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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EEC) No 2413/85
of 27 August 1985**

fixing the import levies on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organi-
zation of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 1018/84 ⁽²⁾, and in particular
Article 13 ⁽⁵⁾ thereof,

Having regard to Council Regulation No 129 on the
value of the unit of account and the exchange rates to
be applied for the purposes of the common agricul-
tural policy ⁽³⁾, as last amended by Regulation (EEC)
No 2543/73 ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 2159/85 ⁽⁵⁾ and subsequent amending
Regulations ;

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

— in the case of currencies which are maintained in
relation to each other at any given moment within
a band of 2,25 %, a rate of exchange based on
their central rate, multiplied by the coefficient

provided for in Article 2b (2) of Regulation (EEC)
No 974/71 ⁽⁶⁾, as last amended by Regulation (EEC)
No 855/84 ⁽⁷⁾,

— for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each of
these currencies recorded for a given period in
relation to the Community currencies referred to
in the previous indent, and the aforesaid coeffi-
cient ;

Whereas these exchange rates being those recorded on
26 August 1985 ;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 2159/85 to today's
offer prices and quotations known to the Commission
that the levies at present in force should be altered to
the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products listed in
Article 1 (a), (b) and (c) of Regulation (EEC) No
2727/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 August
1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 203, 1. 8. 1985, p. 8.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 27 August 1985 fixing the import levies on cereals and on wheat or rye flour, groats and meal

<i>(ECU/tonne)</i>		
CCT heading No	Description	Levies
10.01 B I	Common wheat, and meslin	111,06
10.01 B II	Durum wheat	166,71 ⁽¹⁾ ⁽²⁾
10.02	Rye	110,63 ⁽⁶⁾
10.03	Barley	110,15
10.04	Oats	78,61
10.05 B	Maize, other than hybrid maize for sowing	88,82 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	49,66 ⁽⁴⁾
10.07 C	Grain sorghum	113,03 ⁽⁴⁾
10.07 D I	Triticale	⁽⁷⁾
10.07 D II	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	168,48
11.01 B	Rye flour	167,92
11.02 A I a)	Durum wheat groats and meal	271,49
11.02 A I b)	Common wheat groats and meal	181,95

- ⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0,60 ECU/tonne.
- ⁽²⁾ In accordance with Regulation (EEC) No 486/85 the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.
- ⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1,81 ECU/tonne.
- ⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.
- ⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0,60 ECU/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 and Commission Regulation (EEC) No 2622/71.
- ⁽⁷⁾ The levy applicable to rye shall be charged on imports of the product falling within subheading 10.07 D I (triticale).

COMMISSION REGULATION (EEC) No 2414/85

of 27 August 1985

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

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 1018/84 ⁽²⁾, and in particular
Article 15 (6) thereof,

Having regard to Council Regulation No 129 on the
value of the unit of account and the exchange rates to
be applied for the purposes of the common agricul-
tural policy ⁽³⁾, as last amended by Regulation (EEC)
No 2543/73 ⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
2160/85 ⁽⁵⁾ and subsequent amending Regulations;

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

- in the case of currencies which are maintained in
relation to each other at any given moment within
a band of 2,25 %, a rate of exchange based on
their central rate, multiplied by the coefficient

provided for in Article 2b (2) of Regulation (EEC)
No 974/71 ⁽⁶⁾, as last amended by Regulation (EEC)
No 855/84 ⁽⁷⁾,

- for other currencies, an exchange rate based on the
arithmetic mean of the spot market rates of each of
these currencies recorded for a given period in
relation to the Community currencies referred to
in the previous indent, and the aforesaid coeffi-
cient;

Whereas these exchange rates being those recorded on
26 August 1985;

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 referred to in Article 15 of Regulation
(EEC) No 2727/75 to be added to the import levies
fixed in advance in respect of cereals and malt shall be
as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 August
1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 203, 1. 8. 1985, p. 11.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 27 August 1985 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 8	1st period 9	2nd period 10	3rd period 11
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	1,19	1,19	2,39
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	8,92
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

CCT heading No	Description	(ECU/tonne)				
		Current 8	1st period 9	2nd period 10	3rd period 11	4th period 12
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	2,12	2,12	4,25	4,25
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	1,58	1,58	3,18	3,18
11.07 B	Roasted malt	0	1,84	1,84	3,70	3,70

COMMISSION REGULATION (EEC) No 2415/85

of 27 August 1985

fixing for Great Britain the level of the variable slaughter premium for sheep
and the amounts to be charged on products leaving region 5

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1837/80 of 27 June 1980 on the common organization
of the market in sheepmeat and goatmeat⁽¹⁾, as last
amended by Regulation (EEC) No 1312/85⁽²⁾,

Having regard to Commission Regulation (EEC) No
1633/84 of 8 June 1984 laying down detailed rules for
applying the variable slaughter premium for sheep and
repealing Regulation (EEC) No 2661/80⁽³⁾, and in
particular Articles 3 (1) and 4 (1) thereof,

Whereas the United Kingdom is the only country
which grants the variable slaughter premium, in region
5, within the meaning of Article 3 (5) of Regulation
(EEC) No 1837/80; whereas it is necessary therefore
for the Commission to fix, for the week beginning 5
August 1985, the level of the premium and the
amount to be charged on products leaving that region;

