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Contents

I *Acts whose publication is obligatory*

- * Council Regulation (ECSC, EEC, Euratom) No 3678/85 of 20 December 1985 adapting the representation and special-duty allowances for the President and members of the Commission and the President, Judges, Advocates-General and Registrar of the Court of Justice 1**
- * Council Regulation (EEC) No 3679/85 of 20 December 1985 amending Regulation (EEC) No 950/68 on the Common Customs Tariff 2**
- * Council Regulation (EEC) No 3680/85 of 20 December 1985 on export arrangements for certain types of non-ferrous metal waste and scrap . . . 5**
- * Council Regulation (EEC) No 3681/85 of 20 December 1985 amending Regulation (EEC) No 3508/80 extending the term of validity of the arrangements applicable to trade with Malta beyond 31 December 1980 8**
- * Council Regulation (EEC) No 3682/85 of 20 December 1985 amending Regulation (EEC) No 3700/83 laying down the arrangements applicable to trade with the Republic of Cyprus beyond 31 December 1983 9**
- * Council Regulation (EEC) No 3683/85 of 20 December 1985 opening, allocating and providing for the administration of a Community tariff quota for certain catalysts falling within subheading ex 38.19 G of the Common Customs Tariff 10**
- Commission Regulation (EEC) No 3684/85 of 27 December 1985 fixing the import levies on cereals and on wheat or rye flour, groats and meal 12
- Commission Regulation (EEC) No 3685/85 of 27 December 1985 fixing the premiums to be added to the import levies on cereals, flour and malt 14
- Commission Regulation (EEC) No 3686/85 of 27 December 1985 fixing the import levies on rice and broken rice 16

(Continued overleaf)

2

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other Acts are printed in bold type and preceded by an asterisk.

Contents (continued)

Commission Regulation (EEC) No 3687/85 of 27 December 1985 fixing the premiums to be added to the import levies on rice and broken rice	18
Commission Regulation (EEC) No 3688/85 of 27 December 1985 fixing the import levies on milk and milk products	20
Commission Regulation (EEC) No 3689/85 of 27 December 1985 fixing the minimum levies on the importation of olive oil and levies on the importation of other olive oil sector products	24
Commission Regulation (EEC) No 3690/85 of 27 December 1985 fixing the amount of the subsidy on oil seeds	27
Commission Regulation (EEC) No 3691/85 of 27 December 1985 fixing the import levies on products processed from cereals and rice	29
Commission Regulation (EEC) No 3692/85 of 27 December 1985 fixing the import levies on compound feedingstuffs	33
* Commission Regulation (EEC) No 3693/85 of 23 December 1985 laying down rules for calculating withdrawal prices and fixing the withdrawal prices, for the 1986 fishing year, for the fishery products listed in Annex I (A) and (D) to Regulation (EEC) No 3796/81 and for certain products landed in areas very distant from the main areas of consumption in the Community	35
* Commission Regulation (EEC) No 3694/85 of 23 December 1985 fixing the standard values to be used in calculating the financial compensation and the advance pertaining thereto in respect of fishery products withdrawn from the market during the 1986 fishing year	41
* Commission Regulation (EEC) No 3695/85 of 23 December 1985 fixing the amount of the carry-over premium for certain fishery products for the 1986 fishing year	43
* Commission Regulation (EEC) No 3696/85 of 23 December 1985 fixing the reference prices for fishery products for the 1986 fishing year	45
Commission Regulation (EEC) No 3697/85 of 20 December 1985 extending Regulations (EEC) No 1339/82, (EEC) No 3432/82, (EEC) No 24/84 and (EEC) No 570/85 fixing, in respect of 1981, 1982, 1983 and 1984 crops, export refunds for raw tobacco	50
* Commission Regulation (EEC) No 3698/85 of 23 December 1985 amending for the third time Regulation (EEC) No 2858/85 on the sale of pigmeat held by the Belgian intervention agency pursuant to Regulations (EEC) No 772/85, (EEC) No 978/85 and (EEC) No 1477/85	51
* Commission Decision No 3699/85/ECSC of 23 December 1985 relating to the suspension of Decision No 3715/83/ECSC fixing minimum prices for certain steel products	53
* Commission Decision No 3700/85/ECSC of 23 December 1985 modifying for the second time Decision No 3716/83/ECSC instituting a guarantee system for certain steel products	54
* Commission Decision No 3701/85/ECSC of 23 December 1985 amending for the second time Decision No 3483/82/ECSC concerning the requirement for Community undertakings to declare the quantities of certain steel products delivered	55
Commission Regulation (EEC) No 3702/85 of 23 December 1985 amending Regulations (EEC) No 2923/85 and (EEC) No 2946/85 opening standing invitations to tender for the export of cereals held by the intervention agencies	62

(Continued on inside back cover)

Contents (continued)

* Commission Regulation (EEC) No 3703/85 of 23 December 1985 laying down detailed rules for applying the common marketing standards for certain fresh or chilled fish	63
Commission Regulation (EEC) No 3704/85 of 27 December 1985 altering, from 30 December 1985, the rate of refunds applicable for certain products of the cereals and rice sectors, exported in the form of goods not covered by Annex II to the Treaty	66
Commission Regulation (EEC) No 3705/85 of 27 December 1985 fixing the difference in white sugar prices to be used in calculating the levy for processed fruit and vegetable products and for wine	68
Commission Regulation (EEC) No 3706/85 of 27 December 1985 altering the corrective amount applicable to the refund on cereals	69
Commission Regulation (EEC) No 3707/85 of 27 December 1985 fixing the import levies on white sugar and raw sugar	71

I

(Acts whose publication is obligatory)

COUNCIL REGULATION (ECSC, EEC, EURATOM) No 3678/85

of 20 December 1985

adapting the representation and special-duty allowances for the President and members of the Commission and the President, Judges, Advocates-General and Registrar of the Court of Justice

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to Council Regulation No 427/67/EEC, No 5/67/Euratom of 25 July 1967 determining the emoluments of the President and members of the Commission and of the President, Judges, Advocates-General and Registrar of the Court of Justice⁽¹⁾, as last amended by Council Regulation (Euratom, ECSC, EEC) No 3822/81⁽²⁾, and in particular Article 4 (4) thereof,

Whereas the representation and special-duty allowances provided for under Article 4 (2) and (3) of Regulation No 422/67/EEC, No 5/67/Euratom should be increased,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 January 1986:

— the amounts listed in Article 4 (2) of Regulation No 422/67/EEC, No 5/67/Euratom shall be as follows:

- | | |
|---|--------------|
| — President : | Bfrs 45 905, |
| — Vice-President : | Bfrs 29 500, |
| — Other members : | Bfrs 19 670, |
| — the amounts listed in the first subparagraph of Article 4 (3) of Regulation No 422/67/EEC, No 5/67/Euratom shall be as follows : | |
| — President : | Bfrs 45 905, |
| — Judge or Advocate-General : | Bfrs 19 670, |
| — Registrar : | Bfrs 17 940, |
| — the amount listed in the second subparagraph of Article 4 (3) of Regulation No 422/67/EEC, No 5/67/Euratom shall be replaced by the sum of Bfrs 26 240. | |

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 Brussel, 20 December 1985.

For the Council

The President

R. KRIEPS

⁽¹⁾ OJ No L 187, 8. 8. 1967, p. 1.

⁽²⁾ OJ No L 386, 31. 12. 1981, p. 4.

COUNCIL REGULATION (EEC) No 3679/85
of 20 December 1985
amending Regulation (EEC) No 950/68 on the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Community has bound the customs duty on television image and sound recorders and reproducers falling within subheading 92.11 B of the Common Customs Tariff at a rate of 8 % ; whereas that binding is contained in the European Economic Community's schedule LXXII-EEC annexed to the General Agreement on Tariffs and Trade (GATT);

Whereas the Community has found it desirable to replace the present voluntary export restraints on television image and sound recorders and reproducers, which are due to expire on 31 December 1985, with an appropriate tariff measure, thereby providing adequate import protection consistent with the GATT ; whereas the Community has accordingly invoked Article XXVIII of the GATT in order to modify its international commitment on the level of its customs duties for this product ;

Whereas it has not been possible to reach agreement with the main supplier ;

Whereas under Article XXVIII (3) (a) of the GATT, the Community is entitled, in the absence of agreement between the partners primarily concerned, to modify the concession in question ; whereas the Community considers that it is necessary to proceed with the tariff modification proposed ;

Whereas the tariff concession on those television image and sound recorders and reproducers using magnetic

tapes of a width of 1,3 cm or less and allowing recording or reproduction at a speed of 50 mm per second or less should be raised from 8 % to 14 % from 1 January 1986 ;

Whereas, by way of compensation, the tariff concession on certain products falling within subheading 85.21 D II should be reduced from 17 % to 14 % and those on certain products falling within subheading 84.52 B, 85.15 A III and 92.11 A III should be reduced to zero from 1 January 1986 ;

Whereas, by way of compensation, account should also be taken of the consequences of the alignment of the tariffs of Spain and Portugal for products falling within subheadings 92.11 B, 85.21 D II, 84.52 B, 85.15 A III and 92.11 A III on the Common Customs Tariff as a consequence of their accession to the Community on 1 January 1986 ;

Whereas these amendments should therefore be made to the Common Customs Tariff annexed to Council Regulation (EEC) No 950/68 ⁽¹⁾,

HAS ADOPTED THIS REGULATION :

Article 1

The Common Customs Tariff annexed to Regulation (EEC) No 950/68 is hereby amended as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

For the Commission

The President

R. KRIEPS

⁽¹⁾ OJ No L 172, 22. 7. 1968, p. 1.

ANNEX

Heading number	Description	Rates of duty	
		Autonomous %	Conventional %
1	2	3	4
84.52	<p>Calculating machines ; accounting machines, cash registers, postage-franking machines, ticket-issuing machines and similar machines, incorporating a calculating device :</p> <p>A. Electronic calculating machines :</p> <p> I. Incorporating a printing device</p> <p> II. Not incorporating a printing device</p> <p>B. (unchanged)</p>	<p>14</p> <p>14</p>	<p>12</p> <p>0</p>
85.15	<p>Radiotelegraphic and radiotelephonic transmission and reception apparatus ; radio-broadcasting and television transmission and reception (including receivers incorporating sound recorders or reproducers) and television cameras ; radio navigational aid apparatus, radar apparatus and radio remote control apparatus :</p> <p>A. Radiotelegraphic and radiotelephonic transmission and reception apparatus ; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras :</p> <p> I. and II. (unchanged)</p> <p> III. Receivers, whether or not incorporating sound recorders or reproducers :</p> <p> a) Radio receivers and radiotelegraphic and radiotelephonic apparatus, for use in civil aircraft (a)</p> <p> b) Other :</p> <p> 1. Pocket receivers for calling or paging</p> <p> 2. Other :</p> <p> aa) Radiotelegraphic and radiotelephonic receivers</p> <p> bb) Radio-broadcast receivers :</p> <p> 11. Clock radios</p> <p> 22. Receivers of a kind used in motor vehicles</p> <p> 33. Other receivers capable of operating without an external source of power</p> <p> 44. Other receivers incapable of operating without an external source of power, with, in the same housing, one or more built-in loudspeaker</p> <p> 55. Other receivers</p> <p> cc) Television receivers, with integral tube</p> <p> dd) Television receivers, without integral tube</p> <p> IV. (unchanged)</p>	<p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p> <p>22</p>	<p>Free</p> <p>12</p> <p>14</p> <p>0</p> <p>14</p> <p>0</p> <p>14</p> <p>14</p> <p>14</p> <p>14</p> <p>14</p>
<p>(a) Entry under this subheading is subject to conditions to be determined by the competent authorities. See also Section II B of the preliminary provisions.</p>			

Heading number	Description	Rates of duty	
		Autonomous %	Conventional %
1	2	3	4
85.21	<p>Thermionic, cold cathode and photocathode valves and tubes (including vapour or gas filled valves and tubes, cathode-ray tubes, television camera tubes and mercury arc rectifying valves and tubes); photocells; mounted piezoelectric crystals; diodes, transistors and similar semiconductor devices; light emitting diodes; electronic micro-circuits:</p> <p>A. B. and C. (unchanged) /</p> <p>D. Diodes, transistors and similar semiconductor devices; light emitting diodes; electronic microcircuits:</p> <p style="padding-left: 20px;">I. Wafers not yet cut into chips</p> <p style="padding-left: 20px;">II. Other</p> <p>E. (unchanged)</p>	21	9
		21	14
92.11	<p>Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without sound-heads; television image and sound recorders or reproducers:</p> <p>A. (unchanged)</p> <p style="padding-left: 20px;">I. and II. (unchanged)</p> <p style="padding-left: 20px;">III. Combined sound recorders and reproducers:</p> <p style="padding-left: 40px;">a) Using magnetic tapes on reels, excluding cassettes, and allowing sound recording or reproduction at either a single speed of 19 cm per second or at several speeds if those comprise only 19 cm per second and lower speeds</p> <p style="padding-left: 40px;">b) Other:</p> <p style="padding-left: 60px;">1. Using cassette tape:</p> <p style="padding-left: 80px;">aa) With built-in amplifier and one or more built-in loud-speaker:</p> <p style="padding-left: 100px;">11) Capable of functioning without an external power source</p> <p style="padding-left: 100px;">22) Other</p> <p style="padding-left: 60px;">bb) Other</p> <p style="padding-left: 40px;">2. Other</p> <p>B. Television image and sound recorders or reproducers</p> <p style="padding-left: 20px;">I. Using magnetic tape on reels or in cassettes:</p> <p style="padding-left: 40px;">a) Of a width of 1,3 cm or less and allowing recording or reproduction at a speed of 50 mm per second or less</p> <p style="padding-left: 40px;">b) Other</p> <p style="padding-left: 20px;">II. Other</p>	16	Free
		16	0
		16	7
		16	7
		16	7
		14	14
		13	8
		14	14

