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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1918/1999
of 8 September 1999
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⁾, as last amended by Regulation (EC) No 1498/98 ⁽²⁾, and in particular Article 4 (1) thereof,

- (1) Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multi-lateral 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;

- (2) 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,

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 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 8 September 1999 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	103,9
	060	68,2
	999	86,1
0707 00 05	628	125,1
	999	125,1
0709 90 70	052	69,2
	999	69,2
0805 30 10	052	70,3
	388	68,9
	524	68,6
	528	69,3
0806 10 10	999	69,3
	052	82,0
	064	46,6
	400	225,6
0808 10 20, 0808 10 50, 0808 10 90	999	118,1
	388	62,8
	400	54,3
	404	74,5
	508	23,1
	512	50,3
	524	46,0
	528	20,1
	800	57,6
	804	49,5
0808 20 50	999	48,7
	052	81,3
	064	63,3
	388	71,8
0809 30 10, 0809 30 90	999	72,1
	052	103,7
	999	103,7
0809 40 05	052	44,6
	064	46,6
	066	73,6
	068	42,0
	400	130,3
	624	184,8
	999	87,0

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2645/98 (OJ L 335, 10.12.1998, p. 22). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1919/1999**of 8 September 1999****fixing the maximum export refund for white sugar for the 6th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1489/1999**

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 organisation of the markets in the sugar sector ⁽¹⁾, as last amended by Commission Regulation (EC) No 1148/98 ⁽²⁾, and in particular the second subparagraph of Article 17(5) (b) thereof,

- (1) Whereas Commission Regulation (EC) No 1489/1999 of 7 July 1999 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar ⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar;
- (2) Whereas, pursuant to Article 9(1) of Regulation (EC) No 1489/1999 a maximum export refund shall be fixed, as the case may be, account being taken in particular of the state and foreseeable development of the Community and world markets in sugar, for the partial invitation to tender in question;

- (3) Whereas, following an examination of the tenders submitted in response to the 6th partial invitation to tender, the provisions set out in Article 1 should be adopted;

- (4) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

For the 6th partial invitation to tender for white sugar issued pursuant to Regulation (EC) No 1489/1999 the maximum amount of the export refund is fixed at 52,256 EUR/100 kg.

Article 2

This Regulation shall enter into force on 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 172, 8.7.1999, p. 27.

COMMISSION REGULATION (EC) No 1920/1999**of 8 September 1999****fixing the representative prices and the additional import duties for molasses in the sugar sector**

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 market in sugar ⁽¹⁾, as last amended by Commission Regulation (EC) No 1148/98 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1422/95 of 23 June 1995 laying down detailed rules of application for imports of molasses in the sugar sector and amending Regulation (EEC) No 785/68 ⁽³⁾, and in particular Articles 1 (2) and 3 (1) thereof,

- (1) Whereas Regulation (EC) No 1422/95 stipulates that the cif import price for molasses, hereinafter referred to as the 'representative price', should be set in accordance with Commission Regulation (EEC) No 785/68 ⁽⁴⁾; whereas that price should be fixed for the standard quality defined in Article 1 of the above Regulation;
- (2) Whereas the representative price for molasses is calculated at the frontier crossing point into the Community, in this case Amsterdam; whereas that price must be based on the most favourable purchasing opportunities on the world market established on the basis of the quotations or prices on that market adjusted for any deviations from the standard quality; whereas the standard quality for molasses is defined in Regulation (EEC) No 785/68;
- (3) Whereas, when the most favourable purchasing opportunities on the world market are being established, account must be taken of all available information on offers on the world market, on the prices recorded on important third-country markets and on sales concluded in international trade of which the Commission is aware, either directly or through the Member States; whereas, under Article 7 of Regulation (EEC) No 785/68, the Commission may for this purpose take an average of several prices as a basis, provided that this average is representative of actual market trends;
- (4) Whereas the information must be disregarded if the goods concerned are not of sound and fair marketable quality or if the price quoted in the offer relates only to

a small quantity that is not representative of the market; whereas offer prices which can be regarded as not representative of actual market trends must also be disregarded;

- (5) Whereas, if information on molasses of the standard quality is to be comparable, prices must, depending on the quality of the molasses offered, be increased or reduced in the light of the results achieved by applying Article 6 of Regulation (EEC) No 785/68;
- (6) Whereas a representative price may be left unchanged by way of exception for a limited period if the offer price which served as a basis for the previous calculation of the representative price is not available to the Commission and if the offer prices which are available and which appear not to be sufficiently representative of actual market trends would entail sudden and considerable changes in the representative price;
- (7) Whereas where there is a difference between the trigger price for the product in question and the representative price, additional import duties should be fixed under the conditions set out in Article 3 of Regulation (EC) No 1422/95; whereas should the import duties be suspended pursuant to Article 5 of Regulation (EC) No 1422/95, specific amounts for these duties should be fixed;
- (8) Whereas application of these provisions will have the effect of fixing the representative prices and the additional import duties for the products in question as set out in the Annex to this Regulation;
- (9) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and the additional duties applying to imports of the products referred to in Article 1 of Regulation (EC) No 1422/95 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 September 1999.

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 141, 24.6.1995, p. 12.

⁽⁴⁾ OJ L 145, 27.6.1968, p. 12.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

fixing the representative prices and additional import duties applying to imports of molasses in the sugar sector

(in EUR)

CN code	Amount of the representative price in 100 kg net of the product in question	Amount of the additional duty in 100 kg net of the product in question	Amount of the duty to be applied to imports in 100 kg net of the product in question because of suspension as referred to in Article 5 of Regulation (EC) No 1422/95 ⁽²⁾
1703 10 00 ⁽¹⁾	6,19	0,28	—
1703 90 00 ⁽¹⁾	7,48	0,00	—

⁽¹⁾ For the standard quality as defined in Article 1 of amended Regulation (EEC) No 785/68.

⁽²⁾ This amount replaces, in accordance with Article 5 of Regulation (EC) No 1422/95, the rate of the Common Customs Tariff duty fixed for these products.