Whereas Article 3 (1) of Regulation (EEC) No 1633/84
stipulates that the level of the variable slaughter
premium is to be fixed each week by the Commis-
sion;

Whereas Article 4 (1) of Regulation (EEC) No 1633/84
lays down that the amount to be charged on products
leaving region 5 shall be fixed weekly by the Commis-
sion;

Whereas it follows from the application of the rules
laid down in Article 9 (1) of Regulation (EEC) No
1837/80 and in Article 4 (1) and (3) of Regulation

(EEC) No 1633/84 that the variable slaughter premium
for sheep certified as eligible in the United Kingdom,
and the amounts to be charged on products leaving
region 5 of the aforesaid Member State during the
week beginning 5 August 1985, shall be set out in the
Annexes hereto,

HAS ADOPTED THIS REGULATION:

Article 1

For sheep or sheepmeat certified as eligible in the
United Kingdom in region 5, within the meaning of
Article 3 (5) of Regulation (EEC) No 1837/80, for the
variable slaughter premium during the week beginning
5 August 1985 the level of the premium shall be
equivalent to the amount fixed in Annex I.

Article 2

For products referred to in Article 1 (a) and (c) of
Regulation (EEC) No 1837/80 which left the territory
of region 5 during the week beginning 5 August 1985,
the amounts to be charged shall be equivalent to those
fixed in Annex II hereto.

Article 3

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

It shall apply with effect from 5 August 1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 137, 27. 5. 1985, p. 22.

⁽³⁾ OJ No L 154, 9. 6. 1984, p. 27.

ANNEX I

Level of variable slaughter premium for certified sheep in region 5 for the week commencing 5 August 1985

Description	Premium
Certified sheep or sheepmeat	59,690 ECU per 100 kilograms of estimated or actual dressed carcase weight ⁽¹⁾

⁽¹⁾ Within the weight limits laid down by the United Kingdom.

ANNEX II

Amount to be charged for products leaving region 5 during the week commencing
5 August 1985

		(ECU/100 kg)
CCT heading No	Description	Charge
		Live weight
01.04 B	Live sheep and goats other than pure-bred breeding animals	28,054
		Net weight
02.01 A IV a)	Meat of sheep or goats, fresh or chilled :	
	1. Carcases or half-carcases	59,690
	2. Short forequarters	41,783
	3. Chines and/or best ends	65,659
	4. Legs	77,597
	5. Other :	
	aa) Unboned (bone-in)	77,597
	bb) Boned or boneless	108,636
02.01 A IV b)	Meat of sheep or goats, frozen :	
	1. Carcases or half-carcases	44,768
	2. Short forequarters	31,338
	3. Chines and/or best ends	49,245
	4. Legs	58,198
	5. Other :	
	aa) Unboned (bone-in)	58,198
	bb) Boned or boneless	81,478
02.06 C II a)	Meat of sheep or goats, salted in brine, dried or smoked :	
	1. Unboned (bone-in)	77,597
	2. Boned or boneless	108,636
ex 16.02 B III b) 2 aa) 11)	Other prepared or preserved meat or meat offal of sheep or goats, uncooked ; mixtures of cooked meat or offal and uncooked meat or offal :	
	— unboned (bone-in)	77,597
	— boned or boneless	108,636

**COMMISSION REGULATION (EEC) No 2416/85
of 26 August 1985**

altering the monetary compensatory amounts applicable in the wine sector

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 974/71
of 12 May 1971 on certain measures of conjunctural
policy to be taken in agriculture following the tempo-
rary widening of the margins of fluctuation for the
currencies of certain Member States ⁽¹⁾, as last amended
by Regulation (EEC) No 855/84 ⁽²⁾, and in particular
Article 6 thereof,

Having regard to Council Regulation (EEC) No
1223/83 of 20 May 1983 on the exchange rates to be
applied in agriculture ⁽³⁾, as last amended by Regula-
tion (EEC) No 1297/85 ⁽⁴⁾,

Having regard to Council Regulation (EEC) No 855/84
of 31 March 1984 on the calculation and the dis-
mantlement of the monetary compensatory amounts
applying to certain agricultural products, and in parti-
cular Article 7 thereof,

Whereas the monetary compensatory amounts intro-
duced under Regulation (EEC) No 974/71 were fixed
by Commission Regulation (EEC) No 1343/85 ⁽⁵⁾, as
last amended by Regulation (EEC) No 2344/85 ⁽⁶⁾;

Whereas the 1985/86 wine year begins on 1
September 1985; whereas prices in ECU for wine-
sector products in the said marketing year have been
fixed at the same level as in the preceding wine year;

Whereas, under Article 2b of Regulation (EEC) No
974/71, the central rate has been made subject to a
corrective factor; whereas the said corrective factor was
fixed at 1,035239 by Commission Regulation (EEC)
No 2055/85 ⁽⁷⁾;

Whereas this central rate, which has led to a new
method of calculating monetary compensatory
amounts, must be taken into account in calculating
the monetary compensatory amounts applicable to
products of the wine sector; whereas, from 1
September 1985, account must also be taken of the
new representative rates fixed by Regulation (EEC) No
1223/83 in this sector; whereas the result of applying
the said provisions is to compensatory amounts in the
wine sector;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Part 6 of Annex I to Regulation (EEC) No
1343/85 is hereby deleted.
2. Annex II to Regulation (EEC) No 1343/85 is
hereby replaced by the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 September
1985.