COUNCIL REGULATION (EEC) No 3680/85

of 20 December 1985

on export arrangements for certain types of non-ferrous metal waste and scrap

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 396 thereof,

Having regard to Council Regulation (EEC) No 2603/69 of 20 December 1969 establishing common rules for exports⁽¹⁾, as last amended by Regulation (EEC) No 1934/82⁽²⁾, and in particular Article 7 thereof,

Having regard to Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas⁽³⁾, as last amended by the Act of Accession of Greece, and in particular Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas under Regulation (EEC) No 3629/84⁽⁴⁾ exports of aluminium and lead waste and scrap were made subject, for 1985, to production of a prior export licence to be issued by the appropriate authorities of the Member States according to procedures to be laid down; whereas this arrangement expires on 31 December 1985; whereas it is advisable to retain it for 1986 with a view to following closely the evolution of the products concerned;

Whereas, in accordance with Article 45 of the Act of Accession, exports to Spain from the Community of Ten of copper ash and residues and copper waste and scrap must be restricted for a transitional period;

Whereas the estimate of requirements is a satisfactory criterion for the allocation of the said quotas;

Whereas the provisions relating to the monitoring of intra-Community trade laid down in Commission Regulation (EEC) No 223/77 of 22 December 1976 on provisions for the implementation of the Community transit procedure and for certain simplifications of that procedure⁽⁵⁾ apply only if the measures introducing export restrictions provide for their application;

Whereas the Committee set up by Regulation (EEC) No 2603/69 has been consulted;

Whereas Community refiners are continuing to experience supply difficulties over the whole spectrum of copper materials; whereas these difficulties derive in

particular from the current imbalance of tariff and non-tariff measures in the world copper market; whereas the quota system in force in 1985 under Regulation (EEC) No 3629/84 should, therefore, be maintained in 1986 for export of copper ash and residues and copper waste and scraps;

Whereas pursuant to Article 2 (3) of the Treaty of Accession of Spain and Portugal the institutions of the Community may adopt before accession the measures referred to in Article 396 of the Act, such measures entering into force subject to and on the date of entry into force of that Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

1. Community exports between 1 January and 31 December 1986 of aluminium waste and scrap falling within subheading 76.01 B of the Common Customs Tariff and lead waste and scrap falling within subheading 78.01 B shall be subject to production of an export licence to be issued by the appropriate authorities of the Member States. The licence shall be issued free of charge, for such quantities as are requested subject to the provisions set out below.

2. The export licence shall be issued within not more than 15 working days of the date of the application, on presentation by the applicant of a sales contract for the entire quantity applied for.

The licence shall be valid for two months.

3. Each Member State shall inform the Commission of the following within the first 15 days of each month:

- (a) the quantities in tonnes and the prices of the products for which export licences have been issued during the previous month;
- (b) the quantities in tonnes of products which have been exported during the month preceding that referred to under point (a);
- (c) the quantities in tonnes authorized for export or exported as part of inward or outward processing arrangements;
- (d) the third country of destination.

The Commission shall pass this information to the Member States.

⁽¹⁾ OJ No L 324, 27. 12. 1969, p. 25.

⁽²⁾ OJ No L 211, 20. 7. 1982, p. 1.

⁽³⁾ OJ No L 124, 8. 6. 1970, p. 1.

⁽⁴⁾ OJ No L 335, 22. 12. 1984, p. 7.

⁽⁵⁾ PJ No L 38, 9. 2. 1977, p. 20.

Article 2

Community export quotas shall be established as follows for 1986 :

(tonnes)

CCT heading No	Description	Quantity
ex 26.03	Ash and residues of copper and copper alloys	25 000
ex 74.01 D	Waste and scrap of copper and copper alloys	30 200

Article 3

For 1986, exports to Spain from the Community of Ten shall be restricted to the quantities set out below :

(tonnes)

CCT heading No	Description	Quantity
ex 26.03	Ash and residues of copper and copper alloys	5 000
ex 74.01 D	Waste and scrap of copper and copper alloys	14 000

Article 4

The quotas fixed in Articles 2 and 3 shall be allocated according to the estimate of requirements.

Article 5

1. Exports of the goods referred to in Article 2 shall not be charged against the quota of the exporting Member State :

- (a) where the goods are exported in the unaltered state or as compensating products pursuant to Council Directive 69/73/EEC of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing⁽¹⁾, as long as goods complying with the conditions of Articles 9 and 10 of the Treaty are not used in the manufacture of the said compensating products.

⁽¹⁾ OJ No L 58, 8. 3. 1969, p. 1.

Equivalent compensation shall not be authorized ;

- (b) where goods not complying with Articles 9 and 10 of the Treaty are exported after having been placed in customs warehouses in accordance with Council Directive 69/74/EEC of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action relating to customs warehousing procedure⁽²⁾, or in free zones in accordance with Council Directive 69/75/EEC of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action relating to free zones⁽³⁾. Where the goods have been obtained under an inward processing arrangement the conditions referred to in point (a) must be observed.

Article 1 (3) (c) and (d) shall apply.

2. Temporary exports of the goods referred to in Article 2 shall be charged against the quota of the exporting Member State.

However, decisions allowing goods not be exchanged under the arrangements provided for by Council Directive 76/119/EEC of 18 December 1975 on the harmonization of provisions laid down by law, regulation or administrative action in respect of outward processing⁽⁴⁾ may be taken by the procedure set out in Article 11 (2) and (3) of Regulation (EEC) No 1023/70.

Article 6

Title III of Regulation (EEC) No 223/77 shall apply to the movement within the Community of the products listed in Article 2.

Article 7

The Council shall decide in due time, and in any case before 31 December 1986, on the measures to be taken regarding the export of the products listed in Articles 1, 2 and 3 after this Regulation has expired.

Article 8

This Regulation shall enter into force on 1 January and expire on 31 December 1986.

However, Article 3 shall apply subject to the entry into force of the Treaty of Accession of Spain and Portugal.

⁽²⁾ OJ No L 58, 8. 3. 1969, p. 7.

⁽³⁾ OJ No L 58, 8. 3. 1969, p. 11.

⁽⁴⁾ OJ No L 24, 30. 1. 1976, p. 58.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. KRIEPS

COUNCIL REGULATION (EEC) No 3681/85
of 20 December 1985
amending Regulation (EEC) No 3508/80 extending the term of validity of the
arrangements applicable to trade with Malta beyond 31 December 1980

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 3508/80⁽¹⁾, as last amended by Regulation (EEC) No 1680/85⁽²⁾ has extended the arrangements applicable to trade with Malta until 31 December 1985;

Whereas the conditions justifying this extension still exist;

Whereas the period of validity of the said Regulation should therefore be extended,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 3508/80, '31 December 1985' is hereby replaced by 'the entry into force of a trade arrangement in a contractual form'.

Article 2

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

It shall apply with effect from 1 July 1986.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. KRIEPS

⁽¹⁾ OJ No L 367, 31. 12. 1980, p. 86.

⁽²⁾ OJ No L 162, 21. 6. 1985, p. 4.

COUNCIL REGULATION (EEC) No 3682/85

of 20 December 1985

amending Regulation (EEC) No 3700/83 laying down the arrangements applicable to trade with the Republic of Cyprus beyond 31 December 1983

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 3700/83⁽¹⁾, as last amended by Regulation (EEC) No 1681/85⁽²⁾, extended the arrangements applicable to trade with the Republic of Cyprus until 31 December 1985;

Whereas the conditions justifying this extension still exist; whereas the period of validity of the said Regulations should therefore be extended,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 3700/83, '31 December 1985' is hereby replaced by 'the entry into force of trade arrangements in a contractual form'.

Article 2

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

It shall apply from 1 January 1986.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. KRIEPS

⁽¹⁾ OJ No L 369, 20. 12. 1983, p. 1.

⁽²⁾ OJ No L 162, 21. 1985, p. 5.

COUNCIL REGULATION (EEC) No 3683/85
of 20 December 1985

opening, allocating and providing for the administration of a Community tariff quota for certain catalysts falling within subheading ex 38.19 G of the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Whereas production in the Community of certain catalysts for motor vehicles falling within subheading ex 38.19 G of the Common Customs Tariff is currently insufficient to meet the requirements of the processing industries in the Community; whereas, consequently, Community supplies of products of this type currently depend to a considerable extent on imports from third countries; whereas the most urgent Community requirements for the product in question should be met immediately on the most favourable terms; whereas a zero duty Community tariff quota should be opened within the limits of an appropriate amount and for a period expiring on 30 June 1986; whereas, in order not to jeopardize the balance of the market for this product, the volume of the quota should be fixed at 35 000 units; whereas, moreover, provision should be made for the participation of Spain and Portugal from 1 March 1986;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the rates laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, however, since the period of application of the quota is very short and is to cover requirements which cannot be determined with sufficient accuracy, it should not be allocated among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, under the conditions and according to a procedure to be determined; whereas this method of management requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, all transactions concerning the administration of shares allocated to that economic union may be carried out by any one of its members.

Article 1

1. During the period 1 January to 30 June 1986 the Common Customs Tariff duty for catalysts falling within subheading ex 38.19 G of the Common Customs Tariff consisting of a channelled carrier of porous cordierite coated with aluminium oxide containing either platinum or other metals falling within heading No 71.09 of the Common Customs Tariff or their alloys shall be totally suspended within the limit of a Community tariff quota of 35 000 units.

Within the limit of this tariff quota Spain and Portugal shall apply customs duties calculated in accordance with the relevant provisions laid down by the 1985 Act of Accession.

2. If an importer notifies an imminent importation of the product in question in a Member State of the Community of Ten from 1 January 1986 and in Spain or Portugal from 1 March 1986 and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to its requirements to the extent that the available balance of the reserve so permits.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

Article 2

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1 (2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have access to the quota for such time as the residual balance of the quota volume so permits.

3. Member States shall charge imports of the said goods against their drawings as and when the goods are entered for free circulation.

4. The extent to which the quota has been used up shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 3

At the request of the Commission, Member States shall inform it of imports actually charged against the quota.

Article 4

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

Article 5

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

For the Council

The President

R. KRIEPS

COMMISSION REGULATION (EEC) No 3684/85

of 27 December 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 organization 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 agricultural 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 Regulation (EEC) No 2956/85 ⁽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 coefficient;

Whereas these exchange rates being those recorded on 24 December 1985;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2956/85 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 December 1985.

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

Done at Brussels, 27 December 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 285, 25. 10. 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 December 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	123,97
10.01 B II	Durum wheat	178,92 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	112,61 ⁽⁶⁾
10.03	Barley	131,15
10.04	Oats	111,61
10.05 B	Maize, other than hybrid maize for sowing	103,49 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	76,73 ⁽⁴⁾
10.07 C	Grain sorghum	117,66 ⁽⁴⁾
10.07 D I	Triticale	⁽⁷⁾
10.07 D II	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	187,69
11.01 B	Rye flour	172,51
11.02 A I a)	Durum wheat groats and meal	291,74
11.02 A I b)	Common wheat groats and meal	201,46

⁽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 3685/85
of 27 December 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 organization 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 agricultural 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 coefficient;

Whereas these exchange rates being those recorded on 24 December 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 December 1985.

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

Done at Brussels, 27 December 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 December 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 12	1st period 1	2nd period 2	3rd period 3
10.01 B I	Common wheat, and meslin	0	0	0	0
10.01 B II	Durum wheat	0	2,20	2,20	2,20
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	3,29	3,29	3,29
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
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 12	1st period 1	2nd period 2	3rd period 3	4th period 4
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	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 3686/85
of 27 December 1985
fixing the import levies on rice and broken rice

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

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EEC) No 1025/84 ⁽²⁾, and in particular Article 11 (2) thereof,

Whereas the import levies on rice and broken rice were fixed by Regulation (EEC) No 3032/85 ⁽³⁾, as last amended by Regulation (EEC) No 3568/85 ⁽⁴⁾;

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 ⁽⁵⁾, as last amended by Regulation (EEC) No 855/84 ⁽⁶⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of

these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient ;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 3032/85 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 the products listed in Article 1 (1) (a) and (b) of Regulation (EEC) No 1418/76 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 December 1985.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 13.

⁽³⁾ OJ No L 290, 1. 11. 1985, p. 5.

⁽⁴⁾ OJ No L 341, 19. 12. 1985, p. 5.

⁽⁵⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁶⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 27 December 1985 fixing the import levies on rice and broken rice

CCT heading No	Description	(ECU/tonne)	
		Third countries ⁽³⁾	ACP or OCT ⁽¹⁾ ⁽²⁾ ⁽³⁾
ex 10.06	Rice :		
	B. Other :		
	I. Paddy rice ; husked rice :		
	a) Paddy rice :		
	1. Round grain	289,33	141,06
	2. Long grain	278,36	135,58
	b) Husked rice :		
	1. Round grain	361,66	177,23
	2. Long grain	347,95	170,37
	II. Semi-milled or wholly milled rice :		
	a) Semi-milled rice :		
	1. Round grain	446,71	211,43
	2. Long grain	566,16	271,19
b) Wholly milled rice :			
1. Round grain	475,75	225,52	
2. Long grain	606,93	291,11	
III. Broken rice	144,81	69,40	

⁽¹⁾ Subject to the application of the provisions of Articles 10 and 11 of Regulation (EEC) No 486/85 and of Regulation No 551/85.