COMMISSION REGULATION (EC) No 1921/1999**of 8 September 1999****fixing the export refunds on white sugar and raw sugar exported in its unaltered state**

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 1 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Commission Regulation (EC) No 1148/98 ⁽²⁾, and in particular point (a) of the first subparagraph of Article 19 ⁽⁴⁾ thereof,

(1) Whereas Article 19 of Regulation (EEC) No 1785/81 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a) of that Regulation and prices for those products within the Community may be covered by an export refund;

(2) Whereas Regulation (EEC) No 1785/81 provides that when refunds on white and raw sugar, undenatured and exported in its unaltered state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 17a of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;

(3) Whereas the refund on raw sugar must be fixed in respect of the standard quality; whereas the latter is defined in Article 1 of Council Regulation (EEC) No 431/68 of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices for sugar ⁽³⁾, as amended by Regulation (EC) No 3290/94 ⁽⁴⁾; whereas, furthermore, this refund should be fixed in accordance with Article 17a (4) of Regulation (EEC) No 1785/81; whereas candy sugar is defined in Commission Regulation (EC) No 2135/95 of 7 September 1995 laying

down detailed rules of application for the grant of export refunds in the sugar sector ⁽⁵⁾; whereas the refund thus calculated for sugar containing added flavouring or colouring matter must apply to their sucrose content and, accordingly, be fixed per 1 % of the said content;

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

(5) Whereas, in special cases, the amount of the refund may be fixed by other legal instruments;

(6) Whereas the refund must be fixed every two weeks; whereas it may be altered in the intervening period;

(7) Whereas it follows from applying the rules set out above to the present situation on the market in sugar and in particular to quotations or prices for sugar within the Community and on the world market that the refund should be as set out in the Annex hereto;

(8) Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 1785/81, undenatured and exported in the natural state, are hereby fixed to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 September 1999.

⁽¹⁾ OJ L 177, 1.7.1981, p. 4.

⁽²⁾ OJ L 159, 3.6.1998, p. 38.

⁽³⁾ OJ L 89, 10.4.1968, p. 3.

⁽⁴⁾ OJ L 349, 31.12.1994, p. 105.

⁽⁵⁾ OJ L 214, 8.9.1995, p. 16.

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

Done at Brussels, 8 September 1999.

For the Commission
 Franz FISCHLER
Member of the Commission

ANNEX

to the Commission Regulation of 8 September 1999 fixing the export refunds on white sugar and raw sugar exported in its unaltered state

Product code	Amount of refund
	— EUR/100 kg —
1701 11 90 9100	43,51 ⁽¹⁾
1701 11 90 9910	41,90 ⁽¹⁾
1701 11 90 9950	⁽²⁾
1701 12 90 9100	43,51 ⁽¹⁾
1701 12 90 9910	41,90 ⁽¹⁾
1701 12 90 9950	⁽²⁾
	— EUR/1 % of sucrose × 100 kg —
1701 91 00 9000	0,4730
	— EUR/100 kg —
1701 99 10 9100	47,30
1701 99 10 9910	45,98
1701 99 10 9950	45,98
	— EUR/1 % of sucrose × 100 kg —
1701 99 90 9100	0,4730

⁽¹⁾ Applicable to raw sugar with a yield of 92 %; if the yield is other than 92 %, the refund applicable is calculated in accordance with the provisions of Article 17a (4) of Regulation (EEC) No 1785/81.

⁽²⁾ Fixing suspended by Commission Regulation (EEC) No 2689/85 (OJ L 255, 26.9.1985, p. 12), as amended by Regulation (EEC) No 3251/85 (OJ L 309, 21.11.1985, p. 14).

COMMISSION REGULATION (EC) No 1922/1999**of 8 September 1999****laying down detailed rules for the application of Council Regulation (EC) No 850/98 as regards conditions under which vessels exceeding eight metres length overall shall be permitted to use beam trawls within certain waters of the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 850/98 of 30 March 1998 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms ⁽¹⁾, as last amended by Regulation (EC) No 1459/1999 ⁽²⁾, and in particular Article 29(6) thereof,

- (1) Whereas Article 29(2)(a) of Regulation (EC) No 850/98 provides for the establishment of a category of beam trawlers exceeding eight metres length overall authorised to fish inside the zones mentioned in paragraph 1 of the said Article 29 using beam trawls of which the aggregate beam length does not exceed nine metres;
- (2) Whereas this category of beam trawlers is to consist of those beam trawlers which, at the date from which the provisions of this Regulation apply, comply with the criteria set out in Article 29(2)(a) and (c) of Regulation (EC) No 850/98, and with the technical requirements for access to the said zones as determined by the legislation of their flag Member State;
- (3) Whereas Article 29(3) of Regulation (EC) No 850/98 provides for the establishment of a category of beam trawlers exceeding eight metres length overall authorised to operate with a mesh size between 80 and 99 millimetres using beam trawls of which the aggregate beam length exceeds nine metres;
- (4) Whereas this category of beam trawlers is to consist of those beam trawlers which belong to the category of beam trawlers provided for in Article 29(2)(a) of Regulation (EC) No 850/98, and for which the primary activity is fishing for common shrimp;
- (5) Whereas it is necessary to define the criteria for determining whether the primary activity of a beam trawler is fishing for common shrimp;
- (6) Whereas it is therefore necessary to lay down detailed rules for the procedures governing the establishment and modification of lists of vessels belonging to the above-mentioned categories;
- (7) Whereas it is necessary that the effectiveness of the conditions defined in this Regulation be scientifically evaluated on a regular basis;

(8) Whereas Commission Regulation (EEC) No 55/87 ⁽³⁾, as last amended by Decision 1999/202/EC ⁽⁴⁾, and Commission Regulation (EEC) No 3554/90 ⁽⁵⁾, as amended by Regulation (EC) No 3407/93 ⁽⁶⁾, should accordingly be repealed;

(9) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

1. Each Member State shall ensure that the total engine power in evidence for its fishing vessels authorised by virtue of Article 29(2)(a), (b) and (c) of Regulation (EC) No 850/98 to use beam trawls inside the area referred to in Article 29(1) of that Regulation does not exceed at any time the limit for that Member State as given in the Annex to this Regulation.

2. Each Member State shall indicate definitively to the Commission before 1 February 2001 the limit on the total engine power as referred to in paragraph 1 for vessels which actually existed on 1 January 2001.

The Commission shall examine the information provided by the Member State, check whether it is in accordance with the information contained in the Commission's own database, and inform the Member State of its finding within a period not exceeding 10 working days.

TITLE I**Conditions for fishing with beam trawls of aggregate beam length not exceeding nine meters***Article 2*

Each Member State shall establish a list indicating the fishing vessels which:

- are authorised to use beam trawls in the area referred to in Article 29(1) of Regulation (EC) No 850/98 at midnight on 31 December 1999, and
- comply with technical requirements determined by the legislation of the Member State whose flag they fly and in which they are registered for fishing with beam trawls in that area.

⁽¹⁾ OJ L 125, 27.4.1998, p. 1.

⁽²⁾ OJ L 168, 3.7.1999, p. 1.

⁽³⁾ OJ L 8, 10.1.1987, p. 1.

⁽⁴⁾ OJ L 70, 17.3.1999, p. 20.

⁽⁵⁾ OJ L 346, 11.12.1990, p. 11.

⁽⁶⁾ OJ L 310, 14.12.1993, p. 19.

Article 3

The list shall indicate those fishing vessels to which a special fishing permit has been issued under Article 29(2)(a) of Regulation (EC) No 850/98. This list shall be drawn up in conformity with Articles 2 and 3 of Commission Regulation (EC) No 2943/95 ⁽¹⁾. The definitive list shall be provided to the Commission no later than 1 March 2000. It shall indicate in particular for each fishing vessel its Fleet Register internal number and international radio call sign.