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

Done at Brussels, 26 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.
⁽²⁾ OJ No L 90, 1. 4. 1984, p. 1.
⁽³⁾ OJ No L 132, 21. 5. 1983, p. 33.
⁽⁴⁾ OJ No L 137, 27. 5. 1985, p. 1.
⁽⁵⁾ OJ No L 138, 27. 5. 1985, p. 2.
⁽⁶⁾ OJ No L 221, 19. 8. 1985, p. 1.

⁽⁷⁾ OJ No L 193, 25. 7. 1985, p. 33.

ANNEX

ANNEX II

Monetary coefficients

Products	Member States								
	Germany	Netherlands	United Kingdom	BLEU	Denmark	Italy	France	Greece	Ireland
— Beef and veal	0,982	0,982	0,976	—	—	1,037	—	1,047	—
— Milk and milk products	0,971	0,971	0,976	—	—	1,037	—	1,047	—
— Pigmeat	0,982	0,982	0,976	—	—	1,037	—	1,047	—
— Sugar	0,982	0,982	0,976	—	—	1,037	—	1,047	—
— Cereals	0,976	0,976	0,976	—	—	1,037	—	1,047	—
— Eggs and poultry and albumins	0,982	0,982	0,976	—	—	1,037	—	1,047	—
— Wine	—	—	—	—	—	—	—	—	—
— Under Regulation (EEC) No 3033/80	0,982	0,982	0,976	—	—	1,037	—	1,047	—

COMMISSION REGULATION (EEC) No 2417/85
of 27 August 1985

concerning the reduction in the purchase price for wines referred to in Article 14b of Regulation (EEC) No 337/79 in respect of the 1985/86 wine-growing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine ⁽¹⁾, as last amended by Regulation (EEC) No 798/85 ⁽²⁾, and in particular Articles 14b and 65 thereof,

Whereas Article 14b of Regulation (EEC) No 337/79 provides, in the case of certain distillation schemes, for a reduction in the purchase price paid to producers who have increased the alcoholic strength of their wine by the addition of sucrose or concentrated grape must in respect of which aid has been applied for or received under Article 14 of the said Regulation; whereas this reduction must take into account the commercial benefits accruing from enrichment;

Whereas there are no officially recognized methods of analysis for determining whether a given batch of wine has been enriched using one of the said techniques; whereas it is furthermore very difficult to establish a link between the enrichment carried out by individual producers and the wine they send for distillation; whereas an exact determination of the commercial benefits accruing to each producer is accordingly possible only at the cost of an excessive amount of administrative effort which is liable to delay the payment of aid and render the overall package of intervention measures ineffective; whereas, therefore, a flat-rate system should be applied to all producers under which the purchase price for wine is based on the average natural alcoholic strength normally achieved in each wine-growing zone, with provision that only producers who have not enriched any part of their production by adding sucrose or concentrated grape must in respect of which aid has been received under Article 14 of Regulation (EEC) No 337/79 are to be paid according to the natural alcoholic strength actually achieved by the wine sent for distillation, even where this is above the maximum limit set;

Whereas the natural alcoholic strength in a given zone can vary widely from one wine year to the next;

whereas the average should thus be determined for each wine year;

Whereas, for calculation of the aid for the product obtained from distillation operations under Article 41 of Regulation (EEC) No 337/79 and of the quantity of alcohol that can be taken over by the intervention agency under that Article, limits on actual alcoholic strength identical to those to be used for calculation of the purchase price for the wine in question should be used;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The actual alcoholic strength to be taken as a basis for calculating the price in the 1985/86 wine year for wine sent for distillation under one of the schemes referred to in Articles 11, 12a, 15 and 41 of Regulation (EEC) No 337/79 shall not exceed the following limits:

- 8,0 % vol for wine from grapes produced in zone A,
- 8,5 % vol for wine grapes produced in zone B,
- 10,0 % vol for wine from grapes produced in zone C I (a),
- 10,5 % vol for wine from grapes produced in zone C I (b),
- 11,0 % vol for wine from grapes produced in zone C II,
- 11,5 % vol for wine from grapes produced in zones C III.

2. However, the alcoholic strength to be taken as a basis for the calculation referred to in paragraph 1 shall be the natural alcoholic strength actually achieved in wine sent for distillation by those producers who furnish evidence to the competent authorities of the Member States that, during the wine year in which the wine sent for distillation is made, they have not increased the alcoholic strength of any part of their production:

⁽¹⁾ OJ No L 54, 5. 3. 1979, p. 1.

⁽²⁾ OJ No L 89, 29. 3. 1985, p. 1.

- either by the addition of concentrated grape must or rectified concentrated grape must in respect of which aid has been applied for or received under Article 14 of Regulation (EEC) No 337/79, or
- by the addition of sucrose.

Article 2

1. The aid to be paid to distillers for products distilled under one of the schemes referred to in Article 1 (1) shall be calculated on the basis of the alcoholic strength of the product obtained from distillation reduced by a percentage corresponding to the difference between the actual alcoholic strength of the wine delivered and the limit set in Article 1 (1).

2. The maximum quantity that may be taken over by the intervention agency under Article 41 of Regulation (EEC) No 337/79 shall be obtained by multiplying the total quantity of wine delivered by the maximum alcoholic strength specified in Article 1 (1)

and dividing the result by the alcoholic strength of the product obtained from distillation that is delivered.