⁽²⁾ In accordance with Regulation (EEC) No 486/85, the levies are not applied to imports into the overseas department of Réunion of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

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

COMMISSION REGULATION (EEC) No 3687/85
of 27 December 1985

fixing the premiums to be added to the import levies on rice and broken rice

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

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EEC) No 1025/84 ⁽²⁾, and in particular Article 13 (6) thereof,

Whereas the premiums to be added to the levies on rice and broken rice were fixed by Regulation (EEC) No 2457/85 ⁽³⁾, as last amended by Regulation (EEC) No 3569/85 ⁽⁴⁾;

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 ⁽⁵⁾, as last amended by Regulation (EEC) No 855/84 ⁽⁶⁾,
- 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, 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 shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The premiums to be added to the import levies fixed in advance in respect of rice and broken rice shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 December 1985.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.
⁽²⁾ OJ No L 107, 19. 4. 1984, p. 13.
⁽³⁾ OJ No L 234, 31. 8. 1985, p. 8.
⁽⁴⁾ OJ No L 341, 19. 12. 1985, p. 7.
⁽⁵⁾ OJ No L 106, 12. 5. 1971, p. 1.
⁽⁶⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 27 December 1985 fixing the premiums to be added to the import levies on rice and broken rice

CCT heading No	Description	(ECU/tonne)			
		Current 12	1st period 1	2nd period 2	3rd period 3
ex 10.06	Rice :				
	B. Other :				
	I. Paddy rice ; husked rice :				
	a) Paddy rice :				
	1. Round grain	0	0	0	—
	2. Long grain	0	0	0	—
	b) Husked rice :				
	1. Round grain	0	0	0	—
	2. Long grain	0	0	0	—
	II. Semi-milled or wholly milled rice :				
	a) Semi-milled rice :				
	1. Round grain	0	0	0	—
	2. Long grain	0	0	0	—
	b) Wholly milled rice :				
	1. Round grain	0	0	0	—
	2. Long grain	0	0	0	—
	III. Broken rice	0	0	0	0

COMMISSION REGULATION (EEC) No 3688/85
of 27 December 1985
fixing the import levies on milk and milk products

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EEC) No 1298/85 ⁽²⁾, and in particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products were fixed by Regulation (EEC) No 1935/85 ⁽³⁾, as last amended by Regulation (EEC) No 3536/85 ⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1935/85 to the prices 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 14 (2) of Regulation (EEC) No 804/68 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 27 December 1985.

For the Commission
Frans ANDRIESEN
Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13

⁽²⁾ OJ No L 137, 27. 5. 1985, p. 5.

⁽³⁾ OJ No L 181, 13. 7. 1985, p. 8.

⁽⁴⁾ OJ No L 336, 14. 12. 1985, p. 41.

ANNEX

to the Commission Regulation of 27 December 1985 fixing the import levies on milk and milk products

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

CCT heading No	Code	Import levy
04.01 A I a)	0110	30,60
04.01 A I b)	0120	28,19
04.01 A II a) 1	0130	28,19
04.01 A II a) 2	0140	33,94
04.01 A II b) 1	0150	26,98
04.01 A II b) 2	0160	32,73
04.01 B I	0200	62,90
04.01 B II	0300	133,06
04.01 B III	0400	205,64
04.02 A I	0500	23,51
04.02 A II a) 1	0620	158,51
04.02 A II a) 2	0720	186,36
04.02 A II a) 3	0820	188,78
04.02 A II a) 4	0920	247,33
04.02 A II b) 1	1020	151,26
04.02 A II b) 2	1120	179,11
04.02 A II b) 3	1220	181,53
04.02 A II b) 4	1320	240,08
04.02 A III a) 1	1420	30,13
04.02 A III a) 2	1520	40,68
04.02 A III b) 1	1620	133,06
04.02 A III b) 2	1720	205,64
04.02 B I a)	1820	36,27
04.02 B I b) 1 aa)	2220	per kg 1,5126 (*)
04.02 B I b) 1 bb)	2320	per kg 1,7911 (*)
04.02 B I b) 1 cc)	2420	per kg 2,4008 (*)
04.02 B I b) 2 aa)	2520	per kg 1,5126 (*)
04.02 B I b) 2 bb)	2620	per kg 1,7911 (*)
04.02 B I b) 2 cc)	2720	per kg 2,4008 (*)
04.02 B II a)	2820	52,91
04.02 B II b) 1	2910	per kg 1,3306 (*)
04.02 B II b) 2	3010	per kg 2,0564 (*)
04.03 A	3110	241,93
04.03 B	3210	295,15
04.04 A	3300	185,21 (*)
04.04 B	3900	280,95 (*)
04.04 C	4000	163,23 (*)
04.04 D I a)	4410	169,11 (*)
04.04 D I b)	4510	178,84 (*)
04.04 D II	4610	275,56
04.04 E I a)	4710	280,95
04.04 E I b) 1	4800	213,62 (*)

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

CCT heading No	Code	Import levy
04.04 E I b) 2	5000	181,15 ⁽¹⁾
04.04 E I c) 1	5210	135,86
04.04 E I c) 2	5250	277,87
04.04 E II a)	5310	280,95
04.04 E II b)	5410	277,87
17.02 A II	5500	41,79 ⁽²⁾
21.07 F I	5600	41,79
23.07 B I a) 3	5700	115,87
23.07 B I a) 4	5800	150,65
23.07 B I b) 3	5900	140,28
23.07 B I c) 3	6000	113,71
23.07 B II	6100	150,65

- (1) For the purposes of this tariff subheading, 'special milk for infants' means products free from pathogenic toxicogenic germs and containing per gram less than 10 000 revivifiable aerobic bacteria and less than two coliform bacteria.
- (2) Inclusion under this tariff subheading is subject to conditions to be laid down by the competent authorities.
- (3) In calculating the fat content the weight of any added sugar shall be disregarded.
- (4) The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
- (a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
 - (b) 7,25 ECU ; and
 - (c) 23,07 ECU.
- (5) The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
- (a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ; and
 - (b) 23,07 ECU.
- (6) The levy is limited to :
- 18,13 ECU per 100 kg net weight for products listed under (a) in Annex I to Regulation (EEC) No 1767/82 imported from Switzerland and for products listed under (c) of that Annex imported from Austria or Finland,
 - 9,07 ECU per 100 kg net weight for products listed under (b) of Annex I to Regulation (EEC) No 1767/82 imported from Switzerland.
- (7) The levy is limited to 6 % of the customs value for imports from Switzerland, in accordance with Article 1 (3) of Regulation (EEC) No 1767/82.
- (8) The levy is limited to 50 ECU per 100 kg net weight for products listed under (o) and (p) of Annex I to Regulation (EEC) No 1767/82 imported from Austria.
- (9) The levy is limited to 36,27 ECU per 100 kg net weight for products listed under (g) of Annex I to Regulation (EEC) No 1767/82 imported from Switzerland and for products listed under (h) of that Annex imported from Austria or Finland.
- (10) The levy per 100 kg net weight is limited to :
- 12,09 ECU for products listed under (d) of Annex I to Regulation (EEC) No 1767/82 imported from Canada,
 - 15,00 ECU for products listed under (e) and (f) of that Annex imported from Australia or New Zealand.
- (11) The levy is limited to :
- 77,70 ECU per 100 kg net weight for products listed under (i) of Annex I to Regulation (EEC) No 1767/82 imported from Romania or Switzerland,
 - 50 ECU for products listed under (o) and (p) of that Annex imported from Austria,
 - 101,88 ECU per 100 kg net weight for products listed under (k) of that Annex imported from Romania or Switzerland,
 - 65,61 ECU per 100 kg net weight for products listed under (l) of that Annex imported from Bulgaria, Hungary, Israel, Romania, Turkey or Yugoslavia and for products listed under (m) of that Annex imported from Bulgaria, Hungary, Israel, Romania, Turkey, Cyprus or Yugoslavia,
 - 55 ECU per 100 kg net weight for products listed under (n) of that Annex imported from Austria, for products listed under (s) of that Annex imported from Finland and for products listed under (r) of that Annex imported from Norway,
 - 60 ECU per 100 kg net weight for products listed under (s) of that Annex imported from Finland,
 - 15,00 ECU for products listed under (f) of that Annex imported from Australia and New Zealand.
- (12) Lactose and lactose syrup falling within subheading 17.02 A I are, in pursuance of Regulation (EEC) No 2730/75, subject to the same levy as that applicable to lactose and lactose syrup falling within subheading 17.02 A II.
- (13) For the purposes of tariff subheading ex 23.07 B 'milk products' means the products falling within tariff headings and subheadings 04.01, 04.02, 04.03, 04.04, 17.02 A and 21.07 F I.
-

COMMISSION REGULATION (EEC) No 3689/85
of 27 December 1985

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 231/85⁽²⁾, and in particular Article 16 (2) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil originating in Algeria⁽³⁾, as last amended by Regulation (EEC) No 1201/85⁽⁴⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil originating in Morocco⁽⁵⁾, as last amended by Regulation (EEC) No 436/85⁽⁶⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil originating in Tunisia⁽⁷⁾, as last amended by Regulation (EEC) No 436/85, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽⁸⁾, as last amended by Regulation (EEC) No 435/85⁽⁹⁾, and in particular Article 10 (2) thereof,

Having regard to Council Regulation (EEC) No 1620/77 of 18 July 1977 laying down detailed rules for the importation of olive oil from Lebanon⁽¹⁰⁾;

Whereas by Regulation (EEC) No 3131/78 of 28 December 1978⁽¹¹⁾ the Commission decided to use the tendering procedure to fix levies on olive oil;

Whereas Article 3 of Council Regulation (EEC) No 2751/78 of 23 November 1978 laying down general rules for fixing the import levy on olive oil by tender⁽¹²⁾ specifies that the minimum levy rate shall be fixed for each of

the products concerned on the basis of the situation on the world market and the Community market and of the levy rates indicated by tenderers;

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

Whereas, with regard to Turkey and the Maghreb countries, the provisions of this Regulation should be without prejudice to the additional amount to be determined in accordance with the agreements between the Community and these third countries;

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 23 and 24 December 1985 leads to the minimum levies being fixed as indicated in Annex I to this Regulation;

Whereas the import levy on olives falling within subheadings 07.01 N II and 07.03 A II of the Common Customs Tariff and on products falling within subheadings 15.17 B I and 23.04 A II of the Common Customs Tariff must be calculated from the minimum levy applicable on the olive oil contained in these products; whereas, however, the levy charged for olive oil may not be less than an amount equal to 8 % of the value of the imported product, such amount to be fixed at a standard rate; whereas application of these provisions leads to the levies being fixed as indicated in Annex II to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

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

Article 3

This Regulation shall enter into force on 28 December 1985.

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

⁽²⁾ OJ No L 26, 31. 1. 1985, p. 12.

⁽³⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁴⁾ OJ No L 124, 9. 5. 1985, p. 1.

⁽⁵⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁶⁾ OJ No L 52, 22. 2. 1985, p. 2.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁸⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽⁹⁾ OJ No L 52, 22. 2. 1985, p. 1.

⁽¹⁰⁾ OJ No L 181, 21. 7. 1977, p. 4.

⁽¹¹⁾ OJ No L 370, 30. 12. 1978, p. 60.

⁽¹²⁾ OJ No L 331, 28. 11. 1978, p. 6.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I

Minimum import levies on olive oil

(ECU/100 kg)

CCT heading No	Non-member countries
15.07 A I a)	77,00 ⁽¹⁾
15.07 A I b)	76,00 ⁽¹⁾
15.07 A I c)	60,00 ⁽¹⁾
15.07 A II a)	82,00 ⁽²⁾
15.07 A II b)	95,00 ⁽³⁾

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

(a) Spain and Lebanon: 0,60 ECU/100 kg;

(b) Turkey: 11,48 ECU/100 kg ^(*) provided that the operator furnishes proof of having paid the export tax applied by that country; however, the repayment may not exceed the amount of the tax in force;

(c) Algeria, Tunisia and Morocco: 12,69 ECU/100 kg ^(*) provided that the operator furnishes proof of having paid the export tax applied by that country; however, the repayment may not exceed the amount of the tax in force.

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

⁽²⁾ For imports of oil falling within this tariff subheading:

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

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

⁽³⁾ For imports of oil falling within this tariff subheading:

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

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

ANNEX II

Import levies on other olive oil sector products

(ECU/100 kg)

CCT heading No	Non-member countries
07.01 N II	16,72
07.03 A II	16,72
15.17 B I a)	38,00
15.17 B I b)	60,80
23.04 A II	4,80

COMMISSION REGULATION (EEC) No 3690/85

of 27 December 1985

fixing the amount of the subsidy on oil seeds

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

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 231/85⁽²⁾, and in particular Article 27 (4),

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 Regulation (EEC) No 1297/85⁽⁴⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza, rape and sunflower seed⁽⁵⁾, as last amended by Regulation (EEC) No 1474/84⁽⁶⁾, and in particular Article 2 (3) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Regulation (EEC) No 2881/85⁽⁷⁾, as last amended by Regulation (EEC) No 3593/85⁽⁸⁾;

Whereas, in the absence of the target price for the 1985/86 marketing year for colza and rape seed and in the absence of the amount of the monthly increase for January, February, March, April and May 1986 for colza and rape seed, the amount of the subsidy in the case of advance fixing for December 1985, January, February, March, April and May 1986 for colza and rape seed has been obtainable only provisionally on the basis of the target price and the monthly increase as last proposed by

the Commission to the Council for the marketing year 1985/86; whereas this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price of the 1985/86 marketing year is known;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2881/85 to the information known to the Commission that the amount of the subsidy at present in force should be altered to the amount set out in the Annexes hereto,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amounts of the subsidy and the exchange rates referred to in Article 33 (2) and (3) of Regulation (EEC) No 2681/83⁽⁹⁾ shall be as set out in the Annexes hereto.

