COUNCIL REGULATION (EEC) No 1125/89

of 27 April 1989

amending Regulation (EEC) No 426/86 on the common organization of the market in products processed from fruit and vegetables

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof.

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the European Parliament (2),

Having regard to the opinion of the Economic and Social Committee (3),

Whereas Part A of Annex I to Council Regulation (EEC) No 426/86 (4), as last amended by Regulation (EEC) No 2247/88 (5), lists the products for which production aid is given; whereas pears of the Rocha variety, the most representative sold in Portugal for processing, should be added to the list; whereas this variety should therefore be included in the production year calendar and the eligibility for aid should be extended to the production of peaches and pears preserved in natural fruit juice;

Whereas given the characteristics and recent trend of the market in finished tomato-based products, the unsatisfactory price situation for the various products and the need not to create any unjustified discrimination between the various uses of fresh tomatoes, production aid should be granted for new finished products and they should be listed in the abovementioned Part A to Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 426/86 is hereby amended as follows:

1. Article 1 (2) is amended as follows:
   - the fourth indent under (b) is replaced by the following:
     '— peaches preserved in syrup and/or in natural fruit juice, falling within CN code 2008 70',
   - (c) is replaced by the following:
     '(c) 15 July to 14 July for Williams and Rocha pears in syrup and/or in natural fruit juice, falling within CN code 2008 40'.
2. Part A of Annex I is replaced by the Annex to this Regulation.

Article 2

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

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

Done at Luxembourg, 27 April 1989.

For the Council

The President

J. BARRIONUEVO PEÑA

(1) OJ No C 82, 3. 4. 1989, p. 66.
(2) Opinion delivered on 13 April 1989 (not yet published in the Official Journal.
(3) Opinion delivered on 31 March 1989 (not yet published in the Official Journal).
(4) OJ No L 49, 27. 2. 1986, p. 1.
(5) OJ No L 198, 26. 7. 1988, p. 21.

ANNEX

'ANNEX I

PART A

Products referred to in Articles 2 and 7

CN code	Description of goods
ex 0710 80 70	Peeled tomatoes, whether or not whole, frozen
ex 0712 90 30	Tomato flakes
0804 20 90	Dried figs
ex 0806 20	Sultanas, currants and muscatels
ex 0813 20 00	Prunes derived from dried "d'Ente" plums
ex 2002 10 00	Peeled tomatoes, whole or in pieces Unpeeled tomatoes, whole or in pieces (crush or pizza sauce)
ex 2002 90 10	Tomato juice (including passata)
ex 2002 90 30	Tomato concentrate
ex 2002 90 90	
ex 2008 40 51	Williams and Rocha pears in syrup and/or in natural fruit juice
ex 2008 40 59	
ex 2008 40 71	
ex 2008 40 79	
ex 2008 40 91	
ex 2008 40 99	
ex 2008 70 61	Peaches in syrup and/or in natural fruit juice
ex 2008 70 69	
ex 2008 70 71	
ex 2008 70 79	
ex 2008 70 91	
ex 2008 70 99	
2009 50	Tomato juice'