3. In cases where the delivery of wine for compulsory distillation under Article 41 of Regulation (EEC) No 337/79 is effected by a producer other than the person on whom the obligation falls the provisions of paragraphs 1 and 2 shall apply to the wine of the producer effecting delivery.

Article 3

Member States shall take all measures necessary for the verification of data provided under Article 1 and of compliance with the provisions thereof.

They shall notify these measures to the Commission without delay.

Article 4

This Regulation shall enter into force on 1 September 1985.

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

Done at Brussels, 27 August 1985.

For the Commission
Frans ANDRIESEN
Vice-President

COMMISSION REGULATION (EEC) No 2418/85

of 27 August 1985

fixing the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 1025/84⁽⁴⁾, and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation (EEC) No 1418/76; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice⁽⁵⁾, as last amended by Regulation (EEC) No 1027/84⁽⁶⁾, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first 25 days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

Whereas the 1985/86 marketing year for cereals other than durum wheat begins on 1 August 1985; whereas the Council has not, to date, adopted prices for these

products for the 1985/86 marketing year; whereas the Commission, in compliance with the tasks entrusted to it by the Treaty, is obliged to adopt the precautionary measures essential to ensure continuity of operation of the common agricultural policy in the cereals sector;

Whereas, in order to ensure continuity of operation of the import arrangements for cereals, the prices set in Article 2 of Regulation (EEC) No 2124/85⁽⁷⁾, should be used for calculation of the levies on processed products; whereas these prices will be adjusted, beginning on 1 September 1985, by amounts equal to the monthly increases fixed by Regulation (EEC) No 1020/84;

Whereas Commission Regulation (EEC) No 1579/74 of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for these products and for compound feedingstuffs manufactured from cereals⁽⁸⁾, as last amended by Regulation (EEC) No 1740/78⁽⁹⁾, provides that the levy thus determined, increased by the fixed component is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 3,02 ECU per tonne from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75⁽¹⁰⁾, as amended by Regulation (EEC) No 2415/75⁽¹¹⁾, laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75; whereas, in accordance with Regulation (EEC) No 2742/75⁽¹²⁾, as last amended by Regulation (EEC) No 1499/85⁽¹³⁾, the variable component of the levy on certain processed products must be reduced by the incidence of the production refund granted in respect of basic products intended for processing;

(1) OJ No L 281, 1. 11. 1975, p. 1.
 (2) OJ No L 107, 19. 4. 1984, p. 1.
 (3) OJ No L 166, 25. 6. 1976, p. 1.
 (4) OJ No L 107, 19. 4. 1984, p. 13.
 (5) OJ No L 281, 1. 11. 1975, p. 65.
 (6) OJ No L 107, 19. 4. 1984, p. 15.

(7) OJ No L 198, 30. 7. 1985, p. 31.
 (8) OJ No L 168, 25. 6. 1974, p. 7.
 (9) OJ No L 202, 26. 7. 1978, p. 8.
 (10) OJ No L 195, 26. 7. 1975, p. 25.
 (11) OJ No L 247, 23. 9. 1975, p. 22.
 (12) OJ No L 281, 1. 11. 1975, p. 57.
 (13) OJ No L 151, 10. 6. 1985, p. 24.

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories⁽¹⁾;

Whereas, in respect of products falling within subheading 07.06 A of the Common Customs Tariff, Council Regulation (EEC) No 604/83 of 14 March 1983 on the import system applicable in 1983 to 1986 to products falling within subheading 07.06 A of the Common Customs Tariff and amending Regulation (EEC) No 950/68 on the Common Customs Tariff⁽²⁾ lays down the terms on which the import levy may be charged at 6% *ad valorem* and provides for the Common Customs Tariff to be amended accordingly;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25%, a rate of exchange based on their central rate, multiplied by the coefficient

provided for in Article 2b (2) of Regulation (EEC) No 974/71⁽³⁾, as last amended by Regulation (EEC) No 855/84⁽⁴⁾,

- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation (EEC) No 1418/76 and subject to Regulation (EEC) No 2744/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 September 1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 61, 1. 3. 1985, p. 4.

⁽²⁾ OJ No L 72, 18. 3. 1983, p. 3.

⁽³⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁴⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 27 August 1985 fixing the import levies on products processed from cereals and rice