2. The amount of the subsidy in the case of advance fixing for December 1985, January, February, March, April and May 1986 for colza and rape seed will, however, be confirmed or replaced as from 28 December 1985 to take into account the indicative price which is fixed for these products for the 1985/86 marketing year, and the amount of the monthly increase for January, February, March, April and May 1986 for colza and rape seed.

Article 2

This Regulation shall enter into force on 28 December 1985.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

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

⁽²⁾ OJ No L 26, 31. 1. 1985, p. 12.

⁽³⁾ OJ No L 132, 21. 5. 1983, p. 33.

⁽⁴⁾ OJ No L 137, 27. 5. 1985, p. 1.

⁽⁵⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁶⁾ OJ No L 143, 30. 5. 1984, p. 4.

⁽⁷⁾ OJ No L 277, 17. 10. 1985, p. 18.

⁽⁸⁾ OJ No L 343, 20. 12. 1985, p. 35.

⁽⁹⁾ OJ No L 266, 28. 9. 1983, p. 1.

ANNEX I

Aids to colza and rape seed

(amounts per 100 kilograms)

	Current month	1st month	2nd month	3rd month	4th month	5th month
1. Gross aids (ECU) ⁽¹⁾	24,083	24,603	25,123	23,044	23,564	23,564
2. Final aids ⁽¹⁾						
Seeds harvested and processed in :						
— Federal Republic of Germany (DM)	59,10	60,34	61,60	56,99	58,23	58,75
— Netherlands (Fl)	66,59	67,99	69,39	64,18	65,58	66,10
— BLEU (Bfrs/Lfrs)	1 117,74	1 141,87	1 166,00	1 068,46	1 092,59	1 084,68
— France (FF)	166,04	169,68	172,95	157,31	160,95	160,96
— Denmark (Dkr)	202,66	207,03	211,41	193,91	198,29	197,73
— Ireland (£ Irl)	18,065	18,455	18,841	17,232	17,622	17,504
— United Kingdom (£)	14,409	14,731	15,052	13,714	14,036	13,853
— Italy (Lit)	33 827	34 595	35 174	31 671	32 442	31 706
— Greece (Dr)	1 614,19	1 667,41	1 720,63	1 417,28	1 470,50	1 470,50

⁽¹⁾ On the basis of the Commission's last proposal concerning the indicative price and subject to confirmation by the Council's decision.

ANNEX II

Aids to sunflower seed

(amounts per 100 kilograms)

	Current month	1st month	2nd month	3rd month	4th month
1. Gross aids (ECU)	30,382	31,645	32,557	33,109	32,131
2. Final aids					
Seeds harvested and processed in :					
— Federal Republic of Germany (DM)	74,42	77,39	79,57	81,07	78,81
— Netherlands (Fl)	83,86	87,20	89,63	91,31	88,76
— BLEU (Bfrs/Lfrs)	1 410,08	1 468,70	1 511,03	1 535,56	1 490,13
— France (FF)	209,68	218,59	224,58	227,64	220,64
— Denmark (Dkr)	255,66	266,29	273,97	278,61	270,38
— Ireland (£ Irl)	22,790	23,737	24,417	24,780	24,045
— United Kingdom (£)	18,217	19,012	19,582	19,922	19,297
— Italy (Lit)	42 826	44 744	45 900	46 502	44 963
— Greece (Dr)	2 105,31	2 257,16	2 360,85	2 415,15	2 280,97

ANNEX III

Exchange rate of the ECU to be used for converting final aids into the currency of the processing country when the latter is a country other than the country of production

(value of 1 ECU)

	Current month	1st month	2nd month	3rd month	4th month	5th month
DM	2,187170	2,177960	2,170870	2,163160	2,163160	2,141930
Fl	2,466600	2,458370	2,452760	2,445980	2,445980	2,428200
Bfrs/Lfrs	44,726000	44,733600	44,770300	44,775400	44,775400	44,779600
FF	6,708730	6,738400	6,755840	6,783980	6,783980	6,843970
Dkr	7,953020	7,945730	7,945460	7,940190	7,940190	7,935710
£ Irl	0,712361	0,713109	0,714856	0,716378	0,716378	0,721932
£	0,610486	0,611459	0,613082	0,614040	0,614040	0,618137
Lit	1 493,13	1 503,63	1 509,08	1 516,13	1 516,13	1 538,58
Dr	130,89740	130,78360	130,76580	130,65970	130,65970	130,46450

COMMISSION REGULATION (EEC) No 3691/85

of 27 December 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;

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 arran-

(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.

gements 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⁾, as amended by Regulation (EEC) No 2903/85⁽²⁾;

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⁽³⁾ 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 corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85⁽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 January 1986.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 61, 1. 3. 1985, p. 4.

⁽²⁾ OJ No L 279, 19. 10. 1985, p. 5.

⁽³⁾ OJ No L 72, 18. 3. 1983, p. 3.

⁽⁴⁾ OJ No L 164, 24. 6. 1985, p. 1.

ANNEX

to the Commission Regulation of 27 December 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	133,56 ⁽¹⁾	131,75 ⁽¹⁾ ⁽²⁾
07.06 A II	136,58 ⁽¹⁾	131,75 ⁽¹⁾ ⁽²⁾
11.01 C ⁽²⁾	246,45	240,41
11.01 D ⁽²⁾	211,24	205,20
11.01 E I ⁽²⁾	200,73	194,69
11.01 E II ⁽²⁾	113,34	110,32
11.01 F ⁽²⁾	155,90	152,88
11.01 G ⁽²⁾	125,69	122,67
11.02 A II ⁽²⁾	210,79	204,75
11.02 A III ⁽²⁾	246,45	240,41
11.02 A IV ⁽²⁾	211,24	205,20
11.02 A V a) 1 ⁽²⁾	165,79	159,75
11.02 A V a) 2 ⁽²⁾	200,73	194,69
11.02 A V b) ⁽²⁾	113,34	110,32
11.02 A VI ⁽²⁾	155,90	152,88
11.02 A VII ⁽²⁾	125,69	122,67
11.02 B I a) 1 ⁽²⁾	216,72	213,70
11.02 B I a) 2 aa)	119,30	116,28
11.02 B I a) 2 bb) ⁽²⁾	208,22	205,20
11.02 B I b) 1 ⁽²⁾	216,72	213,70
11.02 B I b) 2 ⁽²⁾	208,22	205,20
11.02 B II a) ⁽²⁾	179,34	176,32
11.02 B II b) ⁽²⁾	154,31	151,29
11.02 B II c) ⁽²⁾	176,08	173,06
11.02 B II d) ⁽²⁾	195,44	192,42
11.02 C I ⁽²⁾	215,13	212,11
11.02 C II ⁽²⁾	185,02	182,00
11.02 C III ⁽²⁾	339,94	333,90
11.02 C IV ⁽²⁾	185,42	182,40
11.02 C V ⁽²⁾	176,08	173,06
11.02 C VI ⁽²⁾	195,44	192,42
11.02 D I ⁽²⁾	138,24	135,22
11.02 D II ⁽²⁾	119,05	116,03
11.02 D III ⁽²⁾	139,25	136,23
11.02 D IV ⁽²⁾	119,30	116,28
11.02 D V ⁽²⁾	113,34	110,32
11.02 D VI ⁽²⁾	125,69	122,67
11.02 E I a) 1 ⁽²⁾	139,25	136,23
11.02 E I a) 2 ⁽²⁾	119,30	116,28
11.02 E I b) 1 ⁽²⁾	273,16	267,12
11.02 E I b) 2 ⁽²⁾	234,04	228,00
11.02 E II a) ⁽²⁾	244,67	238,63
11.02 E II b) ⁽²⁾	210,79	204,75
11.02 E II c) ⁽²⁾	200,73	194,69
11.02 E II d) 1 ⁽²⁾	265,65	259,61
11.02 E II d) 2 ⁽²⁾	222,51	216,47
11.02 F I ⁽²⁾	244,67	238,63
11.02 F II ⁽²⁾	210,79	204,75
11.02 F III ⁽²⁾	246,45	240,41
11.02 F IV ⁽²⁾	211,24	205,20

(ECU/tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 F V ⁽²⁾	200,73	194,69
11.02 F VI ⁽²⁾	155,90	152,88
11.02 F VII ⁽²⁾	125,69	122,67
11.02 G I	105,47	99,43
11.02 G II	87,16	81,12
11.04 C I	136,58	129,93 ⁽³⁾
11.04 C II a)	163,44	139,26 ⁽³⁾
11.04 C II b)	194,69	170,51 ⁽³⁾
11.07 A I a)	246,85	235,97
11.07 A I b)	187,20	176,32
11.07 A II a)	248,62 ⁽⁴⁾	237,74
11.07 A II b)	188,51	177,63
11.07 B	217,90 ⁽⁴⁾	207,02
11.08 A I	163,44	142,89
11.08 A II	213,72	182,89
11.08 A III	251,07	230,52
11.08 A IV	163,44	142,89
11.08 A V	163,44	71,44 ⁽⁵⁾
11.09	600,46	419,12
17.02 B II a) ⁽³⁾	283,10	186,38
17.02 B II b) ⁽³⁾	209,38	142,89
17.02 F II a)	291,97	195,25
17.02 F II b)	202,28	135,79
21.07 F II	209,38	142,89
23.02 A I a)	58,40	52,40
23.02 A I b)	118,29	112,29
23.02 A II a)	58,40	52,40
23.02 A II b)	118,29	112,29
23.03 A I	358,84	177,50

⁽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 3692/85
of 27 December 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⁾, as amended by Regulation (EEC) No 2903/85 ⁽⁷⁾;

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

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85 ⁽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;

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 compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject to Regulation (EEC) No 2743/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1986.

⁽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 279, 19. 10. 1985, p. 5.

⁽⁸⁾ OJ No L 164, 24. 6. 1985, p. 1.

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

Done at Brussels, 27 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX

to the Commission Regulation of 27 December 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	28,19	17,31
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	782,45	771,57
	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	64,96	54,08
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	819,22	808,34
	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	119,04	108,16
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	873,30	862,42

COMMISSION REGULATION (EEC) No 3693/85
of 23 December 1985

laying down rules for calculating withdrawal prices and fixing the withdrawal prices, for the 1986 fishing year, for the fishery products listed in Annex I (A) and (D) to Regulation (EEC) No 3796/81 and for certain products landed in areas very distant from the main areas of consumption in the Community

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

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as amended by Regulation (EEC) No 3655/84⁽²⁾, and in particular Article 12 (3) thereof,

Whereas Article 12 (1) of Regulation (EEC) No 3796/81 provides that, for each of the products listed in Annex I (A) and (D), a withdrawal price shall be fixed by applying the conversion factor for the product category concerned to an amount equal to at least 70 % but not more than 90 % of the guide price ;

Whereas changes in production and marketing structures in the Community make it necessary to alter the basis for calculating the withdrawal price as compared with the preceding fishing year ;

Whereas Article 12 (2) of Regulation (EEC) No 3796/81 provides that the withdrawal price may be multiplied by conversion factors in landing areas which are very distant from main centres of consumption in the Community ;

Whereas the guide prices for the 1985 fishing year were fixed for all the products in question by Council Regulation (EEC) No 3602/85⁽³⁾ ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The percentages of the guide price as referred to in Article 12 (1) of Regulation (EEC) No 3796/81, which are used as the basis for the calculation of the withdrawal

prices, shall be as shown in Annex I for each species of fish concerned.

Article 2

The conversion factors as referred to in Article 12 (1) of Regulation (EEC) No 3796/81, which are used for the calculation of the withdrawal prices for the products listed in Annex I (A) and (D) to the said Regulation shall be as shown in Annex II.

Article 3

The landing areas which are very distant from the main centres of consumption in the Community within the meaning of Article 12 (2) of Regulation (EEC) No 3796/81, the conversion factors and the products to which those factors related shall be as shown in Annex III.

Article 4

The withdrawal prices, as referred to in Article 12 (1) of Regulation (EEC) No 3796/81 and applicable for the 1986 fishing year, and the products to which those prices relate shall be as shown in Annex IV.

Article 5

The withdrawal prices, as referred to in Article 12 (2) of Regulation (EEC) No 3796/81 and applicable for the 1986 fishing year in the landing areas which are very distant from the main centres of consumption in the Community, and the products to which those prices relate shall be as shown in Annex V.

Article 6

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 340, 28. 12. 1984, p. 1.

⁽³⁾ OJ No L 344, 21. 12. 1985, p. 1.