Article 4

1. When a fishing vessel on a list is replaced by another fishing vessel or fishing vessels under Article 29(2)(d) of Regulation (EC) No 850/98:

- the special fishing permit issued to the fishing vessel that is to be replaced shall be withdrawn without delay by the Member State, and
- a new special fishing permit or permits shall be issued by the Member State to the replacement fishing vessel or fishing vessels before this fishing vessel or these fishing vessels deploy any beam trawl inside the area referred to in Article 29(1) of Regulation (EC) No 850/98.

2. When an engine of a fishing vessel is replaced under Article 29(2)(e) of Regulation (EC) No 850/98:

- the special fishing permit issued to the fishing vessel that is having its engine replaced shall be withdrawn by the Member State immediately this replacement is completed, and
- a new special fishing permit shall be issued by the Member State to this fishing vessel after its engine has been replaced and before this fishing vessel deploys any beam trawl inside the area referred to in Article 29(1) of Regulation (EC) No 850/98.

TITLE II

Conditions for fishing with beam trawls of aggregate beam length exceeding nine metres when operating with gear having a mesh size between 80 and 99 millimetres

Article 5

Each Member State shall establish every year a list indicating those fishing vessels included in the list referred to in Article 2 whose primary activity is fishing for common shrimp. For each such fishing vessel, the criteria for inclusion in this list shall be that during the calendar year prior to the year in which the list is to be established:

- the fishing vessel's income from the sale of common shrimp, calculated as a proportion of the total first-hand

sales generated by the fishing vessel, constitutes 50 % or more of its earnings, or

- the fishing vessel's total landings include 50 % or more by weight of common shrimp.

However, when establishing the list that shall apply for the year 2000, each Member State may include vessels on the basis of the relevant data for both 1998 and 1999.

Article 6

The list shall indicate those fishing vessels to which an additional special fishing permit has been issued under Article 29(3) of Regulation (EC) No 850/98. This list shall be drawn up in conformity with Articles 2 and 3 of Regulation (EC) No 2943/95. The definitive list for the year 2000 shall be provided to the Commission no later than 1 March 2000. It shall indicate in particular for each fishing vessel its Fleet Register internal number and international radio call sign.

Article 7

1. The annual review of an additional special fishing permit as referred to in Article 29(3) of Regulation (EC) No 850/98 shall be concluded by the Member State concerned before April 15. By means of this review the Member State shall verify whether the fishing vessel to which such an additional permit has been issued still complies with the criteria specified in Article 29(3) of Regulation (EC) No 850/98 and Article 5 of this Regulation. Any fishing vessel which on the basis of this review is found not to comply with those criteria shall have its additional special fishing permit permanently withdrawn no later than 1 May of the same year, with the exception of fishing vessels which are not complying for reasons of *force majeure*.

2. Any fishing vessel which is found by the competent authorities at any time not to comply with the criteria specified in Article 29(3) of Regulation (EC) No 850/98 and Article 5 of this Regulation shall have its additional special fishing permit permanently withdrawn by the flag Member State without delay.

Article 8

When a fishing vessel or fishing vessels on a list as referred to in Article 5 are replaced by another fishing vessel under Article 29(3) of Regulation (EC) No 850/98:

- the additional special fishing permit or permits issued to the fishing vessel or fishing vessels that are to be replaced shall be withdrawn by the Member State immediately this replacement is completed, and
- a new additional special fishing permit shall be issued by the Member State to the replacement fishing vessel before this fishing vessel deploys any beam trawl inside the area referred to in Article 29(1) of Regulation (EC) No 850/98.

⁽¹⁾ OJ L 308, 21.12.1995, p. 15.

TITLE III

General and final provisions*Article 9*

1. Member States shall notify the Commission of any change in any of their lists. Member States shall specifically indicate the fishing vessels that are being added to or withdrawn from the list, and also any special fishing permit or additional special fishing permit that is withdrawn or any new special fishing permit or new additional special fishing permit that is issued.

2. When a list has been approved by the Commission in conformity with Article 7 of Council Regulation (EC) No 1627/94 ⁽¹⁾, the Member State shall provide this list to all other Member States mentioned in the Annex to this Regulation without delay. In addition, a Member State shall without delay notify those Member States of any change in any of its lists.

Article 10

Member States shall collaborate to provide annually a scientific evaluation of the effects of the conditions defined in this Regulation. As of the year 2001, this evaluation shall be made available to the Commission each year.

Article 11

Regulations (EEC) No 55/87 and (EEC) No 3554/90 shall be repealed.

Article 12

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

It shall apply from 1 April 2000, with the exception of Articles 1, 2, 3, 5 and 6 which shall apply from 1 January 2000.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

Maximum total engine power of fishing vessels authorised by virtue of Article 29(2)(a), (b) and (c) of Regulation (EC) No 850/98 to use beam trawls inside the area referred to in Article 29(1) of that Regulation.

Belgium	16 931 kW
Denmark	5 556 kW
Germany	53 552 kW
France	564 kW
Netherlands	51 487 kW
United Kingdom	5 705 kW.

⁽¹⁾ OJ L 171, 6.7.1994, p. 7.

COMMISSION REGULATION (EC) No 1923/1999**of 8 September 1999****amending Regulation (EC) No 411/97 laying down detailed rules for the application of Council Regulation (EC) No 2200/96 as regards operational programmes, operational funds and Community financial assistance**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾ and in particular Article 48 thereof,

(1) Whereas Commission Regulation (EC) No 411/97 ⁽³⁾, as last amended by Regulation (EC) No 1013/1999 ⁽⁴⁾ lays down detailed rules for operational programmes, operational funds and Community financial assistance;

(2) Whereas the factors comprising production marketed by producer organisations should be amended to exclude quantities relating to direct sales because the latter do not involve activity on the part of the producer organisation and are very difficult to monitor;

(3) Whereas, in order to allow producer organisations to draw up their operational programmes on the basis of actual data and taking account of experience gained, the reference period for establishing the value of production marketed by producer organisations should be postponed so as to avoid the establishment of an estimated operational fund requiring updating; whereas in order to guarantee the maximum flexibility taking account of national needs a time limit should be set for postponement of the reference period with Member States given the responsibility of choosing an earlier twelve-month period if need be; whereas, in addition, to guarantee equal treatment for all products intended for processing eligible for an aid system under Council Regulations (EC) No 2201/96 on the common organisation of the market in products processed from fruit and vegetables ⁽⁵⁾, as amended by Regulation (EC) No 2199/97 ⁽⁶⁾, and No 2202/96 of 28 October 1996 introducing a Community aid scheme for producers of certain citrus fruit ⁽⁷⁾, the aid referred to in Article 1 of Regulation (EC) No 2202/96 received by producer organisations should be added to the value of marketed production of citrus fruit;

