⁾ OJ No L 218, 1. 8. 1992, p. 75.
⁽⁶⁾ OJ No L 11, 17. 1. 1995, p. 12.

⁽⁷⁾ See page 14 of this Official Journal.

ANNEX

ANNEX II

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter ⁽¹⁾ :			
0401 10	— Of a fat content, by weight, not exceeding 1 % :			
0401 10 10	— — In immediate packings of a net content not exceeding 2 litres	0401 10 10 000	⁽¹⁾	5,02
0401 10 90	— — Other	0401 10 90 000	⁽¹⁾	5,02
0401 20	— Of a fat content, by weight, exceeding 1 % but not exceeding 6 % :			
	— — Not exceeding 3 % :			
0401 20 11	— — — In immediate packings of a net content not exceeding 2 litres :			
	— — — Of a fat content, by weight, not exceeding 1,5 %	0401 20 11 100	⁽¹⁾	5,02
	— — — Of a fat content, by weight, exceeding 1,5 %	0401 20 11 500	⁽¹⁾	7,76
0401 20 19	— — — Other :			
	— — — Of a fat content, by weight, not exceeding 1,5 %	0401 20 19 100	⁽¹⁾	5,02
	— — — Of a fat content, by weight, exceeding 1,5 %	0401 20 19 500	⁽¹⁾	7,76
	— — Exceeding 3 % :			
0401 20 91	— — — In immediate packings of a net content not exceeding 2 litres :			
	— — — Of a fat content, by weight, not exceeding 4 %	0401 20 91 100	⁽¹⁾	10,33
	— — — Of a fat content, by weight, exceeding 4 %	0401 20 91 500	⁽¹⁾	12,04
0401 20 99	— — — Other :			
	— — — Of a fat content, by weight, not exceeding 4 %	0401 20 99 100	⁽¹⁾	10,33
	— — — Of a fat content, by weight, exceeding 4 %	0401 20 99 500	⁽¹⁾	12,04
0401 30	— Of a fat content, by weight, exceeding 6 % :			
	— — Not exceeding 21 % :			
0401 30 11	— — — In immediate packings of a net content not exceeding 2 litres :			
	— — — Of a fat content, by weight :			
	— — — Not exceeding 10 %	0401 30 11 100	⁽¹⁾	15,46
	— — — Exceeding 10 % but not exceeding 17 %	0401 30 11 400	⁽¹⁾	23,84
	— — — Exceeding 17 %	0401 30 11 700	⁽¹⁾	35,82
0401 30 19	— — — Other :			
	— — — Of a fat content, by weight :			
	— — — Not exceeding 10 %	0401 30 19 100	⁽¹⁾	15,46
	— — — Exceeding 10 % but not exceeding 17 %	0401 30 19 400	⁽¹⁾	23,84
	— — — Exceeding 17 %	0401 30 19 700	⁽¹⁾	35,82
	— — Exceeding 21 % but not exceeding 45 % :			
0401 30 31	— — — In immediate packings of a net content not exceeding 2 litres :			
	— — — Of a fat content, by weight :			
	— — — Not exceeding 35 %	0401 30 31 100	⁽¹⁾	42,66
	— — — Exceeding 35 % but not exceeding 39 %	0401 30 31 400	⁽¹⁾	66,61
	— — — Exceeding 39 %	0401 30 31 700	⁽¹⁾	73,45