ANNEX I

Percentage of guide price used in calculating withdrawal prices

Product	%
Herrings	85
Sardines :	
— from the Atlantic	85
— from the Mediterranean	85
Dogfish (<i>Squalus acanthias</i>)	80
Dogfish (<i>Scyliorhinus spp.</i>)	80
Redfish	90
Cod	80
Saithe	80
Haddock	80
Whiting	80
Ling	80
Mackerel	85
Anchovies	85
Plaice	83
Hake	90
Shrimps of the species <i>Crangon Crangon</i>	90

ANNEX II

Products listed in Annex I (A) and (D) to Regulation (EEC) No 3796/81

Species	Size (1)	Conversion factor			
		Gutted fish with head		Whole fish	
		Extra, A (1)	B (1)	Extra, A (1)	B (1)
Herrings	1	0	0	0,85	0,85
	2	0	0	0,80	0,80
	3	0	0	0,50	0,50
Sardines	1	0	0	0,55	0,35
	2	0	0	0,55	0,35
	3	0	0	0,85	0,35
	4	0	0	0,55	0,35
Dogfish (<i>Squalus acanthias</i>)	1	0,75	0,55	0,71	0,50
	2	0,64	0,45	0,60	0,40
	3	0,35	0,25	0,30	0,20
Dogfish (<i>Scyliorhinus spp.</i>)	1	0,80	0,60	0,75	0,50
	2	0,80	0,60	0,70	0,50
	3	0,55	0,40	0,45	0,25
Redfish	1	0	0	0,90	0,90
	2	0	0	0,90	0,90
	3	0	0	0,76	0,76

(1) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

Species	Size (°)	Conversion factor			
		Gutted fish with head		Whole fish	
		Extra, A (°)	B (°)	Extra, A (°)	B (°)
Cod	1	0,90	0,85	0,65	0,50
	2	0,90	0,85	0,65	0,50
	3	0,85	0,70	0,50	0,40
	4	0,68	0,47	0,39	0,28
	5	0,48	0,28	0,29	0,19
Saithe	1	0,90	0,90	0,70	0,70
	2	0,90	0,90	0,70	0,70
	3	0,89	0,89	0,69	0,69
	4	0,72	0,52	0,38	0,28
Haddock	1	0,90	0,80	0,70	0,60
	2	0,90	0,80	0,70	0,60
	3	0,77	0,65	0,54	0,37
	4	0,71	0,58	0,53	0,37
Whiting	1	0,80	0,75	0,60	0,40
	2	0,80	0,75	0,60	0,40
	3	0,76	0,61	0,55	0,23
	4	0,55	0,37	0,40	0,23
Ling	1	0,85	0,65	0,70	0,50
	2	0,83	0,63	0,68	0,48
	3	0,75	0,55	0,60	0,40
Mackerel	1	0	0	0,85	0,85
	2	0	0	0,85	0,75
	3	0	0	0,85	0,70
Anchovies	1	0	0	0,70	0,45
	2	0	0	0,85	0,45
	3	0	0	0,70	0,45
	4	0	0	0,29	0,29
Plaice	1	0,90	0,85	0,49	0,49
	2	0,90	0,85	0,49	0,49
	3	0,85	0,80	0,49	0,49
	4	0,65	0,60	0,46	0,46
Hake	1	1,00	0,94	0,79	0,73
	2	0,85	0,80	0,66	0,61
	3	0,85	0,80	0,66	0,61
	4	0,73	0,68	0,58	0,48
	5	0,70	0,65	0,56	0,46
		Simply boiled in water			
		A (°)		B (°)	
Shrimps of the species <i>Crangon crangon</i>	1	0,65		0,55	
	2	0,30		0,30	

(°) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

ANNEX III

Species	Landing area	Conversion factor
Mackerel	1. Coastal areas of and islands of Ireland	0,73
	2. Coastal areas of and islands of Cornwall and Devon in the United Kingdom	0,78
	3. Coastal areas from Portpatrick in south-west Scotland to Wick in north-east Scotland and the islands to the west and north of these areas, coastal areas of and islands of Northern Ireland	0,82
	4. Coastal areas from Wick to Aberdeen in the north-east of Scotland	0,87
Sardines from the Atlantic	5. Coastal areas of and islands of the counties of Cornwall and Devon in the United Kingdom	0,51
Hake	6. Coastal areas from Troon in south-west Scotland to Wick in north-east Scotland and the islands to the west and north of these areas	0,57
	7. Coastal areas of and islands of Ireland	0,84

ANNEX IV

Products listed in Annex I (A) and (D) to Regulation (EEC) No 3796/81

Species	Size (l)	Withdrawal prices (ECU/tonne)				
		Gutted fish with head		Whole fish		
		Extra, A (l)	B (l)	Extra, A (l)	B (l)	
Herrings	1	0	0	236	236	
	2	0	0	222	222	
	3	0	0	139	139	
Sardines (a) from the Atlantic	1	0	0	251	160	
		0	0	251	160	
		0	0	388	160	
		0	0	251	160	
	(b) from the Mediterranean	1	0	0	215	137
			0	0	215	137
			0	0	332	137
			0	0	215	137
Dogfish (<i>Squalus acanthias</i>)	1	517	379	489	344	
	2	441	310	413	276	
	3	241	172	207	138	
Dogfish (<i>Scyliobinus spp.</i>)	1	521	391	488	326	
	2	521	391	456	326	
	3	358	260	293	163	

(l) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

Species	Size (°)	Withdrawal prices (ECU/tonne)			
		Gutted fish with head		Whole fish	
		Extra, A (°)	B (°)	Extra, A (°)	B (°)
Redfish	1	0	0	692	692
	2	0	0	692	692
	3	0	0	584	584
Cod	1	852	804	615	473
	2	852	804	615	473
	3	804	662	473	379
	4	644	445	369	265
	5	454	265	274	180
Saithe	1	463	463	360	360
	2	463	463	360	360
	3	458	458	355	355
	4	370	267	195	144
Haddock	1	625	556	486	417
	2	625	556	486	417
	3	535	451	375	257
	4	493	403	368	257
Whiting	1	506	475	380	253
	2	506	475	380	253
	3	481	386	348	146
	4	348	234	253	146
Ling	1	613	469	505	361
	2	599	455	491	346
	3	541	397	433	289
Mackerel	1	0	0	204	204
	2	0	0	204	180
	3	0	0	204	168
Anchovies	1	0	0	344	221
	2	0	0	418	221
	3	0	0	344	221
	4	0	0	142	142
Plaice :	1	572	540	312	312
	2	572	540	312	312
	3	540	509	312	312
	4	413	381	292	292
	1	781	737	425	425
	2	781	737	425	425
	3	737	694	425	425
	4	564	520	399	399
Hake	1	2 275	2 139	1 797	1 661
	2	1 934	1 820	1 502	1 388
	3	1 934	1 820	1 502	1 388
	4	1 661	1 547	1 320	1 092
	5	1 593	1 479	1 274	1 047
		Simply boiled in water			
		A (°)		B (°)	
Shrimps of the species <i>Crangon crangon</i>	1	895		757	
	2	413		413	

(°) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

ANNEX V

Species	Landing area	Size (°)	Withdrawal prices (ECU/tonne)			
			Gutted fish with head		Whole fish	
			Extra, A (°)	B (°)	Extra, A (°)	B (°)
Mackerel	1. Coastal areas of and islands of Ireland	1	0	0	149	149
		2	0	0	149	132
		3	0	0	149	123
	2. Coastal areas of and islands of Cornwall and Devon in the United Kingdom	1	0	0	159	159
		2	0	0	159	141
		3	0	0	159	131
	3. Coastal areas from Portpatrick in south-west Scotland to Wick in north-east Scotland and the islands to the west and north of these areas ; coastal areas of and islands of Northern Ireland	1	0	0	168	168
		2	0	0	168	148
		3	0	0	168	138
	4. Coastal areas from Wick to Peterhead in the north-east of Scotland	1	0	0	178	178
		2	0	0	178	157
		3	0	0	178	146
Sardines from the Atlantic	5. Coastal areas of and islands of the counties of Cornwall and Devon in the United Kingdom	1	0	0	128	81
		2	0	0	128	81
		3	0	0	198	81
		4	0	0	128	81
Hake	6. Coastal areas from Troon in south-west Scotland to Wick in north-east Scotland and the islands to the west and north of these areas	1	1 297	1 219	1 025	947
		2	1 102	1 037	856	791
		3	1 102	1 037	856	791
		4	947	882	752	622
		5	908	843	726	597
	7. Coastal areas of and islands of Ireland	1	1 911	1 796	1 510	1 395
		2	1 624	1 529	1 261	1 166
		3	1 624	1 529	1 261	1 166
		4	1 395	1 300	1 108	917
		5	1 338	1 242	1 070	879

(¹) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

COMMISSION REGULATION (EEC) No 3694/85

of 23 December 1985

fixing the standard values to be used in calculating the financial compensation and the advance pertaining thereto in respect of fishery products withdrawn from the market during the 1986 fishing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as amended by Regulation (EEC) No 3655/84⁽²⁾, and in particular Article 13 (7) thereof,

Whereas Article 13 of Regulation (EEC) No 3796/81 provides for the payment of financial compensation to producers' organizations which intervene, on certain conditions, in respect of the products listed in Annex I (A) and (D) to that Regulation; whereas the amount of such financial compensation must be reduced by standard values in the case of products intended for purposes other than human consumption;

Whereas Commission Regulation (EEC) No 1501/83⁽³⁾ specifies the ways in which the products withdrawn must be disposed of; whereas the value of such products must be fixed at a standard level for each of these modes of disposal, taking into account the average receipts which may be obtained from such disposal;

Whereas, on the basis of the relevant information on this value, it should be fixed for the 1986 fishing year as shown in the Annex hereto;

Whereas, pursuant to Article 9 of Commission Regulation (EEC) No 3137/82⁽⁴⁾ as amended by Regulation (EEC) No 3165/84⁽⁵⁾ the body responsible for payment of the financial compensation is that of the Member State in which the producers' organization was recognized;

whereas the standard value deductible should therefore be the value applied in that Member State;

Whereas the abovementioned provisions are equally applicable to the advance on the financial compensation provided for in Article 5 (2) of Council Regulation (EEC) No 2202/82⁽⁶⁾;

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

HAS ADOPTED THIS REGULATION:

Article 1

The standard values to be used in calculating the financial compensation and the advance pertaining thereto provided for in Article 13 of Regulation (EEC) No 3796/81 in respect of products withdrawn by producers' organizations and used for purposes other than human consumption shall be for the 1986 fishing year as shown in the Annex hereto for each of the uses indicated therein.

Article 2

The standard value to be deducted from the financial compensation and the advance pertaining thereto shall be that applied in the Member State in which the producers' organization was recognized.

Article 3

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 340, 28. 12. 1984, p. 1.

⁽³⁾ OJ No L 152, 10. 6. 1983, p. 22.

⁽⁴⁾ OJ No L 335, 29. 11. 1982, p. 1.

⁽⁵⁾ OJ No L 297, 15. 11. 1984, p. 14.

⁽⁶⁾ OJ No L 235, 10. 8. 1982, p. 1.

ANNEX

Use of products withdrawn	ECU/tonne
1. Used as animal feed after drying and cutting up or processing into meal :	
(a) for herring and mackerel :	
— Denmark, United Kingdom, Germany, Netherlands, Belgium	40
— other Member States	20
(b) For shrimps of the species <i>Crangon crangon</i> :	
— Netherlands	30
— other Member States	10
(c) for other products :	
— all Member States	15
2. Used otherwise than as under animal feed (bait included):	
(a) for sardines and anchovies :	
— all Member States	25
(b) for other products :	
— Belgium, Denmark, France, Netherlands, Italy	80
— other Member States	30
3. Used for purposes other than animal feed	0

COMMISSION REGULATION (EEC) No 3695/85**of 23 December 1985****fixing the amount of the carry-over premium for certain fishery products for the 1986 fishing year**

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

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as amended by Regulation (EEC) No 3655/84⁽²⁾,

Having regard to Council Regulation (EEC) No 2203/82 of 28 July 1982 laying down general rules for the granting of a carry-over premium for certain fishery products⁽³⁾, and in particular Article 3 thereof,

Whereas the purpose of the carry-over premium is to give suitable encouragement to producers' organizations to carry over products withdrawn from the market so that where possible the destruction of fish of a high commercial value can be avoided;

Whereas the amount of the premium must be such as not to disturb the balance of the market for the products in question;

Whereas the amount of the premium may not be more than 50 % of the Community withdrawal price for the fresh product or exceed the technical costs of processing, highest costs discounted, recorded in the Community during the previous fishing year;

Whereas withdrawal prices for the 1986 fishing year for the fishery products listed in the Annex to Regulation (EEC) No 2203/82 have been set by Commission Regulation (EEC) No 3693/85⁽⁴⁾;

Whereas, on the basis of the information on technical processing costs recorded in the Community, the amount of the premium should, for the 1986 fishing year, be as indicated in the Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 1986 fishing year, the carry-over premium for the products listed in Annex I to Regulation (EEC) No 2203/82 shall be as indicated in the Annex.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 340, 28. 12. 1984, p. 1.

⁽³⁾ OJ No L 235, 10. 8. 1982, p. 4.

⁽⁴⁾ See page 35 of this Official Journal.