(ECU/tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
07.06 A I	109,01 ⁽¹⁾	107,20 ⁽¹⁾ ⁽²⁾
07.06 A II	112,03 ⁽¹⁾	107,20 ⁽¹⁾ ⁽²⁾
11.01 C ⁽²⁾	202,26	196,22
11.01 D ⁽²⁾	155,04	149,00
11.01 E I ⁽²⁾	174,07	168,03
11.01 E II ⁽²⁾	98,24	95,22
11.01 F ⁽²⁾	103,91	100,89
11.01 G ⁽²⁾	115,87	112,85
11.02 A II ⁽²⁾	209,94	203,90
11.02 A III ⁽²⁾	202,26	196,22
11.02 A IV ⁽²⁾	155,04	149,00
11.02 A V a) 1 ⁽²⁾	139,13	133,09
11.02 A V a) 2 ⁽²⁾	174,07	168,03
11.02 A V b) ⁽²⁾	98,24	95,22
11.02 A VI ⁽²⁾	103,91	100,89
11.02 A VII ⁽²⁾	115,87	112,85
11.02 B I a) 1 ⁽²⁾	177,44	174,42
11.02 B I a) 2 aa	87,46	84,44
11.02 B I a) 2 bb) ⁽²⁾	152,02	149,00
11.02 B I b) 1 ⁽²⁾	177,44	174,42
11.02 B I b) 2 ⁽²⁾	152,02	149,00
11.02 B II a) ⁽²⁾	150,09	147,07
11.02 B II b) ⁽²⁾	153,68	150,66
11.02 B II c) ⁽²⁾	152,38	149,36
11.02 B II d) ⁽²⁾	180,04	177,02
11.02 C I ⁽²⁾	179,95	176,93
11.02 C II ⁽²⁾	184,27	181,25
11.02 C III ⁽²⁾	278,57	272,53
11.02 C IV ⁽²⁾	135,47	132,45
11.02 C V ⁽²⁾	152,38	149,36
11.02 C VI ⁽²⁾	180,04	177,02
11.02 D I ⁽²⁾	115,81	112,79
11.02 D II ⁽²⁾	118,57	115,55
11.02 D III ⁽²⁾	114,21	111,19
11.02 D IV ⁽²⁾	87,46	84,44
11.02 D V ⁽²⁾	98,24	95,22
11.02 D VI ⁽²⁾	115,87	112,85
11.02 E I a) 1 ⁽²⁾	114,21	111,19
11.02 E I a) 2 ⁽²⁾	87,46	84,44
11.02 E I b) 1 ⁽²⁾	224,06	218,02
11.02 E I b) 2 ⁽²⁾	171,60	165,56
11.02 E II a) ⁽²⁾	205,08	199,04
11.02 E II b) ⁽²⁾	209,94	203,90
11.02 E II c) ⁽²⁾	174,07	168,03
11.02 E II d) 1 ⁽²⁾	177,36	171,32
11.02 E II d) 2 ⁽²⁾	205,19	199,15
11.02 F I ⁽²⁾	205,08	199,04
11.02 F II ⁽²⁾	209,94	203,90
11.02 F III ⁽²⁾	202,26	196,22
11.02 F IV ⁽²⁾	155,04	149,00

(ECU/tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 F V ⁽²⁾	174,07	168,03
11.02 F VI ⁽²⁾	103,91	100,89
11.02 F VII ⁽²⁾	115,87	112,85
11.02 G I	88,98	82,94
11.02 G II	76,05	70,01
11.04 C I	112,03	105,38 ⁽³⁾
11.04 C II a)	139,59	115,41 ⁽³⁾
11.04 C II b)	170,84	146,66 ⁽³⁾
11.07 A I a)	207,71	196,83
11.07 A I b)	157,95	147,07
11.07 A II a)	204,92 ⁽⁴⁾	194,04
11.07 A II b)	155,86	144,98
11.07 B	179,85 ⁽⁴⁾	168,97
11.08 A I	139,59	119,04
11.08 A II	139,16	108,33
11.08 A III	202,69	182,14
11.08 A IV	139,59	119,04
11.08 A V	139,59	59,52 ⁽⁵⁾
11.09	512,50	331,16
17.02 B II a) ⁽³⁾	251,99	155,27
17.02 B II b) ⁽³⁾	185,53	119,04
17.02 F II a)	259,39	162,67
17.02 F II b)	179,62	113,13
21.07 F II	185,53	119,04
23.02 A I a)	49,81	43,81
23.02 A I b)	99,88	93,88
23.02 A II a)	49,81	43,81
23.02 A II b)	99,88	93,88
23.03 A I	329,22	147,88

⁽¹⁾ This levy is limited to 6 % of the value for customs purposes, subject to certain conditions.

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polarimetric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1,6 % for rice, 2,5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

⁽³⁾ Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading 17.02 B I is subject to the same levy as products falling within subheading 17.02 B II.

⁽⁴⁾ In accordance with Regulation (EEC) No 1180/77 this levy is reduced by 5,44 ECU/tonne for products originating in Turkey.

⁽⁵⁾ In accordance with Regulation (EEC) No 486/85 the levy shall not be charged on the following products originating in the African, Caribbean and Pacific States and in the overseas countries and territories:

- arrowroot falling within subheading 07.06 A,
- flours and meal of arrowroot falling within subheading 11.04 C,
- arrowroot starch falling within subheading 11.08 A V.

COMMISSION REGULATION (EEC) No 2419/85

of 27 August 1985

fixing the import levies on compound feedingstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) (No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾), as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on compound feedingstuffs are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75; whereas Article 4 of Council Regulation (EEC) No 2743/75 of 29 October 1975 on the system to be applied to cereal-based compound feedingstuffs⁽³⁾, as amended by Regulation (EEC) No 2560/77⁽⁴⁾, provides that the incidence on the prime costs of these feedingstuffs of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable during the first 25 days of the month preceding that month of importation to the quantities of basic products considered to have been used in the manufacture of such compound feedingstuffs, this average being adjusted on the basis of the threshold price for the basic products in question ruling during the month of importation;