(4) Whereas the Annex to Regulation (EC) No 411/97 should be amended so as to stipulate that investments by producer organisations for the processing of fruit and

vegetables are excluded from financing under operational programmes while specifying that certain operations preparing products for processing traditionally carried out by farmers are not to be considered as processing;

(5) Whereas, to take account of experience gained, certain adjustments should be made to the rules on applications for and the payment of Community financial assistance and on penalties;

(6) Whereas amendments having a direct impact on the preparation and content of operational programmes must be made to apply to the next annual period for the application of operational programmes, which starts on 1 January 2000; whereas, however, it is necessary to grant Member States the possibility of retaining programmes approved before the entry into force of this Regulation if adjusting them would be inappropriate given their state of advancement;

(7) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 411/97 is hereby amended as follows:

1. In Article 2, paragraph 4 is replaced by the following:

‘4. For the purposes of this Regulation, “marketed production” means the products of members of producer organisations for which the latter are recognised, disposed of under the conditions laid down in the first and second subparagraphs of Article 11(1)(c)(3), with the exception of the first indent thereof, of Regulation (EC) No 2200/96.’

2. The first subparagraph of Article 2(5) is replaced by the following:

‘5. For the purpose of applying the third subparagraph of Article 15(5) of Regulation (EC) No 2200/96, the ceiling on financial assistance shall be calculated on the basis of the value of marketed production during a one-year reference period to be determined by the Member States. That

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 62, 4.3.1997, p. 9.

⁽⁴⁾ OJ L 123, 13.5.1999, p. 42.

⁽⁵⁾ OJ L 297, 21.11.1996, p. 29.

⁽⁶⁾ OJ L 303, 6.11.1997, p. 1.

⁽⁷⁾ OJ L 297, 21.11.1996, p. 49.

period shall commence no earlier than 1 January of the second year preceding that for which the ceiling is fixed and shall end no later than 30 June of the year preceding that for which the ceiling is fixed. The value of marketed production shall be increased by the amount of the aid as provided for in Article 1 of Regulation (EC) No 2202/96 received by producer organisations during the same period.

On the basis of objective criteria, Member States may set two different reference periods.'

3. In the second subparagraph of Article 7(1), point (b) is replaced by the following:

'(b) the value of marketed production established in accordance with the first subparagraph of Article 2(5).'

4. Article 7(3) is deleted.

5. Article 7(4) is replaced by the following:

'4. Before 31 January, Member States shall send the Commission a summary of the estimated amounts of the operational funds, indicating separately the value of marketed production on which those amounts are calculated, and a summary of the estimated amounts of financial assistance. They shall also forward the information referred to in Article 2(6).'

6. The second subparagraph of Article 8(1) is replaced by the following:

'Applications for advance payments shall be made in January, April, July and October. They shall cover foreseeable expenditure arising from operational programmes for the three-month period starting in the month in which the application is submitted. Total advance payments made for a given year may not exceed 90 % of the estimated amount of financial assistance and 25 % of the value of production marketed by the producer organisation, less the estimated expenditure on withdrawals as referred to at point (a) of the second subparagraph of Article 7(1).'

7. The following paragraph is added to Article 8:

'4. Alternatively, at their request producer organisations may opt for a system of applications for a proportion of the Community financial assistance covering expenditure resulting from the operational programme. Applications for a proportion of the financial assistance shall be submitted in April, July and October and shall cover expenditure incurred during the three preceding months. They shall be accompanied by suitable supporting documents. Total payments in respect of applications for a proportion of the financial assistance may not exceed 90 % of the estimated amount of financial assistance and 2,25 % of the value of the producer organisation's marketed production, less estimated expenditure on withdrawals as referred to at point (a) of the second subparagraph of Article 7(1).

Applications for a proportion of the financial assistance covering withdrawals may, where applicable, be submitted together with applications as referred to in the first subparagraph. Such applications shall be subject to the limits referred to in the third subparagraph of paragraph 2.'

8. The following paragraph is added to Article 9:

'4. Once the checks laid down have been carried out, Member States shall pay the financial assistance to the producer organisations which have submitted applications for financial assistance not exceeding 2,5 % of the value of their marketed production. Once the checks laid down have been carried out, they may pay the other producer organisations a first instalment of the financial assistance not exceeding 2,5 % of the value of their marketed production. The balance shall be paid once the ceiling is set in accordance with the second paragraph of Article 10.'

9. Article 13(2) is replaced by the following:

'2. Without prejudice to application of the ceiling referred to in the second paragraph of Article 10, where the difference between the assistance applied for in accordance with Article 9(1) or that actually paid and the assistance payable is greater than 20 % of the assistance payable, the applicant shall not qualify for the assistance in respect of the year in question and the recipient shall be required to repay all of the assistance paid, plus interest as provided for in paragraph 1.'

10. The following point is added to the Annex:

'17. Investments for the processing of fresh products; operations carried out by producer organisations concerning preparation of the product, in particular cleaning, cutting, trimming, drying and packaging, with a view to its marketing, are not deemed processing.'

Article 2

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

Article 1(1), (2), (3), (4), (5), (6) and (10) shall apply for the first time to operational programmes implemented in 2000. Operational programmes approved by Member States before the entry into force of this Regulation and whose application continues into 2000 must comply with this Regulation, if necessary by means of an amendment to be requested by producer organisations before 15 September 1999.

However, Member States may provide for the retention of programmes approved before the entry into force of this Regulation if adjusting them would be inappropriate given their state of advancement.

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

Done at Brussels, 8 September 1999.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 1924/1999**of 8 September 1999****implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community as regards the 2000 to 2002 programme of *ad hoc* modules to the labour force survey**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 577/98 of 9 March 1998 on the organisation of a labour force sample survey in the Community ⁽¹⁾, and in particular Article 4(2) thereof,

- (1) Whereas in accordance with Article 4(2) of Regulation (EC) No 577/98 a programme of *ad hoc* modules covering several years must be drawn up each year;
- (2) Whereas the measures provided for in this Regulation are in accordance with the opinion delivered by the

Statistical Programme Committee established by Council Decision 89/382/EEC, Euratom ⁽²⁾,

HAS ADOPTED THIS REGULATION:

*Article 1*A programme of *ad hoc* modules covering years 2000 to 2002 is laid down in the Annex to the present Regulation.*Article 2*This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 8 September 1999.

For the Commission

Yves-Thibault DE SILGUY

Member of the Commission⁽¹⁾ OJ L 77, 14.3.1998, p. 3.⁽²⁾ OJ L 181, 28.6.1989, p. 47.