ANNEX

Amount of the premium

Processing methods listed in Article 14 (5) of the basis Regulation	Products listed in Annex I to Regulation (EEC) No 2203/82	Amounts for products listed in column 2 (ECU/tonne)
1	2	3
I. Freezing and storage of whole, gutted and with head or cutting-up products	Redfish Cod Saithe Haddock Whiting Shrimps	59
II. Filleting, freezing and storage	Redfish Cod Saithe Haddock Whiting	102
III. Salting and storage of whole, gutted and with head, cutting-up or filleted products	Redfish Cod Saithe Haddock Whiting	102
IV. Drying and storage of whole, gutted and with head, cutting-up or filleted products	Redfish Cod Saithe Haddock Whiting	113

COMMISSION REGULATION (EEC) No 3696/85
of 23 December 1985

fixing the reference prices for fishery products for the 1986 fishing year

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

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as amended by Regulation (EEC) No 3655/84⁽²⁾, and in particular the first subparagraph of Article 21 (6) thereof,

Whereas Article 21 (1) of Regulation (EEC) No 3796/81 provides, among other things, for reference prices valid for the Community to be fixed each year, by product category, for the products specified in Annexes I, II, III, IV (B) and V to that Regulation;

Whereas Article 21 (2) of Regulation (EEC) No 3796/81 provides that the reference price for the products specified in Annex I (A) and (D) thereto must be equal to the withdrawal price fixed in accordance with Article 12 (1) thereof;

Whereas the withdrawal prices for the 1986 fishing year for the fishery products specified in Annex I (A) and (D) to Regulation (EEC) No 3796/81 were fixed by Commission Regulation (EEC) No 3693/85⁽³⁾;

Whereas the reference prices for the products specified in Annex II to Regulation (EEC) No 3796/81 must be derived from their guide prices by reference to the price level at which the intervention measures provided for in Article 16 (1) thereof may be taken, and fixed taking account of the situation on the market in those products; whereas the reference prices for those products should therefore be 85 % of the guide prices fixed by Council Regulation (EEC) No 3603/85⁽⁴⁾;

Whereas the reference prices for the tuna specified in Annex III to Regulation (EEC) No 3796/81 are based on the weighted average of the free-at-frontier prices

recorded on the most representative markets in the Member States during the three preceding years;

Whereas the reference prices for the products specified in Annexes I (B) and (C) and IV (B) to Regulation (EEC) No 3796/81 are determined on the basis of the average of the reference prices for the fresh product, account being taken of the processing costs and of the need to ensure a price relationship in keeping with the market situation;

Whereas, for the frozen products specified in Annex V to Regulation (EEC) No 3796/81 for which no reference price is fixed for the fresh product, the reference prices are determined on the basis of the reference price applied to a commercially similar fresh product;

Whereas, because of the volume and the conditions of importation of certain products, it is not necessary to fix immediately a reference price for these products;

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

HAS ADOPTED THIS REGULATION:

Article 1

The reference prices for the 1985 fishing year for the products specified in Annexes I, II, III, IV (B) and V to Regulation (EEC) No 3796/81 shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 340, 28. 12. 1984, p. 1.

⁽³⁾ See page 35 of this Official Journal.

⁽⁴⁾ OJ No L 344, 21. 12. 1985, p. 3.

ANNEX

1. Reference prices for the products listed in Annex I (A) and (D) to Regulation (EEC) No 3796/81

Fresh or chilled products		Reference prices (ECU/tonne)			
Species	Size (1)	Gutted fish with head		Whole fish	
		Extra, A (1)	B (1)	Extra, A (1)	B (1)
Herring 03.01 B I a) 1 aa) and 03.01 B I a) 2 aa)	1	0	0	236	236
	2	0	0	222	222
	3	0	0	139	139
Sardines 03.01 B I d) 1 (a) from the Atlantic	1	0	0	251	160
	2	0	0	251	160
	3	0	0	388	160
	4	0	0	251	160
(b) from the Mediterranean	1	0	0	215	137
	2	0	0	215	137
	3	0	0	332	137
	4	0	0	215	137
Dogfish (<i>Squalus acanthias</i>) ex 03.01 B I e) 1 aa)	1	517	379	489	344
	2	441	310	413	276
	3	241	172	207	138
Dogfish (<i>Scyliorhinus spp</i>) ex 03.01 B I e) 1 aa)	1	521	391	488	326
	2	521	391	456	326
	3	358	260	293	163
Redfish 03.01 B I f) 1	1	0	0	692	692
	2	0	0	692	692
	3	0	0	584	584
Cod (<i>Gadus morrhua</i>) ex 03.01 B I h) 1	1	852	804	615	473
	2	852	804	615	473
	3	804	662	473	379
	4	644	445	369	265
	5	454	265	274	180
Saithe 03.01 B I ij) 1	1	463	463	360	360
	2	463	463	360	360
	3	458	458	355	355
	4	370	267	195	144
Haddock 03.01 B I k) 1	1	625	556	486	417
	2	625	556	486	417
	3	535	451	375	257
	4	493	403	368	257
Whiting 03.01 B I l) 1	1	506	475	380	253
	2	506	475	380	253
	3	481	386	348	146
	4	348	234	253	146
Ling 03.01 B I m) 1	1	613	469	505	361
	2	599	455	491	346
	3	541	397	433	289
Mackerel (<i>Scomber scombrus</i>) ex 03.01 B I o) 1 aa) and ex 03.01 B I o) 2 aa)	1	0	0	204	204
	2	0	0	204	180
	3	0	0	204	168

(1) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

3. Reference prices for the products listed in Annex III to Regulation (EEC) No 3796/81

Tuna, fresh, chilled or frozen, for the industrial manufacture of products falling within heading No 16.04 — subheading 03.01 B I c) 1

Product	Reference prices (ECU/tonne)		
	Whole	Gilled and gutted	Other
A. Yellowfin tuna (<i>Thunnus albacares</i>):			
1. weighing more than 10 kg each (!)	731	833	906
2. weighing not more than 10 kg each (!)	665	758	825
B. Albacore (<i>Thunnus alalunga</i>):			
1. weighing more than 10 kg each (!)	833	949	1 033
2. weighing not more than 10 kg each (!)	1 060	1 208	1 314
C. Other species	468	534	580

(!) Reference to weight applies to whole products.

4. Reference prices for the products listed in Annex IV (B) and V to Regulation (EEC) No 3796/81

Frozen products falling within subheadings 03.01 B I, B II and 16.04 G I

Species	Presentation	Reference prices (ECU/tonne)
1. Redfish	Whole fish :	
	— With or without head	745
	— Other	1 112
	Fillets :	
	— With bones (standard)	1 484
	— Boneless	1 745
	— Blocks in immediate packing weighing not more than 4 kg	1 940
Minced blocks	922	
2. Cod	Whole fish :	
	— With or without head	874
	— Other	1 319
	Fillets :	
	— Industrial blocks, with bones (standard)	1 922
	— Industrial blocks, boneless	2 197
	— Individual fillets, with skin	2 042
	— Individual fillets, skinless	2 378
	— Blocks in immediate packing weighing not more than 4 kg	2 463
	Minced blocks	1 002
3. Saithe	Whole fish :	
	— With or without head	571
	— Other	844
	Fillets :	
	— Industrial blocks, with bones (standard)	1 176
	— Industrial blocks, boneless	1 282
	— Individual fillets, with skin	1 201
	— Individual fillets, skinless	1 330
	— Blocks in immediate packing weighing not more than 4 kg	1 427
	Minced blocks	654

Species	Presentation	Reference prices (ECU/tonne)
4. Haddock	Whole fish :	
	— With or without head	727
	— Other	1 004
	Fillets :	
	— Industrial blocks, with bones (standard)	1 738
	— Industrial blocks, boneless	2 194
	— Individual fillets, with skin	1 989
	— Individual fillets, skinless	2 259
5. Mackerel	— Blocks in immediate packing weighing not more than 4 kg	2 340
	Minced blocks	800
	Whole fish :	
	— With head	326
	— Headless	362
6. Hake	— Sides	482
	Fillets	608
	Whole fish :	
	— With or without head	674
	— Other	1 028
	Fillets :	
	— Industrial blocks, with bones (standard)	1 030
	— Industrial blocks, boneless	1 212
	— Individual fillets, with skin	1 069
	— Individual fillets, skinless	1 269
— Blocks in immediate packing weighing not more than 4 kg	1 340	
Minced blocks	787	

COMMISSION REGULATION (EEC) No 3697/85
of 20 December 1985

extending Regulations (EEC) No 1339/82, (EEC) No 3432/82, (EEC) No 24/84 and (EEC) No 570/85 fixing, in respect of 1981, 1982, 1983 and 1984 crops, export refunds for raw tobacco

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

Having regard to Council Regulation (EEC) No 727/70 of 21 April 1970 on the common organization of the market in raw tobacco⁽¹⁾, as last amended by Regulation (EEC) No 1461/82⁽²⁾, and in particular the first sentence of the third subparagraph of Article 9 (2) thereof,

Whereas export refunds were fixed in respect of certain varieties of tobacco from the 1981 and 1982 crops by Commission Regulation (EEC) No 1339/82⁽³⁾ and Commission Regulation (EEC) No 3432/82⁽⁴⁾ respectively, as last amended by Regulation (EEC) No 1807/85⁽⁵⁾, and export refunds were fixed for certain varieties of tobacco from the 1983 harvest by Commission Regulation (EEC) No 24/84⁽⁶⁾, as last amended by Regulation (EEC) No 571/85⁽⁷⁾ and export refunds were fixed for certain varieties of tobacco from the 1984 harvest by Commission Regulation (EEC) No 570/85⁽⁸⁾;

Whereas the final date for granting those refunds was set at 31 December 1985, whereas, in respect of certain varieties of that tobacco, export possibilities after that date have presented themselves; whereas it is advisable to grant refunds in respect of the varieties in question from the 1981, 1982, 1983 and 1984 harvests, in order to enable those exports to be carried out;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The date '31 December 1985' appearing in Article 3 of Regulation (EEC) No 1339/82 is hereby replaced by '30 June 1986'.
2. The date '31 December 1985' appearing in Article 2 of Regulation (EEC) No 3432/82 is hereby replaced by '30 June 1986'.
3. The date '31 December 1985' appearing in Article 2 of Regulation (EEC) No 24/84 is hereby replaced by '30 June 1986'.
4. The date '31 December 1985' appearing in Article 2 of Regulation (EEC) No 570/85 is hereby replaced by '30 June 1986'.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 1.
⁽²⁾ OJ No L 164, 14. 6. 1982, p. 27.
⁽³⁾ OJ No L 150, 29. 5. 1982, p. 89.
⁽⁴⁾ OJ No L 361, 22. 12. 1982, p. 17.
⁽⁵⁾ OJ No L 169, 29. 6. 1985, p. 75.
⁽⁶⁾ OJ No L 4, 6. 1. 1984, p. 8.
⁽⁷⁾ OJ No L 65, 6. 3. 1985, p. 16.
⁽⁸⁾ OJ No L 65, 6. 3. 1985, p. 14.

COMMISSION REGULATION (EEC) No 3698/85
of 23 December 1985

amending for the third time Regulation (EEC) No 2858/85 on the sale of pigmeat held by the Belgian intervention agency pursuant to Regulations (EEC) No 772/85, (EEC) No 978/85 and (EEC) No 1477/85

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as last amended by Regulation (EEC) No 2966/80⁽²⁾ and in particular Article 20 thereof,

Whereas Commission Regulation (EEC) No 2858/85⁽³⁾ as last amended by Regulation (EEC) No 3287/85⁽⁴⁾ provides that meat held by the Belgian intervention agency pursuant to Regulations (EEC) No 772/85⁽⁵⁾, (EEC) No 978/85⁽⁶⁾ and (EEC) No 1477/85⁽⁷⁾ is to be sold for human consumption;

Whereas the quantity of pigmeat sold under the existing provisions has been insufficient; whereas it seems unlikely that the remaining quantity will be sold within a reasonable period; whereas, as a result, storage charges may become excessive; whereas, in any event, some of the pigmeat in question is no longer fit for human consumption;

Whereas, in the circumstances, processing into products for uses other than for human consumption is an additional worthwhile outlet;

Whereas an additional monthly tender should therefore be provided for in respect of specific quantities to be processed into products for uses other than for human consumption;

Whereas in this case certain provisions of Regulation (EEC) No 2858/85 should not be applied while others should be relaxed; whereas, on the other hand, provision should be made for at least the total sterilization of this meat in accordance with the provisions of Article 4 (1) (a) of Council Directive 80/215/EEC on animal health problems affecting intra-Community trade in meat products⁽⁸⁾;

Whereas in the light of the experience acquired in applying Regulation (EEC) No 2858/85 it is necessary to increase the period for the taking over by the purchaser of

meat purchased in accordance with the Regulation in question;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2858/85 is amended as follows:

1. The following Article 2 (a) is added:

Article 2 (a)

1. The Belgian intervention agency shall draw up an additional monthly notice of invitation to tender for specific quantities of pigmeat to be processed into products intended for uses other than for human consumption.

Where the first subparagraph applies, the provisions of Articles 3 (2) (c), 9 (2) (c), 12 (2) (a), (3) and (4) shall not apply.

2. The notice of invitation to tender shall state:

- (a) the description of the products;
- (b) the time-limit and place for submission of tenders;
- (c) the formalities regarding provision of the security for tenders and the obligations regarding storage, treatment and disposal;
- (d) where appropriate, a statement that tenders may be submitted by telex.

3. Each invitation to tender shall relate to specific quantities which shall be determined in accordance with the procedure laid down in Article 24 of Regulation (EEC) No 2759/75. For the first invitation to tender, that quantity is fixed at 8 000 tonnes.

4. Invitations to tender shall be published in the *Official Journal of the European Communities* at least seven days before the expiry of the period for the submission of tenders. The Belgian intervention agency shall also publish the notice of invitation to tender in the *Moniteur Belge* and wherever else considered appropriate.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 307, of 18. 11. 1980, p. 5.

⁽³⁾ OJ No L 274, 15. 10. 1985, p. 22.