<i>(in ECU/100 kg weight, if no other indication)</i>				
CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0401 30 39	— — — Other :			
	— Of a fat content, by weight :			
	— Not exceeding 35 %	0401 30 39 100	(1)	42,66
	— Exceeding 35 % but not exceeding 39 %	0401 30 39 400	(1)	66,61
	— Exceeding 39 %	0401 30 39 700	(1)	73,45
	— — Exceeding 45 % :			
0401 30 91	— — — In immediate packings of a net content not exceeding 2 litres :			
	— Of a fat content, by weight :			
	— Not exceeding 68 %	0401 30 91 100	(1)	83,71
	— Exceeding 68 % but not exceeding 80 %	0401 30 91 400	(1)	123,04
	— Exceeding 80 %	0401 30 91 700	(1)	143,58
0401 30 99	— — — Other :			
	— Of a fat content, by weight :			
	— Not exceeding 68 %	0401 30 99 100	(1)	83,71
	— Exceeding 68 % but not exceeding 80 %	0401 30 99 400	(1)	123,04
	— Exceeding 80 %	0401 30 99 700	(1)	143,58
ex 0402	Skimmed-milk powder of a fat content, by weight, not exceeding 1,5 %	0402 10 11 000 0402 10 19 000	(2)	58,20
ex 0402	Whole milk powder of a fat content, by weight, not exceeding 27 %	0402 21 11 900 0402 21 19 900	(2)	97,64
0405 00	Butter and other fats and oils derived from milk :			
0405 00 11	— Of a fat content, by weight, not exceeding 85 % :			
	— — In immediate packings of a net content not exceeding 1 kg			
	— Of a fat content, by weight, not exceeding 85 % :			
	— Of less than 62 %	0405 00 11 100		—
	— Of 62 % or more but less than 78 %	0405 00 11 200		113,41
	— Of 78 % or more but less than 80 %	0405 00 11 300		142,68
	— Of 80 % or more but less than 82 %	0405 00 11 500		146,34
	— Of 82 % or more	0405 00 11 700		150,00
0405 00 19	— — Other :			
	— Of a fat content, by weight, not exceeding 85 % :			
	— Of less than 62 %	0405 00 19 100		—
	— Of 62 % or more but less than 78 %	0405 00 19 200		113,41
	— Of 78 % or more but less than 80 %	0405 00 19 300		142,68
	— Of 80 % or more but less than 82 %	0405 00 19 500		146,34
	— Of 82 % or more	0405 00 19 700		150,00
0405 00 90	— Other :			
	— Of a fat content, by weight :			
	— Not exceeding 99,5 %	0405 00 90 100		150,00
	— Exceeding 99,5 %	0405 00 90 900		193,13
ex 0406	Cheeses :			
0406 90 23	Edam	0406 90 23 900		106,93
0406 90 25	Tilsit	0406 90 25 900		106,93
0406 90 76	— — — — — Danbo, Fontal, Fontina, Fynbo, Havarti, Maribo, Samsø	0406 90 76 100		87,53

(in ECU/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
(1)	(2)	(3)	(4)	(5)
0406 90 78	— — — — — Gouda — — — — — Other cheeses, of a water content, calculated by weight, of the non-fatty matter	0406 90 78 100		87,53
0406 90 79	Esrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin, Taleggio	0406 90 79 900		90,62
0406 90 81	Cantal, Cheshire, Wensleydale, Lancashire, Double Gloucester, Blarney, Colby, Monterey	0406 90 81 900		102,71
0406 90 86	— — — — — Exceeding 47 % but not exceeding 52 % : — Cheeses produced from whey — Other : — Of a fat content, by weight, in the dry matter : — Of less than 5 % — Of 5 % or more but less 19 % — Of 19 % or more but less than 39 % — Of more than 39 %	0406 90 86 100 0406 90 86 200 0406 90 86 300 0406 90 86 400 0406 90 86 900	 (3) (3) (3) (3)	— 70,70 77,52 87,53 102,71
0406 90 87	— — — — — Exceeding 52 % but not exceeding 62 % : — Cheeses produced from whey — Other : — Of a fat content, by weight, in the dry matter : — Of less than 5 % — Of 5 % or more but less than 19 % — Of 19 % or more but less than 39 % — Of more than 39 % : — Idiazabal, Manchego and Roncal, manufactured exclusively from sheep's milk — Maasdam — Manouri, of a fat content, by weight, of 30 % or more — Other	0406 90 87 100 0406 90 87 200 0406 90 87 300 0406 90 87 400 0406 90 87 951 0406 90 87 971 0406 90 87 972 0406 90 87 979	 (3) (3) (3) (3) (3) (3) (3)	— 70,70 77,52 87,53 119,31 106,93 37,90 106,93
0406 90 88	— — — — — Exceeding 62 % but not exceeding 72 % : — Cheeses produced from whey — Other : — Of a fat content, by weight in the dry matter : — Of less than 5 % and of a dry matter content, by weight, of 32 % or more — Of 5 % or more but less than 19 % and of a dry matter content, by weight, of 32 % or more — Other	0406 90 88 100 0406 90 88 200 0406 90 88 300 0406 90 88 900	 (3) (3)	— 70,70 77,52 —