ANNEX

LABOUR FORCE SURVEY

Multi-annual programme of *ad hoc* modules

1. Transition from school to working life

List of variables: see Commission Regulation (EC) No 1925/1999 on 8 September 1999 implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community concerning the specification of the 2000 *ad hoc* module on transition from school to working life ⁽¹⁾

Reference period: second quarter 2000 (third quarter of 2000 of Italy)

Member States and regions concerned: all with exception of Germany

Sample: persons who had left education in the last five/ten years (including persons who have left education for at least one year and re-entered education subsequently); if the individual is the sample unit no information on the members of the household is requested

Transmission of the results: before 31 March 2001

2. Length and patterns of working time

List of variables: to be defined before March 2000

Reference period: second quarter 2001

Member States and regions concerned: to be defined

Sample: as for the standard modules; however, if the individual is the sample unit no information on the members of the household is requested

Transmission of the results: before 31 March 2002

3. Disabled people's employment

List of variables: to be defined before March 2001

Reference period: second quarter 2002

Member States and regions concerned: to be defined

Sample: disabled persons; if the individual is the sample unit no information on the members of the household is requested

Transmission of the results: before 31 March 2003

⁽¹⁾ See page 16 of this Official Journal.

COMMISSION REGULATION (EC) No 1925/1999**of 8 September 1999****implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community concerning the specification of the 2000 *ad hoc* module on transition from school to working life**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 577/98 of 9 March 1998 on the organisation of a labour force sample survey in the Community ⁽¹⁾, and in particular Article 4(2) thereof,

- (1) Whereas in accordance with Article 4(2) of Regulation (EC) No 577/98 the detailed list of information to be collected in an *ad hoc* module shall be drawn up at least 12 months before the beginning of the reference period for that module;
- (2) Whereas the measures provided for in this Regulation are in accordance with the opinion delivered by the

Statistical Programme Committee established by Council Decision 89/382/EEC, Euratom ⁽²⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The detailed list of information to be collected in the year 2000 *ad hoc* module is laid down in the Annex to the present Regulation.

Article 2

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

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

Done at Brussels, 8 September 1999.

For the Commission

Yves-Thibault DE SILGUY

Member of the Commission

⁽¹⁾ OJ L 77, 14.3.1998, p. 3.

⁽²⁾ OJ L 181, 28.6.1989, p. 47.

ANNEX

LABOUR FORCE SURVEY

Specification of the 2000 *ad hoc* module on Transition from school to working life

1. Member States and regions concerned: all with exception of Germany

2. The variables will be coded as follows:

Column	Code	Description	Filters/remarks
209		<i>Target population</i>	People aged 15 to 35 years old (limits included)
		Experience of leaving education in the last five/ten years ('Education' has to be understood as education or training carried on from primary level onwards without interruption of more than one year, except if the interruption is due to special reasons: maternity leave, serious illness, national service, while awaiting a certificate giving access to education at a higher level or temporary stop in the education or training because of travelling for instance)	
	1	Person has already left education in the last five/ten years (if person is still in education, it means that he/she has re-entered after interruption)	
	2	Person has never left education in the last five/ten years (person is still in education) or person left education more than five/ten years ago.	
	9	Not applicable (persons not aged 15 to 35 years old)	
210/215	Blank	No answer	Column 209 = 1
		<i>School completion</i>	
		Month + Year when leaving education for the first time	
		Enter the six digits of the date concerned	
	000000	Never been in education	
216/217	999999	Not applicable (column 209 = 2, 9, blank)	Column 209 = 1
	Blank	No answer	
		Highest level of education or training successfully completed, when leaving education for the first time	
	00	Same level as highest level collected in column 107/108	
	01	ISCED 1	
	02	ISCED 2	
	03	ISCED 3	
	04	ISCED 4	
	05	ISCED 5b	
	06	ISCED 5a	
	07	ISCED 6	
	99	Not applicable (column 209 = 2, 9, blank)	
	Blank	No answer	

Column	Code	Description	Filters/remarks
218/219		Field of education (when leaving education for the first time) See Classification in Annex	Column 209 = 1
	99	Not applicable (column 209 = 2, 9, blank)	
	Blank	No answer	
		<i>First significant employment (minimum duration of six months), after leaving education (purely occasional work such as vacation work, compulsory military or community service are not to be considered as employment)</i>	
220		Experience of first significant job (minimum duration of six months)	Column 209 = 1
	1	First significant job is current job	
	2	Never had a first significant job	
	3	First significant job is finished	
	9	Not applicable (column 209 = 2, 9, blank)	
	Blank	No answer	
221/226		Month + year when starting first significant job Enter the six digits of the data concerned	Column 220 = 3
	999999	Not applicable (column 220 = 1, 2, 9, blank)	
	Blank	No answer	
227/232		Month + year when finishing first significant job Enter the six digits of the date concerned	Column 220 = 3
	999999	Not applicable (column 220 = 1, 2, 9, blank)	
	Blank	No answer	
233/235		Occupation of first significant job ISCO-88 (COM)	Column 220 = 3
	999	Not applicable (column 220 = 1, 2, 9, blank)	
	Blank	No answer	
		<i>Continuous job search after leaving education</i>	
236		Existence of any period of continuous job search of more than one month (not including 'looking for other job') Optional for the Netherlands and United Kingdom	Column 209 = 1
	1	Yes	
	2	No	
	9	Not applicable (column 209 = 2, 9, blank)	
	Blank	No answer	
237		Duration of the longest spell of job search Optional for the Netherlands and United Kingdom	Column 236 = 1
	1	1 to 2 months	
	2	3 to 5 months	
	3	6 to 11 months	
	4	One year or longer	
	9	Not applicable (column 236 = 2, 9, blank)	
	Blank	No answer	

Column	Code	Description	Filters/remarks
238		<i>Social background (optional variable)</i>	Column 209 = 1 AND Column 3 <> 3
		Highest level of education of training successfully completed by father or mother	
	1	Less than lower secondary education level	
	2	Lower secondary education level	
	3	Upper secondary education level	
	4	Tertiary education qualification	
	9	Not applicable (column 209 = 2, 9, blank OR column 3 = 3)	
	Blank	No answer	

COMMISSION REGULATION (EC) No 1926/1999
of 8 September 1999
fixing export refunds on fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 35(3) thereof,

(1) Whereas Commission Regulation (EC) No 2190/96 ⁽³⁾, as last amended by Regulation (EC) No 1303/1999 ⁽⁴⁾, lays down detailed rules on export refunds on fruit and vegetables;

(2) Whereas Article 35(1) of Regulation (EC) No 2200/96, provides that, to the extent necessary for economically significant quantities of the products listed in that Article to be exported, the difference between the international market prices for those products and their prices in the Community may be covered by export refunds;

(3) Whereas Article 35(4) of Regulation (EC) No 2200/96 provides that refunds must be fixed in the light of the existing situation or the outlook for fruit and vegetable prices on the Community market and supplies available on the one hand, and prices on the international market on the other hand; whereas account must also be taken of the costs referred to in Article 35(4)(b) of that Regulation and of the economic aspect of the exports planned;