Whereas the 1985/86 marketing year for cereals other than durum wheat begins on 1 August 1985; whereas the Council has not, to date, adopted prices for these products for the 1985/86 marketing year; whereas the Commission, in compliance with the tasks entrusted to it by the Treaty, is obliged to adopt the precautionary measures essential to ensure continuity of operation of the common agricultural policy in the cereals sector;

Whereas, in order to ensure continuity of operation of the import arrangements for cereals, the prices set in

Article 2 of Regulation (EEC) No 2124/85⁽⁵⁾, should be used for calculation of the levies on processed products; whereas these prices will be adjusted, beginning on 1 September 1985, by amounts equal to the monthly increases fixed by Regulation (EEC) No 1020/84;

Whereas the levy thus determined, increased by the fixed component, is valid for one month; whereas the amount of the fixed component of the levy is laid down in Article 6 of Regulation (EEC) No 2743/75;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'⁽⁶⁾;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Council Regulation (EEC) No 974/71⁽⁷⁾, as last amended by Regulation (EEC) No 855/84⁽⁸⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 60.

⁽⁴⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁵⁾ OJ No L 198, 30. 7. 1985, p. 31.

⁽⁶⁾ OJ No L 61, 1. 3. 1985, p. 4.

⁽⁷⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁸⁾ OJ No L 90, 1. 4. 1984, p. 1.

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

and subject to Regulation (EEC) No 2743/75 shall be as set out in the Annex hereto.

HAS ADOPTED THIS REGULATION :

Article 2

Article 1

The import levies to be charged on the compound feedingstuffs covered by Regulation (EEC) No 2727/75

This Regulation shall enter into force on 1 September 1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 27 August 1985 fixing the import levies on compound feedingstuffs

(ECU / tonne)

CCT heading No	Nomenclature in simplified wording	Levies	
		Third countries (other than ACP and OCT)	ACP and OCT
	Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 21.07 F I) containing starch, glucose or glucose syrup :		
	Containing no starch or containing 10 % or less by weight of starch :		
23.07 B I a) 1	— Containing no milk products or containing less than 10 % by weight of such products	25,82	14,94
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	636,01	625,13
	Containing more than 10 % but not more than 30 % by weight of starch :		
23.07 B I b) 1	— Containing no milk products or containing less than 10 % by weight of such products	57,56	46,68
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	667,75	656,87
	Containing more than 30 % by weight of starch :		
23.07 B I c) 1	— Containing no milk products or containing less than 10 % by weight of such products	104,23	93,35
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	714,42	703,54

COMMISSION REGULATION (EEC) No 2420/85
of 27 August 1985
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector⁽¹⁾, as last amended by Regulation (EEC) No 1482/85⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1809/85⁽³⁾, as last amended by Regulation (EEC) No 2402/85⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1809/85 to the information known to the Commission that the levies

at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

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

Article 2

This Regulation shall enter into force on 28 August 1985.

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

Done at Brussels, 27 August 1985.

For the Commission

Frans ANDRIESEN

Vice-President

- ⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.
⁽²⁾ OJ No L 151, 10. 6. 1985, p. 1.
⁽³⁾ OJ No L 169, 29. 6. 1985, p. 77.
⁽⁴⁾ OJ No L 226, 24. 8. 1985, p. 5.

ANNEX

to the Commission Regulation of 27 August 1985 fixing the import levies on white sugar and raw sugar

CCT heading No	Description	Levy (ECU/100 kg)
17.01	Beet sugar and cane sugar, in solid form : A. White sugar : flavoured or coloured sugar B. Raw sugar	46,92 42,54 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 23 July 1985

approving a modification to the programme for the cotton sector in Greece

(Only the Greek text is authentic)

(85/412/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 389/82
of 15 February 1982 on producer groups and associa-
tions thereof in the cotton sector⁽¹⁾, and in particular
Article 8 (1) thereof,

Whereas on 8 March 1985 the Greek Government
forwarded a modification to the programme for the
cotton sector, which was approved by Commission
Decision of 7 March 1983⁽²⁾;

Whereas this modification relates to the updating of
the programme as regards mechanized harvesting
equipment and storage and ginning facilities for
cotton;

Whereas the modified programme includes all the
information justifying the modification, as referred to
in Article 6 (2) of Regulation (EEC) No 389/82;
whereas it meets the objectives and conditions of the
said Regulation;

Whereas the programme's estimates for aid from the
European Agricultural Guidance and Guarantee Fund

are within the estimated cost referred to in Article 10
(4) of Regulation (EEC) No 389/82;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The modification of the programme for the cotton
sector, forwarded by the Greek Government on 8
March 1985, in accordance with Regulation (EEC) No
389/82, is hereby approved.

Article 2

This Decision is addressed to the Hellenic Republic.

Done at Brussels, 23 July 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 51, 23. 12. 1982, p. 1.

⁽²⁾ OJ No L 66, 12. 3. 1983, p. 18.