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- (¹) When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or casein and/or caseinates, no aid shall be granted. When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added to the product.
- (²) The weight of the added non-lactic matter and/or added whey and/or added lactose and/or added casein and/or added caseinates shall not be taken into account for the purpose of calculation of the fat content by weight. When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or added casein and/or added caseinates, the whey and/or added casein and/or caseinates shall not be taken into account in the added calculation of the amount of aid.
- When completing customs formalities, the applicant shall state, on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :
- the actual content by weight of whey and/or lactose and/or casein and/or caseinates added per 100 kilograms of finished product, and in particular,
 - the lactose content of the added whey.
- (³) In the case of cheeses presented in containers which also contain conserving liquid, in particular brine, the aid is granted on the net weight, the weight of the liquid being deducted.
-

COMMISSION REGULATION (EC) No 135/95

of 26 January 1995

fixing definitively the aid for cotton applicable from 1 June to 9 December 1994
for the 1994/95 marketing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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

Having regard to the Act of Accession of Greece, and in particular paragraphs 3 and 10 of Protocol 4 on cotton, as amended by the Act of Accession of Spain and Portugal, and in particular Protocol 14 annexed thereto, and by Commission Regulation (EEC) No 4006/87⁽¹⁾,Having regard to Council Regulation (EEC) No 2169/81 of 27 July 1981 laying down the general rules for the system of aid for cotton⁽²⁾, as last amended by Regulation (EEC) No 1554/93⁽³⁾, and in particular Article 5 (1) thereof,Whereas, in the absence of a regulation determining any reduction in the aid for the 1994/95 marketing year, under the maximum guaranteed quantity arrangements, the amounts of aid applicable from 1 June to 31 August 1994 have been calculated on the basis of the anticipated reduction; whereas Commission Regulation (EC) No 2150/94⁽⁴⁾, as amended by Regulation (EC) No 3012/94⁽⁵⁾, fixes the reduction provisionally on the basis of a 20 % maximum percentage reduction pending the formal adjustment of that percentage to 18,5 % as a result of a commitment by the Council; whereas the amounts of aid applicable from 1 September to 9 December 1994 have been calculated using that provisional reduction;

Whereas Commission Regulation (EC) No 3012/94 fixes the definitive reduction in the aid for the 1994/95 marketing year;

Whereas certain of these provisional aid amounts were fixed in line with the guide price proposed by the Commission to the Council for the 1994/95 marketing year; whereas those amounts, fixed subject to the provisions of the Council's decisions, had to be fixed in this way owing to the absence of the regulation fixing the guide price for the 1994/95 marketing year; whereas that price was fixed by Council Regulation (EC) No 1876/94⁽⁶⁾;

Whereas the aid amounts applying provisionally for cotton should accordingly be fixed definitively for the period 1 June to 9 December 1994,

HAS ADOPTED THIS REGULATION:

Article 1

The aid amounts for unginned cotton given in Commission Regulations (EC) No 1246/94⁽⁷⁾, (EC) No 1423/94⁽⁸⁾, (EC) No 1465/94⁽⁹⁾, (EC) No 1537/94⁽¹⁰⁾, (EC) No 1609/94⁽¹¹⁾, (EC) No 1694/94⁽¹²⁾, (EC) No 1814/94⁽¹³⁾, (EC) No 1823/94⁽¹⁴⁾, (EC) No 1935/94⁽¹⁵⁾, (EC) No 2058/94⁽¹⁶⁾, (EC) No 2141/94⁽¹⁷⁾, (EC) No 2181/94⁽¹⁸⁾, (EC) No 2242/94⁽¹⁹⁾, (EC) No 2277/94⁽²⁰⁾, (EC) No 2327/94⁽²¹⁾, (EC) No 2366/94⁽²²⁾, (EC) No 2467/94⁽²³⁾, (EC) No 2650/94⁽²⁴⁾, (EC) No 2695/94⁽²⁵⁾, (EC) No 2758/94⁽²⁶⁾, (EC) No 2793/94⁽²⁷⁾, (EC) No 2826/94⁽²⁸⁾, (EC) No 2903/94⁽²⁹⁾, (EC) No 2920/94⁽³⁰⁾, (EC) No 2932/94⁽³¹⁾, (EC) No 2951/94⁽³²⁾, (EC) No 2974/94⁽³³⁾ and (EC) No 2997/94⁽³⁴⁾ are hereby replaced by the amounts set out in the Annex hereto and shall apply as definitive amounts with effect from the date of entry into force of each Regulation.

Article 2

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

⁽⁷⁾ OJ No L 137, 1. 6. 1994, p. 24.⁽⁸⁾ OJ No L 155, 22. 6. 1994, p. 19.⁽⁹⁾ OJ No L 158, 25. 6. 1994, p. 14.⁽¹⁰⁾ OJ No L 166, 1. 7. 1994, p. 18.⁽¹¹⁾ OJ No L 168, 2. 7. 1994, p. 21.⁽¹²⁾ OJ No L 179, 13. 7. 1994, p. 13.⁽¹³⁾ OJ No L 189, 23. 7. 1994, p. 62.⁽¹⁴⁾ OJ No L 190, 26. 7. 1994, p. 14.⁽¹⁵⁾ OJ No L 198, 30. 7. 1994, p. 31.⁽¹⁶⁾ OJ No L 211, 17. 8. 1994, p. 6.⁽¹⁷⁾ OJ No L 228, 1. 9. 1994, p. 11.⁽¹⁸⁾ OJ No L 233, 7. 9. 1994, p. 15.⁽¹⁹⁾ OJ No L 241, 16. 9. 1994, p. 8.⁽²⁰⁾ OJ No L 247, 22. 9. 1994, p. 22.⁽²¹⁾ OJ No L 253, 29. 9. 1994, p. 22.⁽²²⁾ OJ No L 255, 1. 10. 1994, p. 27.⁽²³⁾ OJ No L 263, 13. 10. 1994, p. 15.⁽²⁴⁾ OJ No L 284, 1. 11. 1994, p. 7.⁽²⁵⁾ OJ No L 286, 5. 11. 1994, p. 31.⁽²⁶⁾ OJ No L 292, 12. 11. 1994, p. 28.⁽²⁷⁾ OJ No L 296, 17. 11. 1994, p. 37.⁽²⁸⁾ OJ No L 299, 22. 11. 1994, p. 19.⁽²⁹⁾ OJ No L 305, 30. 11. 1994, p. 28.⁽³⁰⁾ OJ No L 307, 1. 12. 1994, p. 43.⁽³¹⁾ OJ No L 308, 2. 12. 1994, p. 12.⁽³²⁾ OJ No L 310, 3. 12. 1994, p. 69.⁽³³⁾ OJ No L 314, 7. 12. 1994, p. 17.⁽³⁴⁾ OJ No L 316, 9. 12. 1994, p. 36.⁽¹⁾ OJ No L 377, 31. 12. 1987, p. 49.⁽²⁾ OJ No L 211, 31. 7. 1981, p. 2.⁽³⁾ OJ No L 154, 25. 6. 1993, p. 23.⁽⁴⁾ OJ No L 228, 1. 9. 1994, p. 31.⁽⁵⁾ OJ No L 320, 13. 12. 1994, p. 9.⁽⁶⁾ OJ No L 197, 30. 7. 1994, p. 17.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