(4) Whereas, pursuant to Article 35(1) of Regulation (EC) No 2200/96, refunds are to be set with due regard to the limits resulting from agreements concluded in accordance with Article 300 of the Treaty;

(5) Whereas, in accordance with Article 35(5) of Regulation (EC) No 2200/96, prices on the Community market are to be established in the light of the most favourable prices from the export standpoint; whereas international trade prices are to be established in the light of the prices referred to in the second subparagraph of that paragraph;

(6) Whereas the international trade situation or the special requirements of certain markets may call for the refund on a given product to vary according to its destination;

(7) Whereas tomatoes, lemons, oranges, apples and peaches and nectarines of classes Extra, I and II of the common quality standards, table grapes of class Extra and I, shelled almonds, hazelnuts and walnuts in shell can currently be exported in economically significant quantities;

(8) Whereas the application of the abovementioned rules to the present and forecast market situation, and in particular to fruit and vegetable prices in the Community and international trade, gives the refund rates set out in the Annex hereto;

(9) Whereas, pursuant to Article 35(2) of Regulation (EC) No 2200/96, the resources available should be used as efficiently as possible while avoiding discrimination between traders; whereas, therefore, care should be taken not to disturb the trade flows previously induced by the refund arrangements; whereas, for those reasons and because of the seasonal nature of exports of fruit and vegetables, quotas should be fixed for each product;

(10) Whereas Commission Regulation (EEC) No 3846/87 ⁽⁵⁾, as last amended by Regulation (EC) No 1230/1999 ⁽⁶⁾, establishes an agricultural product nomenclature for export refunds;

(11) Whereas Commission Regulation (EEC) No 3719/88 ⁽⁷⁾, as last amended by Regulation (EC) No 1127/1999 ⁽⁸⁾, lays down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products;

(12) Whereas, owing to the market situation, in order to make the most efficient use of the resources available and given the structure of Community exports, the most appropriate method should be selected for export refunds on certain products and certain destinations and consequently refunds under the A1 and A2 licence arrangements referred to in Article 1 of Regulation (EC) No 2190/96 should not be fixed simultaneously for the export period in question;

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 292, 15.11.1996, p. 12.

⁽⁴⁾ OJ L 155, 22.6.1999, p. 29.

⁽⁵⁾ OJ L 366, 24.12.1987, p. 1.

⁽⁶⁾ OJ L 149, 16.6.1999, p. 3.

⁽⁷⁾ OJ L 331, 2.12.1988, p. 1.

⁽⁸⁾ OJ L 135, 29.5.1999, p. 48.

- (13) Whereas the quantities laid down for the various products should be distributed in accordance with the different systems for the grant of the refund, taking account in particular of their perishability;
- (14) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fruit and Vegetables,
2. Quantities covered by licences issued for food aid as referred to in Article 14a of Regulation (EEC) No 3719/88 shall not count against the eligible quantities covered by the Annex.
3. Without prejudice to the application of Article 4(5) of Regulation (EC) No 2190/96, the term of validity of A1 and A2 licences shall be two months.

HAS ADOPTED THIS REGULATION:

Article 1

1. The export refunds on fruit and vegetables shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

EXPORT REFUNDS ON FRUIT AND VEGETABLES

Product (full definitions of eligible products are given in the 'Fruit and vegetables' sector of Commission Regulation (EEC) No 3846/87 amended)	Product code	Destination or destination group ⁽¹⁾	System Application periods					
			A1 9.9 to 8.11.1999		A2 10 to 14.9.1999		B 16.9 to 15.11.1999	
			Refund rate (EUR/t net weight)	Scheduled quantity (t)	Indicative refund rate (EUR/t net weight)	Scheduled quantity (t)	Indicative refund rate (EUR/t net weight)	Scheduled quantity (t)
Tomatoes	0702 00 00 9100	A01	20		20	2 446	20	4 893
Shelled almonds	0802 12 90 9000	A01	50	314			50	314
Walnuts in shell	0802 21 00 9000	A01	59	177			59	177
Shelled hazelnuts	0802 22 00 9000	A01	114	1 131			114	1 131
Walnuts in shell	0802 31 00 9000	A01	73	124			73	124
Oranges	0805 10 10 9100 0805 10 30 9100 0805 10 50 9100	F01, F02, F05	50		50	6 097	50	12 193
Lemons	0805 30 10 9100	A01	35		35	6 793	35	6 793
Table grapes	0806 10 10 9100	A01	25		25	11 820	25	23 640
Apples	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	F01	40		40	1 842	40	1 842
	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	F02	40		40	2 261	40	2 261
	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	F03, F04	54	6 813			54	6 813
Peaches and nectarines	0809 30 10 9100 0809 30 90 9100	A21	27		27	1 314	27	2 628

⁽¹⁾ The destination codes are defined as follows:

A01: All destinations.

A21: All destinations except Switzerland.

F01: Norway, Iceland, Greenland, Faeroes, Poland, Hungary, Romania, Bulgaria, Albania, Estonia, Latvia, Lithuania, Bosnia-Herzegovina, Croatia, Slovenia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia (Serbia and Montenegro), Malta.

F02: Armenia, Azerbaijan, Belarus, Georgia, Kazakhstan, Kyrgyzstan, Moldova, Russia, Tajikistan, Turkmenistan, Uzbekistan, Ukraine, destinations referred to in Article 34 of Commission Regulation (EEC) No 3665/87, as amended.

F03: African countries and territories except South Africa, countries of the Arabian Peninsula (Saudi Arabia, Bahrain, Qatar, Oman, United Arab Emirates (Abu Dhabi, Dubai, Sharjah, Ajman, Umm al Qaiwain, Ras al Khaimah, Fujairah), Kuwait, Yemen), Syria, Iran, Jordan, Bolivia, Brazil, Venezuela, Peru, Panama, Ecuador, Colombia.

F04: Sri Lanka, Hong Kong SAR, Singapore, Malaysia, Indonesia, Thailand, Taiwan, Papua New Guinea, Laos, Cambodia, Vietnam, Uruguay, Paraguay, Argentina, Mexico, Costa Rica, and Japan.

F05: Switzerland, Czech Republic, Slovakia and Japan.

**COMMISSION REGULATION (EC) No 1927/1999
of 8 September 1999
amending the import duties in the cereals sector**

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 organisation of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 1253/1999 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector ⁽³⁾, as last amended by Regulation (EC) No 2519/98 ⁽⁴⁾, and in particular Article 2 (1) thereof,

- (1) Whereas the import duties in the cereals sector are fixed by Commission Regulation (EC) No 1872/1999 ⁽⁵⁾ as amended by Regulation (EC) No 1893/1999 ⁽⁶⁾;

- (2) Whereas Article 2, (1) of Regulation (EC) No 1249/96 provides that if during the period of application, the average import duty calculated differs by EUR 5 per tonne from the duty fixed, a corresponding adjustment is to be made; whereas such a difference has arisen; whereas it is therefore necessary to adjust the import duties fixed in Regulation (EC) No 1872/1999,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1872/1999 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 161, 29.6.1996, p. 125.