COMMISSION DIRECTIVE

of 24 July 1985

**amending Directive 80/723/EEC on the transparency of financial relations
between Member States and public undertakings**

(85/413/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 90 (3) thereof,

Whereas Article 4 (b) and (c) of Commission Directive 80/723/EEC⁽¹⁾ excludes from its scope public undertakings carrying on activities in the sectors of water and energy, posts and telecommunications, transport and public credit institutions;

Whereas public undertakings operating in these sectors play an important role in the economies of the Member States; whereas the need for transparency of financial relations between the Member States and public undertakings in certain sectors previously excluded has proved greater than before in view of developments in the competitive situation in the sectors concerned and the progress made towards closer economic integration;

Whereas equal treatment of public and private undertakings must also be ensured in these sectors; whereas in particular transparency of financial relations between the Member States and public undertakings in these sectors must be established for the same reasons and to the same extent as for the undertakings covered by Directive 80/723/EEC;

Whereas the Commission is required by the Treaty to ensure that Member States do not grant undertakings, whether public or private, in the said sectors aids incompatible with the common market;

Whereas the Commission advised the Member States when notifying Directive 80/723/EEC to them that the exclusion of these sectors was only temporary;

Whereas by virtue of Article 232 (1) of the EEC Treaty the provisions of that Treaty shall not affect those of the ECSC Treaty; whereas the ECSC Treaty contains special provisions governing the obligations of Member States as far as public undertakings and aid

are concerned; whereas Article 90 of the EEC Treaty is therefore inapplicable to public undertakings carrying on activities coming under the ECSC Treaty;

Whereas by virtue of Article 232 (2) of the EEC Treaty the provisions of that Treaty shall not derogate from those of the Euratom Treaty, but whereas the latter does not contain any special provisions on public undertakings or aid; whereas Article 90 of the EEC Treaty therefore applies to the nuclear energy field;

Whereas the transparency of the Member States' financial relations with public undertakings in the rail, road and inland waterway transport sectors is already regulated to a considerable extent by legislation enacted by the Council; whereas this Directive is without prejudice to that legislation;

Whereas Directive 80/723/EEC contains provisions, particularly in Articles 3 and 5, which may facilitate the Commission's task in meeting the obligations it has assumed under the said Council legislation, in particular as regards the preparation of periodical reports on the performance of those public undertakings;

Whereas the scope of Directive 80/723/EEC should therefore be extended to cover all the transport sector;

Whereas Member States' financial relations with credit institutions belonging to the public sector are also covered by this Directive; whereas, however, the Directive should not apply to Member States' relations with central banks which are responsible for the conduct of monetary policy;

Whereas public authorities often deposit short-term funds with public credit institutions on normal commercial terms; whereas such deposits do not confer special advantages on the credit institutions and should therefore not be covered by the Directive;

Whereas the economic importance of credit institutions does not depend on their turnover but on their balance sheet total; whereas the threshold laid down in Article 4 (d) of Directive 80/723/EEC should therefore be set as far as credit institutions are concerned by reference to that criterion,

⁽¹⁾ OJ No L 195, 29. 7. 1980, p. 35.

HAS ADOPTED THIS DIRECTIVE :

Article 1

Article 4 of Directive 80/723/EEC is hereby replaced by the following :

Article 4

This Directive shall not apply to financial relations between the public authorities and :

- (a) public undertakings, as regard services the supply of which is not liable to affect trade between Member States to an appreciable extent ;
- (b) central banks and the Institut Monétaire Luxembourgeois ;
- (c) public credit institutions, as regards deposits of public funds placed with them by public authorities on normal commercial terms ;
- (d) public undertakings whose total turnover before tax over the period of the two financial years preceding that in which the funds referred to in Article 1 are made available or

used has been less than 40 million ECU. However, for public credit institutions the corresponding threshold shall be a balance sheet total of 800 million ECU.'

Article 2

Member States shall take the necessary measures to comply with this Directive by 1 January 1986. They shall inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 24 July 1985.

For the Commission

Peter SUTHERLAND

Member of the Commission

COMMISSION DECISION

of 29 July 1985

concerning animal health conditions and veterinary certification for imports of fresh meat from certain third countries

(85/414/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries⁽¹⁾, and in particular Articles 16, 23 and 28 thereof,

Whereas Commission Decisions 78/693/EEC⁽²⁾, 85/97/EEC⁽³⁾, 85/96/EEC⁽⁴⁾, 85/99/EEC⁽⁵⁾ and 85/220/EEC⁽⁶⁾ have laid down the animal health conditions and veterinary certification requirements for imports of fresh meat from Argentina, Brazil, Uruguay, Paraguay and Colombia respectively; whereas these Decisions allow Member States to authorize imports of bovine tongues subject to special conditions; whereas inspection, in accordance with Article 23 of the Directive, of such tongues on importation for signs of foot-and-mouth disease is frustrated if epithelium has been removed before inspection; whereas it is therefore advisable, for reasons of animal health, to forbid the importation of tongues without epithelium from Argentina, Brazil, Uruguay, Paraguay and Colombia;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. In Article 1 of Commission Decisions 78/693/EEC, 85/97/EEC, 85/96/EEC, 85/99/EEC and 85/220/EEC concerning animal health conditions and veterinary certification for imports of fresh meat from Argentina, Brazil, Uruguay, Paraguay and Colombia respectively, the words 'completely trimmed tongues without bone, cartilage or tonsils' are hereby replaced by 'completely trimmed tongues with epithelium and without bone, cartilage or tonsils'.

2. In the first footnote to Annex D of Decision 78/693/EEC and in the first footnote to Annex C of Decisions 85/97/EEC, 85/96/EEC, 85/99/EEC and 85/220/EEC respectively, the word 'tongues' is hereby replaced by the words 'tongues with epithelium and'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 July 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 236, 26. 8. 1978, p. 19.