AID FOR UNGINNED COTTON

(Ecu/100 kg)	
Regulation (EC) No	Amount of aid
1246/94	46,830
1423/94	47,374
1465/94	47,399
1537/94	48,191
1609/94	49,099
1694/94	50,130
1814/94	51,185
1823/94	50,524
1935/94	50,500
2058/94	52,006
2141/94	51,796
2181/94	52,458
2242/94	51,914
2277/94	52,806
2327/94	53,371
2366/94	53,371
2467/94	54,252
2650/94	53,832
2695/94	54,335
2758/94	53,538
2793/94	52,937
2826/94	52,075
2903/94	50,872
2920/94	50,612
2932/94	49,901
2951/94	49,305
2974/94	48,687
2997/94	47,758

COMMISSION REGULATION (EC) No 136/95**of 26 January 1995****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 Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 1866/94 ⁽²⁾, and in particular Articles 10 (5) and 11 (3) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy ⁽³⁾, as amended by Regulation (EC) No 3528/93 ⁽⁴⁾,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Commission Regulation (EC) No 3035/94 ⁽⁵⁾ and subsequent amending Regulations;

Whereas, in order to make it possible for the levy arrangements to function normally, the representative market rate established during the reference period from 25

January 1995, as regards floating currencies, should be used to calculate the levies;

Whereas it follows from applying the detailed rules contained in Regulation (EC) No 3035/94 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 (1) (a), (b) and (c) of Regulation (EEC) No 1766/92 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 197, 30. 7. 1994, p. 1.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 320, 22. 12. 1993, p. 32.

⁽⁵⁾ OJ No L 321, 14. 12. 1994, p. 28.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CN code	Third countries ^(*)
0709 90 60	85,00 ⁽²⁾ ⁽³⁾
0712 90 19	85,00 ⁽²⁾ ⁽³⁾
1001 10 00	9,35 ⁽¹⁾ ⁽⁵⁾ ⁽¹¹⁾
1001 90 91	78,32
1001 90 99	78,32 ⁽⁶⁾ ⁽¹¹⁾
1002 00 00	110,84 ⁽⁶⁾
1003 00 10	82,65
1003 00 90	82,65 ⁽⁶⁾
1004 00 00	92,21
1005 10 90	85,00 ⁽²⁾ ⁽³⁾
1005 90 00	85,00 ⁽²⁾ ⁽³⁾
1007 00 90	88,27 ⁽⁴⁾
1008 10 00	37,43 ⁽⁶⁾
1008 20 00	37,93 ⁽⁴⁾ ⁽⁶⁾
1008 30 00	0 ⁽⁷⁾
1008 90 10	(7)
1008 90 90	0
1101 00 00	145,92 ⁽⁶⁾
1102 10 00	192,75
1103 11 10	49,10
1103 11 90	168,15
1107 10 11	150,29
1107 10 19	115,05
1107 10 91	158,00 ⁽¹⁰⁾
1107 10 99	120,80 ⁽⁶⁾
1107 20 00	138,99 ⁽¹⁰⁾

⁽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 715/90 the levies are not applied to products imported directly into the French overseas departments, originating in the African, Caribbean and Pacific States.

⁽³⁾ Where maize originating in the ACP is imported into the Community the levy is reduced by ECU 1,81/tonne.

⁽⁴⁾ Where millet and sorghum originating in the ACP is imported into the Community the levy is applied in accordance with Regulation (EEC) No 715/90.

⁽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), as last amended by Regulation (EEC) No 1902/92 (OJ No L 192, 11. 7. 1992, p. 3), and Commission Regulation (EEC) No 2622/71 (OJ No L 271, 10. 12. 1971, p. 22), as amended by Regulation (EEC) No 560/91 (OJ No L 62, 8. 3. 1991, p. 26).

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

⁽⁸⁾ No levy applies to OCT originating products according to Article 101 (1) of Decision 91/482/EEC.

⁽⁹⁾ Products falling within this code, imported from Poland or Hungary under the Agreements concluded between those countries and the Community and under the Interim Agreement between the Czech Republic, the Slovak Republic, Bulgaria and Romania and the Community and in respect of which EUR.1 certificates issued in accordance with amended Regulation (EC) No 121/94 or (EC) No 335/94 have been presented, are subject to the levies set out in the Annex to that Regulation.