⁽⁴⁾ OJ No L 315, 26. 11. 1985, p. 8.

⁽⁵⁾ OJ No L 86, 27. 3. 1985, p. 20.

⁽⁶⁾ OJ No L 105, 17. 4. 1985, p. 6.

⁽⁷⁾ OJ No L 145, 4. 6. 1985, p. 17.

⁽⁸⁾ OJ No L 47, 21. 2. 1980, p. 4.

5. By way of derogation from Article 3 (1), for the first invitation to tender under this Article the time limit for the submission of tenders is hereby fixed at 12 noon on Thursday, 16 January 1986 (Belgian time).'
2. In Articles 3 (2) and 9 (2) the following point shall be inserted :
- '(cc) where Article 2 a applies, the quantity of meat for which the tender is submitted and a description of the product or products into which the meat is to be processed ;'
3. In Articles 4 (1), 10 (1) and 13 (1) the following subparagraph shall be added :
- 'Where Article 3 a applies this security is reduced to 10 ECU per tonne.'
4. In Article 8 (1) the following subparagraph shall be added :

'Where Article 2 a applies the fixed price shall be equal to the minimum sale price mentioned in Article 5.'

5. In Article 12 (2) the following point shall be added :
- '(aa) where Article 2 a applies, the meat shall be processed into products intended for uses other than for human consumption ; for this purpose the meat shall be subjected to a treatment which is at least equal to the treatment laid down in Article 4 (1) (a) of Directive 80/215/EEC ;'
6. In Article 17 the words '10 working days' shall be replaced by '30 days'.

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 Brussels, 23 December 1985.

For the Commission
Karl-Heinz NARJES
Vice-President

COMMISSION DECISION No 3699/85/ECSC**of 23 December 1985****relating to the suspension of Decision No 3715/83/ECSC fixing minimum prices
for certain steel products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to Decision No 3715/83/ECSC⁽¹⁾, as last amended by Decision No 2143/85/ECSC⁽²⁾, and in particular Article 7 thereof,

Whereas the Decision fixing minimum prices for deliveries of certain steel products from 1 January 1984 has formed an integral part of the other anti-crisis measures taken by the Commission, notably the quantitative measures; whereas it could only remain in force temporarily, awaiting the market evolution permitting a return to a free market and the application of the normal rules conforming to Article 60 of the Treaty;

Whereas the Commission has made known to the Council and the Consultative Committee, between July and October 1985 its general position as regards the subject of Community steel policy after 1985 and as regards the organization of the steel market;

Whereas the most acute phase of the steel crisis is on the point of ending; whereas in the present market conditions the minimum price regime in place since 1 January 1984 is no longer indispensable;

Whereas, however the Commission must remain vigilant, it would appear preferable therefore to simply suspend the application of minimum prices and to have, thus, the possibility of reintroducing them if the situation so demands;

Whereas, the Commission will examine, towards the end of 1986, the situation of the market to establish whether it is opportune to cancel Decision No 3715/83/ECSC,

HAS ADOPTED THIS DECISION:

Article 1

1. The application of Decision No 3715/83/ECSC is suspended with immediate effect.
2. After having informed the Consultative Committee and the Council, the Commission can decide to reintroduce minimum prices if it considers that the conditions anticipated by Article 61 (b) of the Treaty have reemerged.

Article 2

Minimum prices may be applied to deliveries up to 31 March 1986 as concerns transactions concluded to the conditions of Decision No 3715/83/ECSC before the entry into force of this Decision.

Article 3

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

This Decision is binding in its entirety and directly applicable in all Member States.

Done at Brussels, 23 December 1985.

For the Commission

Karl-Heinz NARJES

Vice-President

⁽¹⁾ OJ No L 373, 31. 12. 1983, p. 1.

⁽²⁾ OJ No L 199, 29. 7. 1985, p. 21.

COMMISSION DECISION No 3700/85/ECSC

of 23 December 1985

modifying for the second time Decision No 3716/83/ECSC instituting a guarantee system for certain steel products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to Commission Decision No 3716/83/ECSC⁽¹⁾, as amended by Decision No 3249/84/ECSC⁽²⁾, and in particular Article 4 thereof,

Whereas the guarantee system is intended to strengthen the system of monitoring and production quotas and the minimum prices system;

Whereas by Decision No 3485/85/ECSC⁽³⁾ the Commission has brought about modifications to the system of monitoring and production quotas; whereas, by Decision No 3699/85/ECSC⁽⁴⁾ the Commission has suspended the application of minimum prices;

Whereas, by reason of the aforementioned changes, it is appropriate to modify Commission Decision No 3716/83/ECSC to thereby bring about the necessary technical modifications,

HAS ADOPTED THIS DECISION:

Article 1

Article 1 of Decision No 3716/83/ECSC is replaced by the following text:

Article 1

1. A guarantee system is hereby established for those products subject to the system of production quotas for categories Ia, Ib, II, and III pursuant to Commission Decision No 2177/85/ECSC⁽¹⁾ for the purpose of ensuring compliance by the undertakings with the obligations arising from the system of production quotas as well as any possible regulations concerning minimum prices.

2. This Decision does not apply to undertakings:

- whose average quota of categories Ia, Ib, II and III granted for the third and fourth quarters of 1985, including the quotas adjustments according to Article 14 of Commission Decision No 234/84/ECSC of 31 January 1984⁽²⁾, is equal to or less than 15 000 tonnes per quarter,
- whose total quotas for all the products subject to the system established under Article 58 of the Treaty do not exceed 20 000 tonnes per quarter.

⁽¹⁾ OJ No L 208, 31. 7. 1983, p. 1.

⁽²⁾ OJ No L 29, 1. 2. 1984, p. 1.

Article 2

This Decision shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Karl-Heinz NARJES

Vice-President

⁽¹⁾ OJ No L 373, 31. 12. 1983, p. 5.

⁽²⁾ OJ No L 303, 22. 11. 1984, p. 11.

⁽³⁾ OJ No L 340, 18. 12. 1985, p. 5.

⁽⁴⁾ See page 53 of this Official Journal.

COMMISSION DECISION No 3701/85/ECSC

of 23 December 1985

amending for the second time Decision No 3483/82/ECSC concerning the requirement for Community undertakings to declare the quantities of certain steel products delivered

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 47 thereof,

Whereas the statistical data relative to questionnaires 373 and 377, obtained since the implementation of Commission Decision No 3483/82/ECSC⁽¹⁾ as amended by Commission Decision No 1826/83/ECSC⁽²⁾, continue to be fragmented and unreliable; it is therefore appropriate to rescind them;

Whereas it is necessary to modify questionnaires 372 and 376 of Annexes I and II, respectively of Commission Decision No 3483/82/ECSC, in order to include deliveries of steel products destined for, or originating in Spain and/or Portugal,

HAS ADOPTED THIS DECISION:

Article 1

Commission Decision No 3483/82/ECSC is hereby amended as follows:

1. Questionnaires 373 of Annex I and 377 of Annex II are hereby rescinded.
2. Questionnaires 372 of Annex I and 376 of Annex II are hereby replaced as provided for in the Annex to this Decision.

Article 2

This Decision shall enter into force on 1 January 1986.

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

Done at Brussels, 23 December 1985.

For the Commission

Karl-Heinz NARJES

Vice-President

⁽¹⁾ OJ No L 370, 29. 12. 1982.

⁽²⁾ OJ No L 180, 5. 7. 1983.

Deliveries Breakdown in the Community, national market included (1)															
Line	Products Code	Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Total Community Ten M.S.	Spain	Portugal	Total Community
		01	02	03	04	05	06	07	08	09	10	11	12	13	14
35	16103														
36	16104														
37	16100														
38	17100														
38 bis	17102														
38 ter	17103														
39	18100														
40	19100														
41	14105														
42	12104														
43	16105														
44	16106														

(1) The determination of destination country is based on the physical deliveries of the products to the customers (final users or dealers in steel products as defined in Article 3 of this Decision)

(a) If the steel company does not know the final user and/or does not assume directly or indirectly the responsibility of the physical transport of the goods to the final user, this delivery should be declared as having been made to a dealer

(b) In the case of a hire-rolling, if the hire-roller is located in another Member State than that of the order-giver and if he makes the physical delivery of the goods on the account for the order-giver, the hire-roller should declare that delivery

This exception to the rule of questionnaire Eurostat 2.71 has to be applied only in reference to this Decision.

Monthly information to be sent to the Commission of the European Communities, telex 3252 ACIER LU, not later than 10 working days after the end of the month. A copy should also be sent (recorded delivery) to the Commission of the European Communities, Task Force Steel (DG III), Bâtiment CAL, rue Alcide de Gasperi, L-1019 Luxembourg-Kirchberg (same deadline)

N.B. The products' definition and the codes are those established in Decision Nr. 3485/85/ECSC. — For the definition of products considered at lines 41 to 44, one has to refer to questionnaire Eurostat 2.71 and more particularly:

Line 41: TINPLATE (blackplate and TFS included) - questionnaire 2.71, lines ex 142 and 143

Line 42: ELECTRICAL SHEET with silicon content of 1 % and more - questionnaire 2.71, line ex 145

Line 43: RAILWAY MATERIAL - questionnaire 2.71, lines 101 and 102

Line 44: SHEET PILING - questionnaire 2.71, line 103

Line	Products Code	Deliveries breakdown in the Community, national market included (1)										Total Community			
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece		Total Community Ten M.S.	Spain	Portugal
		01	02	03	04	05	06	07	08	09	10	11	12	13	14
35	16103														
36	16104														
37	16100														
38	17100														
38 bis	17102														
38 ter	17103														
39	18100														
40	19100														
41	14100														
42	12104														
43	16105														
44	16106														
45	17101*														
46	19101*														

(1) The determination of destination country is based on the physical deliveries of the products to the customers (final users or dealers in steel products as defined in Article 3 of this Decision)

(a) If the steel company does not know the final user and/or does not assume directly or indirectly the responsibility of the physical transport of the goods to the final user, this delivery should be declared as having been made to a dealer

(b) In the case of a hire-rolling, if the hire-roller is located in another Member State than that of the order-giver and if he makes the physical delivery of the goods on the account for the order-giver, then the hire-roller should declare that delivery

This exception to the rule of questionnaire Eurostat 2.71 has to be applied only in reference to this Decision.

Monthly information to be sent to the Commission of the European Communities, telex 3252 ACIER LU, not later than 10 working days after the end of the month. A copy should also be sent (recorded delivery) to the Commission of the European Communities, Task Force Steel (DG III), Bâtiment CAL, rue Alcide de Gasperi, L-1019 Luxembourg-Kirchberg (same deadline).

N.B. The products' definition and the codes are those established in Decision Nr. 3485/85/ECSC. — For the definition of products considered at lines 41 to 44, one has to refer to questionnaire Eurostat 2.71 and more particularly:

Line 41: TINPLATE (blackplate and TFS included) - questionnaire 2.71 lines ex 142 and 143

Line 42: ELECTRICAL SHEET with silicon content of 1 % and more - questionnaire 2.71, line ex 145

Line 43: RAILWAY MATERIAL - questionnaire 2.71, lines 101 and 102

Line 44: SHEET PILING - questionnaire 2.71, line 103

* ALLOY STEELS WITH AN ALLOY CONTENT OF AT LEAST 5 % - WITH THE EXCEPTION OF STEELS CONTAINING LESS THAN 1 % CARBON AND MORE THAN 12 % CHROMIUM - WHOSE ACTUAL INVOICED PRICE IS NOT LESS THAN 30 % HIGHER THAN THE LIST PRICE OF THE CORRESPONDING ORDINARY STEEL PRODUCT.

COMMISSION REGULATION (EEC) No 3702/85

of 23 December 1985

amending Regulations (EEC) No 2923/85 and (EEC) No 2946/85 opening standing invitations to tender for the export of cereals held by the intervention agencies

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 7 (5) thereof,

Having regard to Commission Regulation (EEC) No 1836/82 of 7 July 1982 laying down the procedure and conditions for the disposal of cereals held by the intervention agencies ⁽³⁾, as last amended by Regulation (EEC) No 3447/85 ⁽⁴⁾,

Whereas the validity for export licences in respect of which the refund is fixed in advance should be increased for the standing invitations to tender opened by Regulations (EEC) No 2923/85 ⁽⁵⁾ and (EEC) No 2946/85 ⁽⁶⁾, as last amended by Regulation (EEC) No 3572/85 ⁽⁷⁾;

Whereas these provisions do not affect export licences of which the advance fixing of the refund has been requested prior to 18 December 1985;

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

HAS ADOPTED THIS REGULATION :

Article 1

Article 3 of Regulations (EEC) No 2923/85 and (EEC) No 2946/85 is replaced by the following :

'Article 3

The export licences shall be valid from their date of issue, within the meaning of Article 9 of Regulation (EEC) No 1836/82, until the end of the fourth month following.'

Article 2

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

It shall apply from 18 December 1985.

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

Done at Brussels, 23 December 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 L 202, 9. 7. 1982, p. 23.

⁽⁴⁾ OJ No L 328, 7. 12. 1985, p. 17.

⁽⁵⁾ OJ No L 280, 22. 10. 1985, p. 22.

⁽⁶⁾ OJ No L 283, 24. 10. 1985, p. 19.

⁽⁷⁾ OJ No L 341, 19. 12. 1985, p. 12.