⁽⁴⁾ OJ L 315, 25.11.1998, p. 7.

⁽⁵⁾ OJ L 231, 1.9.1999, p. 3.

⁽⁶⁾ OJ L 232, 2.9.1999, p. 19.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (EUR/tonne)	Import duty by air or by sea from other ports ⁽²⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	39,86	29,86
	medium quality ⁽¹⁾	49,86	39,86
1001 90 91	Common wheat seed	43,36	33,36
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	43,36	33,36
	medium quality	71,73	61,73
	low quality	86,13	76,13
1002 00 00	Rye	87,54	77,54
1003 00 10	Barley, seed	87,54	77,54
1003 00 90	Barley, other ⁽³⁾	87,54	77,54
1005 10 90	Maize seed other than hybrid	102,80	99,07
1005 90 00	Maize other than seed ⁽³⁾	102,80	99,07
1007 00 90	Grain sorghum other than hybrids for sowing	98,39	88,39

⁽¹⁾ In the case of durum wheat not meeting the minimum quality requirements for durum wheat of medium quality, referred to in Annex I to Regulation (EC) No 1249/96, the duty applicable is that fixed for low-quality common wheat.

⁽²⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3 per tonne, where the port of unloading is on the Mediterranean Sea, or

— EUR 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

⁽³⁾ The importer may benefit from a flat-rate reduction of EUR 14 or 8 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(period from 31 August to 7 September 1999)

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas-City	Chicago	Chicago	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	Medium quality (*)	US barley 2
Quotation (EUR/t)	117,08	101,32	95,78	77,86	130,05 (**)	120,05 (**)	82,23 (**)
Gulf premium (EUR/t)	—	7,66	– 1,05	4,63	—	—	—
Great Lakes premium (EUR/t)	9,20	—	—	—	—	—	—

(*) A discount of EUR 10/t (Article 4(1) of Regulation (EC) No 1249/96).

(**) Fob Duluth.

2. Freight/cost: Gulf of Mexico — Rotterdam: 13,89 EUR/t; Great Lakes — Rotterdam: 25,10 EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: EUR 0,00/t (HRW2)
EUR 0,00/t (SRW2).

COMMISSION REGULATION (EC) No 1928/1999
of 8 September 1999
fixing the import duties in the rice sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1503/96 of 29 July 1996 laying down detailed rules for the application of Council Regulation (EC) No 3072/95 as regards import duties in the rice sector ⁽³⁾, as last amended by Regulation (EC) No 2831/98 ⁽⁴⁾, and in particular Article 4(1) thereof,

- (1) Whereas Article 11 of Regulation (EC) No 3072/95 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation; whereas, however, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by a certain percentage according to whether it is husked or milled rice, minus the cif import price provided that duty does not exceed the rate of the Common Customs Tariff duties;
- (2) Whereas, pursuant to Article 12(3) of Regulation (EC) No 3072/95, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market or on the Community import market for the product;
- (3) Whereas Regulation (EC) No 1503/96 lays down detailed rules for the application of Regulation (EC) No 3072/95 as regards import duties in the rice sector;
- (4) Whereas the import duties are applicable until new duties are fixed and enter into force; whereas they also remain in force in cases where no quotation is available from the source referred to in Article 5 of Regulation (EC) No 1503/96 during the two weeks preceding the next periodical fixing;
- (5) Whereas, in order to allow the import duty system to function normally, the market rates recorded during a reference period should be used for calculating the duties;
- (6) Whereas application of Regulation (EC) No 1503/96 results in import duties being fixed as set out in the Annexes to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the rice sector referred to in Article 11(1) and (2) of Regulation (EC) No 3072/95 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 189, 30.7.1996, p. 71.

⁽⁴⁾ OJ L 351, 29.12.1998, p. 25.

ANNEX I

Import duties on rice and broken rice

(EUR/t)

CN code	Duties ⁽¹⁾				
	Third countries (except ACP and Bangladesh) ⁽²⁾	ACP ⁽¹⁾ ⁽²⁾ ⁽³⁾	Bangladesh ⁽⁴⁾	Basmati India and Pakistan ⁽⁵⁾	Egypt ⁽⁶⁾
1006 10 21	(7)	76,44	111,06		173,10
1006 10 23	(7)	76,44	111,06		173,10
1006 10 25	(7)	76,44	111,06		173,10
1006 10 27	(7)	76,44	111,06		173,10
1006 10 92	(7)	76,44	111,06		173,10
1006 10 94	(7)	76,44	111,06		173,10
1006 10 96	(7)	76,44	111,06		173,10
1006 10 98	(7)	76,44	111,06		173,10
1006 20 11	168,39	54,60	79,86		126,29
1006 20 13	168,39	54,60	79,86		126,29
1006 20 15	168,39	54,60	79,86		126,29
1006 20 17	211,47	69,67	101,39	0,00	158,60
1006 20 92	168,39	54,60	79,86		126,29
1006 20 94	168,39	54,60	79,86		126,29
1006 20 96	168,39	54,60	79,86		126,29
1006 20 98	211,47	69,67	101,39	0,00	158,60
1006 30 21	434,33	139,62	202,26		325,75
1006 30 23	434,33	139,62	202,26		325,75
1006 30 25	434,33	139,62	202,26		325,75
1006 30 27	(7)	146,86	212,59		341,25
1006 30 42	434,33	139,62	202,26		325,75
1006 30 44	434,33	139,62	202,26		325,75
1006 30 46	434,33	139,62	202,26		325,75
1006 30 48	(7)	146,86	212,59		341,25
1006 30 61	434,33	139,62	202,26		325,75
1006 30 63	434,33	139,62	202,26		325,75
1006 30 65	434,33	139,62	202,26		325,75
1006 30 67	(7)	146,86	212,59		341,25
1006 30 92	434,33	139,62	202,26		325,75
1006 30 94	434,33	139,62	202,26		325,75
1006 30 96	434,33	139,62	202,26		325,75
1006 30 98	(7)	146,86	212,59		341,25
1006 40 00	(7)	45,38	(7)		105,00

⁽¹⁾ The duty on imports of rice originating in the ACP States is applicable, under the arrangements laid down in Council Regulation (EC) No 1706/98 (OJ L 215, 1.8.1998, p. 12) and amended Commission Regulation (EC) No 2603/97 (OJ L 351, 23.12.1997, p. 22).

⁽²⁾ In accordance with Regulation (EC) No 1706/98, the duties 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 11(3) of Regulation (EC) No 3072/95.