⁽³⁾ OJ No L 36, 8. 2. 1985, p. 43.

⁽⁴⁾ OJ No L 36, 8. 2. 1985, p. 34.

⁽⁵⁾ OJ No L 38, 9. 2. 1985, p. 20.

⁽⁶⁾ OJ No L 102, 12. 4. 1985, p. 53.

COMMISSION DECISION

of 29 July 1985

derogating from High Authority recommendation No 1/64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community**(119th derogation)****(85/415/ECSC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 74 thereof,

Having regard to High Authority recommendation No 1/64 of 15 January 1964 to the Governments of the Member States concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community⁽¹⁾, as last amended by recommendation 81/772/ECSC⁽²⁾, and in particular Article 3 thereof,

Whereas certain iron and steel products indispensable to the manufacture of certain goods and having very special physical and chemical characteristics are not produced in the Community, or produced in insufficient quantities; whereas for a number of years insufficiency has been countered by the granting of duty-free tariff quotas; whereas Community producers are still not in a position to comply with the present quality requirements put forward by the users; whereas the granting of duty-free quotas at a level securing the supply of users is consequently required;

Whereas import of these products on preferential terms is not injurious to iron and steel undertakings in the Community which produce directly competing products;

Whereas neither this suspension of duties nor these tariff quotas are likely to jeopardize the objectives of recommendation No 1/64, but will help to maintain existing trade flows between Member States and non-member countries;

Whereas these are special cases in the commercial policy field justifying the authorization of derogations pursuant to Article 3 of recommendation No 1/64;

Whereas provision should be made to ensure that the quotas granted will be used solely to supply the needs of industries in the importing countries and that re-exportation in the unaltered state to other Member States of imported iron and steel products will be prevented;

Whereas the Governments of the Member States have been consulted on the tariff quotas set out below,

HAS ADOPTED THIS DECISION:

Article 1

Member States are hereby authorized to derogate from the obligations arising under Article 1 of High Authority recommendation No 1/64 to the extent necessary to apply, in respect of imports from third countries of the iron and steel products set out below, suspension of duties or tariff quotas in respect of the quantities and at the levels indicated:

⁽¹⁾ OJ No 8, 22. 1. 1964, p. 99/64.

⁽²⁾ OJ No L 285, 7. 10. 1981, p. 33.

CCT heading No	Description	Member State	Quota (tonnes)	Duty %
ex 73.15 A V b) 1 or ex 73.15 B V b) 1	<p>Special wire rod for the manufacture of valve springs :</p> <p>(a) Of high carbon steel, not further worked than hot-rolled, between 5,5 and 13 mm in diameter with the following characteristics :</p> <ul style="list-style-type: none"> — Carbon : 0,60 to 0,70 % — Silicon : not more than 0,25 % — Manganese : 0,50 to 0,90 % — Sulphur : not more than 0,020 % — Phosphorus : not more than 0,030 % — Copper : not more than 0,060 % <p>(b) Of chrome-vanadium alloy steel, not further worked than hot-rolled, between 5,5 and 13 mm in diameter, with the following characteristics :</p> <ul style="list-style-type: none"> — Carbon : 0,60 to 0,70 % — Silicon : 0,15 to 0,30 % — Manganese : 0,60 to 0,90 % — Sulphur : not more than 0,025 % — Chromium : 0,50 to 0,80 % — Vanadium : 0,10 to 0,25 % <p>(c) Of chrome-silicon alloy steel, not further worked than hot-rolled between 5,5 and 13 mm in diameter, with the following characteristics :</p> <ul style="list-style-type: none"> — Carbon : 0,50 to 0,60 % — Silicon : 1,20 to 1,70 % — Manganese : 0,40 to 0,80 % — Sulphur : not more than 0,025 % — Phosphorus : not more than 0,025 % — Chromium : 0,50 to 0,80 % 	<p>Germany</p> <p>Benelux</p> <p>France</p>	<p>450</p> <p>406</p> <p>420</p>	<p>0</p> <p>0</p> <p>0</p>

The abovementioned products must, in addition, comply with the following physical specifications :

1. Decarburization

Depth of decarburization measured without defects :

- high carbon and chrome-vanadium wire rod : 0,05 mm maximum
- chrome-silicon wire rod : 0,07 mm maximum

2. Surface condition

Maximum depth of defects (tears, fissures or fods) measured perpendicular to the surface : 0,05 mm

3. Non-metallic inclusions

Examination to be carried out in accordance with the AFNOR standard (ref. A 04/106) of July 1972 and with Stahl-Eisen-Blatt 1570/71.

Typical maximum value figure 1 from the surface to two-thirds of the radius.

Typical maximum value figure 2 beyond two-thirds of the radius to the core.

The values indicated are valid for any type of inclusion.

Article 2

1. Member States accorded quotas under Article 1 shall ensure, in liaison with the Commission, that such quotas are apportioned among third countries on a non-discriminatory basis.
2. They shall take all necessary steps to preclude the possibility of iron and steel products imported under the said tariff being re-exported to other Member States in the same state as that in which they were imported.

Article 3

This Decision shall apply with effect from 1 July 1985 and shall remain in force until 31 December 1985.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 29 July 1985.

For the Commission
Willy DE CLERCQ
Member of the Commission

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with the collaboration of J.-C. Koeune

Preface by Robert Triffin

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