⁽¹⁰⁾ In accordance with Council Regulation (EEC) No 1180/77 this levy is reduced by ECU 5,44 per tonne for products originating in Turkey.

⁽¹¹⁾ The levy for the products falling within this code in accordance with Regulation (EC) No 774/94 is restricted under the conditions of this Regulation.

COMMISSION REGULATION (EC) No 137/95

of 26 January 1995

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 Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 1866/94 ⁽²⁾, and in particular Article 12 (4) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy ⁽³⁾, as amended by Regulation (EC) No 3528/93 ⁽⁴⁾,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Commission Regulation (EC) No 1938/94 ⁽⁵⁾ and subsequent amending Regulations;

Whereas, in order to make it possible for the levy arrangements to function normally, the representative market rate established during the reference period from 25

January 1995, as regards floating currencies, should be used to calculate the levies;

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

The premiums to be added to the levies fixed in advance for the import in respect of the products listed in Article 1 (1) (a), (b) and (c) of Regulation (EEC) No 1766/92 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 197, 30. 7. 1994, p. 1.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 320, 22. 12. 1993, p. 32.

⁽⁵⁾ OJ No L 198, 30. 7. 1994, p. 39.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(ECU/tonne)

CN code	Current 1	1st period 2	2nd period 3	3rd period 4
0709 90 60	0	0	1,71	2,37
0712 90 19	0	0	1,71	2,37
1001 10 00	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	2,57
1003 00 90	0	0	0	2,57
1004 00 00	0	0	0	0
1005 10 90	0	0	1,71	2,37
1005 90 00	0	0	1,71	2,37
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
1102 10 00	0	0	0	0
1103 11 10	0	0	0	0
1103 11 90	0	0	0	0

B. Malt

(ECU/tonne)

CN code	Current 1	1st period 2	2nd period 3	3rd period 4	4th period 5
1107 10 11	0	0	0	0	0
1107 10 19	0	0	0	0	0
1107 10 91	0	0	0	4,57	4,57
1107 10 99	0	0	0	3,42	3,42
1107 20 00	0	0	0	3,98	3,98

COMMISSION REGULATION (EC) No 138/95**of 26 January 1995****establishing the standard import values for determining the entry price of
certain fruit and vegetables**

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

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994, on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the units of account on the conversion rates to be applied with the purposes of the common agricultural policy⁽²⁾, as amended by Regulation (EC) No 3528/93⁽³⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation;

Whereas the derogation laid down in the second subparagraph of Article 1 of Council Regulation (EC) No 3311/94 of 20 December 1994 extending by one month the application of the agrimonetary arrangements in force on 31 December 1994 and fixing the agricultural conversion rates for the new Member States⁽⁴⁾ should be applied,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽³⁾ OJ No L 320, 22. 12. 1993, p. 32.

⁽⁴⁾ OJ No L 350, 31. 12. 1994, p. 1.

ANNEX

to the Commission Regulation of 26 January 1995 establishing the standard import values
for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code (1)	Standard import value
0702 00 15	204	67,9
	624	158,0
	999	113,0
0707 00 10	053	166,9
	068	148,2
	204	102,7
	624	207,3
0709 90 71	999	156,3
	204	196,1
	624	196,3
	999	196,2

(1) Country nomenclature as fixed by Commission Regulation (EC) No 3079/94 (OJ No L 325, 17. 12. 1994, p. 17).
Code '999' stands for 'of other origin.'

COMMISSION REGULATION (EC) No 139/95

of 26 January 1995

fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 (EC) No 133/94 ⁽²⁾, and in particular Article 16 (8) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy ⁽³⁾, as amended by Regulation (EC) No 3528/93 ⁽⁴⁾, and in particular Article 5 thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Commission Regulation (EC) No 1957/94 ⁽⁵⁾, as last amended by Regulation (EC) No 113/95 ⁽⁶⁾;

Whereas it follows from applying the detailed rules contained in Commission Regulation (EC) No 1957/94 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;

Whereas, in order to make it possible for the levy arrangements to function normally, the representative market rate established during the reference period from 25 January 1995, as regards floating currencies, should be used to calculate the levies,

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 27 January 1995.