⁽⁴⁾ The duty on imports of rice not including broken rice (CN code 1006 40 00), originating in Bangladesh is applicable under the arrangements laid down in Council Regulation (EEC) No 3491/90 (OJ L 337, 4.12.1990, p. 1) and amended Commission Regulation (EEC) No 862/91 (OJ L 88, 9.4.1991, p. 7).

⁽⁵⁾ No import duty applies to products originating in the OCT pursuant to Article 101(1) of amended Council Decision 91/482/EEC (OJ L 263, 19.9.1991, p. 1).

⁽⁶⁾ For husked rice of the Basmati variety originating in India and Pakistan, a reduction of EUR 250 per tonne applies (Article 4a of amended Regulation (EC) No 1503/96).

⁽⁷⁾ Duties fixed in the Common Customs Tariff.

⁽⁸⁾ The duty on imports of rice originating in and coming from Egypt is applicable under the arrangements laid down in Council Regulation (EC) No 2184/96 (OJ L 292, 15.11.1996, p. 1) and Commission Regulation (EC) No 196/97 (OJ L 31, 1.2.1997, p. 53).

ANNEX II

Calculation of import duties for rice

	Paddy	Indica rice		Japonica rice		Broken rice
		Husked	Milled	Husked	Milled	
1. Import duty (EUR/tonne)	(¹)	211,47	455,00	168,39	434,33	(¹)
2. Elements of calculation:						
(a) Arag cif price (EUR/tonne)	—	325,24	281,80	392,81	362,26	—
(b) fob price (EUR/tonne)	—	—	—	364,41	333,86	—
(c) Sea freight (EUR/tonne)	—	—	—	28,40	28,40	—
(d) Source	—	USDA	USDA	Operators	Operators	—

(¹) Duties fixed in the Common Customs Tariff.

COMMISSION REGULATION (EC) No 1929/1999
of 8 September 1999
amending the corrective amount applicable to the refund on cereals

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 Commission Regulation (EC) No 1253/1999 ⁽²⁾, and in particular Article 13(8) thereof,

- (1) Whereas the corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EC) No 1902/1999 ⁽³⁾;
- (2) Whereas, on the basis of today's cif prices and cif forward delivery prices, taking foreseeable developments on the market into account, the corrective amount at present applicable to the refund on cereals should be altered;

- (3) Whereas the corrective amount must be fixed according to the same procedure as the refund; whereas it may be altered in the period between fixings,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 1(1)(a),(b) and (c) of Regulation (EEC) No 1766/92 which is applicable to the export refunds fixed in advance in respect of the products referred to, except for malt, is hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 September 1999.

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

Done at Brussels, 8 September 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 233, 3.9.1999, p. 29.

ANNEX

to the Commission Regulation of 8 September 1999 altering the corrective amount applicable to the refund on cereals

(EUR/t)

Product code	Destination ⁽¹⁾	Current 9	1st period 10	2nd period 11	3rd period 12	4th period 1	5th period 2	6th period 3
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	01	0	-1,00	-2,00	-3,00	-4,00	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	01	0	0	-1,00	-3,00	-5,00	—	—
1002 00 00 9000	01	0	0	0	0	0	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	03	0	-25,00	-25,00	-25,00	-25,00	—	—
	02	0	0	0	0	0	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	01	0	0	0	0	0	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	01	—	—	—	—	—	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	01	0	0	-4,80	-8,22	-10,96	—	—
1101 00 15 9130	01	0	0	-4,48	-7,68	-10,24	—	—
1101 00 15 9150	01	0	0	-4,13	-7,08	-9,44	—	—
1101 00 15 9170	01	0	0	-3,82	-6,54	-8,72	—	—
1101 00 15 9180	01	0	0	-3,57	-6,12	-8,16	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	01	0	0	0	0	0	—	—
1102 10 00 9700	—	—	—	—	—	—	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	01	0	0	0	0	0	—	—
1103 11 10 9400	01	0	0	0	0	0	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	01	0	0	0	0	0	—	—
1103 11 90 9800	—	—	—	—	—	—	—	—

⁽¹⁾ The destinations are identified as follows:

- 01 all third countries,
- 02 other third countries,
- 03 USA, Canada and Mexico.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ L 214, 30.7.1992, p. 20).

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 1810/1999 of 17 August 1999 imposing a provisional countervailing on imports of polyethylene terephthalate (PET) film originating in India*(Official Journal of the European Communities L 219 of 19 August 1999)*

On page 14 in recital 5(c) 'Exporting producers in India', third line:

for: '— Garware Plastics & Polyesters Ltd, Mumbai',

read: '— Garware Polyester Ltd, Mumbai';

on page 30 in recital 157, third indent:

for: '— Garware Plastics & Polyesters Ltd',

read: '— Garware Polyester Ltd';

on page 31, Article 1, the table:

for:

Producer	Rate of duty (%)	Taric additional code
Ester Industries Ltd 75-76, Amrit Nagar, Gehind NDSE-I, New Delhi, 110 003, India	12,6	A026
Flex Industries Ltd A-1, Sector-60 Noida, 201 301 (UP), India	13,8	A027
Garware Plastics & Polyesters Ltd Western Express Highway, Bombay, 400 057, India	6,7	A028
India Polyfilms Ltd 112, Indra Prakash Building 21, Barakhamba Road New Delhi, 110 001, India	7,1	A029
Jindal Polyester Ltd 115-117, Indra Prakash Building, 21, Barakhamba Road New Delhi, 110 001, India	7,1	A030
MTZ Polyesters Ltd Sarnath Center, Upvan Area, Upper Govind Nagar, Malad (E), Mumbai, 400 097, India	37,2	A031
Polyplex Corporation Ltd 75, Amrit Nagar, New Delhi, 110 003, India	20,3	A032
All other Indian companies	37,2	A999'

read:

Producer	Rate of duty (%)	Taric additional code
Ester Industries Ltd 75-76, Amrit Nagar Behind NDSE Part-I, New Delhi, 110 003, India	12,6	A026
Flex Industries Ltd A-1, Sector-60 Noida, 201 301 (UP), India	13,8	A027
Garware Polyester Ltd 50-A Swami Nityanand Marg, Mumbai, 400 057, India	6,7	A028
India Polyfilms Ltd 112, Indra Prakash Building 21, Barakhamba Road New Delhi, 110 001, India	7,1	A029
Jindal Polyester Ltd 112, Indra Prakash Building, 21, Barakhamba Road New Delhi, 110 001, India	7,1	A030
MTZ Polyesters Ltd Sarnath Center, Upvan Area, Upper Govind Nagar, Malad (E), Mumbai, 400 097, India	37,2	A031
Polyplex Corporation Ltd 2 Ring Road, Kilokri, Opposite Maharani Bagh New Delhi, 110 014, India	20,3	A032
All other Indian companies	37,2	A999'