COMMISSION REGULATION (EEC) No 3703/85

of 23 December 1985

laying down detailed rules for applying the common marketing standards for certain fresh or chilled fish

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Article 1

This Regulation lays down detailed rules for the control of the conformity with the common marketing standards laid down by Regulation (EEC) No 103/76 for the grading and the weighing of certain species.

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products⁽¹⁾, as last amended by the Act of Accession of Spain and Portugal, and in particular Article 4 (4) thereof,

Article 2

A lot is to be considered as uniform within the meaning of Articles 7 (1) and 8 (3) of Regulation (EEC) No 103/76 if not more than 10 % of the total quantity in the lot falls within the freshness or size category immediately below and/or above that stated for the box or lot in question.

Having regard to Council Regulation (EEC) No 103/76 of 19 January 1976 laying down common marketing standards for certain fresh or chilled fish⁽²⁾, as last amended by Council Regulation (EEC) No 3396/85⁽³⁾, and in particular Articles 6, 8 and 8a thereof,

Article 3

When the quantities of a given product landed from a vessel are being graded, the total quantities of the lots considered to be small lots within the meaning of Articles 7 (1) and 8 (3) of Regulation (EEC) No 103/76 should not exceed 100 kg of the product in question which are landed from the vessel and are intended to be marketed for a particular sale. However, the competent authorities of the Member States are authorized to fix a quantity less than 100 kg where specific production and marketing conditions require it.

Whereas experience has shown the need to clarify certain provisions concerning the application of the common marketing standards laid down by Regulation (EEC) No 103/76 to ensure that these standards are more uniformly applied in the Member States;

Article 4

Member States shall take all necessary steps to ensure that the grading of the product in accordance with the provisions of Regulation (EEC) No 103/76 cannot be altered when the product is first offered for sale except under the supervision of the competent authorities.

Whereas the grading of herring and mackerel by sample assessment, as provided for in Article 8a of Regulation (EEC) No 103/76, should be carried out so as to ensure compliance with the Community standards for these species; whereas, to ensure that extrapolation of the results of the grading by sample assessment to all the lots concerned is justified, the number of samples to be taken, the weight or volume of each sample and the methods of grading and checking the weight of the lots marketed should be specified, account being taken of the various ways in which products are offered for sale;

Article 5

To ensure that the contents of standardized boxes are the same as their presumed contents, as provided for in 8 (4) of Regulation (EEC) No 103/76, at least one box in every hundred boxes must be weighed, without prejudice to more restrictive national provisions or commercial rules applied in Member States. The net weight may vary, as provided for in Article 8 (5) of Regulation (EEC) No 103/76, by 5 % above or below the weight stated or presumed, subject to more restrictive national provisions on matters of commercial law.

Whereas, to help improve the quality of fish graded on the basis of a sampling system and to prevent the marketing of fish which is not sufficiently fresh, the Member States concerned must introduce control arrangements including inspections of the preserving facilities on the vessels landing the fish concerned;

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

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 20, 28. 1. 1976, p. 29.

⁽³⁾ OJ No L 322, 3. 12. 1985, p. 1.

Article 6

1. The grading of herring or mackerel into the various freshness and size categories on the basis of a sampling system as provided for in Article 8a of Regulation (EEC) No 103/76, shall be carried out in accordance with the procedure laid down in the following paragraphs.

2. Samples shall be taken from the quantity to be offered for sale as follows:

- a sample of at least 50 kg shall be taken from any quantity less than 50 tonnes,
- two samples of at least 50 kg each shall be taken from any quantities between 50 and 100 tonnes,
- at least three 50 kg — samples shall be taken from any quantities exceeding 100 tonnes, or as many 50 kg — samples as necessary to give a total quantity of not less than 0,08 % of the quantities concerned.

In cases where landings are made by a vessel equipped with fish tanks, samples shall be taken from the contents of each tank, account being taken of the above provisions.

3. These samples are taken in such a way as to be representative of the given lot, account being taken of commercial practices applied in this matter, in the Member States.

Samples shall be taken in a regular manner, depending on the number of samples to be taken and the total quantity to be offered for sale.

4. The quantities to be offered for sale concerned shall then be graded in accordance with the provisions of Regulation (EEC) No 103/76, in the light of the results of the sampling and subject to the following provisions and a visual inspection.

If a sample indicates:

- (a) that the fish examined fall within the same freshness and size category the quantities concerned shall be graded on the basis of this result. Variations in size and in freshness as provided for by Article 2, shall be permitted;
- (b) that a proportion of the fish examined, representing more than 10 % of the quantity in the sample, falls within category B, the number of the samples to be taken shall be doubled. However, the quantities concerned may not be placed in a category higher than category B;
- (c) that a proportion of the fish examined do not fulfil the conditions to be marketed for human consumption, the quantities concerned may not be used for this purpose, unless grading in accordance with Articles 6, 7 and 8 of Regulation (EEC) No 103/76 shows that a proportion thereof may be marketed for human consumption.

Article 7

1. In order to ascertain the weight of the quantities put up for sale and landed the recipient units, or the transport vehicle into which these quantities are loaded, shall be weighed.

If such weighing cannot be carried out, the weight of the landed quantities shall be calculated by addition of the contents of the standardized boxes in which the quantities must be landed. However, a supplementary weighing by sample shall be carried out for the standardized boxes.

2. If the quantities are presented for public auction in standardized boxes to be marketed for a particular sale, weighing shall be carried out according to the provisions of Article 5.

3. The weight of quantities transshipped on board a vessel shall be calculated by applying the coefficients shown in Annex I:

- on the one hand, to the volume of the catches taken by each vessel or to the contents of each tank as measured by the appropriate technical means,
- on the other hand, to the volume of the quantities transshipped to the processing vessel as measured by means of the recipient approved by the office responsible for weights and measures in the Member State concerned.

Article 8

Within the framework of the sampling system Member States shall take all necessary measures to ensure in particular:

- that all vessels possess appropriate facilities, and use these facilities for maintaining the quality of the products concerned in accordance with the criteria laid down in Regulation No 103/76,
- that, the vessels equipped with fish tanks, the tanks are properly cleaned, that the temperature in the tanks is suitable for the keeping of fish and that this temperature can be noted,
- that all quantities marketed are recorded, with a breakdown by freshness and size category. Recording shall be based, in the case referred to in Article 7, paragraph 1, on the substantiating documents signed by the skipper of the vessel concerned and by the purchaser and, in the case referred to in Article 7, paragraph 3, on those signed by the skippers of the vessels concerned.

Article 9

This Regulation shall enter into force on the third 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, 23 December 1985.

For the Commission

Karl-Heinz NARJES

Vice-President

ANNEX

Species	Size (1)	Volume m ³	Coefficients
Herring	1)	1	0,86
	2)		
	3)		
Mackerel	1)	1	0,8
	2)		
	3)		

(1) The size categories are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

COMMISSION REGULATION (EEC) No 3704/85

of 27 December 1985

altering, from 30 December 1985, the rate of refunds applicable for certain products of the cereals and rice sectors, exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European 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 the first sentence of the fourth subparagraph of Article 16 (2) 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 the first sentence of the fourth subparagraph of Article 17 (2) thereof,

Whereas the rates of the refunds applicable from 1 December 1985 to the products listed in the Annex, exported in the form of goods not covered by Annex II to the Treaty, were fixed by Regulation (EEC) No 3359/85⁽⁵⁾;

Whereas it follows from applying the rules and criteria contained in Regulation (EEC) No 3359/85 to the

information at present available to the Commission that the export refunds at present applicable should be altered as shown in the Annex to this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

The rates of refund fixed by Regulation (EEC) No 3359/85 are hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 30 December 1985.

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

Done at Brussels, 27 December 1985.

For the Commission

Karl-Heinz NARJES

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 18. 4. 1984, p. 13.

⁽³⁾ OJ No L 166 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 107, 19. 4. 1984, p. 13.

⁽⁵⁾ OJ No L 321, 30. 11. 1985, p. 31.

ANNEX

to the Commission Regulation of 27 December 1985 altering the rates of the refunds applicable from 30 December 1985 to certain cereal and rice products exported in the form of goods not covered by Annex II to the Treaty

<i>(ECU/100 kg)</i>		
CCT heading No	Description	Rate of refund
10.01 B I	Common wheat, and meslin (mixed wheat and rye):	
	— For the manufacture of starch	5,571
	— Other than for the manufacture of starch	8,350
10.01 B II	Durum wheat	14,969
10.02	Rye	9,142
10.03	Barley	11,196
10.04	Oats	7,277
10.05 B	Maize, other than hybrid maize for sowing:	
	— For the manufacture of starch	7,897
	— Other than for the manufacture of starch	9,838
10.06 B I b) 1	Round grain husked rice	36,513
10.06 B I b) 2	Long grain husked rice	35,128
10.06 B II b) 1	Round grain wholly milled rice	47,114
10.06 B II b) 2	Long grain wholly milled rice	50,910
10.06 B III	Broken rice:	
	— For the manufacture of starch	12,032
	— Other than for the manufacture of starch	14,423
10.07 C	Sorghum	10,823
11.01 A	Wheat or meslin flour	9,748
11.01 B	Rye flour	15,615
11.02 A I a)	Durum wheat groats and meal	23,202
11.02 A I b)	Common wheat groats and meal	9,748

COMMISSION REGULATION (EEC) No 3705/85
of 27 December 1985

**fixing the difference in white sugar prices to be used in calculating the levy for
processed fruit and vegetable products and for wine**

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

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EEC) No 746/85 ⁽²⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine ⁽³⁾, as last amended by Regulation (EEC) No 3307/85 ⁽⁴⁾, and in particular Article 19 (3) thereof,

Whereas, in order that the Member States may determine the amount of the levy applicable, in respect of the various added sugars, to imports of the products listed in Annex I to Regulation (EEC) No 516/77 and of the products falling within subheadings 20.07 A I b) 1, B I b) 1 aa) 11 and B I b) 1 bb) 11 of the Common Customs Tariff which are listed in Article 1 (2) (a) of Regulation (EEC) No 337/79, it is necessary in accordance with Article 2 (2) of Regulation (EEC) No 516/77 and Article 19 (2) of Regulation (EEC) No 337/79 to determine the difference between, firstly, the average of the threshold

prices for one kilogram of white sugar for each month of the quarter for which the difference is being determined and, secondly, the average of the cif prices for one kilogram of white sugar used in fixing the levies on white sugar, as calculated for a period comprising the first 15 days of the month preceding the quarter for which the difference is being determined and the two months immediately preceding that month; whereas, pursuant to the abovementioned Regulations, this difference must be determined by the Commission for each quarter of the calendar year,

HAS ADOPTED THIS REGULATION:

Article 1

For the period 1 January to 31 March 1986, the difference referred to in Article 2 (2) of Regulation (EEC) No 516/77 and in Article 19 (2) of Regulation (EEC) No 337/79 is fixed at 0,4651 ECU.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 27 December 1985.

For the Commission
Frans ANDRIESEN
Vice-President

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 1.

⁽²⁾ OJ No L 81, 23. 3. 1985, p. 10.

⁽³⁾ OJ No L 54, 5. 3. 1979, p. 1.

⁽⁴⁾ OJ No L 320, 29. 11. 1985, p. 1.

COMMISSION REGULATION (EEC) No 3706/85
of 27 December 1985
altering the corrective amount applicable to the refund on cereals

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 the fourth sentence of the second subparagraph of Article 16 (4) thereof,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds ⁽³⁾;

Whereas the corrective amount applicable to the refund on cereals was fixed by Regulation (EEC) No 3597/85 ⁽⁴⁾;

Whereas, 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,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75, fixed in the Annex to Regulation (EEC) No 3597/85 which is applicable to the export refunds fixed in advance in respect of cereals, is hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 27 December 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 L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 343, 20. 12. 1985, p. 45.

ANNEX

to the Commission Regulation of 27 December 1985 altering the corrective amount applicable to the refund on cereals

CCT heading No	Description	(ECU/tonne)						
		Current 1	1st period 2	2nd period 3	3rd period 4	4th period 5	5th period 6	6th period 7
10.01 B I	Common wheat and meslin							
	for exports to:							
	— China	0	+ 6,00	+ 6,00	+ 6,00	+ 6,00	+ 6,00	+ 6,00
	— other third countries	0	0	0	0	0	0	0
10.01 B II	Durum wheat	0	0	0	0	0	—	—
10.02	Rye	0	0	0	0	0	—	—
10.03	Barley	0	0	0	0	0	—	—
10.04	Oats	—	—	—	—	—	—	—
10.05 B	Maize other than hybrid maize for sowing	0	0	0	0	—	—	—
10.07 C	Grain sorghum	—	—	—	—	—	—	—
11.01 A	Common wheat flour	0	0	0	0	0	—	—
11.01 B	Rye flour	0	0	0	0	0	—	—
11.02 A I a)	Durum wheat groats and meal	0	0	0	0	0	0	0
11.02 A I b)	Common wheat groats and meal	0	0	0	0	0	—	—

N. B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977), as last amended by Regulation (EEC) No 501/85 (OJ No L 60, 28. 2. 1985).

COMMISSION REGULATION (EEC) No 3707/85
of 27 December 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 3626/85 ⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1809/85 to the infor-

mation 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 December 1985.

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

Done at Brussels, 27 December 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 344, 21. 12. 1985, p. 58.

ANNEX

to the Commission Regulation of 27 December 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	48,59 43,55 ⁽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.

COMMISSION OF THE EUROPEAN COMMUNITIES

EUROPEAN PERSPECTIVES

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AN EVER CLOSER UNION

A critical analysis of the Draft Treaty establishing the European Union

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