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

Done at Brussels, 26 January 1995.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 22, 27. 1. 1994, p. 7.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 320, 22. 12. 1993, p. 32.

⁽⁵⁾ OJ No L 198, 30. 7. 1994, p. 88.

⁽⁶⁾ OJ No L 18, 26. 1. 1995, p. 11.

ANNEX

to the Commission Regulation of 26 January 1995 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy ⁽¹⁾
1701 11 10	30,72 ⁽¹⁾
1701 11 90	30,72 ⁽¹⁾
1701 12 10	30,72 ⁽¹⁾
1701 12 90	30,72 ⁽¹⁾
1701 91 00	36,48
1701 99 10	36,48
1701 99 90	36,48 ⁽²⁾

⁽¹⁾ The levy applicable is calculated in accordance with the provisions of Article 2 or 3 of Commission Regulation (EEC) No 837/68 (OJ No L 151, 30. 6. 1968, p. 42), as last amended by Regulation (EEC) No 1428/78 (OJ No L 171, 28. 6. 1978, p. 34).

⁽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.

⁽³⁾ No import levy applies to OCT originating products according to Article 101 (1) of Decision 91/482/EEC.

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 23 January 1995

appointing the President and the Members of the Commission of the European
Communities

(95/12/EC, Euratom, ECSC)

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

Having regard to the third subparagraph of Article 10 (2)
of the Treaty establishing the European Coal and Steel
Community,

Having regard to the third subparagraph of Article 158 (2)
of the Treaty establishing the European Community,

Having regard to the third subparagraph of Article 127 (2)
of the Treaty establishing the European Atomic Energy
Community,

Having regard to the Decision of the Representatives of
the Governments of the Member States of 26 July 1994
nominating the person they intend to appoint as Presi-
dent of the Commission of the European Communities,

Having regard to the nomination by common accord on
31 October 1994 by the Governments of the Member
States, in consultation with the nominee for President, of
the other persons they intended to appoint as Members of
the Commission of the European Communities,

Having regard to the vote of approval by the European
Parliament on 18 January 1995,

HAVE DECIDED AS FOLLOWS:

Article 1

— Mr Jacques Santer

is hereby appointed President of the Commission of the
European Communities for a period of five years begin-
ning on today's date.

Article 2

- Mr Martin Bangemann
- Mrs Ritt Bjerregaard
- Mrs Emma Bonino
- The Right Honourable Sir Leon Brittan, Q.C.
- Mr Hans van den Broek
- Mrs Édith Cresson
- Mr João de Deus Rogado Salvador Pinheiro
- Mr Franz Fischler
- Mr Pádraig Flynn
- Mrs Anita Gradin
- The Right Honourable Mr Neil Kinnock
- Mr Erkki Liikanen
- Mr Manuel Marín González
- Mr Mario Monti
- Mr Marcelino Oreja Aguirre
- Mr Christos Papoutsis
- Mr Yves-Thibault de Silguy
- Mr Karel Van Miert
- Mrs Monika Wulf-Mathies

are hereby appointed Members of the Commission of the
European Communities for a period of five years begin-
ning on today's date.

Done at Brussels, 23 January 1995.

The President
A. JUPPÉ

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 3238/94 of 21 December 1994 providing for the determination and the administration of the variable component for certain goods originating in Poland, Hungary, Romania, Bulgaria, the Czech Republic, the Slovak Republic, Lithuania, Latvia and Estonia resulting from the processing of agricultural products referred to in the Annexes of Regulation (EC) No 3448/93

(Official Journal of the European Communities No L 338 of 28 December 1994)

On page 42, in Annex IV, against 'Order No 09.5483', in the column headed 'CN code':

for: '2209 90',

read: '2202 90'.
